NCAA ENFORCEMENT CERTIFICATION AND APPROVALS GROUP (ECAG) POLICIES AND PROCEDURES (P&Ps)

June Scholastic Events

20201230

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1 – Introduction.

These ECAG P&Ps are designed to assist ECAG with administering applicable legislation and articulating requirements desired by the NCAA membership and its intent for implementing legislation in the ECAG subareas. The P&Ps include general expectations of being certified/approved or participating in ECAG processes and state the basic procedures used by ECAG to administer its programs and ensure compliance. This document is intended to:

- 1. Create baseline expectations and best practices for how ECAG completes each component of the certification and approval process; and
- 2. Provide clear guidance and uniformity to ensure consistent and accurate processing of applications and post-experience review forms (PERFs).
- 3. Define parameters and compliance with rules, requirements, process and legislation.
- 4. Establish objective criteria for measuring ECAG's performance through the quality assurance plan.

1-1. ECAG Identification.

ECAG is a team within the NCAA enforcement staff responsible for evaluating and administrating the NCAA's certification/approval programs. The subject areas outlined below serve the NCAA membership by assisting in in promoting and maintaining the integrity of collegiate recruiting in basketball and football and preserving the eligibility of prospective student-athletes (PSAs) and currently enrolled NCAA student-athletes (SAs) while protecting their best interests.

<u>1-1-1. Basketball Certification.</u>

The basketball certification program provides event/league operators who agree to operate their activities in accordance with applicable NCAA legislation and ECAG requirements the opportunity to receive NCAA certification to allow specific involvement with individuals at NCAA Division I institutions. The basketball certification program includes all the following:

1-1-1-1. Nonscholastic Event Certification.

During the spring and summer evaluations periods, NCAA Division I coaches are permitted to attend NCAA-certified nonscholastic events (e.g., camp, league, tournament or festival) to observe participating PSAs during specific ECAG certified dates and times.

1-1-1-2. Scholastic Event Certification - Men's Basketball (MBB).

During the scholastic evaluation periods, NCAA Division I men's coaches are permitted to attend NCAA-certified scholastic events during specified dates and times to observe participating PSAs. The purpose of the scholastic period is to help advance and maintain an education-based focus in the recruiting environment, and ensure such events are conducted in a manner consistent with the Association's core mission. Evaluations by Division I coaches are limited to scholastic and intercollegiate events that are approved by the appropriate certification body as identified in NCAA Bylaw 13.1.7.5.3, which includes the:

- 1. National Federation of State High School Associations (NFHS) for NFHS member schools.
- 2. NCAA (via ECAG) for events conducted by scholastic associations that are not members of NFHS.

3. Applicable two-year college governing body such as the National Junior College Athletic Association (NJCAA), California Community College Athletics Association (CCCAA) and Northwest Athletic Conference (NWAC).

1-1-1-3. Summer League Certification.

Certification of a summer basketball league permits NCAA Division I SAs to participate in the league during specified dates and times. Participation of Division I SAs is limited to leagues certified by the NCAA in accordance with NCAA Bylaw 17.31.4.1.

For an event/league to maintain NCAA certification, the event/league operator must annually apply with ECAG, receive certification and the event/league must be conducted in accordance with applicable NCAA legislation, ECAG P&Ps established and maintained by the NCAA Division I Men's and Women's Basketball Oversight Committees (MBOC and WBOC) and guidelines established and maintained by ECAG.

<u>1-1-2. Recruiting/Scouting Service Approval.</u>

The recruiting/scouting service approval process provides operators who agree to operate their services in accordance with applicable NCAA legislation and ECAG requirements the opportunity to receive NCAA "approval" for NCAA Division I coaches to purchase the service as a resource for the recruiting process in the sports of basketball and football.

For a recruiting/scouting service to maintain NCAA approval, the service operator must annually apply with ECAG, receive NCAA approval and the service must be conducted in accordance with NCAA Bylaw 13.14.3, ECAG P&Ps established and maintained by the MBOC, WBOC and NCAA Division I Football Oversight Committees (FOC) and guidelines established and maintained by ECAG.

<u>1-1-3. Agent Certification.</u>

The agent certification process provides specific National Basketball Players Association (NBPA) registered agents who agree to operate in accordance with applicable NCAA legislation and ECAG requirements the opportunity to receive NCAA certification to allow the agent to enter into a Standard Player Agent Contract (SPAC) with eligible SAs or two-year college PSAs without negatively impacting the SA's NCAA eligibility. To the extent possible, the agent certification process assists in ensuring that NCAA SAs in the sport of MBB who are considering a professional career may obtain the assistance of a qualified agent in a transparent and consistent manner while being able to maintain collegiate eligibility.

For an agent to maintain NCAA certification, the agent must annually apply with ECAG, receive NCAA certification, and conduct his/her business in accordance with NCAA Bylaw 12.02.1.2, ECAG P&Ps established and maintained by SVPC and guidelines established and maintained by ECAG.

2 - ECAG HISTORY.

2-1. Basketball Certification History.

2-1-1. Initial Authority.

From the Chronology of Basketball Certification document:

https://ncaa.sharepoint.com/sites/intra_enf/dip/AdminOpsCertification/History%20-%20Chronology/KEEP%20Chronology%20of%20Basketball%20Certification%20-%20LuAnns%20File%2020160224.pdf

May 19-20, 1994

PROGRAM DEVELOPMENT Page No. 6

"That the following language be provided to the Council for its consideration:

'It is the responsibility of the Recruiting Committee to operate the summer-event certification program. Although the committee may delegate the responsibilities of the processing of the certification program to the NCAA staff, it is the responsibility of the Recruiting Committee to develop the guidelines that will be utilized in order to certify an event operator, including the application and review form that will be completed. The committee also has the responsibility to review interpretive questions arising from the criteria and develop procedures that would be followed in the event that information arises concerning possible violations by an event operator during or after the event operator has been certified.'"

August 1998 – NCAA Division I Board of Directors (BOD) created a working group. Working group met for one year; developed proposals; and conferences were asked to respond.

April 2000 - Increase evaluations during academic year/ Decrease by 10 evaluations in the summer (EFFECTIVE 8/1/00)

Division I Basketball Issues Committees were created.

- Oversight of issues. (Men's and Women's)
- Increase image of sport.
- Develop more effective recruiting model. (Men's.)
- NLT Summer of 2002 (National Office Internal Group)
- Conducted Interviews with:
 - National Association of Basketball Coaches (NABC)
 - NFHS
 - NCAA Coaches
 - Amateur Athletics Union (AAU)
 - o Nike/Adidas
 - National Basketball Association (NBA)
 - o NBPA
 - o NCAA Student-Athlete Advisory Committees (SAACs)
 - o Various Media Representatives

February 2, 2001

Final Report published.

2-1-2. Basketball Certification Timeline/History.

In August 1998, the BODs created working group to evaluate the summer basketball environment. Under direction of NCAA President Cedrick Dempsey, the working group met for one year. After their year of study, the working group developed proposals and asked the conferences to respond.

In April 2000, legislation was enacted to increase evaluations during academic year and decrease evaluations in the summer by 10 (EFFECTIVE 8/1/00). Additionally, the Division I Basketball Issues Committees (men's and women's) were created to provide oversight of issues, increase image of the sport and develop more effective recruiting model (men's).

During the summer of 2000 a national office internal group conducted interviews with the NABC, NFHS, NCAA coaches, AAU, NBA, NBPA, Nike representatives, Adidas representatives, SAC and various media and on February 2, 2001, issued a final report.

The basketball event certification legislation was amended as a result of recommendations of the NCAA Division I Basketball Issues Committee (men's subcommittee) to address concerns related to the basketball recruiting process. The legislation was effective April 1, 2002 and as a result, the certification processed transitioned from NCAA membership services [now called Academic and Membership Affairs (AMA)] to enforcement and the basketball certification staff was created. Due to the transition to enforcement, requirements became stricter and penalties for missed deadlines and violations became more forceful to ensure that events and leagues were conducted in compliance with the applicable legislation.

In 2004, two years after Dr. Miles Brand became NCAA president, the basketball certification staff was disbanded leaving a single staff member to continue the task. Dr. Brand questioned what purpose the NCAA (a collegiate association) had being involved in the oversight of nonscholastic basketball events involving high school PSAs.

In 2006, the staff started expanding once again and increasing its influence in the nonscholastic basketball environment once more.

When the basketball certification program transitioned to enforcement, volunteers from the entire enforcement staff have been utilized to attend and evaluate summer certified events. These volunteer evaluators interact with participants and NCAA coaches and collect information about the recruiting process or other issues impacting the basketball environment. That information is reported to ECAG and then to the MBOC and WBOC for discussion and determination on ways to address those issues. The MBOC and WBOC are the entities that propose, develop and change legislation.

The Basketball Focus Group (BFG), led by LuAnn Humphrey, was created in 2009. At first, BFG was an associate director and an assistant director, but the staff grew quickly. As BFG increased in size, enforcement staff members with basketball ties became BFG staff, which eliminated staff volunteers for ECAG evaluations. BFG did attend the same events ECAG would have sent volunteers, but BFG's purpose at the event was more focused on development and they were reluctant to address issues at the event(s) that might prevent them from developing needed relationships. After 2009, enforcement volunteers dwindled to a handful and information reported feedback from attendance was not beneficial. As a result, use of the enforcement staff slowly discontinued and by 2012, was nonexistent. [BFG was rebranded later as the basketball development staff.]

Mark Emmert became president in April 2010 and in March 2012 the responsibility to approve recruiting/scouting services was added to the staff duties and basketball certification was renamed ECAG.

Following the Commission on College Basketball's recommendations that were subsequently adopted by the Board of Governors, a staff restructuring took place. A director position was created for ECAG as well as a coordinator position. In 2019, the staff specifically related to basketball certification included a director, an associate director, a coordinator and a part time contractor.

2-1-3. Background Check Timeline/History.

In April 2002, legislation was approved to require coaches in certified men's events to complete an approval process. At that time, the legislation indicated that "any individual who engages in coaching activities at an NCAA certified MBB summer event must be approved in accordance with guidelines established by an athletics organization involved in the oversight of PSAs." For the summer 2002, the AAU, NFHS, and United States Specialty Sports Association (USSSA) were the organizations that approved coaches.

Due to inconsistencies in those three programs, NCAA legislation was changed to grant the NCAA sole responsibility for authorizing approval for coaches. As a result, LexisNexis was contracted in 2003 to administer background checks for all individuals involved in coaching activities in NCAA-certified MBB events. At conception, the existence of a felony adjudication for any reason at any point in the applicant's history would not meet the standards for approval outlined in the application process.

Beginning in February 2006, a new standard in the criminal guidelines was applied to the applicant screening process. The criminal standard was changed to indicate that individuals with a violent felony charge would be permanently ineligible for coaches' approval; however, those with a non-violent felony would be eligible if the conviction was older than seven years. Sex offenders were also ineligible for approval regardless of the charge level.

The women's events became subject to the Coaches' Approval requirement on August 1, 2006, and beginning the spring 2009, all activity (event and league) operators were required to submit to the same process at which point the name was changed from Coaches' Approval to the NCAA Participant Approval Process).

Beginning in spring 2011, the criteria utilized in the background screening was changed again and there was no longer a distinction between violent and nonviolent felonies. As of 2011, the standard for the background check returned to the original standard of a felony adjudication for any reason at any time in the applicant's history would render the individual ineligible of receiving a participant approval number from LexisNexis and therefore, not permitted to operate an NCAA certified event/league or coach at an NCAA certified event. In 2014, the background screening process was updated to require coaches and operators to obtain a screening annually and to complete an eligibility educational video through NFHS.

The background screening and educational components were outsourced to USA Basketball (USAB) in 2017. To accommodate the NCAA's requirements, USAB created their Gold license. The NCAA's criteria utilized in background screening was merged with USAB's criteria plus an appeal process was created. The Gold license incorporates educational videos regarding eligibility, coaching methods, and SafeSport along with the background screening.

2-2. Recruiting/Scouting Services History.

The NCAA scouting service legislation was originally referenced in the 1972-73 Division I Manual as Bylaw 1-5 (h).

(h) An institution may not pay any costs incurred by an athletic talent scout in studying or recruiting prospective student-athletes. An institution may not place any such person on a fee or honorarium basis and thereby claim him as a staff member entitled to expense money.

Bylaw 1-5-(h)

An institution may not pay any costs incurred by an athletic talent scout in studying or recruiting PSAs. An institution may not place any such person on a fee or honorarium basis and thereby claim him as a staff member entitled to expense money.

The bylaw restricted payment to a talent scout, but an interpretation in Case No. 102 clarified that it was permissible to subscribe to a regularly-published scouting service provided that the service is made available to any institution desiring to subscribe and at the same fee rate for all subscribers:

Case No. 101 Page 203 Case No. 105 Answer: No. This amendment prohibits a staff member or other representative from spending any funds during a visit to a prospective student-athlete other than those necessary for his personal expenses. [B 1-5-(f)] NO. 102-PUBLISHED SCOUTING SERVICE Situation: An institution's athletic department wishes to subscribe to a periodic, regularly-published, scouting service pertaining to prospective student-athletes. This service takes the form of a printed report relating athletic and/or academic qualifications of prospects. (126) Question: May an institution or one of its athletic department employees pay a fee to subscribe to this service? Answer: Yes. It is permissible to subscribe to a regularly-published scouting service involving prospective student-athletes provided this service is made available to any institution desiring to subscribe and at the same fee rate for all subscribers, [B 1-5-(g)]

Case 102 – Published Scouting Service

- <u>Situation</u> An institution's athletics department wishes to subscribe to a periodic, regularly published, scouting service pertaining to PSAs. This service takes the form of a printed report relating athletic and or academic qualifications of prospects.
- <u>Question</u> May an institution or one of its athletic department employees pay a fee to subscribe to this service?
- <u>Answer</u> Yes. It is permissible to subscribe to a regularly-published scouting service involving PSAs provided this service is made available to any institution desiring to subscribe and at the same fee rate for all subscribers.

That legislation was revised slightly in the 1988-89 manual:

Bylaw 1-5-(b)

An institution may not pay any costs incurred by an athletic talent scout <u>or a representative of its athletics interests</u> in studying or recruiting PSAs. An institution may not place any such person on a fee or honorarium basis and thereby claim him that person as a staff member entitled to expense money.

Case 202 – Published Scouting Service

Same as #102 (see previous entry)

The first bylaw specifically addressing a published scouting service appeared in the 1989-90 Division I Manual. This legislation was created to establish criteria that must be satisfied for a Division I institution to subscribe to a recruiting or scouting service. These minimum standards included requiring recruiting or scouting services to publish reports on a regular basis and to charge the same fee rate for all subscribers.

13.14.3 was adopted into legislation in January 2002 requiring entities to publish reports on a regular basis and to charge the same fee rate for all subscribers.

13.14.3 Published Scouting Service

An institution may subscribe to a regularly published scouting service involving prospects, provided this service is made available to all institutions desiring to subscribe and at the same fee rate for all subscribers. CB 202

13.14.3.1 Video Services

Member institutions are permitted to use video services so long as only regularly schedule (regular season) high school or two-year college contests are involved. The institution may not contract with the service in advance to have a particular contest videotaped, and the service must be available to all institutions at the same cost. LA 86-39

The minimum standards put in place at that time were not enough to effectively regulate the recruiting environment and the bylaw was revised to include defined penalties.

13.14.3.3 Effect of Violation

Violations of Bylaw 13.14.3 and its subsections shall be considered institutional violations per Constitution 2.8; however, such violations shall not affect the PSA's eligibility. (*Adopted 8/5/04*)

The NCAA membership acknowledged a proliferation of recruiting services, particularly in the sport of MBB, that were not providing information consistent with the original intent of the legislation. There had also been an increase in scouting services that were tied directly to teams or events involving elite PSAs and concerns were expressed that the services were being used as leverage in the recruiting process. Services would only provide demographic information from other sources or information that would not assist in the evaluation of talent. The perception was that unless an institution subscribed to a particular service, it would be at a disadvantage in attempts to recruit prospects linked with the scouting service operators.

As a result, the bylaw was amended to include additional criteria via NCAA Proposal 2009-56:

13.14.3.1 Published Recruiting Services. An institution may subscribe to a regularly published recruiting or scouting service involving prospective student-athletes, provided this the institution does not purchase more than one annual subscription to a particular service and the service is:

(a) Is made available to all institutions desiring to subscribe and at the same fee rate for all subscribers;

(b) Publicly identifies all applicable rates;

(c) Disseminates information (e.g., reports, profiles) about prospective student-athletes at least four times per calendar year;

(d) Publicly identifies the geographical scope of the service (e.g., local, regional, national) and reflects broad-based coverage of the geographical area in the information it disseminates;

(e) Provides analysis in the information it disseminates beyond demographic information or rankings of prospective student-athletes;

(f) Provides access to samples or previews of the information it disseminates prior to purchase of a subscription; and

(g) Provides video that is restricted to regularly scheduled (regular season) high school, preparatory school or two-year college contests and for which the institution made no prior arrangements for recording. (Note: This provision is applicable only if the subscription includes video services.)

13.14.3.2 Video Services. An institution is permitted to use a video service, provided only regularly scheduled (regular season) high school or two-year college contests are involved. The institution may not contract with the service in advance to have a particular contest recorded or provided, and the service must be available to all institutions at the same cost. Off-campus observation of a prospective student-athlete via video made available by a scouting service is considered an evaluation activity and is subject to applicable evaluation regulations.

