

# REPORT OF THE NATIONAL COLLEGIATE ATHLETIC ASSOCIATION BOARD OF GOVERNORS OCTOBER 23, 2018, MEETING

## **ACTION ITEMS.**

None.

# <u>INFORMATIONAL ITEMS</u>.

- 1. Welcome and announcements. NCAA Board of Governors chair Bud Peterson convened the meeting at approximately 8 a.m. and welcomed the group to the Alfond Inn on the Rollins College campus. Peterson thanked Rollins College Director of Athletics and Board of Governors member Pennie Parker and Rollins College President Grant Cornwell for hosting the NCAA meetings on their campus. He gave a special welcome to President John DeGioia, new Board of Governors member attending his first in-person meeting. He also welcomed back Father James Maher who attended the August meeting as an observer but was attending his first meeting as an active member. NCAA staff confirmed that a quorum was present.
- 2. Reports of the NCAA Board of Governors August 7, 2018 meeting, and August 27-30, 2018 electronic vote. The Board of Governors approved the reports of its August 7, 2018, meeting, and August 27-30, 2018 electronic vote to approve the new chair of the NCAA Board of Governors Finance and Audit Committee. (Unanimous voice vote.)
- 3. NCAA president's report. President Mark Emmert provided a brief report on the following:
  - **a. NBA's G League**. President Emmert informed the board that the G League, the NBA's developmental league, recently announced that beginning in the summer of 2019, it will offer one-year "Select Contracts" worth \$125,000 to elite prospects who are at least 18 years old but not yet draft eligible. Emmert noted that obtaining a college education continues to provide an unmatched preparation for success in life, as well as a path to professional sports for many student-athletes. However, this change provides another option for those prospects who would prefer not to attend college
  - b. U.S. Center for SafeSport. Cari Van Senus, NCAA Chief of Staff, briefed the board on the U.S. Center for SafeSport, which is the first national organization of its kind focused on ending all forms of sexual abuse in sport through prevention, education and accountability. The U.S. Congress and the U.S. Olympic Committee entrusted the Center with the authority to respond to reports of sexual misconduct within the U.S. Olympic and Paralympic Movements. The Center focuses its efforts in the areas of education and outreach, and resolution and response. The Center also has a website in which it houses a searchable database that includes disciplinary records. The board asked staff to inform member institutions about SafeSport and its work.

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4. Sports wagering update. Joni Comstock, NCAA senior vice president of championships, and Naima Stevenson, NCAA deputy general counsel/managing director of academic and membership affairs, updated the board on the work of the internal Sports Wagering Working Group, including the six areas of focus: 1) Education; 2) Competition integrity; 3) NCAA legislation and policy; 4) Information/data management; 5) Officiating; and 6) Political landscape (state and federal legislation). The board also was informed of the number of states that currently have legalized sports wagering, and education- and prevention-related efforts, including integrity services. Board members noted the importance of education and protecting student-athletes in this new environment. The board discussed the formation of an Association-wide ad hoc committee to further review issues that may arise as more states legalize sports wagering (e.g., new legislation, policy changes, enhanced education, player availability reporting, associated risk per sport, impact on health and safety of student-athletes).

#### It was VOTED

"That an Association-wide Ad Hoc Committee on Sports Wagering be created to work with the NCAA internal sports wagering working group and other organizations (e.g., integrity services provider) to protect student-athlete well-being and ensure the integrity of competition; further, to build on the Association's efforts related to legislation, policy, research and education around sports wagering to assist members as they adapt to legalized sports wagering in their states and regions." (Unanimous voice vote.)

- **5. NCAA Board of Governors Finance and Audit Committee report**. Finance and Audit Committee Chair President Satish Tripathi reported on the Finance and Audit Committee's meeting the previous day.
  - a. 2017-18 year-end fiscal update. The Finance and Audit Committee received an update on the projections for the NCAA's fiscal year end. At this point in the audit, the increase in net assets appears to be around \$27 million. Several items on both sides of the income statement contribute to the increase. NCAA Chief Financial Officer Kathleen McNeely will share those details at the January 2019 Board of Governors meeting when the audit is finalized.
  - b. NCAA internal audit year-end review for 2017-18. The committee received a report of the prior fiscal year audits that were performed. The details of the results of the audits were included in the Board of Governors meeting materials. In summary, 13 audits were completed with 77 percent of the reports showing adequate internal controls. Fifteen percent showed controls that should be enhanced, and eight percent revealed controls that were inadequate. All findings that reflected a need for improvement have mitigation plans in place that have been completed or are on target to be completed.
  - **c.** Commission on College Basketball Recommendations financial update. The committee received an update on the financial estimates for the Commission on College Basketball recommendations that were shared at the August board meeting. Although a few adjustments have been made to estimates, no material changes have occurred,

and the working groups continue to refine the recommendations. Firmer numbers will be provided in January with final numbers and approval for funding coming to the board in April 2019.

