



**REPORT OF THE  
NCAA BOARD OF GOVERNORS  
APRIL 25, 2023, VIDEOCONFERENCE**

**KEY ITEMS.**

1. The NCAA Board of Governors encouraged and supported the NCAA Division I Board of Directors in affirming the holistic model for student-athlete support as recommended by the NCAA Division I Transformation Committee, which includes a requirement that all Division I institutions provide two-years of post-eligibility medical coverage for student-athletes who sustain an athletically related injury. Further, the Board of Governors directed NCAA staff to continue analyzing how to include Divisions II and III in a post-eligibility health care model.
2. The Board of Governors continued its review of Association-wide committees to determine whether streamlining is necessary to align with the NCAA Constitution. The board voted to eliminate the NCAA Olympic Sports Liaison Committee and directed the divisional governance bodies to pursue appropriate legislative actions necessary to eliminate the committee.

**ACTION ITEMS.**

**1. Legislative Items.**

- **Legislation – Committees – Association-Wide Committees – Olympic Sports Liaison Committee.**

- (1) Recommendation. That the divisional legislative bodies adopt legislation to eliminate the NCAA Olympic Sports Liaison Committee.
- (2) Effective Date. Immediate.
- (3) Rationale. The Board of Governors is conducting a review of Association-wide committees to determine whether streamlining is necessary to align with the NCAA Constitution. The result of the review was a recommendation to sunset the NCAA Olympic Sports Liaison Committee, as its duties overlap with a partnership between the NCAA and the United States Olympic and Paralympic Committee (USOPC). In addition, the board noted the NCAA's engagement with the USOPC Collegiate Advisory Council, which was established in 2017 to strengthen Olympic and Paralympic sports in the American collegiate system and is comprised of representatives from Division I institutions that have historically contributed to Team USA's success at the Olympic and Paralympic Games. Moreover, the board noted that over the last five years, the committee had two legislative action items: (1) To add a student-athlete from each division as voting members to the committee; and (2) To amend all references to the USOC to the USOPC; and zero nonlegislative action items. Further, the committee acknowledged

that its legislated duties and charge have been completed. Finally, the board noted that Divisions II and III should continue to examine how to contribute to Olympic issues through the NCAA's engagement with the USOPC.

[Note: The cooperation agreement between the NCAA and the USOPC will be amended to ensure that Divisions II and III are briefed and considered on issues and conversations related to Olympic, Paralympic, and elite athlete participation in international competition.]

(4) Estimated budget impact. Budget for committee expenses will be reallocated to an Association-wide budget.

(5) Student-athlete impact. None.

## 2. Nonlegislative Items.

- None.

### INFORMATIONAL ITEMS.

1. **Welcome and announcements.** Board of Governors chair, President Linda Livingstone, convened the meeting at approximately 1:01 p.m. Eastern time and welcomed the Governors.
2. **Board of Governors March 16, 2023, videoconference and April 17, 2023, electronic vote reports.** The board reviewed and approved the reports of its March 16, 2023, videoconference and April 17, 2023, electronic vote.
3. **NCAA president's report.** President Charlie Baker provided a summary of his views on key issues facing the Association. Specifically, he highlighted several common themes from his meetings and videoconferences with conferences in his first 100 days in office. To date, President Baker has met with approximately one-third of the conferences across the three divisions. President Baker also informed the board of the status of the NCAA business review, which is anticipated to be completed in late July.
4. **Board of Governors Processes and Procedures.**
  - a. **Feedback from divisional presidential bodies via the consultative process.** Presidents Mary-Beth Cooper, Livingstone and Steven Shirley provided the board with an update on the use of the consultative process with the divisional presidential bodies prior to the videoconference to solicit comment and feedback on potential board action and discussion.

- b. **Establishment of executive committee.** President Livingstone shared the outcome of an electronic vote from April 17, 2023, to establish the composition of the board's executive committee. The board discussed the charge of the executive committee, which is to facilitate the administrative processes and issues between quarterly meetings of the board and that a heightened level of communication and transparency is needed with the membership to share the work of the committee. Further, it was noted that the executive committee will meet in May with regular meetings throughout the calendar year, as needed. The executive committee's composition includes the following voting board members:

The chair and vice chair of the Board of Governors, an independent member and a voting board member from the division not represented by the chair and vice chair. The chair of the NCAA Board of Governors Finance and Audit Committee and the NCAA president shall serve as ex-officio members.

- c. **Update on Association-wide committees.** The board received an update on the continuing review of NCAA Association-wide committees and potential changes to streamline the committees' work with the new NCAA Constitution. Staff noted the elimination of the NCAA Research Committee was final, as all three divisions approved the legislation to eliminate the committee. In addition, during the April divisional council meetings, the respective councils discussed the board's directive to eliminate the NCAA Committee on Sportsmanship and Ethical Conduct. It was noted that Divisions I and II approved the legislative change in concept, while Division III requested additional information for its July meeting.