Bylaws: Amend 13.14.3, as follows:

^{13.14.3} Recruiting or Scouting Services.

In March 2010, legislation was adopted which requires services to identify all rates, publish information quarterly, provide individual analysis of each prospect beyond demographic information or ranking and to provide sample reports to institutions. [Proposal no. 2009-56]. This legislation acknowledged the overall value of recruiting/scouting services but protected the integrity of the recruiting process by reinforcing the intent of the original legislation.

Prior to the March 2010 changes, it was permissible for an institution to subscribe to a video-only service. Video-only services typically provide a cost and time-effective method for obtaining video of PSAs. Such services are not the recruiting services that were operating outside of the intent of the legislation as described in the rationale of Proposal No. 2009-56. Further, most video-only services now merely provide a way for institutions to obtain video of high school contests over the Internet without the mailing costs and time-consuming preparation needed to request film from high school coaches. An unintended consequence of the adoption of Proposal No. 2009-56 was that institutions could not subscribe to an online video-only service because the service(s) could not meet the threshold of requirements included in the proposal.

As a result, legislation was adopted in March 2011, that carved out an exception to allows an institution to use or subscribe to a video service that only provides video of PSAs and does not provide information about or analysis of PSAs. The video-only service is not required to publish information about PSAs at least four times a year and is not permitted to provide individual analysis for PSAs but is subject to the other criteria outlined in the bylaw. [Proposal No. 2010-47]

Prior to 2012, NCAA Division I member institutions were solely responsible for evaluating scouting services and determining which ones satisfied the legislated restrictions to allow their coaches to subscribe. In response to an increase in attention related to basketball and football scouting services, it became clear that a need existed for the membership to adopt a new approach to consistently evaluate recruiting services in these sports.

Legislation was adopted in March 2012 specifying that a Division I institution shall not subscribe to a scouting service that has not successfully completed an approval process, administered by the NCAA national office. The staff-administered process was expected to be more efficient and better ensure compliance with existing legislation governing the elements required to permit an institution's subscription to a recruiting service. [Proposal No. 2011-52]. This legislation was adopted with an immediate effective date for implementation of the approval process; but the legislation was not applicable until June 1, 2012.

In June 2012, ECAG inherited the responsibility of administering this process.

The web-based application was available April 1 to May 31, 2011 for basketball services to voluntarily apply as a trial-run for the application process. Beginning in 2012, all basketball and football scouting services were required to apply due to the June 1, 2012, effective date of the legislation.

In July 2012, legislation was adopted to require that a Division I institution shall not subscribe to a scouting service that provides information regarding prospects in a nonstandard format and to restrict live or individualized oral reports. [Proposal No. 2012-6] This legislation was later revised for clarity to specify that the scouting service does not provide information in any form (e.g., oral reports, electronic messages) about PSAs beyond the standardized, consistent information that is provided to all subscribers. [Proposal No. 2014-4]

2-3. Agent Certification History.

The April 2018 report from the Commission on College Basketball chaired by Condoleezza Rice recommended, and the NCAA adopted, legislation to allow SAs who meet the criteria outlined in the Prerequisites for SAs before NCAA-Certified Agent Representation is Permissible section of these P&Ps to hire NCAA-certified agents so that the SAs can receive meaningful assessment of their professional prospects earlier in their journey. The commission focused solely on MBB, and it was the commission's belief that these SAs needed earlier professional advice to determine whether it is in their best interests to declare for the NBA draft or whether college basketball offers a superior pathway.

As a result, following the 2018-19 basketball season, NCAA legislation was amended to allow a select few SAs to meet with and be represented by an NCAA-certified agent without losing eligibility. To accomplish this, the NCAA created an agent certification program applicable to MBB agents beginning in August 2019. Since the legislation went into effect prior to the launch of the NCAA program, any NBPA-certified agent was permitted to represent SAs in 2019.

April 24/May 3, 2018

Managing Director of Enforcement, Mark Hicks; Director of Enforcement, Jeremy
McCool; and Associate Director of Enforcement, Mason Pike begin to sit in on the
internal working group (agents) discussions to observe and absorb discussions in
preparation for the department to build agent certification program.

During this same time Hicks organizes a project team with the following departments represented: enforcement, AMA, EC, administrative services, Information Technology (IT), finance, Office of Legal Affairs (OLA), communications and government relations. The project team meets regularly until sometime in the fall/early winter.

June/July 2018	Pike researches and compares the different agent certification programs used by other organizations and summarize information in a chart that is subsequently shared with the internal working group and project team.
	Pike met with USA Track and Field (USATF) general counsel to discuss their agent certification program.
September 2018	Pike is asked to put together high-level flow chart of a possible application and adverse action process for the agent certification program. Process flows are shared with project team and later ECAG.
Fall 2018	Members of the project team begin to meet with IT to start developing stories/IT solutions to the application process.
Oct./Nov. 2018	Details are added to the application and adverse action process based on the original flowcharts. Hicks and Pike meet with OLA on several occasions to review possible processes and pitfalls of various approaches.

- December 2018 Hicks and Pike visit the NBPA offices to discuss their program and potential collaboration.
- December 3, 2018 Sandy Parrott, the associate director overseeing all areas of ECAG, begins work in new position as the Director of ECAG and Pike transfers materials and project management role to Parrott. Parrott joins the IT project team and work begins developing stories and coding/testing the application.
- January 2019 NCAA CONVENTION. Hicks and Parrott engage in discussion with Strategic Vision and Planning Committee (SVPC) regarding, what preparation work has been completed to date to create the certification program, anticipated future asks of SVPC, and an overview of potential requirements.
- January 21, 2019 Darin Van Vlerah, an assistant director of enforcement for the basketball development group, begins as associate director, agent certification
- February 4, 2019 Derrick Coles begins as assistant director, development for agent certification
- February 2019 Pike completes his work for agent certification and transfers responsibility to Parrott and Van Vlerah.
- Feb./March 2019 Webinars with NCAA membership to discuss new agent rules.
- March 2019 Meeting with NBPA to discuss NCAA agent certification program and receive feedback.
- March 2019 SAs who request an NBA Undergraduate Advisory Committee (UAC) evaluation can be represented by an NBPA-certified agent and preserve their college eligibility.
- April 2019 Present NCAA agent certification program to NABC convention attendees
- May 2019 Van Vlerah and Coles attend NBPA agent seminar meetings in LA, Chicago and New York to rollout NCAA Agent Certification program.

August 5, 2019

- NCAA agent certification application opens online. Beginning in March 2020, SAs who request a UAC evaluation from the NBA can ONLY be represented by an NCAA-certified agent.
- Letter is provided to NBPA to send to all NBPA-certified agents regarding new NCAA requirements. This letter explained the requirements for NCAA certification the restriction that beginning in spring 2020, only SAs who use an NCAA-certified agent can test the waters and retain their collegiate eligibility.

August 6, 2019 Lebron James tweets disgust over NCAA educational requirement calling it the Rich Paul Rule in response to the NCAA's letter emailed by the NBPA. Additional backlash ensues.



August, 2019 NCAA Communications tweets a statement identifying the logic behind the NCAA's requirement of a bachelor's degree stating that "as a higher education organization the NCAA values a college education...Guided by recommendations from the Commission on College Basketball...the NCAA certification process should be more stringent than current processes. With this in mind, we benchmarked our new rules against requirements for other organizations that certify agents, like the NBPA which also requires agents to have a bachelor's degree."

August 8, 2019

- By 9:00 am the next morning, ECAG provided an "elevator speech" of talking points and standard language email for enforcement staff and other NCAA staff to use when questioned about the requirement to ensure a unified message was being presented.
- 11:30 am NCAA Communications retweets the August 7 tweet with the addition of the following statement: "We recognize they and others provide discretionary waivers to the degree requirement."

August 12, 2019

- The NCAA amends its requirements to no longer require a bachelor's degree if the NBPA has waived its educational requirements and certified the agent.
- NCAA criteria was reworded to state that an agent must "have a bachelor's degree and/or be currently certified and in good standing with the NBPA."
- NCAA Communications releases a video statement from Executive Vice President of Regulatory Affairs Stan Wilcox that explained the change posted online by NCAA communications.
- By close of business (5pm) on August 12, ECAG provided talking points that contained more details than the initial elevator speech. Again, the intent was to assist enforcement staff and other NCAA staff when questioned about the requirement to ensure a unified message was being presented.

The ECAG "elevator speech" was updated by noon the next day (8/13).

September 15, 2019 Group of elite agents pens a letter to the NCAA expressing their intent to boycott the NCAA application process.

September 31, 2019 (11:59 pm Eastern) NCAA agent certification application closes.

October 4, 2019

- Representatives of the NCAA (Executive Vice President of Regulatory Affairs Stan Wilcox, Vice President of Enforcement Jon Duncan, Hicks, Parrott, Van Vlerah, Coles); representatives of the NBPA (Ron Klempner and Kirk Berger) and representatives of the elite agent group (Rick George, Leon Rose, Bill Duffy, Mark Bartelstein, and Jeff Schwartz) had a conference call to discuss the boycott letter.
- Due to delay in scheduling the boycott conference call, the NCAA extended the application until the end of October and ECAG was forced to implement an additional exam date. Three agents missed the first available date due to late application waiting to see if the agent certification program would cease to exist and were unable to attend the second scheduled date; so, individual in-person exams were scheduled to accommodate.
- October 31, 2019 (11:59 pm Eastern) NCAA agent application closes for the extension period.
- November 6, 2019 Originally scheduled exam date. First group of agents take an in-person exam at the NCAA national office
- November/December 2019
 - Multiple exams scheduled for a single agent to accommodate those who could not make the two scheduled test dates (November 20, December 3, 12, 17 and 18).
- December 10, 2019 An additional opportunity is scheduled for the exam to accommodate the extended application period. Second group of agents (10 agents) take an in-person exam at the NCAA national office

November 21, 2019 First agent is added to the directory.

December 2019 NCAA's first list of certified agents is posted online

December 2019 to March 2020

Implemented aggressive educational campaign aimed at agents, compliance directors, college coaches, NBPA, NBA, parents and student-athletes about the NCAA Agent Certification Program and the requirement that only NCAA Certified Agents be used by underclassmen as they "test the waters" of the NBA draft process.

3 - AUTHORITY AND GOVERNANCE.

3-1. Administrative Authority.

NCAA staff within ECAG are responsible for evaluating all ECAG processes, ensuring that established standards are maintained enforcing NCAA legislation, P&Ps and requirements, all which are subject to change at any time and without prior notice. ECAG certification or approval is an indication that at the time when an application/PERF was processed or team justification/PERF was reviewed, it was compliant with NCAA legislation and requirements. ECAG does not operate the events/leagues, teams, services or businesses that have obtained NCAA certification/approval. ECAG has authority over administration each of the subareas it has been assigned (outlined below) and all associated technology systems.

These P&Ps provide ECAG, including without limitation, the authority to approve or deny annual applications for certification/approval, develop/investigate potential violations at any point in the certification/approval cycle; and impose adverse actions and/or penalties. Further, ECAG is authorized to develop and edit standard operating procedures (OPs) needed to administer the varying certification/approval processes, including without limitation, that authority to determine the nature and categories of information that registrants are required to submit; set deadlines for submission, adjust financial requirements, develop education resources and implement educational requirements, and other similar details necessary to successfully effectively accomplish its defined purpose.

At any point in the certification/approval season, ECAG may request additional information, documents or materials, or may conduct whatever additional investigation it deems appropriate and necessary to determine compliance with NCAA/ECAG P&Ps, OPs, requirements, guidelines comply with all NCAA requirements, including requiring a conference via telephone or in person.

In instances where process participants have violated or not been compliant with NCAA legislation, ECAG P&Ps, OPs and guideline requirements, ECAG has in its sole discretion final authority to render application/PERF decisions and impose appropriate adverse actions and/or penalties and those decisions are not subject to further review.

3-1-1. Basketball Certification.

3-1-1-1. Nonscholastic Event Certification.

Pursuant to Bylaw 13.18, the MBOC and WBOC have the authority to revise P&Ps and/or adopt additional requirements pertaining to nonscholastic basketball events and leagues certified by the NCAA.

3-1-1-2. Scholastic Event Certification - MBB.

Pursuant to the NCAA Division I Governance process, the NCAA Division I Council (Council) has primary legislative authority to revise NCAA Bylaw 13.1.7.5.3 and/or adopt additional legislation pertaining to scholastic events (MBB only) certified by the NCAA as proposed by the MBOC. Council actions are subject to review by the BOD.

3-1-1-3. Summer League Certification.

Pursuant to the NCAA Division I Governance process, the Council has primary legislative authority to revise NCAA Bylaw 17.31.4 and/or adopt additional legislation pertaining to MBB and women's basketball (WBB) leagues certified by the NCAA as proposed by the MBOC and WBOC. Council actions are subject to review by the BOD.

Authority and Governance ECAG P&Ps and OPs Page No. 14

3-1-2. Recruiting/Scouting Services.

Pursuant to the NCAA Division I Governance process, the Council has primary legislative authority to revise NCAA Bylaw 13.14.3 and/or adopt additional legislation pertaining to recruiting/scouting services approved by the NCAA as proposed by the ECAG Task Force, MBOC, WBOC and FBOC. Council actions are subject to review by the BOD.

3-1-3. Agent Certification.

Pursuant to the NCAA Division I Governance process, the Council has primary legislative authority to revise NCAA Bylaw 12.02.1.2 and/or adopt additional legislation pertaining to agents certified by the NCAA as proposed by the NCAA Division I Strategic Vision and Planning Committee (SVPC). Council actions are subject to review by the BOD.

3-2. Administrative Authority.

ECAG is responsible for evaluating all certification/approval processes, ensuring that established standards are maintained and enforcing NCAA legislation, P&Ps and additional requirements, all which are subject to change at any time and without prior notice. ECAG is authorized to develop and edit OPs as needed to administer the varying certification/approval processes. This includes without limitation, that authority to determine the nature and categories of information that registrants are required to submit; set deadlines for submission, adjust financial requirements, develop education resources, implement educational requirements, and other similar details. ECAG does not need to consult any committee or governance authority to make changes, but edits should be reported to the relevant governance authority for annual review and approval. In instances where process participants have violated or not been compliant with NCAA legislation, ECAG P&Ps, and OPs, ECAG has in its sole discretion final authority to render application/PERF decisions and impose appropriate adverse actions and/or penalties and those decisions are not subject to further review.

3-3. ECAG Task Force.

The NCAA Division I Council Coordination Committee approved the creation of an ECAG Task Force to provide more frequent and direct assistance to staff. The task force is comprised of two members from the MBOC, WBOC, FOC and the NCAA Division I Student-Athlete Experience Committee (SAEC). The oversight committees retain authority for the respective P&Ps, but the task force will work on their behalf to expedite review/discussion with the full committees. General responsibilities of the task force include:

- 1. Review and approve event and team certification and recruiting/scouting services criteria proposed by ECAG. This would include initial adoption of new criteria and subsequent amendments or modifications.
- 2. Serve as advisory board for basketball certification and recruiting/scouting service approval questions concerning priorities, process improvements, potentially challenging adverse action decision, etc.
- 3. Other duties delegated by the Council or other authorized NCAA committee.

4 - TERMS OF PARTICIPATING IN ECAG PROCESSES.

4-1. NCAA Requirements and Non-NCAA Members.

Because ECAG "process participants" [all operators or individuals who are involved in operating or managing of an NCAA-certified event of NCAA-certified event, NCAA-certified league or an NCAA-approved recruiting/scouting service; individuals involved in coaching activities at an NCAA-certified nonscholastic event; individuals responsible for an organization of teams participating at an NCAA-certified event; individuals who have obtained NCAA agent certification; and participating SAs and PSAs] are not NCAA members subject to its bylaws, by participating in the certification/approval process or any ECAG technology platform, process participants are voluntarily agreeing to the terms and accepting responsibility for compliance in all NCAA/ECAG P&Ps, OPs, requirements, guidelines comply with all NCAA requirements. Additionally, registration, applications and other technology activities will include the requirement to acknowledge and agree to compliance with the previously mentioned terms and voluntarily submitting to ECAG oversight and enforcement.

4-1-1. Comply with NCAA Legislation and ECAG Requirements.

4-1-1-1. Responsibility for NCAA Compliance.

Process participants are ultimately responsible for ensuring that their events, leagues, services, teams, organizations and agencies are compliant with ECAG P&Ps, requirements and NCAA legislation. Process participants are expected to know and understand all rules/requirements provided to them by ECAG on the NCAA website, in one of ECAG's online systems or in any other format and have plans/procedures to successfully comply. ECAG will not consider the individual's purported lack of knowledge as a mitigating factor in determining whether the process participant violated NCAA legislation/requirements or in assessing any associated penalty. Neither the provisions contained in these P&Ps nor relevant NCAA legislation were adopted with the intent or purpose to confer a benefit on any third party.

4-1-1-2. Responsibility for Personnel (Paid or Unpaid).

Process participants are presumed to be responsible for the actions of all employees and individuals (paid or unpaid) who report to them directly or indirectly and assist with their work. Further, they will be held accountable for violations in the event, league, service team, organization or agency unless he/she can rebut the presumption of responsibility by showing he/she has promoted an atmosphere of compliance, have monitored the activities of those individuals and have proactively taken steps to avoid such violations.

