



**REPORT OF THE  
NCAA DIVISION III COMMITTEE ON STUDENT-ATHLETE REINSTATEMENT  
NOVEMBER 14, 2022, MEETING**

**ACTION ITEMS.**

**1. Legislative items.**

**a. Noncontroversial Legislation –Practice While Waiver is Pending**

- (1) Recommendation. That the NCAA Division III Management Council approve in concept noncontroversial legislation that would permit a student-athlete to continue to practice but not compete, provided the institution has filed a season-of-participation waiver or hardship waiver request. Further, to specify that if a 10-semester-15/quarter, season-of-participation, or hardship waiver request is denied by the NCAA student-athlete reinstatement staff or conference office staff, the student-athlete must cease all practice activities upon the institution's notification of the denial, regardless of whether the institution plans to appeal the reinstatement staff decision.
- (2) Effective date. Immediate, for waivers submitted on or after the date of adoption of the noncontroversial proposal.
- (3) Rationale. Currently, the legislation only addresses a student-athlete's ability to practice while a 10-semester/15-quarter extension waiver request is pending. The legislation should also apply to season-of-participation waiver requests processed by the reinstatement staff and hardship waiver requests processed by the conference office. The NCAA Division III Committee on Student-Athlete Reinstatement noted once reinstatement staff issues a decision on a season-of-participation waiver and the conference office issues a decision on a hardship waiver, the student-athlete must immediately cease all practice activities and may not continue to practice throughout the appellate process. Additionally, the committee stated that a student-athlete may not practice in the event that the institution files a hardship waiver appeal with the reinstatement staff.
- (4) Estimated budget impact. None.
- (5) Student-athlete impact. This legislation would permit student-athletes who have exhausted their use of season of participations to continue to engage in practice activities while the waiver is pending.

**b. Noncontroversial Legislation – NCAA Division III Bylaw 14.7.4 Collegiate All-Star Contests**

- (1) Recommendation. That the Management Council approve in concept noncontroversial legislation to specify that a student-athlete who competes

as a member of a squad in any college all-star contest shall be ineligible for intercollegiate competition in that sport subject to reinstatement as opposed to permanent ineligibility.

- (2) Effective date. Immediate.
- (3) Rationale. Current legislation indicates that if a student-athlete participates in a collegiate all-star contest, they shall be denied further intercollegiate eligibility in that sport. After a review of legislative history and relevant case precedent, the committee noted that while competition in a collegiate all-star contest should affect a student-athlete's remaining eligibility, it does not warrant permanent ineligibility.
- (4) Estimated budget impact. None.
- (5) Student-athlete impact. None.

## 2. Nonlegislative items.

- None.

### INFORMATIONAL ITEMS.

1. **Philosophy statement.** The committee reviewed the Division III philosophy statement.
2. **Governance update.** The committee received a governance update from the managing director for Division III.

**Amateurism certification for international prospective student-athletes.** The committee received an overview of the NCAA amateurism certification process and violations of the legislation which result in prospective student-athletes receiving an amateurism certification decision of "Final: Not Certified." The committee discussed the recent adoption of NCAA Proposal No. 2022-2 which, effective August 1, 2023, requires international prospective student-athletes in all sports to have their pre-enrollment amateur status reviewed by the NCAA Eligibility Center. Any prospective student-athlete whose amateur status is not certified and whose certifying institution wishes to seek reinstatement, will be required to do so beginning August 1, 2023.

Therefore, the committee drafted concepts for guidelines, which will be reviewed and published prior to 2023-24 recruitment cycle.

3. **NCAA Division III Committee on Student-Athlete Reinstatement Guidelines.** The committee reviewed and approved editorial revisions to its guidelines.

4. **Review of flexible student-athlete reinstatement decisions.** The committee reviewed recent reinstatement staff decisions that provided relief from established case precedent and/or committee guidelines and archived Request/Self-Report Online Case No. 1153915. All other cases were accepted and will remain available as precedent within RSRO consistent with NCAA Divisions I, II and III Committees on Student-Athlete Reinstatement Policies and Procedures.
  
5. **Other business.** The Division III Committee on Student-Athlete Reinstatement elected Russell Rodgers as Chair of the Division III Student-Athlete Reinstatement Committee effective January 2023.
  
6. **Future meetings.** The Division III Committee on Student-Athlete Reinstatement established the following future meeting dates and locations
  - Spring, 2023, Indianapolis.

*Committee Chair:* Barbara MacLeod, Ohio Wesleyan University.  
*Staff Liaisons:* Elizabeth Perry, Academic and Membership Affairs.  
 Julie Zike, Academic and Membership Affairs.

<b>NCAA Division III Committee on Student-Athlete Reinstatement November 14, 2022, Meeting</b>
<b>Attendees:</b>
Matt Hill, University of Northwestern – St. Paul.
Barbara MacLeod, Ohio Wesleyan University.
George Navaro, The College of New Jersey.
Russell Rodgers, Stevens Institute of Technology.
Abigail Van Vlerah, Manchester College.
<b>Absentees:</b>
Chris Krum, Albion College (student-athlete).
<b>Guests in Attendance:</b>
None.
<b>NCAA Support Staff in Attendance:</b>
Karlie Curtis, Etta Bilon, Connor Bush, Maison Hubbard, Elizabeth Perry, Brad Rochman, Jerry Vaughn and Julie Zike.
<b>Other NCAA Staff Members in Attendance for a portion of the meeting:</b>
Jeff Myers and Bill Regan.