The next committee that was reviewed and recommended for elimination was the Olympics Sports Liaison Committee. The board noted that the committee's duties overlap with a partnership between the NCAA and the USOPC and the NCAA's engagement with the USOPC Collegiate Advisory Council. Further, the members of the Olympics Sports Liaison Committee acknowledged that its legislated duties and charge have been completed. Finally, the board noted that Divisions II and III should continue to examine how to contribute to Olympic issues through the NCAA's engagement with the USOPC. [See Action Items, Legislative Action Item No. 1.]

It was VOTED

"That the Board of Governors approve the elimination of the NCAA Olympic Sports Liaison Committee and direct the divisional governance bodies to pursue the appropriate legislative actions necessary to remove the Olympic Sports Liaison Committee. The board also directed Divisions II and III to continue to examine how to contribute to Olympic issues through the NCAA's engagement with the USOPC."

**Approved** (Unanimous voice vote)

5. **Update and next steps regarding the Board of Governors Subcommittee on Congressional Engagement and Action.** President John DeGioia, chair of the subcommittee and Board of Governors member, provided an update on the continued work of the subcommittee. President DeGioia noted that the subcommittee directed NCAA President Baker and NCAA staff to continue meeting with members of Congress to assist with the development of the NCAA's potential framework for federal legislation. It was further noted that the subcommittee will continue to be available to the board and NCAA staff, but it does not have any future meetings scheduled and will meet when it is necessary to do so.
- a. **Congressional engagement.** NCAA President Baker shared with the board that he continues to have positive engagement with members of Congress. He further noted the areas where federal legislators are focusing their attention when meeting with him and NCAA staff, including but not limited to Name, Image and Likeness regulations and student-athlete well-being issues.
  - b. **Legislative framework.** NCAA staff highlighted a potential framework for federal legislation. The board agreed that the asks that are set forth in the framework are reasonable and address the concerns noted by NCAA members and federal legislators.
    - **Post-eligibility health care coverage.** The board discussed the holistic model to modernize student-athlete support as recommended by the Division I Transformation Committee. It was noted that one component of the model requires all Division I institutions to provide at least two years of medical coverage following graduation or the completion of a student-athlete's eligibility/athletics experience if they sustain an athletically related injury, including assistance for out-of-pocket medical expenses during a student-athlete's playing career.

It was VOTED

"That the Board of Governors encourage and support the NCAA Division I Board of Directors in affirming the holistic model as recommended by the Division I Transformation Committee, which includes post-eligibility health care for student-athletes. Further, the Board directed the NCAA staff to continue analyzing how to finance a post-eligibility health care model for Division I, as well as how to include and finance the model for Divisions II and III."

**Approved** (Unanimous voice vote)
  - c. **Government relations report.** The board reviewed the state legislative landscape on issues of importance to intercollegiate athletics including Name, Image and Likeness; employment and collective bargaining; and transgender athlete participation. In addition, NCAA staff provided a status update on California Assembly Bill 252, the College Athlete Protection Act.

- d. **Membership mobilization strategy.** The board reviewed the three phases of the NCAA membership mobilization strategy focused on educating the membership on key issues and rationale for engagement with Congress. Staff noted that Phase 2 (early March to the end of April) provided broad-based outreach efforts. Phase 3, which begins in early May, will include a more targeted, action-oriented approach that includes requests for the membership to send letters, make phone calls and participate in meetings with key members of Congress.
6. **NCAA Sport Science Institute/NCAA Committee on Competitive Safeguards and Medical Aspects of Sports update.** The NCAA chief medical officer provided two updates on the work of the Committee on Competitive Safeguards and Medical Aspects of Sports.
  - a. **Update regarding the NCAA Mental Health Advisory Group meeting.** The board received a report from the NCAA Mental Health Advisory Group meeting that was held in March. Specifically, it was noted that the purpose of the meeting was to review and build consensus on proposed updates to the NCAA Mental Health Best Practices document. Socialization of the proposed updates to the document will occur with the membership throughout the remainder of 2023 before the updated best practices document is provided to the board for consideration during the January 2024 in-person meeting.
  - b. **NCAA Transgender Student-Athlete Participation Policy.** The NCAA chief medical officer highlighted the implementation of Phase Two of the updated NCAA Transgender Student-Athlete Participation policy, which was extended by the board in January to cover the 2022-23 and 2023-24 academic years. The board also discussed the proposed Title IX regulations/amendments from the Office for Civil Rights at the U.S. Department of Education.
7. **NCAA Gender Equity Assessment and progress on Phase II recommendations.** NCAA staff provided an update on the progress in Phase II of the NCAA Gender Equity Assessment. It was noted that Lewis Rice LLP was selected as the vendor to complete the gender equity review, and it is anticipated that a report will be shared with the board for review during its August 2023 videoconference.
  - **Women's basketball update.** The board received an update on the successes of the 2023 NCAA Women's Basketball tournament. Specifically, NCAA staff outlined the metrics of the Division I women's basketball tournament including viewership/reach, attendance, broadcast and social media. In addition, this year was the second time in the history of NCAA women's basketball that all three divisions participated in the national championship at one site.