4-1-2. Unethical Conduct and/or Participation in a Violation.

Participation in unethical activities and/or a violation(s) of NCAA legislation/requirements include, but are not limited to, involvement in:

- 1. Fraudulent activities.
- 2. Misconduct in the NCAA certification and approval process or activities associated with those processes.
- 3. Influencing others to furnish the NCAA false or misleading information; or
- 4. Any other activity conducted with intent to otherwise deceive.

Terms of Participating in ECAG Processes ECAG P&Ps and OPs Page No. 16

4-1-3. Fully disclose information required by ECAG.

4-1-3-1. Complete, Truthful and Accurate Information.

Current/former process participants have agreed to an affirmative obligation to provide complete, truthful and accurate information to the NCAA in any submission, during all conversations/interviews or in any other interaction.

4-1-3-2. Responsibility to Cooperate.

Current/former process participants have agreed to an affirmative obligation to cooperate fully with and assist the NCAA with any investigation regarding possible NCAA rules violations, even if the violations are unrelated to ECAG certification/approval. Full cooperation includes, but is not limited to:

- 1. Provide relevant information.
- 2. Provide complete and accurate information.
- 3. Provide supporting documentation requested by the NCAA staff; or
- 4. Respond to inquiries in a timely manner.

4-1-3-3. Operate in a Transparent Manner.

4-1-3-3-1. Financial Transparency.

Process participants have agreed to an affirmative obligation of financial accountability and to submit to significant measures executed by the NCAA or its representatives to ensure financial transparency. Such measures include, but are not limited to:

- 1. Be subject to audit and to provide all required IRS and other tax filings upon request.
- 2. Disclose all sources of financing and other payments and the recipients of all funds provided for or collected in relation to the certification/approval obtained from the NCAA; and
- 3. Disclose any financial relationship between themselves or the pursuits for which they obtained certification/approval with any administrator, coach or booster at any NCAA school, apparel company or other similar entities.

4-1-3-3-2. Unfettered NCAA Access.

Process participants have agreed to an affirmative obligation to allow the NCAA and/or ECAG designated representatives unfettered access to all parts of the business operations associated with the approved/certified activity/service including, but not limited to, physical event/league locations, operational procedures, associated financial records, and all other relevant information.

4-1-3-3-3. Agreement to Shared Information.

Process participants have agreed that ECAG may share information obtained while processing, monitoring, investigating or otherwise received/discovered with other NCAA staff groups, NCAA membership/committees, law offices, governing bodies and/or other individuals/entities determined to be appropriate at ECAG's discretion.

4-1-4. Maintain an Online User Account and Engage with ECAG Application Systems.

Requests for NCAA certification/approval are made via one of ECAG's online application systems. The process participant must have an active user account in the appropriate system.

4-1-4-1. User Account Contact Information.

Process participants are responsible for the accuracy of their contact information. If an issue arises, ECAG will contact the process participant via the email address on the user account. In very rare circumstances, ECAG may choose to use some other form of communication, but typically, especially in regards to normal processing procedures, ECAG will NOT attempt to contact or send the request by other means (fax, phone, mail, overnight delivery service, fax, etc.).

4-1-4-2. Registration Agreements and Attestations.

The process participant must agree/attest to statements of compliance at various stages of registration and submission in the online systems. Examples of addressed topics include. NCAA compliance and authorization to share information.

4-1-4-3. Whitelist NCAA Email Addresses with Service Provider.

Process participants are responsible for adding "@ncaa.org" as a "safe" or "trusted" source in any filters being used by their email service provider to ensure all communications from ECAG or the online systems are received without being marked as spam, sent to a junk mail folder, etc. A response is expected prior to the deadline for a received email regardless whether it was seen by the process participant.

4-1-5. Agreed Submission to Adverse Actions and/or Penalties.

Process participants have agreed to submit to adverse actions and/or penalties, including withdrawal of current or denial of future certification/approval imposed by ECAG for noncompliance. Questions involving the application of NCAA legislation to specific facts may require ECAG to request a legislative interpretation by AMA staff; so, the process participant must acknowledge understanding that any such determination is conclusive for purposes of ECAG's administration of the ECAG certification/approval programs. Process participants also acknowledge that ECAG has sole authority to determine whether a violation has occurred.

4-1-6. Responsibility for Participants that are Not Compliant.

Individuals who complete an application and obtain NCAA certification/approval or who have created any nonathlete account in any ECAG online portal/system are responsible to ensure that their staff (paid or unpaid); those doing work on their behalf; those that participate (or responsible for those that participate) in their services, events and/or leagues; and/or those individuals/entities with which they share NCAA data/information accessible in connection to NCAA certification/approval are compliant with NCAA legislation, P&Ps, requirements, etc.

Terms of Participating in ECAG Processes ECAG P&Ps and OPs Page No. 18

4-1-6-1. Limitations on Involvement.

Individuals who complete an application and obtain NCAA certification/approval or who have created any nonathlete account in an ECAG online portal/system are responsible to ensure that the following limitations on involvement, whether active or passive, are upheld in their events, leagues, activities and/or services.

4-1-6-1-1. Financial Support Restrictions.

No event/league, service, entity or any participating team may receive financial support from any individual or agency involved in marketing any individual's athletics reputation or ability or any representatives of an NCAA member institution's athletics interests who is assisting or has assisted in the recruiting process. Further, all NCAA-certified agents are prohibited from financially supporting an NCAA-certified event/league or participating team.

4-1-6-1-2. Agent Restrictions.

Neither the event/league nor any participating team shall be associated with any individual or agency involved in the marketing of any individual's athletics reputation or ability (including an employee of an agent or anyone associated with an agent in his or her capacity of marketing any individual's athletics reputation or ability). Further, all NCAA-certified agents are prohibited from associating with an NCAA-certified event/league or participating team.

4-1-6-1-3. Sports Wagering Restrictions.

Neither the event/league nor any participating team may receive financial support or be associated in any way with a venue or other entity that is associated in any way with wagering on intercollegiate athletics.

<u>4-1-6-1-4. Restrictions on Bribery, Point Shaving or Game Fixing</u> <u>Involvement.</u>

Neither the event nor any participating team shall have on its staff or as a participant any individual who has been found guilty or pleaded guilty in a court of law for having been involved in sports bribery, point shaving or game fixing.

5 – DEADLINES.

5-1. Strict Enforcement of Deadlines.

Generally, all deadlines are strictly enforced, and late submissions will not be accepted. Deadlines expire at 11:59 p.m. Eastern Time. Deadlines are NOT speculative and therefore there is no gray area; they are either met or not met. Participants/applicants are expected to plan accordingly to make sure that all processes and information are completed or submitted by the applicable deadline. Online submissions in the Basketball Certification System (BBCS), Recruiting/Scouting Service Portal (RSSP), or Certified Agent Portal (CAP) will be date-stamped and are not disputable. In incredibly rare circumstances (i.e., the NCAA is at fault, acts of God in the weather/pandemic, etc.) relief from the deadline may be available. ECAG has full authority to determine if relief from a missed deadline is warranted.

5-1-1. Official Submission Required.

An online application/PERF is NOT considered submitted until the status has changed online from "Not Submitted" to "Submitted". Although all the information may have been entered online, until it is completely submitted and the status has changed, ECAG will not process the application/PERF. Leaving the application/PERF status as "Not Submitted" may result in denial of NCAA certification/approval.

5-1-2. Deadline Verification.

It is the applicant's responsibility to verify and produce proof of a timely submission. For documents sent via email it is advisable to mark them for a read and delivery receipt and keep that verification as proof of successfully submitting the information. Information submitted in writing should be sent to the NCAA staff via some type of traceable delivery (i.e., FedEx, UPS, certified mail, etc.).

6 - PROMOTION OF CERTIFICATION/APPROVAL.

6-1. False Representation of NCAA Certification/Approval.

It is not permissible for an event/league operator, host organization, team/organization of teams, recruiting/scouting service, agent or any affiliated entity/individual to claim NCAA certification/approval when advertising (website, brochures, application, etc.) until that is a factual statement. Past NCAA certification/approval does not guarantee future certification/approval; so, it is prohibited to reference previous certification/approval as assurance that an event/league, recruiting/scouting service or agent will or is likely to be certified/approved in the current application period.

It would be permissible to communicate that "NCAA certification/approval is pending" once an application has been successfully submitted, but not before. Promotion of being NCAA certified/approved is permissible once the following is true:

The operator, organization, or agent is included on the appropriate approval list accessible in one of the ECAG subject areas posted on <u>www.ncaa.org/ecag</u>;

The operator, organization, or agent receives notification of the approval from ECAG; and

For applications completed in an online system [BBCS, RSSP, or CAP], the status of the application appears as "approved".

If an application was submitted, but a decision has not yet been rendered, it is permissible to promote that "NCAA certification/approval is pending."

If an application has yet to be submitted in the current season/year, no claims of NCAA certification/approval are permitted.

Representation of certification/approval prior to it being granted (or possibly even requested) is inaccurate and is false and misleading to participating PSAs, their coaches and their families; participating SAs and their families; and to the NCAA membership. False claims of certification may result in denial of current or future certification/approval.

6-1-1. Permissible Language for ECAG Subject Areas.

6-1-1-1. Promotion of Certified Basketball Events and Leagues.

Once an event/league has been notified by ECAG that the event/league has received NCAA certification and the event/league has been posted to the appropriate approval list on <u>www.ncaa.org/basketballcertification</u>, the event/league may use the following language to promote the NCAA certification:

6-1-1-1. Promotion of Events (nonscholastic).

"This event has been certified by the NCAA in accordance with NCAA legislation, requirements, policies, and procedures. NCAA Division I basketball coaches may attend for evaluation purposes."
Promotion of Certification/Approval ECAG P&Ps and OPs Page No. 21

6-1-1-2. Promotion of Events (scholastic).

"This event has been certified in accordance with NCAA legislation, requirements, policies, and procedures. NCAA Division I basketball coaches may attend for evaluation purposes."

6-1-1-2-1. Scholastic Events Approved by Another Association.

Hosts of events that have been approved by the NFHS, the NJCAA, CCCAA and NWAC are asked to refrain from communicating that those events are "NCAA-certified events" as that is not an accurate statement, but may use the following language to promote their events: "This event has been certified by the NFHS (NJCAA, CCCAA, or NWAC) consistent with ECAG P&Ps, requirements and NCAA bylaws."

6-1-1-3. Promotion of Leagues.

"This league has been certified by the NCAA in accordance with NCAA legislation, requirements, policies, and procedures. Currently enrolled NCAA Division I basketball SAs may participate in the league."

6-1-1-2. Promotion of Approved Recruiting/Scouting Services.

Once a recruiting/scouting services has been notified by ECAG that the service has been approved by the NCAA and the service has been posted as approved both in the RSSP and on the list available to the NCAA membership posted on www.ncaa.org, the service may use the following language to promote the NCAA approval:

"This recruiting/scouting service has been approved in accordance with NCAA legislation, requirements, policies, and procedures. NCAA Division I [insert football and/or men's/women's basketball] coaches are permitted to subscribe."

To assist institutional compliance staff, the service may also include the following instructions:

"The <u>list of approved services</u> is posted online for staff at NCAA institutions to confirm approval. The list requires an NCAA login and is not available to the public."

If an application has been submitted, but a decision has not yet been rendered, the service may promote the service as "NCAA approval pending."

If the operator has applied, but a decision has not yet been rendered, OR the operator has not yet applied in the current season/year, no claims of NCAA approval are permitted. False claims of certification/approval may impact future eligibility to be NCAA-certified/approved.

6-1-1-3. Promotion of NCAA-Certified Agents.

Once an agent has been notified by ECAG that he/she has passed all the necessary steps to be eligible for certification, paid the certification fees, and appears on the NCAA-certified agent directory posted on <u>www.ncaa.org/enforcement/basketball-certification/agent-certification</u>, the agent may use the following language to promote the NCAA certification:

"I, <<agents name>>, have been certified by the NCAA in accordance with NCAA legislation, requirements, policies, and procedures. This certification permits me to represent a currently enrolled NCAA Division I MBB SA as the SA explores opportunities to become a professional without negatively affecting that athlete's collegiate eligibility."

If an application has been submitted, but a decision has not yet been rendered, an agent may indicate that "Certification is pending."

If the agent has applied, but a decision has not yet been rendered, OR the agent has not yet applied in the current season/year, no claims of NCAA certification are permitted. False claims of certification/approval may impact future eligibility to be NCAA-certified/approved.

6-1-2. NCAA Brand and Trademark Limitations.

It is not permissible for an event/league operator, host organization, team/organization of teams, recruiting/scouting service, agent or any affiliated entity/individual to utilize the NCAA brand in association with the operation of an event, league, team, recruiting/scouting service, or sports agent/agency including, but not limited to, use of the name, NCAA trademarked terms (i.e., March Madness, Final Four, Big Dance, etc.) or use of the blue disk or other NCAA logos. Impermissible use of the NCAA brand, logos and trademarks may result in denial of current or future certification, participation or approval and could be subject to additional legal action.

6-1-3. Online Terms of Use and Privacy Policies.

6-1-3-1. NCAA Terms of Use.

The entirety of the NCAA Terms of Use for the NCAA website(s) together with its subpages and microsites (i.e., BBCS, recruiting/scouting service approval application, CAP, etc.) are accessible on the login page of each of the ECAG online applications and included as supplements in these P&Ps.

6-1-3-2. NCAA Privacy Policy.

The entirety of the NCAA Privacy Policy for the NCAA website(s) is accessible on the login page of each of the ECAG online applications and included as supplements in these P&Ps.

6-1-3-3. BBCS Data Restrictions – Nonscholastic Basketball Events and Leagues.

Under the Terms of the BBCS, event operators are required to register and maintain an active and up-to-date account. Further, operators are required to maintain the security and secrecy of your account username and password, prohibiting the sharing of the operator's username and/or password with other individuals or entities who are not authorized to access the BBCS. Further, the event/league operator is responsible for all activities that occur while signed in to his/her account.

Consistent with the BBCS use policy, operators agree annually "not to distribute, reproduce, republish, display, modify, transmit, reuse, repost, link to, or use any information or data from or relating to a PSA provided or otherwise made available", except for the limited purpose of creating an information packet to be provided or made available to NCAA coaches attending an event. Operators are only allowed to share information relating to PSAs (e.g., team rosters) for the limited purpose of creating a coach's packet. Any use of this information beyond that limited purpose is unauthorized. Further, should the operator share this information with a third-party for the limited

purpose of creating a coach's packet, the operator is responsible for ensuring that the third-party does not exceed the authorized use of that information.

If the operator or a third part the operator provided access to the BBCS data exceeds the authorized use of the information, the NCAA reserves the right to pursue any remedies available under the BBCS Guidelines and/or the law.

7 - ECAG ADVERSE ACTIONS.

7-1. Volunteer Submission to NCAA Authority and Compliance.

7-1-1. Administrative Authority.

See chapter on Authority and Governance.

7-1-2. Participant Agreement to NCAA Compliance.

As a condition of certification, approval or participation, process participants expressly agree:

- 1. To terms and conditions outlined in the chapter Terms of Participating in ECAG Processes.
- 2. To operate their event/league, team, service or agency in compliance with NCAA legislation and ECAG requirements.
- 3. To be subject to the processes and possible penalties set forth in the ECAG P&Ps and OPs as the exclusive means of resolving all disputes arising from or relating to NCAA certification/approval, including without limitation, the ECAG's decision regarding certification/approval, withdrawal or the propriety of any penalty authorized hereunder.
- 4. To be subject to adverse actions and/or penalties for failure to comply ECAG P&Ps and OPs and/or NCAA legislation.
- 5. That the NCAA is not responsible for any actions taken by another governing body (USAB, NBPA, etc.), state regulatory bodies, professional associations or other third-parties arising from or relating to administration of the NCAA certification/approval P&Ps, OPs, adverse actions and that by agreeing to participate in ECAG programs (basketball certification, agent certification, recruiting/scouting service approvals) the operator, coach, service or agent accepts the foregoing risks.

7-2. Conduct Subject to Adverse Actions/Penalties.

The following behaviors or actions are subject to adverse actions and/or penalties:

7-2-1. Insufficient Submissions.

Insufficient submissions include any information provided in order to obtain certification/approval or to become eligible to participate in or with that which is NCAA certified/approved. Information provided is incomplete or does not adequately substantiate compliance with ECAG requirements. Examples of such conduct include, but are not limited to:

- 1. Failure to properly complete the application/PERF, including the required attestations.
- 2. Failure to submit required financial disclosures.
- 3. Failure to meet any ECAG deadline.
- 4. Failure to cooperate with the NCAA in its processing of an application, PERF, investigation, etc.
- 5. Failure to submit all documentation requested by ECAG or its representatives.

- 6. Failure to meet the NCAA background check requirements.
- 7. Failure to meet the NCAA educational requirements. For agents, this would include failure to achieve a passing score on the NCAA agent certification examination.

7-2-2. Fraudulent/Dishonest Conduct.

Fraudulent/Dishonest conduct includes a deliberate act or failure to act with the intention of obtaining an unauthorized benefit. Examples of such conduct include, but are not limited to:

- 1. Forgery or alteration of documents.
- 2. Unauthorized alteration or manipulation of computer files.
- 3. Deceptive financial reporting.
- 4. Plagiarism.