- **6. Board of Governors Committee to Promote Cultural Diversity and Equity report.** Committee member President Tripathi shared with the Board of Governors three strategic goals that will guide the work of the committee over the next year:
  - **a.** Engage and align the NCAA governance structure to achieve inclusive excellence.
  - **b.** Use metrics to galvanize accountability and to diversify athletics leadership.
  - **c.** Operationalize the Presidential Pledge and Commitment to Promoting Diversity and Gender Equity in Intercollegiate Athletics/Phase 2: Advancing the Presidential Pledge: From Commitment to Action.

In its efforts to achieve these goals, the committee will work in collaboration with the NCAA inclusion and human resources team and other membership committees working on equity, diversity and inclusion (i.e., NCAA Committee on Women's Athletics, NCAA Minority Opportunities and Interests Committee NCAA, Gender Equity Task Force). The board commended the committee on its work.

- 7. Law, Policy and Governance Strategic Discussion.
  - Sports Science Institute/Committee on Competitive Safeguards and Medical a. Aspects of Sports. NCAA Chief Medical Officer Brian Hainline provided an update on the NCAA-DOD CARE consortium and the draft catastrophic injury and death document. Dr. Hainline expressed gratitude to the board for its support of the CARE Consortium research, which included the initial CARE 1.0 study and now includes CARE 2.0 and CARE Longitudinal (CARE Long and SALTOS), which provides for the long-term study of concussions. Dr. Hainline also reported on the work to date on a draft catastrophic injury and death document that includes recommendations in six areas: 1) Sportsmanship; 2) Protective equipment; 3) Acclimatization and conditioning; 4) Emergency action plan; 5) Strength and conditioning personnel; and 6) Education and training. Dr. Hainline noted that review of this document is ongoing, and he would like to proceed with an external review by endorsing organizations and plans to provide an update at the next appropriate timeline for a potential Association-wide recommendation. The board recommended to proceed with the external review of the draft document by endorsing organizations.
  - **b. Government relations**. The government relations report was included for the board's information.

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  - **c. Legal and litigation update**. NCAA Vice President and General Counsel Scott Bearby facilitated a privileged and confidential discussion regarding several matters of ongoing litigation.
- **8. NCAA Board of Governors' Executive Committee report.** President Bud Peterson reported on matters considered during the Board's Executive Committee meeting the previous day. Terri Gronau, NCAA vice president of Division II, reviewed with the board the Membership Engagement Strategy for the Association-wide vote to add independent members to the Board of Governors. Gronau noted that the primary goals of the engagement are for the membership to better understand the role and duties of the Board of Governors and the value of adding independent members to the board, as well as ensuring that members understand the voting process for January. Gronau reviewed the various communication strategies and the documents being created to assist the membership in its understanding of the proposal and what its adoption would mean for the Association.
- **9. NCAA strategic planning session with consultants**. President Glen Jones, chair of the Board of Governors Strategic Planning Working Group, introduced the Attain Team, who engaged the Board of Governors in a SWOT exercise as part of the strategic planning process. President Jones noted that the feedback from this exercise, as well as the data gathered through governance focus groups, one-on-one interviews and the Association-wide online survey, will be reviewed during a December 3 meeting of the working group.
- **10. Executive Session**. The Governors concluded its meeting in executive session to discuss various administrative matters.
- 11. Adjournment. The meeting was adjourned at approximately 11:55 a.m.

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

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NCAA Board of Governors
October 23, 2018, Meeting

### **Attendees**

Eli Capilouto, University of Kentucky.

John DeGioia, Georgetown University.

Jeffrey Docking, Adrian College.

Mark Emmert, NCAA.

Burns Hargis, Oklahoma State University.

Sue Henderson, New Jersey City University.

Susan Herbst, University of Connecticut.

Shantey Hill, St. Joseph's College, Long Island.

Blake James, University of Miami.

Glendell Jones, Jr., Henderson State University.

Eric Kaler, University of Minnesota, Twin Cities.

Ronald K. Machtley, Bryant University.

Fr. James Maher, Niagara University.

Gary Olson, Daemen College.

Pennie Parker, Rollins 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

Philip DiStefano, University of Colorado, Boulder.

### Guests

Greg Baroni, Attain, LLC.

Dominic Carbone, Attain, LLC.

Briana Guerrero, Attain, LLC.

Catherine Nelson, Attain, LLC.

Reshma Patel-Jackson, Attain, LLC.

### NCAA staff liaisons in attendance

Jacqueline Campbell.

#### Other NCAA staff in attendance

Katrice Albert, Scott Bearby, Joni Comstock, Diane Dickman, Dan Dutcher, Kimberly Fort, Terri Gronau, Brian Hainline, Kevin Lennon, Kathleen McNeely, Stacey Osburn, Naima Stevenson, Cari Van Senus, Stan Wilcox and Bob Williams.

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