



**REPORT OF THE  
NCAA BOARD OF GOVERNORS  
JANUARY 22, 2020, MEETING**

**ACTION ITEMS:**

- None.

**INFORMATONAL ITEMS:**

- 1. Welcome and announcements.** NCAA Board of Governors Chair President Michael Drake convened the meeting at approximately 1:30 p.m. and welcomed the Governors to Anaheim. NCAA staff confirmed that a quorum was present. President Drake recognized President Sue Henderson, President Gary Olson, Stevie Baker-Watson and Laura Liesman, as they were participating in their last Board of Governors meeting. President Drake gave special thanks to President Henderson for her service as vice chair of the board, as well as her service on the NCAA Student-Athlete Engagement Committee and the Strategic Planning Working Group.
- 2. Consent agenda.** By way of a consent agenda, the Board of Governors approved the report of its October 29, 2019, meeting and the appointment of the new Board of Governors representative, two Division II student-athletes and one Division III student-athlete to serve on the NCAA Board of Governors Student-Athlete Engagement Committee.
- 3. NCAA president's report.** NCAA President Mark Emmert provided brief comments on several issues facing the Association that were part of the Governors meeting agenda.
- 4. NCAA Board of Governors Federal and State Legislation Working Group.** Val Ackerman and Gene Smith, working group co-chairs, informed the board that since it took action on the working group's recommendations in October, the working group has been engaging with governance bodies and membership stakeholders to educate and receive feedback on the recommended principles and regulatory framework. In addition, at the divisional level, each division has designated a legislative leadership group to consider and develop legislative concepts related to NIL. Further, in response to federal interest in the issue of NIL, a Presidential Subcommittee for Congressional Action was created to examine potential Congressional engagement and legislative solutions. The subcommittee includes the working group's six presidents, board member Denis McDonough and is chaired by President Jack DeGioia. The working group is on schedule to complete its work in April and will provide a concluding report to the board at that time.
- 5. NCAA Strategic Planning Working Group report.** Strategic Planning Working Group Chair Glen Jones and Reshma Patel-Jackson, Attain consultants project lead, updated the Board on the strategic planning process, including key changes to the draft plan, the modified timeline and next steps in the process.
- 6. NCAA communications/branding strategy discussion.** NCAA Senior Vice President of Communications Bob Williams and John Hayes, president of JH Enterprises, engaged the board in a discussion of the Association's communications/branding strategy. The board was informed of the current vision, strategy and challenges for the NCAA brand. Next steps for the continuing

discussion were identified, including the development of a student-athlete engagement plan to inform the branding strategy.

**7. NCAA Board of Governors Finance and Audit Committee report.** President Satish Tripathi, chair of the Finance and Audit Committee, presented the committee's report.

**a. First quarter fiscal year 2019-20 budget-to-actual.** President Tripathi noted the first quarter results for fiscal year 2019-20 do not have any major variances compared to prior years.

**b. Fiscal year 2018-19 audited financial statements.** President Tripathi briefly reviewed the 2018-19 financial statements and noted that Crowe, the Association's external auditors, indicated no audit issues and that the NCAA received an unqualified opinion. Tripathi noted the NCAA had a strong financial year with a net revenue of \$66 million. The major highlights that drove the positive outcomes were:

- (1) A \$73 million increase in investments from the previous year. This increase was almost entirely due to positive financial operations. There were changes to the other asset categories, but none were material.
- (2) Total revenues increased \$20 million.
- (3) A \$23 million increase in television and marketing rights per NCAA contracts.
- (4) Championship ticket sales were up \$7.5 million.
- (5) Investment revenue was down \$8 million.
- (6) Total expenses were down \$25.5 million.
- (7) Third party legal fees were down \$23 million.
- (8) The Pathway to Opportunity Program was down \$7.6 million, which was offset by a \$1.7 million increase in Division I revenue distribution.
- (9) A \$4.5 million increase in Division II programming.
- (10) A \$3.1 million increase in management and general.

It was VOTED

“That the Board of Governors approve the 2018-19 Financial Report.” (Unanimous voice vote.)

**c. Unreserved net assets.** President Tripathi reported that fiscal year 2018-19 year ended with the Association having \$35.8 million in unreserved net assets available for allocation. President Emmert recommended, and the Finance and Audit Committee agreed, that \$15 million of the available net assets be set aside to cover additional costs that the NCAA will

experience based on the work of the Federal and State Legislation Working Group. This includes additional consulting for state and federal legislation related to name, image and likeness. The remaining \$20.8 million was recommended as a supplemental distribution to Division I.

It was VOTED

“That the Board of Governors approve the Finance and Audit Committee’s recommended allocation of the \$35.8 million in unreserved net assets.” (Unanimous voice vote.)