7-2-3. Disqualifying Conduct.

Disqualifying conduct includes any noncompliant behavior that is inadvertent, unintended, merely administrative, or happened despite the existence of processes to prevent those incidents. Disqualifying conduct may warrant adverse actions and/or penalties in accordance with ECAG's enforcement procedures. The presumed minimum penalty for most violations is withdrawal/denial of the process participant's application/PERF and/or impact the process participants eligibility to participate in or benefit from NCAA certification/approval. ECAG has the sole and final authority to determine whether the process participant has engaged in the disqualifying conduct/Disqualifying conduct/event includes, but is not limited to, the following:

7-2-3-1. Failure to Comply with NCAA Requirements.

Failure to comply with NCAA legislation, guidelines and requirements.

7-2-3-2. Failure to comply with ECAG Terms and Conditions.

Failure to comply with any of the ECAG terms and conditions.

7-2-3-3. Applicant Qualifications.

Information has come to the attention of the NCAA that calls into question the applicant's qualifications.

7-2-3-4. Not Consistent with NCAA Interests and Mission.

Approval is not in the best interests of the NCAA's mission and/or certification program.

7-2-3-5. Negative Impact to NCAA Integrity and Public Confidence.

Participation and/or involvement with conduct detrimental to the integrity and public confidence in the NCAA.

7-2-3-6. Additional Disqualifying Conduct for Agents.

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7-2-3-6-1. Loss of NBPA Certification.

An NCAA-certified agent who loses his or her NBPA certification for any reason automatically forfeits NCAA certification.

7-2-3-6-2. Violations of State or Federal Law.

The NCAA may also withdraw certification/approval or impose other discipline on any agent found to have violated laws governing athletic agents including but not limited to violations of state law (e.g., UAAA/RUAAA) or SPARTA [15 U.S.C. 7801-7807] In such event, in its sole discretion, ECAG may impose additional adverse actions or penalties on the agent's further eligibility to reapply for NCAA certification.

7-2-4. Impermissible Conduct.

Impermissible conduct includes any noncompliant behavior that is intentional, deceptive, contrary to the NCAA's core mission or which may adversely affect the interest or well-being of SAs. Impermissible conduct may warrant adverse actions and/or penalties in accordance with ECAG's enforcement procedures. The presumed minimum penalty for most violations is withdrawal/denial of the process participant's application/PERF and/or impact the process participant's eligibility to participate in or benefit from NCAA certification/approval including permanent ineligibility. ECAG has the sole and final authority to determine whether the process participant has engaged in impermissible conduct. Impermissible conduct includes, but is not limited to, the following:

- 1. Failure to comply with the following Terms and Conditions:
 - A. Unethical conduct and/or participation in a violation.
 - B. Failure to cooperate.
 - C. Restrictions on involvement.
 - D. False representation of NCAA certification.
 - E. Improper use of the NCAA brand and trademarks; and
 - F. Failure to provide complete, truthful and accurate information or to disclose information.
- 2. Failure to abide by the impermissible gifts, benefits and/or inducements requirements described in these P&Ps in the <u>Requirements for ALL NCAA-Certified Events and Leagues</u> and <u>Requirements for NCAA-Certified Agents</u> sections.
- 3. Failure to act or participate in activities that result in or considered to be a violation of NCAA legislation.
- 4. Misappropriating funds or engaging in specific acts of financial malpractice such as embezzlement, theft or fraud, which would render him/her unfit.

5. For agents, engaging in other conduct that significantly impacts adversely his or her credibility, integrity or competence to serve in a representative capacity on behalf of a SA (PSA representation is not permitted until high school students are eligible to enter the NBA draft).

7-3. Adverse Actions and/or Penalties for Violations.

7-3-1. Right to Impose Adverse Actions and/or Penalties.

Process participants have agreed to submit to adverse actions and/or penalties, including withdrawal of current or denial of future certification/approval imposed by ECAG for noncompliance with or violation of any NCAA requirement. Process participants also acknowledge that ECAG has sole authority to determine whether a violation has occurred and assess the resulting penalty acknowledging that such decisions are final and not subject to appeal. If a violation has occurred, some penalty must be assigned.

ECAG reserves the right and has full authority to withdraw current or deny future opportunities to participate in or benefit from the NCAA-certification/approval process for any individual who fails or refuses to comply with NCAA legislation; with ECAG policies, procedures and requirements; whose conduct is detrimental to the integrity and public confidence in the NCAA; and/or if certification/approval is not in the best interests of the NCAA. Such conduct is subject to adverse actions and/or penalties. The presumed minimum penalty for noncompliance is ineligibility for the process participant to participate in or benefit from NCAA certification/approval including loss of current and/ or denial of future certification/approval. Failure to achieve compliance and/or repetition of the same violation may result in assignment of harsher penalties. ECAG, in its sole discretion, has final authority to determine and impose appropriate additional adverse actions and/or penalties for noncompliance. ECAG decisions are not subject to further review.

7-3-2. Adverse Actions.

Failure to comply with NCAA legislation and/or ECAG P&Ps and requirements may result in adverse actions. As described in the Administrative Authority section of these P&Ps, ECAG is not required to impose adverse actions prior to initiating an investigation or review to determine that the process participant engaged in some other egregious behavior. Further, Adverse actions can be imposed with or without additional penalties. ECAG has the sole and final authority to determine whether a violation has occurred and the suitable adverse action(s) and/or penalty(s).

7-3-2-1. Formal Reprimands.

Failure to comply with NCAA legislation and/or ECAG policies, procedures and requirements may result in a formal reprimand (e.g., written warning, probation). ECAG is not required to provide a formal reprimand prior to initiating an investigation or review determining that the process participant engaged in some other egregious behavior.

7-3-2-1-1. Written Warning.

A single instance of noncompliance or isolated failure to comply may result in ECAG issuing a written warning.

7-3-2-1-2. Probation.

Minor violations of disqualifying conduct may result in an ECAG decision of probation, which is essentially a deferred judgement; in other words, a written warning with required corrective action. In these cases, although a violation did occur, the process participant or

activity remains eligible, but is required to be 100% compliant the following year. Any violation that occurs in the probationary year may result in heightened corrective actions or elevated adverse actions and/or penalties.

7-3-2-2. Conditional Approval or Extended Evaluation.

Minor to intermediate violations of disqualifying conduct may result in an ECAG decision of conditionally approved or extended evaluation.

7-3-2-2-1. Conditional Approval.

Conditional approval applies when an individual is nearly eligible but fails to fully meet all certification requirements. If the individual has demonstrated the ability to comply with requirements, certification/approval can be granted that is reliant on some action(s) or condition. Conditional approval is most often used with unestablished scouting services and agents who do not have the required number or years with NBPA certification. In basketball certification, ALL residency exceptions and roster justifications for an athlete to participate on a team are considered conditional approvals in that documentation has been provided to appear as a resident, but if that is found to be untrue, the justification/exception would not apply.

7-3-2-2. Extended Evaluation.

Extended evaluation applies when a violation has occurred, but a denial seems excessive. Extended evaluation is essentially a deferred adjudication, probation with rehabilitation. There is evidence of a violation, but ECAG determines not to charge a penalty and instead defer that finding. During this deferred period, the defendant will be placed on probation contingent on the individual completing some or a series of corrective actions. These actions aim at improving the behavior and restoring the individual/entity to former privileges through training. Failure to successfully meet all probationary terms results in the original penalty being reinstated and may instigate additional adverse actions.

7-3-3. Penalties for Violations.

Failure to comply with NCAA legislation and/or ECAG policies, procedures and requirements may result in penalties beyond a formal reprimand. Penalties can be imposed separately or in combination. ECAG is not required to issue a formal reprimand prior to applying a penalty; nor is ECAG required to issue a penalty prior to initiating an investigation or review determining that the process participant engaged in some other egregious behavior. ECAG has the sole and final authority to determine whether a violation has occurred and the suitable adverse action(s) and/or penalty(s).

7-3-3-1. Range of Penalties.

A range of disciplinary penalties have been identified to give notice to process participants of penalties that will normally be imposed upon violations and noncompliance. Penalties may vary in magnitude based on the gravity of the violation. ECAG has sole authority to determine the severity of the penalty violations and impose appropriate penalties and such decisions are not subject to appeal.

The most severe penalties are reserved for violations of <u>Impermissible Conduct</u>. Heightened penalties are reserved for violations that:

- 1. Result in a PSA or SA losing their NCAA eligibility.
- 2. Involve a potential Level I or Level II bylaw violation by a member institution or institutional personnel.
- 3. Involve failures to comply with NCAA financial transparency and disclosure requirements.

Available penalties include:

- 1. Withdrawal of current certification, approval or eligibility, both with or without conditions, to participate in or benefit from NCAA certification/approval.
- 2. Denial of the process participant's application/PERF.
- 3. Identify the process participant as ineligible to participate in or benefit from NCAA certification/approval.
- 4. Impose fines if a fee was required to become a process participant or submit an application/PERF.

7-3-3-2. Penalties Applicable to Teams.

Penalties imposed on teams or organizations of teams (including those for financial disclosure issues) are applicable to all coaches associated with the participating team and/or organization of teams and will result in a violation for each event where the team participated. If the violation is a result of an association with a sports agent or due to actions of a scouting service, those individuals are also subject to adverse actions and penalties.

7-3-3-3. Duration of Penalties.

Penalties imposed are typically between a year and five years. ECAG has the authority, however, to impose the penalty until such time when the process participant is compliant and/or has cooperated. In some instances, if the process participant fails to submit, participate, or cooperate in a timely manner, the penalty may result in permanent ineligibility (i.e., refuses to be interviewed for an enforcement case and the case has concluded).

7-3-3-4. Reporting of Penalties to Outside Entities.

When a violation has occurred, it is within ECAG's authority to report that violation to other entities that would have interest in the findings or authority to opposed additional penalties. For example, violations involving nonscholastic basketball coaches may be reported to USAB; agents representing currently enrolled SAs who are not NCAA-certified or NCAA-certified agents who are discovered providing impermissible services/benefits to a SA could be reported to the NBPA

7-3-4. Factors Considered when Determining Adverse Actions and Penalties.

In assessing the appropriate disciplinary action, ECAG will consider the following factors:

- 1. Prior history of compliance/non-compliance.
- 2. Whether the failure to comply was knowing or intentional.
- 3. Any mitigating information offered by the operator, coach or agent.
- 4. Whether the violation was isolated or continuing.
- 5. The involvement, if any, of an individual associated with a prospective student-athlete (IAWP), booster, institutional coach, or in some cases an agent.
- 6. The extent of cooperation with the NCAA.
- 7. Any other fact or circumstance deemed relevant to determining the appropriate penalty to be imposed.

7-3-5. Statute of Limitations.

Adverse action and penalties shall be limited to prohibited conduct occurring not earlier than four years before ECAG places the process participant on written notice of the potential violation. The following conduct shall not be subject to the four-year limitation:

- 1. Conduct involving violations affecting the eligibility of a current SA or PSA.
- 2. Violations in which information is developed to indicate a pattern of willful violations on part of the operator, coach, or agent involved, which began before but continued into the four-year period.
- 3. Conduct that involves an effort to conceal the occurrence of the prohibited conduct.

7-4. ECAG Procedures for Enforcement.

7-4-1. Notice of Investigation Not Required.

At any time, subsequent to granting certification/approval, the NCAA may, based upon information brought to its attention or acting on its own initiative, initiate enforcement proceedings against a process participant who is alleged to have engaged in disqualifying or impermissible conduct or other noncompliant activities. Neither the NCAA nor ECAG is required to provide advance notice to the process participant of the fact or nature of the investigation.

7-4-2. Initial Decision by ECAG.

The determination whether a process participant has engaged in disqualifying or impermissible conduct shall be made in the first instance by ECAG. ECAG will provide the process participant with written notice via email or via the online system with an email alert. This communication will include

1. The nature of the violation(s) and supporting rationale.

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2. The adverse action(s) and/or penalty(s) to be imposed, if any.

The process participant's failure to timely respond to the initial notice or ECAG's subsequent requests for information will constitute waiver of further review or appeal (where applicable) of ECAG's initial decision.

7-4-3. No Stay or Extension of Application Period.

A process participant's denial shall not be stayed pending reconsideration and/or appeal, nor will the process participant be given additional time to complete the certification process (i.e., submit additional information, take the in-person exam, etc.) as a result of seeking reconsideration or appeal. The applicant must wait and reapply during the next certification/approval period if his or her request for reconsideration and/or appeal extends beyond the annual certification/approval period.

7-4-3-1. Contested Violations.

If the process participant contests the violation and/or the penalty, he/ she must respond in writing via email (or online) within the required number of calendar days after receipt of ECAG's initial decision as outlined in ECAG OPs. The response should either admit or deny each factual allegation, provide supporting documentation for facts denied, state whether there is additional relevant information or mitigating circumstances the operator, coach or agent believes should be considered, and provide the operator, coach or agent's rationale for contesting the violation and/or penalty. In addition, ECAG may ask the operator, coach or agent to provide additional information. This information collectively constitutes the case record. After ECAG has completed review, it will provide the operator, coach or agent a final written decision via email.

7-4-3-1-1. Additional Contested Violations for Agent Certification

7-4-3-1-1. Requirement to Disclose Violations to Clients.

If uncontested or following exhaustion of review of the penalty by the NCAA, an NCAA-certified agent must disclose the violation and nature of the penalty imposed to his or her clients within the required number of calendar days as outlined in ECAG OPs.

7-4-3-1-2. Agent Certification under Review.

In its sole discretion, ECAG may deny renewal of an agent's certification if the agent is under current review by ECAG or the NCAA relating to possible disqualifying or impermissible conduct by the agent or related violations of NCAA legislation involving the agent and/or individuals/firms associated with the agent. Alternatively, ECAG may stay further review of the renewal application pending a final determination of whether the agent engaged in prohibited conduct.

7-4-4. Reconsideration of a Denial.

If noncompliance is determined to be <u>disqualifying conduct</u> and process participant believes the denial was based on a factual error or incomplete information, the process participant may request reconsideration of ECAG's initial decision and the assigned consequence. A reconsideration request must be made in writing (email is enough), submitted no later than the required number of calendar days following notification of the original decision as outlined in ECAG OPs. The request should include correction of the omissions or error. In some circumstance, the process participant may have to resubmit the form (i.e., application, PERF, athlete address/residency exception form, justification, etc.) provided the deadline to do so has not expired.

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The individual who submitted the form or who is involved in the violation may request reconsideration ONLY if the individual submits <u>new relevant</u> information. The failure to timely request reconsideration will result in the loss of the right to petition ECAG's reassessment of the decision on all grounds. Further, late submissions of justification or athlete address/residency requests may not be reviewed or could be denied merely due to the lack of time between its submission and the athlete's participation.

7-4-5. Appeal of a Denial.

If the denial is a result of impermissible conduct, the following rights to appeal are available:

7-4-5-1. Appeals for Basketball Certification Decisions.

ECAG has sole authority to determine violations and impose appropriate penalties and such decisions are not subject to appeal. If, however, the denial is based on a factual error, the individual may complete steps for <u>Reconsideration of a Denial</u>.

7-4-5-2. Appeals for Recruiting/Scouting Service Approval Decisions.

ECAG has sole authority to determine violations and impose appropriate penalties and such decisions are not subject to appeal. If, however, the denial is based on a factual error, the individual may complete steps for <u>Reconsideration of a Denial</u>.

7-4-5-3. Appeals for Agent Certification Decisions.

An agent may appeal a denial, the nature of the penalty imposed, or both. Details of the appeal process, including deadlines, are defined in the ECAG OPs.

Generally, the agent must submit to ECAG a written notification of the desire to appeal followed by a written ground for appeal statement. ECAG may, but is not required to, prepare a written response. The complete case record will then be submitted to the to the chairperson (or his or her designee) of the appropriate NCAA committee [TBD] authorized to hear the appeal.

If requested, a telephonic hearing will be heard by any combination of committee members chosen by the committee chair that cannot result in a tie. If a telephonic hearing was NOT requested, the case record alone will be considered. After considering the appeal and deliberating privately, the appeals committee shall prepare a written decision and provide a copy to both parties. All decisions of the appeals committee shall be final, binding and conclusive, and shall not be subject to further review.

8-1. Requirements for ALL NCAA-Certified Events and Leagues.

8-1-1. Location Requirements and Restrictions.

8-1-1-1. Sports Wagering Establishments.

An NCAA-certified event/league shall not be conducted in a venue that is associated in any way with a venue or other entity that is associated in any way with wagering on intercollegiate athletics.

8-1-1-2. Division I Campus Facilities.

Legislation exists that prohibits a Division I institution [including any institutional department (e.g., athletics, recreational/intramural)] from hosting, sponsoring or conducting a nonscholastic basketball practice or competition in which basketball PSAs participate on its campus or at an off-campus facility regularly used by the institution for practice and/or competition by any of the institution's sport programs.

8-1-2. Unfettered Access to NCAA.

Representatives of the NCAA must be provided with unfettered access to any event, including physical access and opportunity to inspect all financial and other documentation associated with the event **without prior notice** to the operator.

8-1-3. Insurance.

Both event and league operators are required to show proof of accident medical insurance and Commercial General Liability (CGL). ECAG has the authority to change the insurance standards if the NCAA as an association adjusts requirement standards in other areas. Further, ECAG is authorized to determine operationally what steps, requirements and procedures are necessary for determining that insurance documentation submitted meets the NCAA requirements, including contacting the insurance company directly when needed. The specific details about policy limits and additional requirements are outlined in the ECAG Ops.