8. **Discussion regarding NCAA contracts involving media rights agreements.** The board was joined by representatives from Endeavor, the consultants selected to assist the Association with media rights negotiations following the expiration of the NCAA's media rights agreement with ESPN in 2024. Endeavor briefed the board on the current media landscape and a stakeholder engagement plan. It is anticipated that Endeavor will provide the board with a report for review and consideration during its August videoconference.
9. **NCAA sports wagering update.** NCAA President Baker introduced the topic with the board and noted that the Association is engaged in a market survey on sports wagering activities of an 18- to 22-year-old demographic with results anticipated in the coming weeks. Thereafter, NCAA staff provided an update on the work to date in sports wagering (e.g., protecting student-athlete well-being; protecting the integrity of NCAA competition; monitoring). It was also noted that the NCAA will conduct a comprehensive national sports wagering study in summer 2023.
10. **Board of Governors Finance and Audit Committee report.** Beth DeBauche, chair of the Finance and Audit Committee, and NCAA staff presented the committee's report.
  - a. **NCAA Tax Return 990, general overview and talking points.** The board reviewed the NCAA Form 990 Federal Tax Return, which covers tax year September 1, 2021, through August 31, 2022.
  - b. **FY 2022-23 NCAA revenue and expenses second quarter budget-to-actual report.** The board received a report on the FY2023 second quarter budget-to-actual report. It was noted that performance trends for the second quarter were as expected, and no issues were identified.
  - c. **Board of Governors Finance and Audit Committee – new financial expert and new Investment Subcommittee members.** The Finance and Audit Committee recommended two new committee members for service. It was recommended that Mr. Trent Grocock, Vice President of Finance at the University of Notre Dame, serve as the new financial expert to the committee. Further, it was recommended that Dr. Dwayne Pinkney, Executive Vice President for Finance and Administration at Indiana University, serve on the Investment Subcommittee of the Finance and Audit Committee.

It was VOTED  
"That the Board of Governors approve Mr. Grocock and Dr. Pinkney for service on the Finance and Audit Committee as recommended."  
**Approved** (Unanimous voice vote)
11. **Legal and litigation update.** NCAA general counsel facilitated a privileged and confidential discussion regarding several matters of ongoing litigation.

12. **Other business.** The board did not have other business.
13. **Executive session.** The board convened in executive session.
14. **Adjournment.** The meeting was adjourned at approximately 6 p.m. Eastern time.

*Board of Governors chair: Linda Livingstone, Baylor University*  
*Staff liaisons: Stephanie Quigg, Governance and Policy*  
*Cari Van Senus, Governance, Policy and Human Resources*

NCAA Board of Governors April 25, 2023, Videoconference	
<b>Attendees:</b>	
Javaune Adams-Gaston, Norfolk State University.	
Charlie Baker, NCAA president.	
Bryce Choate, Graduated Division I student-athlete.	
Mary-Beth Cooper, Springfield College.	
Beth DeBauche, Ohio Valley Conference.	
John DeGioia, Georgetown University.	
Grant Hill, CBS/Warner Media/Atlanta Hawks.	
Linda Livingstone, Baylor University.	
Madeleine McKenna, Graduated Division II student-athlete.	
Carrie Michaels, Shippensburg University of Pennsylvania.	
Jere Morehead, University of Georgia.	
Holly Sheilley, Transylvania University.	
Steven Shirley, Minot State University.	
Isaiah Swann, Graduated Division III student-athlete.	
Lynda Tealer, University of Florida.	
Nadja West, MD, retired United States Army lieutenant general and 44th U.S. Army Surgeon General.	
<b>Absentees:</b>	
None.	
<b>Guests in Attendance:</b>	
Karen Brodtkin, Endeavor.	
Andrew Demsey, Endeavor.	
Hilary Mandel, Endeavor.	
<b>NCAA Staff Liaisons in Attendance:</b>	
Stephanie Quigg and Cari Van Senus.	
<b>Other NCAA Staff Members in Attendance:</b>	
Scott Bearby, Tim Buckley, Dawn Buth, Joni Comstock, Kelly Dodds, Dan Gavitt, Terri Gronau, Clint Hangebrauck, Brain Hainline, Charlie Henry, Mark Hicks, Lynn Holzman, David Lafiosca, Kevin Lennon, Felicia Martin, Louise McCleary, Mario Morris, Tom Paskus, Dave Schnase and Stan Wilcox.	