- d. **NCAA 10-year financial plan.** President Tripathi noted that the updated 10-year financial plan incorporates known revenues and provides estimates on increases for the remaining revenues and expenses. In addition, the Board’s approval of the plan will provide the NCAA with guidelines for the fiscal year 2020-21 budget construction process.

It was VOTED

“That the Board of Governors approve the updated 10-year financial plan.” (Unanimous voice vote.)

- e. **NCAA Board of Governors Finance and Audit Committee Investment Subcommittee new member, Amy Kweskin.** The board was informed of the Finance and Audit Committee’s approval of Amy Kweskin, vice chancellor for finance and chief financial officer at Washington University in St. Louis, to serve on the NCAA Board of Governors Finance and Audit Committee Investment Subcommittee

## 8. Law, Policy and Governance Strategic Discussion.

- a. **Legal and litigation update.** NCAA general counsel noted the privileged and confidential quarterly litigation status report included in the meeting materials for the board’s information.
- b. **Government relations.** The Board was informed of state and federal legislative activity related to sports wagering and student-athletes’ ability to benefit from use of their name, image and likeness included in the quarterly government relations report.

9. **Discussion of sexual violence prevention.** The board continued its ongoing effort to provide guidance at the campus, conference and national level to combat campus sexual violence. The board reviewed the work of the NCAA in the past decade, including the existing national policy, as well as various campus and conference policies related to serious misconduct and recruitment. The board reaffirmed its commitment to continuing the Association’s efforts to address sexual violence. The board had a robust discussion leading to continued work on an enhanced sexual violence policy, which will be finalized at a special meeting dedicated to these issues in the coming weeks. In the interim, based on the board’s discussion and other membership input, the board instructed staff to provide relevant information for the board to consider in its review of the Association’s policy.

10. **NCAA Board of Governors Executive Committee report.** President Drake reported on matters considered during the Board’s Executive Committee meeting earlier that day.

- 11. Election of vice chair.** The board voted to appoint President Tori Murden McClure as vice chair of the Board of Governors.
- 12. Executive Session.** The board concluded the meeting in executive session to discuss various administrative matters.
- 13. Adjournment.** The meeting adjourned at approximately 5:05 p.m.

*Board of Governors chair: Michael Drake, The Ohio State University*

*Staff liaisons: Jacqueline Campbell, Law, Policy and Governance*

*Donald M. Remy, Law, Policy and Governance*

<b>NCAA Board of Governors January 22, 2020, Meeting</b>	
<b>Attendees:</b>	
Stevie Baker-Watson, DePauw University.	
Grace Calhoun, University of Pennsylvania.	
Eli Capilouto, University of Kentucky.	
Ken Chenault, General Catalyst.	
Mary Sue Coleman, Association of American Universities.	
John DeGioia, Georgetown University.	
Philip DiStefano, University of Colorado.	
Michael Drake, The Ohio State University.	
Mark Emmert, NCAA.	
Burns Hargis, Oklahoma State University.	
Sue Henderson, New Jersey City University.	
Sandra Jordan, University of South Carolina Aiken.	
Renu Khator, University of Houston.	
Laura Liesman, Georgian Court University.	
Ronald Machtley, Bryant University.	
Fr. James Maher, Niagara University.	
Denis McDonough, Former White House Chief of Staff.	
Tori Murden McClure, Spalding University.	
Vivek Murthy, 19th United States Surgeon General.	
Gary Olson, Daemen College.	
Denise Trauth, Texas State University.	
Satish Tripathi, University at Buffalo, The State University of New York.	
David Wilson, Morgan State University.	
Randy Woodson, North Carolina State University.	
<b>Absentees:</b>	
Grant Hill, CBS/Warner Media/Atlanta Hawks.	
<b>Guests in Attendance:</b>	
Val Ackerman, Board of Governors Federal and State Legislation Working Group co-chair.	
Greg Baroni, Attain, LLC.	
Nicholas Clark, NCAA Board of Governors Student-Athlete Engagement Committee chair.	
Briana Guerrero, Attain, LLC.	
John Hayes, JH Enterprises.	
Glen Jones, NCAA Board of Governors Strategic Planning Working Group chair.	
Reshma Patel-Jackson, Attain, LLC.	
Gene Smith, Board of Governors Federal and State Legislation Working Group co-chair.	
<b>NCAA Staff Liaisons in Attendance:</b>	
Jacqueline Campbell and Donald Remy.	
<b>Other NCAA Staff Members in Attendance:</b>	
Scott Bearby, Dan Dutcher, Kimberly Fort, Abe Frank, Jennifer Fraser, Terri Gronau, Brian Hainline, Kathleen McNeely, Stacey Osburn, Cari Van Senus, Stan Wilcox and Bob Williams.	

*Report is not final until approval of the Board of Governors.*