8-1-3-1. Accident Medical Insurance.

Operators must show proof of accident medical insurance for all participants and which provides coverage for athletically related activities regardless of negligence/fault. A liability policy alone WILL NOT meet the NCAA requirements.

8-1-3-1-1. Amount and Scope of Accident Medical Insurance.

8-1-3-1-2. National/Social Healthcare and Insurance Requirements.

8-1-3-1-3. Self-Insured.

8-1-3-1-4. Membership Organization Insurance.

8-1-3-2. Liability Insurance.

Event/league operators are also required to maintain in effect CGL insurance.

8-1-3-2-1. Additional Insured Requirement.

8-1-3-2-2. Amount and Scope of Liability Insurance Coverage.

8-1-3-3. Validation.

8-1-3-3-1. Insurance Applications, Quotes, Invoices and Waivers.

8-1-3-3-2. Falsified Insurance.

8-1-3-4. Single Insurance Account Number for Multiple Policies.

8-1-3-5. Expired Insurance.

8-1-3-6. Policy Renewal Cycles.

8-1-3-7. Additional Coverage Requirements.

8-1-3-7-1. Carrier Ratings.

8-1-3-7-2. Site Specific Insurance.

8-1-3-7-3. Quantity Specific Insurance.

8-1-4. Award Requirements.

A participant may receive an award, provided:

- 1. The cost of the award is included in and does not exceed the cost of the participant's entry fee.
- 2. The award being given is NOT cash, or the equivalent thereof.
- 3. The award is not donated. If participants are not charged an entry fee, no awards may be provided.

If participants are not charged an entry fee, no awards may be provided. If the entry fee is paid by the team, the total cost of the awards for the participants must not exceed the team's entry fee.

8-1-4-1. Scholastic Restrictions on Awards.

For scholastic events, awards should be provided according to the limitations defined by the host state association or, for multi-state events, the most restrictive participating state association.

8-1-4-2. Disclosure of Awards.

Operators are required to maintain records of all awards given to participants and must disclose that information, along with the source of their provision, to the NCAA or its designee when requested.

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8-1-5. Provisions to PSAs, Their Families and Coaches.

There are limitations to what an event/league operator can provide to participating teams, coaches, athletes and their families. ECAG is authorized to determine operationally what identifies something as a gift, benefit or inducement and what steps, requirements and procedures are necessary for determining events/leagues are compliant with these P&Ps. The specific details about operational applications of gifts, benefits and inducements are outlined in the ECAG Ops.

8-1-5-1. Gifts and Inducements.

No gifts or inducements shall be provided to the event/league participants, their coaches or family members.

8-1-5-2. Event/League T-Shirt.

Operators may provide an event t-shirt to participants regardless of whether the participants pay to participate. The event t-shirts can be donated to the operator. (T-shirts provided as awards CANNOT be donated.) Operators can provide simple, low-cost, reversible jerseys to participants instead of the event/league t-shirt. Jerseys would have to have the same monetary value as a t-shirt; so, authentic jerseys could not be utilized.

8-1-5-3. Equipment and Apparel.

A PSA who participates in an NCAA-certified event/league must not be allowed to retain any athletics equipment or apparel provided to his/her for use at the event/league other than an event/league T-shirt. All other apparel (e.g., shoes, shorts, warm-up suits, backpacks, cinch bags, basketballs, mementos, etc.) may be retained only if the PSA is charged the normal retail value of such items (as opposed to the cost in purchasing the items) and the items must be paid for separate from the entry fee.

8-1-5-4. Transportation.

No air or ground transportation shall be provided to and from the event/league to any participant, participating coach(es) or family member of a participant with exception to local transportation as outlined in the ECAG OPs.

8-1-5-4-1. Event Local Transportation Exception.

8-1-5-5. Hotels, Lodging and Accommodations.

Traditionally, individual events have had to provide some sort of lodging for athletes (and occasionally hired coaches) because athletes attend camp by themselves. Without a team coach or parent to chaperone, the event operator becomes responsible for the health and welfare of the PSAs, providing them with supervision, meals, housing, transportation to event site, etc. For this reason, individual event operators often include dorm/hotel and meal costs as part of the event entry fee. As a result, team event operators have been permitted similar concessions, but only under specific conditions.

Event operators may include the cost of hotels, lodging or accommodations (i.e., dormitories etc.) as part of the event entry fee if each participant (individual or team) is provided the same benefit in both quality and quantity. The hotel room must be available to all teams and the teams must pay for the rooms (whether directly or through the operator) to avoid the hotel room being an

inducement. The itemized breakdown of collected fees and lodging expenses must be shown on the financial disclosures submitted with the PERF.

Similarly, an event operator may provide participants (individuals or teams) rooms at no cost to the participants as long as all participants are provided the same benefit in both quality and quantity and the itemized breakdown lodging expenses and the source of income that paid for them is shown on the financial disclosures submitted with the PERF.

ECAG has the authority to make the determination of "same quality and quantity" or to adjust this allotment if the ability for an operator to provide rooms becomes problematic.

8-1-5-6. Food and Beverage.

Event operators may provide food and beverage hospitality to event participants (athletes/coaches) and their families provided that the same benefit in both quality and quantity is provided/available to all, and the itemized breakdown for food/beverage expenses and the source of income that paid for them is shown on the financial disclosures submitted with the PERF.

ECAG has the authority to make the determination of "same quality and quantity" or to adjust this allotment if the ability for an operator to provide food/beverage becomes problematic.

8-2. Requirements Specific to Leagues and Nonscholastic Events.

8-3. Requirements Specific to Leagues.8-4. Requirements Specific to Nonscholastic Events.8-5. Requirements for Teams in Nonscholastic Events.

8-6. Requirements Specific to NCAA-Certified Scholastic Events.

The criteria outlined in the scholastic event requirements underscore the importance of maintaining an education-based focus on event formats and host sites. Therefore, P&Ps are designed to help advance and maintain an education-based focus at NCAA-certified scholastic basketball events. The criteria were based on and align with the philosophies, fundamentals and processes used in the NFHS scholastic program for hosting events that take place during the scholastic evaluation period. Information about scholastic events is posted on <u>www.ncaa.org/scholastic-events</u>. The list of approved events is accessible from the same web page.

The criteria below, specific to the NCAA certification process for scholastic events, were approved by the MBOC to ensure alignment with recommendations from the Commission on College Basketball. Penalties for noncompliance with any of the criteria outlined in this document are at the discretion of the NCAA and pursuant to the applicable NCAA guidelines and/or OPs.

8-6-1. Organizations Eligible to Apply.

ECAG will only accept applications to host an NCAA-certified event from associations, organizations or entities that fall within one of the following categories:

1. A National High School Basketball Coaches Association (NHSBCA) member.

- 2. A state high school basketball coaches' association. If there is no such association specifically for basketball coaches, a state high school coaches' association, provided that the non-sport specific coaches' association has been 1:
 - A. established and active for at least one year prior to the time of application; or
 - B. recognized by or members of their respective state high school athletics/activities association.
- 3. A high school athletics association (e.g., state athletics association, metro area athletics association, regional athletics association or parochial athletics association) that:
 - A. Has been established and active for at least one year prior to the time of application.
 - B. Is organized for the primary purpose of governing education-based athletics.
 - C. Is licensed by and/or registered under appropriate state regulations or laws; and
 - D. Performs duties and functions consistent with other high school athletics governing bodies.
 - E. **JUNE ONLY** Is NOT a NFHS member.

8-6-2. Event Format.

The NHSBCA represents the collective expertise of coaches from across the country and it has identified five event formats it deems appropriate for scholastic events. These formats are posted online as the "Blueprint of NHSBCA Event Models". The NCAA strongly recommends that associations/organizations interested in hosting a scholastic event select one or a combination of these five models as the format for its scholastic event(s). For more information about the NHSBCA go to www.NHSBCA.org.

8-6-3. Applicant/Participation Requirements.

<u>8.6.3.1. Staff Requirements.</u>

8-6-3-1-1. Primary Event Staff Requirements.

All primary event staff must be members/staff of the host association, school personnel of the host association, and/or approved state coaches association members who are currently active and in good standing. Individuals associated with host-school facilities or participating schools (e.g., athletes; students; alumni; parents of athletes, students, or alumni; community members or family members of host association members/staff) are not acceptable as primary staff.

8-6-3-1-1-1. Primary Event Staff Defined.

Primary event staff includes anyone involved in conducting/administering the event such as site director, gym supervisors, organizers, coordinators, coaches, etc. Primary event staff does not include officials, medical personnel, security, concessions, clocks/score table workers, parking attendants or janitorial services.

¹ECAG may, in its discretion, approve an association that does not meet these requirements on a case-by-case basis;

8-6-3-1-2. Required Medical Personnel.

Qualified medical personnel must be present at EACH facility utilized by the event.

8-6-3-1-3. Accredited Officials.

Game officials should be members of an accredited officials' association, such as NFHS, International Association of Approved Basketball Officials, Inc. or equivalent.

8-6-3-2. Participating Coach Requirements.

All coaches must be:

- 1. Employed (paid or unpaid) by the participating high schools, or
- 2. A member in good standing with one of the following:
 - A. NHSBCA,
 - B. State high school basketball coaches' association (or state coaches' association if a basketball specific organization does not exist), or
 - C. host athletics association.
- 3. Must complete all school and state certification requirements, including background checks, prior to coaching in the event. For individuals/coaches not subject to school or state certification requirements, including background checks, such individuals/coaches must complete and be approved through the NCAA selected background check provider used in nonscholastic events. (The current background check provider is USAB Gold License and requires completion of educational modules and includes a criminal background check).

8-6-3-3. Felony Conviction Restrictions for Event/Team Staff.

The host organization is responsible for ensuring that neither the event nor any participating team shall have on its staff any individual who has been found guilty or pleaded guilty in a court of law to a felony.

8-6-3-4. Participating Athlete Requirements.

8-6-3-4-1. High School Teams or Individuals.

Host organizations are responsible for ensuring that high schools and PSAs are eligible to participate in NCAA-certified scholastic events. All participating PSAs must be currently enrolled in a high school that meets the eligibility requirements below, regardless of whether his high school is participating. High schools may participate in NCAA-certified scholastic events if the school:

1. Is governed by a high school athletics association that has existed for at least one full academic year and is organized for the primary purpose of governing education-based athletics, is licensed by and/or registered under appropriate state regulations or laws, and performs duties and functions consistent with other high school athletics governing bodies;

- 2. Has been in continuous operation for at least one full academic year, with enrolled students who have completed at least two semesters of classes; and
- 3. Has gone through the NCAA High School Certification Review process and have either been cleared, are in review or undergoing extended evaluation by the NCAA Eligibility Center. Instructions for Checking EC Evaluation Status are posted on www.ncaa.org/scholastic-events.
- 4. It is suggested that all participants (individuals, teams, etc.) be finalized by the beginning of the month in which the event occurs to allow the event to promote who will be participating so that NCAA coaches can make the best decisions about which events they need to attend.
- 5. **JUNE ONLY -** Is NOT a NFHS member.

8-6-4. Fees/Finances at NCAA Scholastic Events.

Fees charged by host organizations to event participants, nonparticipant attenders and college coaches must be compliant with requirements outlined in the ECAG Ops.

8-6-4-1. Price Disclosed in Advance of Event.

The price of event packets must be disclosed on the event application and must be publicized in advance. This price will be posted on the list of approved events available on www.ncaa.org/scholastic-events.

8-6-4-2. Same/Similar Fees for All NCAA Coaches.

While the cost of a coaches' packet have limitations, it is permissible for a host organization to charge different amounts for the produced coaches' packets, but the price must be made available to all qualifying coaches, must be based on some objective criteria (division, number of days attending, etc.) and must be publicized in advance. All packet options are required to be disclosed on the event application and will be posted on the list of approved events available on <u>www.ncaa.org/scholastic-events.</u> Host organizations cannot make changes at the event site nor can the operator make price adjustments based on his/her relationship with an NCAA coach.

8-6-4-3. Sponsors.

Use of sponsors is permitted for actual and necessary expenses to operate the event (e.g., facility rental fee, food and beverage for participants and event staff, printing of credentials, etc.) and that it is my responsibility to ensure that any sponsorship accepted is not from an entity that would jeopardize the high school or NCAA eligibility of any event participant. Sponsors cannot organize, implement, or operate NCAA-certified scholastic Events; cannot influence selection of participants (players, teams or coaches) nor shall they determine event format.

<u>8-6-4-4. Participant Entry Fees.</u>

Entry fees must be similar for all participants. Team event entry fees shall not exceed \$250 per team/school. Individual event entry fees shall not exceed \$50 per participant. ECAG may change the allowable fees in collaboration with NFHS adjustments.

8-6-4-4-1. Excess Entry Fees for Participants.

Entry fees in excess of \$250 per team/school and \$50 for individual participants must be justified by documented expenses and may be considered if submitted with the organization's certification application for advance approval. These documented expenses may include, but are not limited to, security fees, insurance costs, facility fees, staffing expenses, etc. Any such excess fee charged by an organization without advance approval must be disclosed with other PERF information and may affect the organization's future eligibility to participate in NCAA-certified scholastic basketball events. ECAG has the authority to approve or deny a request to charge additional fees and such decisions are not subject to further review.

8-6-4-4-2. Reduced Entry Fees.

Host organizations are prohibited from granting free entry or reduced entry to select participants based on athletics ability or reputation. A host organization may offer participants a reduced entry fee provided the following conditions are met:

- If offered, reduced entry fees must be made available to all qualifying participants and must be based on some objective criteria that is unrelated to a participant's athletics ability or reputation.
- Any reduced entry fee program must be publicized in advance. Host organizations will need to identify during the application process how participants will be notified/informed that such a program exists (on registration form, event flyers, website, etc.).

8-6-4-5. Nonparticipant Entry Fees.

Event admission charges for nonparticipants shall not exceed \$10 per day. ECAG may change the allowable fees in collaboration with NFHS adjustments.

8-6-4-5-1. Excess Admission Charges for Nonparticipants.

Admission charges in excess of \$10 per person must be justified by documented expenses and may be considered <u>if submitted with the organization's certification application for</u> <u>advance approval</u>. These documented expenses may include, but are not limited to, security fees, insurance costs, facility fees, staffing expenses, etc. Any such excess fee charged by an organization without advance approval must be disclosed with other PERF information and may affect the organization's future eligibility to participate in NCAA-certified scholastic basketball events. ECAG has the authority to approve or deny a request to charge additional fees and such decisions are not subject to further review.

8-6-4-6. Event/Coaches' Packets.

Host organizations that produce coaches' packets are expected to meet the requirements outlined below. ECAG may change the allowable fees in collaboration with NFHS adjustments.

8-6-4-6-1. Event/Coaches' Packet Price.

The cost to an institution to purchase a packet shall not exceed \$150 for the event unless the institution's coaching staff desires to have more than one packet. If the staff from the same institution share a packet, the cost should not exceed \$150 for the packet and each additional coach would need to pay the event admission fee (not to exceed \$10).

8-6-4-6-2. Information Required for Event/Coaches' Packets.

Packets must contain substantive information relevant to the observation and evaluation of participating PSAs, including but not limited to:

- 1. Event schedule.
- 2. Location of all sites where NCAA coaches can observe PSAs.
- 3. Participant information (either individually or on a team roster) that includes:
 - A. Name of prospect.
 - B. Prospect's direct contact information.
 - C. Jersey number.
 - D. Graduation year (e.g., 2019, 2020, etc.).
 - E. Scholastic institution.
 - F. Name and contact information for scholastic coach.

8-6-5. Location Requirements and Restrictions.

In addition to the location restrictions for all NCAA-certified events and leagues outlined earlier in this chapter (Basketball Certification) in the sections on Limitations on Involvement, Division I Campus Facilities, and Unfettered Access to the NCAA, NCAA-certified scholastic events must also be compliant with the following:

8-6-5-1. Nonscholastic Facilities.

NCAA scholastic events may only be conducted at a location that is physically situated on or at an educational institution. Examples of permitted sites include elementary, middle or high schools, two-year institutions or any four-year college or university that is not a Division I NCAA member institution. A host association may, however, request for an exception to the rule so that the event can utilize a nonscholastic facility. Instructions for how to request a location exception are available on <u>www.ncaa.org/scholastic-events</u> and in the ECAG Ops.

8-6-5-2. Multiple Sites.

Scholastic events may be conducted at multiple event locations if each secondary location is compliant with all location requirements applicable to NCAA-certified events (both scholastic and nonscholastic).

<u>8-6-6. Division I Coach Requirements at Scholastic Events.</u>

8-6-6-1. Separation of NCAA Coaches.

The purpose of Division I coach attendance at an event is for evaluation only. Division I coaches are NOT permitted to have contact with PSAs, family members of PSAs, or Individual's Associated with a Prospect (IAWPs).

8-6-6-1-1. IAWP Definition Clarification.

