



**REPORT OF THE
NCAA BOARD OF GOVERNORS
APRIL 30, 2019, MEETING**

ACTION ITEMS.

- None.

INFORMATIONAL ITEMS.

1. **Welcome and announcements.** NCAA Board of Governors Chair President Bud Peterson convened the meeting at approximately 2 p.m. and welcomed the Governors. He gave a special welcome to Board of Governors members Stevie Baker-Watson, Sandra Jordan, Laura Liesman and Tori Murden-McClure, who were attending their first in-person meeting. NCAA staff confirmed that a quorum was present. President Peterson recognized President Susan Herbst and President Eric Kaler, who both were participating in their last board meeting. President Peterson gave special thanks to President Kaler for his work as part of the Board of Governors Executive Committee. President Peterson also welcomed President Michael Drake and President Renu Khator, whose terms on the board begin following adjournment of the meeting, and noted they were attending as observers.
2. **Consent agenda.** By way of a consent agenda, the Board of Governors approved the report of its January 23, 2019, meeting and the appointment of President Renu Khator to the NCAA Board of Governors Ad Hoc Committee on Sports Wagering. The Governors also approved revisions to its policies and procedures, primarily due to the membership's adoption of legislation to add five independent members to the Board of Governors.
3. **NCAA President's Report.** President Mark Emmert provided brief comments on several issues facing the Association that were part of the Governors meeting agenda, including possible reaction to the legal and legislative landscape.
4. **Esports.** Joni Comstock, NCAA senior vice president of championships and alliances, Nate Flannery, NCAA director of digital and social media, and Chris Termini, NCAA managing director of championships and alliances, noted the various policy and operational considerations presented in the position papers provided to the board members in advance of the meeting. Potential championship models and the legislative process required to establish a new NCAA championship were reviewed.

It was VOTED

"That in recognition of the rapid growth of esports on NCAA campuses and the lack of central organization or an existing amateur governing body developing college esports for adoption by the NCAA, the Board of Governors directs the national office to take measures to cultivate college esports in a manner that aligns with the Association's values and mission,

and which supports the health, academics and social well-being of students.” Motion failed [For 6 (DeGioia, Henderson, Jordan, Murden-McClure, Olson, Samhat), Against 6 (DiStefano, Kaler, Maher, Peterson, Trauth, Tripathi), Abstain 0].

It was VOTED

“That Board of Governors table the topic of esports.” Motion approved (For 12, Against 0, Abstain 0).

5. Law, policy and governance strategic discussion.

a. NCAA Sports Science Institute/NCAA Committee on Competitive Safeguards and Medical Aspects of Sports update.

- (1) Interassociation recommendations: Prevention of Catastrophic Injury and Death in Collegiate Athletics. NCAA Chief Medical Officer Brian Hainline reviewed with the Governors the *Interassociation Recommendations: Prevention of Catastrophic Injury and Death in Collegiate Athletics* document. Dr. Hainline noted that the recommendations were created through the Uniform Standards of Care procedures, which included a comprehensive process of internal and external review, with the oversight of the NCAA Committee on Competitive Safeguards and Medical Aspects of Sports in partnership with the Board of Governors. The recommendations provide a flexible roadmap for member schools to address catastrophic injury prevention in six key areas: sportsmanship; protective equipment, acclimatization and conditioning; emergency action plans; strength and conditioning personnel; and education and training.

It was VOTED

“That the Board of Governors endorse the Interassociation Recommendations: Preventing Catastrophic Injury and Death in Collegiate Athletes as Association-wide policy.” Motion approved (Unanimous voice vote).

- (2) Independent medical care issue. Dr. Hainline noted that the National Athletic Trainers’ Association’s Intercollegiate Council for Sports Medicine posed a question concerning independent medical care to the Committee on Competitive Safeguards and Medical Aspects of Sports (CSMAS) involving issues associated with the provision of medical care by a host institution’s primary athletics health care providers to visiting teams’ student-athletes when those teams did not travel with their own primary athletics health care provider. CSMAS acknowledged that existing provisions of independent medical care legislation (e.g. unchallengeable autonomous decision-making authority) extend to the primary athletics health care providers of a host institution in the absence of the primary athletics health care provider from a visiting institution. However, membership sports medicine

staffs will benefit from further discussion and guidance that considers relevant medicolegal issues that can arise when a primary athletics health care provider does not accompany a traveling team. Dr. Hainline requested, and the Governors approved, creating a task force to address this issue further, specifically addressing medical and legal risks plus core health and safety membership requirements, and then report back to the board.

- b. **Government relations.** NCAA Managing Director of Law, Policy and Governance Abe Frank briefly updated the board on state and federal legislation related to sports wagering and amateurism of student-athletes, noting that more information would be provided at the President's Breakfast the following morning.
- c. **Legal and litigation update.** NCAA Vice President and General Counsel Scott Bearby facilitated a privileged and confidential discussion regarding ongoing litigation.