As applicable to ECAG, the definition of IAWP generally includes parents, legal guardians, handlers, personal trainers, recruiting/scouting service employees or operators and coaches. For purposes of NCAA certification, IAWP also includes:

- 1. A nonscholastic coach is considered an IAWP regardless of whether their team is participating in the event.
- 2. A two-year college coach is an IAWP regardless of whether their team is participating in the event.
- 3. Individuals associated with a recruiting/scouting service are an IAWP.
- 4. Media members that trigger IAWP status (e.g., media members employed by, or working in partnership with, a scouting service or recruiting service) would be subject to the limitations noted above and would not be allowed to sit in the designated seating section for NCAA coaches.

8-6-6-2. Required Precautions for NCAA Coaches at Nonscholastic Events.

NCAA-certified scholastic events should be conducted in a manner that allows NCAA coaches to attend the event and evaluate PSAs with minimum opportunity for contact violations, allowing the coach to focus on evaluations. Event operators are responsible for having staff/volunteers to monitor and remove non-NCAA coaches from designated NCAA-coach areas. Required and encouraged precautions are outlined in the ECAG Ops.

8-6-6-2-1. Identification of NCAA Coaches.

8-6-6-2-2. Signage.

8-6-6-2-3. Separate Seating.

8-6-6-2-3-1. Monitoring NCAA Coaches.

8-6-6-2-3-2. Media.

8-6-6-2-4. Hospitality Rooms.

<u>8-6-6-3. Encouraged Precautions for NCAA Coaches at Scholastic Events.</u>

<u>8-6-7. Schedule Requirements.</u>

8-6-7-1. Dates.

NCAA Division I coaches may attend scholastic basketball events based on the following legislation:

• 13.1.7.5 – Men's Basketball Evaluations

• 13.17.2 for Men's Basketball Calendar Formula

Since dates are based on a formula, dates will change from year to year; so, recruiting calendars are published annually.

8-6-7-2. Athletically Related Activities Limitations.

PSA participation is limited in compliance with the <u>USAB/NBA Youth Guidelines</u>. Further, all other requirements outlined in the <u>USAB/NBA Youth Guidelines</u> should be considered by the host and scholastic coaches as best practices. Specific information about the application of these guidelines is included in the ECAG Ops.

8-6-7-3. Time Restrictions.

Athletically related activities are limited to certain days and times as outlined in the ECAG Ops. It should be noted that dates and times may differ during the academic year than they are in the summer.

8-4-3-4. Certified Dates – Event.

Certification is only granted for dates that appear on the detailed playing schedule submitted with the application. Division I coaches are only permitted to attend to evaluate prospects on the NCAA-certified dates identified in the application history when the approval was posted. At times, the event may operate on ineligible dates, in which case, Division I coaches may only attend on the dates certified.

8-6-7-5. Division I Coach Attendance Restrictions.

Attendance of NCAA Division I MBB coaches may only occur in compliance with NCAA recruiting calendars and requirements outlined in ECAG Ops.

8-6-8. Recommendations for Event Operations.

- 1. Use NFHS/high school or NCAA playing rules.
- 2. Use USAB/NBA Youth Guidelines for grades nine through 12, including those limiting the number of games in a weekend. usab.com/youth/development/youth-guidelines-rules-andstandards.aspx
- 3. Include an educational component for participants and high school coaches as part of the event.
- 4. Net revenues should be designated to host future events or invested in direct student-related programs (e.g., student leadership conferences, sportsmanship summits, college information educational materials, etc.).

8-7. Application Procedures and Deadlines.

Information about NCAA-certified summer leagues and nonscholastic events and BBCS access is available on <u>www.ncaa.org/basketballcertification</u>.

8-7-1. Nonscholastic Events and Summer Leagues.

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8-7-2. Scholastic Events.

In order to request NCAA-certification of a scholastic event and remain eligible for certification the following year, the following must occur:

8-7-2-1. Courtesy Email Reminder.

ECAG sends an email annually to alert the previous year's applicants that the current application is available on <u>www.ncaa.org/scholastic-events</u>. This email is merely a courtesy and regardless of the email's receipt, the operators are responsible to apply prior to the deadline identified in ECAG's OPs.

8-7-2-2. Application.

8-7-2-2-1. Host Organization Submits Application.

Applications are available on <u>www.ncaa.org/scholastic-events</u>.. Application2 form must be submitted according to the timeline and process outlined in the ECAG Ops. Applications will be processed in the order received.

8-7-2-2-2. Required Submissions.

The application will ask the operator/host organization to provide information relating to the NCAA legislated requirements for scholastic events including, but not limited to, general information about the host organization, articles of incorporation, general information regarding the event, appropriate insurance, anticipated schedule, budget, etc. Application details are outlined in the ECAG OPs.

8-7-2-2-3. Application Fee.

ECAG is authorized to charge fees for registration, application submission, or other ECAG services to assist in eliminating the administrative burden on the NCAA, subsidize resources needed to improve the process and provide the necessary staff. All fess implemented into the process are identified in the ECAG OPs.

8-7-2-3. Application Processing Procedures.

Application processing procedures are outlined in detail in the ECAG Ops and ECAG has the authority to make any operational changes needed to the application processing procedures.

8-7-2-3-1. NCAA Review of Applications for Scholastic Events.

8-7-2-3-1-1. If "Yes":

8-7-2-3-1-1-1. NCAA Issues a Decision.

8-7-2-3-1-1-2. Decision Communicated.

8-7-2-3-1-2. If "No":

² ECAG reserves the discretion to charge registration and/or fees for other ECAG services, considering the administrative burden on ECAG, the number of applications and volume of submissions received, and the adequacy of existing resources to carry out its mission.

8-7-2-3-1-2-1. ECAG Requests Additional Information.

8-7-2-3-1-2-2. Submission of Requested Information.

<u>8-7-2-3-1-2-2-1. Deadline to Submit.</u>

8-7-2-3-2-2-2. After the Deadline - LATE PENALTIES.

8-7-2-3-2-2-3. Before Deadline - NCAA Review.

8-7-3. NCAA Issues a Decision.

ECAG has final authority to approve or deny an application and its decisions are not subject to further review.

8-7-3-1. Decision Communicated.

The approval will be communicated via email. For nonscholastic events and leagues completed in the BBCS, the operator receives an email notification and a BBCS alert when the NCAA posts the decision in the BBCS. A PERF must be submitted and approved for the event to remain eligible for NCAA certification the following year.

8-7-3-2. Potential Application Decisions Defined.

ECAG may assign any of the decisions below to an application. For applications completed in the BBCS, the operator receives and email notification and a BBCS alert when the status of the application is changed. If approved, a nonscholastic event/league will be included on the appropriate approval list posted on <u>www.ncaa.org/basketballcertification</u> and a scholastic event will be posted to the approval list on <u>www.ncaa.org/scholastic-events</u>.

8-7-3-2-1. Not Submitted.

Additional steps must be taken by the operator before being given the opportunity to submit. Although all the required information may be entered, applications with the Not Submitted designation WILL NOT be reviewed/processed by ECAG. Eventually, events/leagues with the Not Submitted designation will be posted as denied, closing the application history.

8-7-3-2-2. Submitted.

Operator has successfully submitted the application to ECAG for processing. If the status indicates Submitted and was done so by the appropriate deadline, it has been submitted and will eventually be processed.

8-7-3-2-3. In Progress or Pending.

Service operator has applied and ECAG is currently in the process of reviewing, but a decision has not yet been rendered. This may mean that additional information has been requested as well.

8-7-3-2-4. First Review.

ECAG is currently completing the initial review of the application. To the applicant, this status will continue to appear as In Progress or Pending and the same permissions would apply.

8-7-3-2-5. Ready for Second Review.

ECAG's first review has been completed and the application is ready to be reviewed a second time for quality assurance. Again, to the applicant, this status will continue to appear as In Progress or Pending and the same permissions would apply.

8-7-3-2-6. Info Requested.

If ECAG requires additional information to process the application to completion, the status will show as Info Requested. The operator will also receive an email notification and an online alert when this status is changed to Info Requested. The information requested will be documented and visible within the application.

8-7-3-2-7. Operator Responded.

Once an operator has responded to the ECAG request for additional information and resubmitted the application, the status will appear as Operator Responded. This is an indication that a response has been logged and is awaiting ECAG review.

8-7-3-2-8. Change Request.

If the applicant has requested a change to the information submitted in the application postapproval, a change request will be initiated. This status is an alert to ECAG that the request has been made and needs to be reviewed.

8-7-3-2-9. Staff Edit.

In order to make any change to the application requested by the applicant post-approval, ECAG must place the application in a Staff Edit status to make those changes so they will update on the approval list.

8-7-3-2-10. Approved.

The information available indicates that at the time of review, the service appears to meet NCAA requirements for approval. Specific dates of certification will be identified. All certified events and leagues will be posted to the appropriate approval list on the www.ncaa.org/basketballcertification.

8-7-3-2-10-1. Conditionally Approved Events/Leagues.

ECAG may, at its sole discretion, place a participant, entity or activity on Conditional Approval when they are nearly eligible, but fail to fully meet all certification requirements. If the ability to comply with requirements has been demonstrated, certification/approval can be granted that is reliant on some action(s) or condition. ALL residency exceptions and roster justifications for an athlete to participate on a team are considered conditional approvals in that documentation has been provided to appear as a resident, but if that is found to be untrue, the justification/exception would not apply.

8-7-3-2-10-2. Extended Evaluation.

ECAG may, at its sole discretion, place a participant, entity or activity on Extended Evaluation. For example, if an event is historically compliant, but a violation occurs that is administrative in nature, the event may be placed on extended evaluation. Extended Evaluations appear on the approval list without distinction Agent Certification ECAG Policies and Procedures Page No. 47

> from fully approved events/leagues. In these instances, the event will essentially operate as an approved event, but the host/operator may be required to fulfill educational training, submit periodic information during the year, or other requirements to learn procedures to ensure similar violations do not occur in the future. Once the extended evaluation period has concluded, the participant, entity or activity must reapply or register for full approval and is expected to be operational and compliant with all NCAA requirements. If the participant, entity or activity is placed on Extended Evaluation more than once, additional scrutiny may be imposed or even result in denial of future certification/approval.

8-7-3-2-11. Denied.

The application has been denied. The reason for the denial is posted to the BBCS.

8-7-3-2-12. Cancelled (Before Approval).

The activity was cancelled by the event/league operator prior to the application having been processed to completion.

8-7-3-2-13. Cancelled (After Approval).

The activity was cancelled by the event/league operator after the application was processed and posted as approved. To avoid penalties, cancellations must be reported to ECAG via the "Request Change or Cancellation" feature no later than 48 hours prior to the scheduled start of the event/league.

8-7-3-2-14. Cancelled (Missed 48 Hour).

The activity was cancelled by the event/league operator after the application was processed and posted as approved, but not early enough to avoid penalties. Cancellations must be reported to ECAG via the "Request Change or Cancellation" feature no later than 48 hours prior to the scheduled start of the event/league.

8-7-3-2-15. Withdrawn.

The application was processed and posted as approved, but ECAG has withdrawn the certification based on supplemental information received.

8-7-4. ECAG Decisions are Final.

As indicated in the chapter on Authority and Governance, ECAG has final authority to approve or deny an event/league and those decisions are not subject to further review.

8-7-5. Post-Application Approval Reminders.

8-7-5-1. PERF (Events Only).

Event operators must submit information upon the conclusion of the event providing information about the operation of the event and the event's participants. Additional information is available in this chapter in the section on PERF Procedures and Deadlines.

8-7-5-2. Submission of Changes/Cancellations.

Applications are approved based on the information included in the submission; any change (names, location, dates, fees, times of games, etc.) or cancellations made by the operator post-

approval must be reported to ECAG in writing according to the process outlined in the ECAG OPs.. Failure to report changes by the deadline may render the event/league ineligible for future approval.

8-7-5-3. Compliant Event Operation.

8-8. PERF Procedures and Deadlines.

If event certification was granted and Division I coaches were given the opportunity to attend and observe PSAs, the event operator will be required to submit a PERF prior to the deadline outlined in the ECAG OPs. The PERF is required even if zero Division I coach attended. Failure to submit the required information by the appropriate deadline will result in the denial of the PERF rending the event ineligible for certification during the same season the following year. ECAG's decision to approve or deny a PERF is final and not subject to further review.

8-8-1. Nonscholastic Events.

8-8-2. Scholastic Events.

8-8-2-1. Access to Scholastic PERF.

The PERF form will be posted on <u>www.ncaa.org/scholastic-events</u> prior to the conclusion of the scholastic event period.

8-8-2-2. Scholastic PERF Deadlines.

Operator must submit the PERF via email by the deadline outlined in the ECAG OPs. Failure to submit the required information by the appropriate deadline will result in the denial of the application. ECAG's decision to approve or deny an application is final and not subject to further review.

8-8-2-3. Required Submissions for Scholastic PERF.

All scholastic event operators must submit information upon the conclusion of the event including, but not limited to, staff used, coaches and athletes that participated, NCAA coaches in attendance, and financial disclosures.

8-8-2-3-1. Submission of PERF Changes After Submission.

PERFS are reviewed based on the information submitted; so, the information is expected to be accurate. If the operator or host organization discovers errors that need to be corrected, those should be communicated in writing to ECAG via the ECAG Contact Form (https://web3.ncaa.org/bbcs/contactForm).

8-8-2-4. PERF Processing Procedures for Scholastic Events.

PERF processing procedures are outlined in detail in the ECAG Ops and ECAG has the authority to make any operational changes needed to the application processing procedures.

8-8-2-4-1. NHSBCA Review of Applications.

8-8-2-4-2. NCAA Review of Scholastic PERF.

8-8-2-4-2-1. If "Yes":

8-8-2-4-2-1-1. NCAA Issues a Decision.

8-8-2-4-2-1-2. Decision Communicated.

8-8-2-4-2-2. If "No":

8-8-2-4-2-2-1. ECAG Requests Additional Information.

8-8-2-4-2-2-2. Submission of Requested Information.

<u>8-8-2-4-2-2-2-1. Deadline to Submit.</u>

8-8-2-4-2-2-2. After Deadline – Late Penalties.

8-8-2-4-2-2-3. Before Deadline - NCAA Review.

8-8-3. NCAA Issues a Decision.

ECAG has final authority to approve or deny a PERF and its decisions are not subject to further review.

8-8-3-1. Decision Communicated.

The approval will be communicated via email. For nonscholastic events and leagues completed in the BBCS, the operator receives an email notification and a BBCS alert when the NCAA posts the decision in the BBCS. A PERF must be submitted and approved for the event to remain eligible for NCAA certification the following year.

8-8-3-2. Potential Application Decisions Defined.

ECAG can render any of the decisions below for the PERF. Any of the decisions below can be given to the PERF. The status will be updated in the BBCS for nonscholastic events.

8-8-3-2-1. Not Submitted.

Additional steps must be taken by the operator before being given the opportunity to submit. Although all the required information may be entered, PERFS with the Not Submitted designation WILL NOT be reviewed/processed by ECAG. Eventually, PERFS with the Not Submitted designation will be posted as denied, closing the PERF history.

8-8-3-2-2. Submitted.

Operator has successfully submitted the PERF to ECAG for processing. If the status indicates Submitted and was done so by the appropriate deadline, it has been submitted and will eventually be processed.

8-8-3-2-3. Info Requested.

If ECAG requires additional information to process the PERF to completion, the status will show as Info Requested. The operator will also receive an email notification and an online alert when this status is changed to Info Requested. The information requested will be documented and visible within the PERF.

8-8-3-2-4. Operator Responded.

Once an operator has responded to the ECAG request for additional information and resubmitted the PERF, the status will appear as Operator Responded. This is an indication that a response has been logged and is awaiting ECAG review.

8-8-3-2-5. Approved.

The PERF has been approved. This is an indication that the event will remain eligible for NCAA certification the following year. ECAG's decision to approve or deny a PERF is final and not subject to further review.

8-8-3-2-5-1. Conditionally Approved.

ECAG may, at its sole discretion, grant conditional approval to an event. For example, if the event is historically compliant, but a violation occurs that is administrative in nature, the event may be conditionally approved. In these instances, the event will essentially operate as an approved event, but the host/operator may be required to submit a plan for ensuring similar violations do not occur in the future or other documentation of compliance. If an event is conditionally approved more than one time, the event may be scrutinized further or even be denied certification of future events.

8-8-3-2-6. Denied.

The PERF has been denied. The reason for the denial is posted to the BBCS. Events with a denied PERF will not be eligible for NCAA certification in the same season the following year. ECAG's decision to approve or deny a PERF is final and not subject to further review.

8-8-3-2-7. Cancelled (Missed 48 Hour).

The activity was cancelled by the event operator after the application was processed and posted as approved, but not early enough to avoid penalties. Cancellations must be reported to ECAG via the "Request Change or Cancellation" feature no later than 48 hours prior to the scheduled start of the event/league. PERFs in this state usually result in a denial.

8-8-3-2-8. Change Request.

Operator has submitted information via the "Request Change or Cancellation" feature in the BBCS to make edits to the information initially submitted on the PERF.

8-8-4. Team PERF Processing Procedures.

The individual financially responsible for a team, whether the coach or the person of authority for an organization, must complete and submit the information requested in the Team PERF according to the timeline outlined in the ECAG Ops.

The Team PERF submissions will be analyzed, and teams identified as moderate to high risk will be chosen for a more extensive audit. Results of the audit will determine the continued eligibility of the team or organization of teams, which will be communicated to the team/organization.

Failure to submit the required information by the appropriate deadline will result in the denial of the Team PERF rendering the team ineligible for participation in NCAA-certified events the following year. Such

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ineligibility applies to the team or organization of teams, not the athletes on those teams. ECAG's decision to deny a team/organization participation is final and not subject to further review.

<u>8-8-5. ECAG Decisions are Final.</u> ECAG has final authority to determine that a team or organization of teams is ineligible for participation in NCAA-certified events in future years, and its decisions are not subject to further review.

1 - Introduction

Like the ECAG Policies and Procedures (P&Ps), these OPs are designed to assist ECAG with administering applicable legislation and articulating requirements desired by the NCAA membership and its intent for implementing legislation in the ECAG subareas. The OPs provide specific details to the structure outlined in the P&Ps and identify portions of the procedures that ECAG has been given authority to change without pre-approval from the Men's Basketball Oversight Committee (MBOC), Women's Basketball Oversight Committee (WBOC), Football Oversight Committee (FOC), or Strategic Vision and Planning Committee (SVPC). These OPs in connection with the P&Ps include expectations of being certified/approved or participating in ECAG processes, state the basic procedures used by ECAG to administer its programs and ensure compliance. This document combined with the P&Ps are intended to:

- 1. Create baseline expectations and best practices for how ECAG completes each component of the certification and approval process; and
- 2. Provide clear guidance and uniformity to ensure consistent and accurate processing of applications and post-experience review forms (PERFs).
- 3. Define parameters and compliance with rules, requirements, process and legislation.

Establish objective criteria for measuring ECAG's performance through the quality assurance plan.

1-1. ECAG Identification.

1-1-1. Basketball Certification.

1-1-1. Nonscholastic Event Certification.

1-1-1-2. Scholastic Event Certification - Men's Basketball (MBB).

1-1-1-3. Summer League Certification.

<u>1-1-2. Recruiting/Scouting Service Approval.</u>

1-1-3. Agent Certification.

2 – ECAG HISTORY

2-1. Basketball Certification History.

2-1-1. Initial Authority.

2-1-2. Basketball Certification Timeline/History.

2-1-3. Background Check Timeline/History.

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2-2. Recruiting/Scouting Services History.

2-3. Agent Certification History.

3 – AUTHORITY AND GOVERNANCE.

3-1. Administrative Authority.

NCAA staff within ECAG are responsible for evaluating all ECAG processes, ensuring that established standards are maintained and enforcing NCAA legislation, P&Ps and requirements, all which are subject to change at any time and without prior notice, subject to annual review and approval by the relevant governance authority. ECAG certification or approval is an indication that at the time when an application/PERF was processed or team justification/PERF was reviewed, it was compliant with NCAA legislation and requirements. ECAG does not operate the events/leagues, teams, services or businesses that have obtained NCAA certification/approval. ECAG has authority over administration each of the subareas it has been assigned (outlined below) and all associated technology systems.

3-1-1. Basketball Certification.

3-1-1-1. Nonscholastic Event Certification.

3-1-1-2. Scholastic Event Certification - MBB.

3-1-1-3. Summer League Certification.

<u>3-1-2. Recruiting/Scouting Services.</u>

3-1-3. Agent Certification.

3-2. ADMINISTRATIVE AUTHORITY FOR OPS

NCAA staff within ECAG are responsible for evaluating all ECAG processes, ensuring that established standards are maintained and enforcing NCAA legislation, P&Ps and additional requirements outlined in these OPs, all which are subject to change at any time and without prior notice. ECAG is authorized to develop and edit these OPs as needed to administer the varying certification/approval processes. This includes without limitation that authority to determine the nature and categories of information that registrants are required to submit; set deadlines for submission, adjust financial requirements, develop education resources, implement educational requirements, and other similar details. ECAG does not need to consult any committee or governance authority to make changes, but edits should be reported to the relevant governance authority for annual review and approval.

In instances where process participants have violated or not been compliant with NCAA legislation, ECAG P&Ps, and OPs, ECAG has in its sole discretion final authority to render application/PERF decisions and impose appropriate adverse actions and/or penalties and those decisions are not subject to further review.

3-3. ECAG Task Force.

4 - TERMS OF PARTICIPATING IN ECAG PROCESSES.

4-1. NCAA Requirements and Non-NCAA Members.

4-1-1. Comply with NCAA Legislation and ECAG Requirements.

4-1-1-1. Responsibility for NCAA Compliance.

4-1-1-2. Responsibility for Personnel (Paid or Unpaid).

4-1-2. Unethical Conduct and/or Participation in a Violation.

4-1-3. Fully disclose information required by ECAG.

4-1-3-1. Complete, Truthful and Accurate Information.

4-1-3-2. Responsibility to Cooperate.

4-1-3-3. Operate in a Transparent Manner.

4-1-3-3-1. Financial Transparency.

4-1-3-3-2. Unfettered NCAA Access.

4-1-3-3-3. Agreement to Shared Information.

4-1-4. Maintain an Online User Account and Engage with ECAG Application Systems.

4-1-4-1. User Account Contact Information.

4-1-4-2. Registration Agreements and Attestations.

4-1-4-3. Whitelist NCAA Email Addresses with Service Provider.

4-1-5. Agreed Submission to Adverse Actions and/or Penalties.

5 – DEADLINES.

- **5-1. Strict Enforcement of Deadlines.**
- 5-1-1. Official Submission Required.
- 5-1-2. Deadline Verification.

6 - PROMOTION OF CERTIFICATION/APPROVAL.

6-1. False Representation of NCAA Certification/Approval.

6-1-1. Permissible Language for ECAG Subject Areas.

6-1-1-1. Promotion of Certified Basketball Events and Leagues.

6-1-1-1. Promotion of Events (nonscholastic).

6-1-1-2. Promotion of Events (scholastic).

6-1-1-2-1. Scholastic Events Approved by Another Association.

6-1-1-3. Promotion of Leagues.

6-1-1-2. Promotion of Approved Recruiting/Scouting Services.

6-1-1-3. Promotion of NCAA-Certified Agents.

6-1-2. NCAA Brand and Trademark Limitations.

6-1-3. Online Terms of Use and Privacy Policies.

6-1-3-1. NCAA Terms of Use.

6-1-3-2. NCAA Privacy Policy.

6-1-3-3. Additional BBCS Data Usage Restrictions.

7 - ECAG ADVERSE ACTIONS

7-1. Volunteer Submission to NCAA Authority and Compliance.

7-1-1. Administrative Authority.

7-1-2. Participant Agreement to NCAA Compliance.

7-2. Conduct Subject to Adverse Actions/Penalties.

7-2-1. Insufficient Submissions.

7-2-2. Fraudulent/Dishonest Conduct.

7-2-3. Disqualifying Conduct.

7-2-3-1. Failure to Comply with NCAA Requirements.

7-2-3-2. Failure to comply with ECAG Terms and Conditions.

7-2-3-3. Applicant Qualifications.

7-2-3-4. Not Consistent with NCAA Interests and Mission.

7-2-3-5. Negative Impact to NCAA Integrity and Public Confidence.

7-2-3-6. Additional Disqualifying Conduct for Agents.

7-2-3-6-1. Loss of NBPA Certification.

7-2-3-6-2. Violations of State or Federal Law.

7-2-4. Impermissible Conduct.

7-3. Adverse Actions and/or Penalties for Violations.

7-3-1. Right to Impose Adverse Actions and/or Penalties.

7-3-2. Adverse Actions.

7-3-2-1. Formal Reprimands.

7-3-2-1-1. Written Warning.

7-3-2-1-2. Probation.
7-3-2-2. Conditional Approval or Extended Evaluation.

7-3-2-2-1. Conditional Approval.

7-3-2-2. Extended Evaluation.

7-3-3. Penalties for Violations.

7-3-3-1. Range of Penalties.

7-3-3-2. Penalties Applicable to Teams.

7-3-3-3. Duration of Penalties.

7-3-3-4. Reporting of Penalties to Outside Entities.

7-3-4. Factors Considered when Determining Adverse Actions and Penalties.

7-3-5. Statute of Limitations.

7-4. ECAG Procedures for Enforcement.

- 7-4-1. Notice of Investigation Not Required.
- 7-4-2. Initial Decision by ECAG.
- 7-4-3. No Stay or Extension of Application Period.

7-4-3-1. Contested Violations.

7-4-3-1-1. Agent Certification Requirement to Disclose Violations to Clients.

7-4-3-1-2. Agent Certification under Review.

- 7-4-4. Reconsideration of a Denial.
- 7-4-5. Appeal of a Denial.

7-4-5-1. Appeals for Basketball Certification Decisions.

7-4-5-2. Appeals for Recruiting/Scouting Service Approval Decisions.

7-4-5-3. Appeals for Agent Certification Decisions.

8 - BASKETBALL CERTIFICATION.

Operating Procedure Statement:

The purpose of this guideline is to outline details addressed in the ECAG P&Ps for recruiting/scouting services.

Reason(s) for the Operating Procedure:

To identify specific operating details within the basketball certification P&Ps that ECAG has been given authority to update as needed without committee approval, subject to annual reporting of changes made to the appropriate oversight committees.

ECAG Authority:

ECAG has authority over administration each of the subareas it has been assigned and all associated technology systems. ECAG is authorized to develop and edit OPs needed to administer the varying certification/approval processes, including without limitation that authority to determine the nature and categories of information that registrants are required to submit; set deadlines for submission, adjust financial requirements, develop education resources and implement educational requirements, and other similar details necessary to successfully effectively accomplish its defined purpose.

Responsible Group:

ECAG.

Responsible Department Staff:

Courtney Moore, Associate Director; Sandy Parrott, Director; Mark Hicks, Managing Director.

Who is Governed by This Guideline:

ECAG; basketball event/league operators; nonscholastic basketball coaches; business users and the organizations of teams they oversee; prospective student-athletes (PSAs); and currently enrolled student-athletes.

Detailed Process:

8-1. Requirements for ALL NCAA-Certified Events and Leagues.

8-1-1. Location Requirements and Restrictions.

8-1-1-1. Sports Wagering Establishments.

8-1-1-2. Division I Campus Facilities.

8-1-2. Unfettered Access to NCAA.

8-1-3. Insurance.

Both event and league operators are required to show proof of accident medical insurance and Commercial General Liability (CGL). ECAG has the authority to change the insurance standards if the NCAA as an association adjusts requirement standards in other areas. Further, ECAG is authorized to determine

operationally what steps, requirements and procedures are necessary for determining that insurance documentation submitted meets the NCAA requirements, including contacting the insurance company directly when needed.

8-1-3-1. Accident Medical Insurance.

Operators must show proof of accident medical insurance for all participants and which provides coverage for athletically related activities regardless of negligence/fault. A liability policy alone WILL NOT meet the NCAA requirements.

8-1-3-1-1. Amount and Scope of Accident Medical Insurance.

No specific minimum or maximum is required for accident medical insurance, but coverage should be acquired before applying and must be effective during all the dates when athletically related activities will occur for the event/league.

8-1-3-1-2. National/Social Healthcare and Insurance Requirements.

If the operator does not believe insurance is necessary because accidents would be covered under the social-healthcare system in the country where the event/league is located, the operator will need to confirm that all participants will be residents of that country and, therefore, covered by the national healthcare. If the event/league will include participants who are not covered by the national healthcare, then accident medical insurance will need to be purchased and submitted.

8-1-3-1-3. Self-Insured.

If the event/league is self-insured, the operator must submit documentation that the event/league/city self-insurance policy includes accident medical coverage for all participants, which will cover athletically related activities more than liability and regardless of negligence/fault.

8-1-3-1-4. Membership Organization Insurance.

If the ACCIDENT medical insurance is issued by a membership organization (AAU, USSSA, etc.) instead of a traditional insurance carrier, the operator will be required to confirm that all participating teams/individuals will be registered members of that organization. Additionally, this type of insurance may only apply if the event/league is sanctioned by that organization; in which case the operator will need to provide documentation of such sanctioning. Be aware that these membership organizations often have "team" insurance policies as well that only apply to a club team and cannot be utilized for an event/league; so, the operator needs to be sure to acquire/submit the correct documentation.

8-1-3-2. Liability Insurance.

Event/league operators are also required to maintain in effect CGL insurance.

8-1-3-2-1. Additional Insured Requirement.

The NCAA and its officers, directors, agents, employees and volunteers must be named as additional insureds ("NCAA Additional insureds") in the CGL policy on a primary and noncontributory basis.

8-1-3-2-2. Amount and Scope of Liability Insurance Coverage.

CGL insurance is required during all the dates when athletically related activities will occur for the event/league, with minimum limits of \$1,000,000 per occurrence and \$2,000,000 in the aggregate, written on an occurrence basis providing coverage for bodily injury, property damage, and personal/advertising injury. The CGL coverage shall not exclude liability arising from sexual abuse and molestation, athletics participation, spectators or food-borne illness.

8-1-3-3. Validation.

If the insurance documentation is a simple Word/txt document OR is some other format that can be easily edited, it is impossible to determine whether the coverage outlined on the document is what was provided by the insurance company or has been changed. Operators will be required to submit the original documentation provided by the insurance company and may be required to provide additional information validating authenticity.

8-1-3-3-1. Insurance Applications, Quotes, Invoices and Waivers.

An application, quote, invoice or description of coverage available is not enough. The operator will need to submit a certificate of insurance showing evidence that coverage has been purchased and in effect during the conduct of the entire event or league.

8-1-3-3-2. Falsified Insurance.

If insurance documentation is submitted that is not effective, has been altered in any way or does not comply with the NCAA requirements, the insurance information submitted will be considered fraudulent by the NCAA and the operator will be subject to outlined Adverse Actions.

8-1-3-4. Single Insurance Account Number for Multiple Policies.

If the accident medical policy has the same account number as the liability policy (which is not usually the case), the operator must submit the full policy description information related to the accident medical policy. Even if the Accord form mentions medical payments for participants, it is possible that the accident medical insurance will only apply if the event is liable for the accident. In that regard, it is necessary for ECAG to review the detailed policy description to determine whether the event/league has the required insurance.

8-1-3-5. Expired Insurance.

If the insurance submitted with the application has expired when the application is processed, ECAG will request additional information requiring that the policy be updated. The operator will have 10 days from the date of that request to acquire and submit the new policy. Failure to submit accident medical insurance or liability insurance effective during the event/league dates by appropriate deadlines will result in a denial of the application, as all deadlines are strictly enforced.

8-1-3-6. Policy Renewal Cycles.

If the insurance policy is on an annual renewal cycle, there may be times when the operator cannot renew the policy prior to applying, but the policy will expire before the start of the event/league. If the operator has been previously NCAA-certified, ECAG will process the application with the

current policy documentation, but the operator will need to renew the policy and submit the new documentation within five days of the expiration date as identified on the current policy. The operator will need be sure that the new policy includes language that specifically identifies the event/league or organization AND clearly states that it includes accident medical insurance for all participants. Failure to update insurance by the designated deadline will result in withdrawal of certification.

8-1-3-7. Additional Coverage Requirements.

8-1-3-7-1. Carrier Ratings.

Insurance coverage must be issued by admitted insurance carriers with an A.M. Best rating of A-VII or better.

8-1-3-7-2. Site Specific Insurance.

If the policy is site specific, the operator will be required to submit documentation that identifies all sites being utilized.

8-1-3-7-3. Quantity Specific Insurance.

If the policy identifies a specific number of teams/individuals, the operator will be required to affirm his/her understanding that the policy must be updated prior to the start of the event/league if the designated number of participants is exceeded.

8-1-4. Award Requirements.

8-1-4-1. Scholastic Restrictions on Awards.

8-1-4-2. Disclosure of Awards.

8-1-5. Provisions to PSAs, Their Families and Coaches.

There are limitations to what an event/league operator can provide to participating teams, coaches, athletes and their families. ECAG is authorized to determine operationally what identifies something as a gift, benefit or inducement and what steps, requirements and procedures are necessary for determining events/leagues are compliant with the P&Ps. The specific details about operational applications of gifts, benefits and inducements are outlined in the ECAG Ops.

8-1-5-1. Gifts and Inducements.

No gifts or inducements shall be provided to the event/league participants, their coaches or family members.

8-1-5-2. Event/League T-Shirt.

8-1-5-3. Equipment and Apparel.

A PSA who participates in an NCAA-certified event/league shall not retain any athletics equipment or apparel provided for his/her use at the event/league other than an event/league T-shirt. All other apparel (e.g., shoes, shorts, warm-up suits, backpacks, cinch bags, basketballs, mementos, etc.) may

be retained only if the PSA is charged the normal retail value of such items (as opposed to the cost in purchasing the items) and the items must be paid for separate from the entry fee.

The allowable free t-shirt can be given to participants regardless of whether the participants pay to participate. The free t-shirts can be donated. (T-shirts provided as awards CANNOT be donated.) Operators may provide a simple, low-cost, reversible jerseys to participants instead of the event/league t-shirt if the jerseys have the same monetary value as a t-shirt. In that regard, authentic jerseys are not permissible.

8-1-5-4. Transportation.

No air or ground transportation shall be provided to and from the event/league to any participant, participating coach(es) or family member of a participant with exception to local transportation.

8-1-5-4-1. Event Local Transportation Exception.

Local shuttles for the participants (athletes, coaches and individuals traveling with them) between the event site, hotels/dorms and the nearest airport, bus or train station can be provided, if the same transportation is available to all attendees.

8-1-5-5. Hotels, Lodging and Accommodations.

8-1-5-6. Food and Beverage.