6. Sports wagering update.

- a. **NCAA Board of Governors Ad Hoc Committee on Sports Wagering.** NCAA Senior Vice President of Championships and Alliances Joni Comstock and NCAA Executive Vice President of Regulatory Affairs Stan Wilcox updated the Governors on the work of the Ad Hoc Committee on Sports Wagering. The Governors were informed of the Committee's continued work to gather membership feedback to develop best practices related to education and policy, and to determine the feasibility of player availability reporting.
- b. **NCAA Championships Policy Related to Sports Wagering.** NCAA Managing Director of Law, Policy and Governance Jackie Campbell reminded the Governors of its previous action to suspend the Championships Policy Related to Sports Wagering and to allow for championships hosting in locations, regardless of whether a state is considering, or has legalized, sports wagering. Since that action, many states have introduced sports wagering legislation and a number of states currently are accepting wagers.

It was VOTED

"That the Board of Governors rescind the NCAA Championships Policy Related to Sports Wagering." Motion approved (Unanimous voice vote).

- c. **NCAA Staff Travel, Expense, Meeting and Events Policy.** NCAA Chief Financial Officer Kathleen McNeely shared with the board a staff policy that prohibits NCAA-sponsored meetings to be conducted at hotel properties where gambling takes place. Further, that staff is required to make every effort to avoid stays at such properties when traveling for any business purpose. It was noted that with more states allowing sports wagering, the national office likely will find it difficult to locate facilities for Association

events. The board supported staff's request to eliminate this language from the staff travel policies.

7. **Update on the NCAA strategic planning process.** Reshma Patel-Jackson, Attain project lead, updated the Governors on the work of the NCAA Strategic Planning Working Group. The Governors reviewed and offered feedback on several draft components (e.g., core values, mission, vision, priorities/goals) of the plan. The Governors were informed of next steps in the process and that the working group was on schedule to present the final strategic plan to the Governors in October.
8. **NCAA Board of Governors Executive Committee report.** President Peterson reported that the Executive Committee, serving as the nominating committee, engaged in a rigorous and comprehensive process that yielded five exceptional individuals, whom will be excellent additions to the board. Chairman Peterson noted that the nominating committee recommends the following five individuals to serve on the Board of Governors:
 - a. **Ken Chenault.** Executive Chairman and Managing Director, General Catalyst Partners; Retired Chairman and Chief Executive Officer, American Express.
 - b. **Mary Sue Coleman.** President, Association of American Universities; Former member, Commission on College Basketball.
 - c. **Grant Hill.** Commentator, Turner Sports, Inc.; Vice Chairman, Atlanta Hawks; Former professional athlete; Former student-athlete.
 - d. **Denis McDonough.** Senior Principal; The Markle Foundation; Former Chief of staff to President Barack Obama.
 - e. **Vivek Murthy.** Former Surgeon General, United States Department of Health and Human Services.

It was VOTED

“That the Board of Governors approve the five individuals recommended to serve as independent members of the Board of Governors beginning August 1, 2019.” Motion approved (Unanimous voice vote)

9. **Executive Session.** The Governors concluded the meeting in executive session to discuss various administrative matters.
10. **Adjournment.** The meeting was adjourned at approximately 6 p.m.

Board of Governors chair: G.P. "Bud" Peterson, Georgia Institute of Technology
Staff liaisons: Jacqueline Campbell, law, policy and governance Donald M. Remy, Chief Operating Officer and Chief Legal Officer

NCAA Board of Governors April 30, 2019, Meeting
Attendees:
Stevie Baker-Watson, DePauw University
John DeGioia, Georgetown University.
Philip DiStefano, University of Colorado, Boulder.
Mark Emmert, NCAA.
Sue Henderson, New Jersey City University.
Blake James, University of Miami.
Sandra Jordan, University of South Carolina Aiken.
Eric Kaler, University of Minnesota, Twin Cities.
Laura Liesman, Georgian Court University.
Fr. James Maher, Niagara University.
Tori Murden-McClure, Spalding University.
Gary Olson, Daemen College.
Bud Peterson, Georgia Institute of Technology.
Nayef Samhat, Wofford College.
Denise Trauth, Texas State University.
Satish Tripathi, University at Buffalo, The State University of New York.
Absentees:
Eli Capilouto, University of Kentucky.
Burns Hargis, Oklahoma State University.
Susan Herbst, University of Connecticut.
Ronald K. Machtley, Bryant University.
Guests:
Michael Drake, The Ohio State University.
Briana Guerrero, Attain, LLC.
Renu Khator, University of Houston.
Catherine Nelson, CA Nelson Consulting, LLC.
Reshma Patel-Jackson, Attain, LLC.
NCAA staff liaisons in attendance:
Jacqueline Campbell and Donald Remy.
Other NCAA staff in attendance:
Katrice Albert, Scott Bearby, Stephen Clar, Joni Comstock, Dan Dutcher, Natc Flannery, Kimberly Fort, Abe Frank, Terri Gronau, Brian Hainline, Kevin Lennon, Steve Malloncc, Felicia Martin, Kathleen McNeely, Stacey Osburn, Dave Schnasc, Cari Van Senus, Chris Termini, Stan Wilcox and Bob Williams.