Event operators may provide food and beverage hospitality to event participants (athletes/coaches) and their families provided that the same benefit in both quality and quantity is provided/available to all, and the itemized breakdown for food/beverage expenses and the source of income that paid for them is shown on the financial disclosures submitted with the PERF.

ECAG has the authority to make the determination of "same quality and quantity" or to adjust this allotment if the ability for an operator to provide food/beverage becomes problematic.

8-2. Requirements Specific to Leagues and Nonscholastic Events.

8-3. Requirements Specific to NCAA-Certified Leagues.

8-4. Requirements Specific to Nonscholastic Events.

8-5. Requirements for Teams in Nonscholastic Events.

8-6. Requirements Specific to Scholastic Events.

8-6-1. Organizations Eligible to Apply.

8-6-2. Event Format.

8-6-3. Applicant/Participation Requirements.

8.6.3.1. Staff Requirements.

8-6-3-1-1. Primary Event Staff Requirements.

8-6-3-1-1-1. Primary Event Staff Defined.

8-6-3-1-2. Required Medical Personnel.

8-6-3-1-3. Accredited Officials.

8-6-3-2. Participating Coach Requirements.

8-6-3-3. Felony Conviction Restrictions for Event/Team Staff.

8-6-3-4. Participating Athlete Requirements.

8-6-3-4-1. High School Teams or Individuals.

8-6-4. Fees/Finances at NCAA Scholastic Events.

Fees charged by host organizations to event participants, nonparticipant attenders and college coaches must be compliant with the following requirements:

8-6-4-1. Price Disclosed in Advance of Event.

The price of event packets must be disclosed on the event application and must be publicized in advance. It is permissible for an operator to charge different amounts for the produced event packets, but the price must be made available to all qualifying participants at the same price and must be based on some objective criteria. All packet options are required to be disclosed on the event application and will be posted on the list of approved events available on <u>www.ncaa.org/scholastic-events</u>. Operators cannot make changes at the event site nor can the operator make price adjustments based on his/her relationship with an NCAA coach.

8-6-4-2. Same/Similar Fees for All NCAA Coaches.

While the cost of a coaches' packet may not exceed \$150, it is permissible for a host organization to charge different amounts for the produced coaches' packets, but the price must be made available to all qualifying coaches, must be based on some objective criteria (division, number of days attending, etc.) and must be publicized in advance. All packet options are required to be disclosed on the event application and will be posted on the list of approved events available on

<u>www.ncaa.org/scholastic-events.</u> Host organizations cannot make changes at the event site nor can the operator make price adjustments based on his/her relationship with an NCAA coach.

8-6-4-3. Sponsors.

8-6-4-4. Participant Entry Fees.

Entry fees must be similar for all participants. Team event entry fees shall not exceed \$250 per team/school. Individual event entry fees shall not exceed \$50 per participant. ECAG may change the allowable fees in collaboration with NFHS adjustments.

8-6-4-4-1. Excess Entry Fees for Participants.

ECAG has the authority to approve or deny a request to charge additional fees and such decisions are not subject to further review.

8-6-4-4-2. Reduced Entry Fees.

8-6-4-5. Nonparticipant Entry Fees.

Event admission charges for nonparticipants shall not exceed \$10 per day. ECAG may change the allowable fees in collaboration with NFHS adjustments.

8-6-4-5-1. Excess Admission Charges for Nonparticipants.

ECAG has the authority to approve or deny a request to charge additional fees and such decisions are not subject to further review.

8-6-4-6. Event/Coaches' Packets.

Host organizations that produce coaches' packets are expected to meet the requirements outlined below. ECAG may change the allowable fees in collaboration with NFHS adjustments.

8-6-4-6-1. Event/Coaches' Packet Price.

The cost to an institution to purchase a packet shall not exceed \$150 for the event unless the institution's coaching staff desires to have more than one packet. If the staff from the same institution share a packet, the cost should not exceed \$150 for the packet and each additional coach would need to pay the event admission fee (not to exceed \$10).

<u>8-6-4-6-2. Information Required for Event/Coaches' Packets.</u>

Packets must contain substantive information relevant to the observation and evaluation of participating PSAs, including but not limited to:

- 1. Event schedule.
- 2. Location of all sites where NCAA coaches can observe PSAs.
- 3. Participant information (either individually or on a team roster) that includes:
 - A. Name of prospect.

- B. Prospect's direct contact information.
- C. Jersey number.
- D. Graduation year (e.g., 2019, 2020, etc.).
- E. Scholastic institution.
- F. Name and contact information for scholastic coach.

8-6-5. Location Requirements and Restrictions.

8-6-5-1. Nonscholastic Facilities.

8-6-5-2. Multiple Sites.

8-6-6. Division I Coach Requirements at Scholastic Events.

<u>8-6-6-1. Separation of NCAA Coaches.</u>

The purpose of Division I coach attendance at an event is for evaluation only. Division I coaches are NOT permitted to have contact with PSAs, family members of PSAs, or Individual's Associated with a Prospect (IAWPs).

8-6-6-1-1. IAWP Definition Clarification.

As applicable to ECAG, the definition of IAWP generally includes parents, legal guardians, handlers, personal trainers, recruiting/scouting service employees or operators and coaches. For purposes of NCAA certification, IAWP also includes:

- 1. A nonscholastic coach is considered an IAWP regardless of whether their team is participating in the event.
- 2. A two-year college coach is an IAWP regardless of whether their team is participating in the event.
- 3. Individuals associated with a recruiting/scouting service are an IAWP.
- 4. Media members that trigger IAWP status (e.g., media members employed by, or working in partnership with, a scouting service or recruiting service) would be subject to the limitations noted above and would not be allowed to sit in the designated seating section for NCAA coaches.

<u>8-6-6-2. Required Precautions for NCAA Coaches at Nonscholastic Events.</u>

NCAA-certified scholastic events should be conducted in a manner that allows NCAA coaches to attend the event and evaluate PSAs with minimum opportunity for contact violations, allowing the coach to focus on evaluations. Event operators are responsible for having staff/volunteers to

monitor and remove non-NCAA coaches from designated NCAA-coach areas. Required and encouraged precautions are outlined below:

<u>8-6-6-2-1. Identification of NCAA Coaches.</u>

Operators are expected to have a system in place to distinguish NCAA Division I coaches from other attendees (e.g., arm bands. lanyards, etc.)

<u>8-6-6-2-2. Signage.</u>

Operators must clearly identify all separate NCAA coaches' areas.

8-6-6-2-3. Separate Seating.

Operators/host organizations must provide NCAA coaches with a designated seating section that is free of those individuals with whom NCAA coaches are prohibited to have contact per NCAA bylaws.

8-6-6-2-3-1. Monitoring NCAA Coaches.

Operators are expected to remove unauthorized participants or attendees are from designated NCAA coach areas. However, if an NCAA coach elects to engage with an IAWP or attempt an impermissible contact, the event operator is not responsible for the coach's behavior. ECAG encourages operators to remind NCAA coaches of their responsibilities and of the enhanced penalties for contact violations at certified events but are not expected to enforce NCAA recruiting requirements on individuals subject to NCAA bylaws.

8-6-6-2-3-2. Media.

The prohibition on seating for certain individuals with NCAA coaches does not apply to bona fide news media. However, media members that trigger IAWP status (e.g., media members employed by, or working in partnership with, a scouting service or recruiting service) would be subject to the limitations noted above and should not be allowed to sit in the designated seating section for NCAA coaches.

8-6-6-2-4. Hospitality Rooms.

If a hospitality room is being provided for college coaches, the room must be designated for college coaches only. Operators are expected to remove unauthorized participants or attendees from designated NCAA coach areas keeping it free of those individuals with whom NCAA coaches are not permitted to have contact under NCAA bylaws. If the operator desires to provide a hospitality room for participating team coaches, athletes or any other group it must be separate from the college coaches hospitality room.

8-6-6-3. Encouraged Precautions for NCAA Coaches at Scholastic Events.

Event operators/host organizations should implement reasonable precautions to separate NCAA coaches from participants and spectators. When possible, operators are encouraged to provide NCAA coaches with separate entrances, check-in locations, bracket postings, bathrooms, parking lots, concessions, etc.

<u>8-6-7. Permissible Scheduling of Activities.</u>

8-6-7-1. Dates.

8-6-7-2. Athletically Related Activities Limitations.

In compliance with the <u>USAB/NBA Youth Guidelines</u>, PSA participation is limited to no more than two games on any one day and no more than 14 hours of athletically related activities in one week. Further, all other requirements outlined in the <u>USAB/NBA Youth Guidelines</u> should be considered by the host and scholastic coaches as best practices when creating or agreeing to schedules for events.

Athletically related activities may NOT begin prior to 8 a.m. and the last athletically related activity may not begin later than 10 p.m.

8-6-7-3. Time Restrictions.

Athletically related activities may NOT begin prior to 8 a.m. and the last athletically related activity may not begin later than 10 p.m.

8-6-7-4. Division I Coach Attendance Restrictions.

Attendance of NCAA Division I men's basketball coaches may only occur in compliance with NCAA recruiting calendars and ECAG requirements. may not begin evaluating athletes at an event until 12:00 p.m. on the Friday opening the evaluation period or past 6 p.m. on Sunday, the final day of the evaluation period. The event may begin or end outside of the noon to 6 p.m. requirements, but Division I coaches are only permitted to attend within that time frame. If the event is scheduled outside the permissible noon to 6 p.m. period, the operator will need to submit an explanation for how they intend to prohibit NCAA coaches from entering prior to noon Friday and/or how they intend to make sure the facility is free of NCAA coaches by 6 p.m. Sunday.

8-6-7-5. Division I Coach Attendance Restrictions.

8-6-8. Recommendations for Event Operations.

8-7. Application Procedures and Deadlines.

8-7-1. Nonscholastic Events and Summer Leagues.

8-7-1-1. Courtesy Email Reminder.

8-7-1-2. Application.

An application to request certification of a spring/summer nonscholastic event must be submitted to ECAG annually no later than 11:59 p.m. Eastern time 45 days before the first requested date of certification.

Failure to submit the application by the appropriate deadline may result in the denial of the application. If the required number of days is added to the date the application was submitted and

there are still dates eligible for certification, ECAG may process the application and grant certification only for the remaining days. ECAG's decision to process, approve or deny an application is final and not subject to further review.

8-7-1-2-1. Application Fee.

ECAG is authorized to charge fees for registration, application submission, or other ECAG services to assist in eliminating the administrative burden on the NCAA, subsidize resources needed to improve the process and provide the necessary staff. All fess implemented into the process are identified in the NCAA OPs.

8-7-1-3. Required Submissions.

The applicant will be asked to provide information relating to the NCAA legislated requirements for NCAA-certified summer leagues and nonscholastic events including, but not limited to providing the following information:

Event/league information including event/league name, participant gender and age, schedule, facilities, fees, sponsors, awards, gifts/benefits, staff, and for events, information regarding Division I coach attendance.

Insurance information including carrier, policy number and copy of the policy as proof of insurance that is compliant with the NCAA requirements.

Applicant must agree to attestations of compliance with NCAA requirements.

8-7-1-4. Application Processing Procedures.

<u>8-7-1-4-1. NCAA Review of Application for Nonscholastic Events or Summer</u> Leagues.

ECAG will review the submission to determine whether the submission is complete.

8-7-1-4-1-1. If "Yes":

8-7-1-4-1-1. NCAA Issues a Decision.

ECAG has final authority to approve or deny an application and its decisions are not subject to further review.

8-7-1-4-1-1-2. Decision Communicated.

When the NCAA posts the decision in the BBCS, the operator receives and email notification and a BBCS alert. If approved, the event/league will be included on the appropriate approval list posted on <u>www.ncaa.org/basketballcertification</u>. For events, a PERF must be submitted and approved is required for the event to remain eligible for NCAA certification the following year.

8-7-1-4-1-2. If "No":

8-7-1-4-1-2-1. ECAG Requests Additional Information.

In its review and consideration, ECAG may request the operator to provide additional information, documents or materials, or may conduct whatever additional investigation it deems appropriate, including requiring a conference with the applicant by telephone or in person. If additional information is required to process an application to completion, ECAG will change the status of the application to Information Requested resulting in an online alert and auto-generated email to the operator. The applicant must log back in to the BBCS to acquire the details of ECAG's request.

8-7-1-4-1-2-2. Submission of Requested Information.

The applicant for the host organization submits the information requested.

<u>8-7-1-4-1-2-2-1. Deadline to Submit.</u>

Operator must respond to the requested information in the BBCS no later than $\underline{10}$ days after the BBCS email was sent. The specific date is visible in the BBCS.

8-7-1-4-1-2-2-2. After Deadline – LATE PENALTIES.

The failure to respond to a request for additional information by the designated deadline will likely result in the denial of the application, may impact future certification or other penalties per the ECAG adverse actions guidelines.

8-7-1-4-1-2-2-3. Before Deadline - NCAA Review.

ECAG will review the additional information submitted for compliance to determine the proper certification decision.

8-7-2. Scholastic Events.

In order to request NCAA-certification of a scholastic event and remain eligible for certification the following year, the following must occur:

8-7-2-1. Courtesy Email Reminder.

8-7-2-2. Application.

8-7-2-2-1. Host Organization Submits Application.

Applications are available on <u>www.ncaa.org/scholastic-events</u>. For June scholastic events, an event application¹ form must be submitted to ECAG by 11:59 p.m. Eastern time on March 1 each year. Applications will be processed in the order received.

¹ECAG reserves the discretion to charge registration and/or fees for other ECAG services, considering the administrative burden on ECAG, the number of applications and volume of submissions received, and the adequacy of existing resources to carry out its mission.

Failure to submit the required information by the appropriate deadline will result in the denial of the application. ECAG's decision to approve or deny an application is final and not subject to further review.

The application will ask the operator/host organization to provide information relating to the NCAA legislated requirements for scholastic events including, but not limited to, providing the following information:

- Event information including event name, format, schedule, facilities, invited states, fees, sponsor information, fees, awards, gifts, and staff.
- Insurance information including carrier, policy number and copy of the policy as proof of insurance that is compliant with the NCAA requirements.
- Host organization information including name, address, website, phone number, organization authority and their contact information, first date of the organization's existence, state tax ID number.

Applicant must agree to attestations of compliance with NCAA requirements.

8-7-2-2. Required Submissions.

The following documents must accompany the application 2:

- 1. An estimated budget of revenues and expenses,
- 2. Support for any fee waiver request,
- 3. Copy of the required insurance policy,
- 4. Articles of Incorporation for the host organization.
- 5. If the host organization is a high school association, an organization chart or description of structure identifying all its membership schools must also be submitted.

8-7-2-2-3. Application Fee.

8-7-2-3. Application Processing Procedures.

In its review and consideration, ECAG may request the event/league operator to provide additional information, documents or materials, or may conduct whatever additional investigation it deems appropriate, including requiring a conference via telephone or in person.

If this additional information is required to process an application to completion, ECAG will request additional information via email. This communication will identify all insufficiencies, clarifications or omitted documents that the application must submit to ECAG and the applicable deadline. For June scholastic events, the deadline for response is <u>10</u> calendar days from the date of the email request.

Once the deadline has passed, ECAG will review the additional information for compliance to determine if approval is warranted. ECAG will change the status of the application to the appropriate decision. As a result, the event/league operator will be notified of ECAG's decision via email and online alert. If approved, a scholastic event will be posted to the approval list on www.ncaa.org/scholastic-events.

Application processing procedures are outlined in detail in the ECAG Ops and ECAG has the authority to make any operational changes needed to the application processing procedures.

8-7-2-3-1. NHSBCA Review of Applications.

Application submissions are shared with the NHSBCA for review. NHSBCA will use its collective knowledge to look for any red flags or concerns that the NCAA should consider when processing the application.

8-7-2-3-2. NCAA Review of Applications for Scholastic Events.

ECAG will review the submission to determine whether the submission is enough to process the application.

8-7-2-3-2-1. If "Yes":

8-7-2-3-2-1-1. NCAA Issues a Decision.

ECAG has final authority to approve or deny an application and its decisions are not subject to further review.

8-7-2-3-2-1-2. Decision Communicated.

The approval will be communicated via email and posted to the Approved Scholastic Events List on <u>www.ncaa.org/scholastic-events</u>. The specific deadline date for the required PERF will be identified in the application approval decision email.

8-7-2-3-2-2. If "No":

8-7-2-3-2-2-1. ECAG Requests Additional Information.

In its review and consideration, ECAG may request the host to provide additional information, documents or materials, or may conduct whatever additional investigation it deems appropriate, including requiring a conference with the applicant by telephone or in person. If this additional information is required to process an application to completion, ECAG will request additional information via email. This communication will identify all insufficiencies, clarifications or omitted documents that the

application must submit to ECAG and the applicable deadline. Deadline for response is ten calendar days from the date of the email request.

8-7-2-3-2-2. Submission of Requested Information.

The applicant for the host organization submits the information requested.

<u>8-7-2-3-2-2-1. Deadline to Submit.</u>

Operator must respond to the requested information in the BBCS no later than 10 days after ECAG sent the email for request.

8-7-2-3-2-2-2. After the Deadline - LATE PENALTIES.

The failure to respond to a request for additional information by the designated deadline may result in a denial of current or future certification or other penalties per the ECAG adverse actions guidelines.

<u>8-7-2-3-2-2-3. Before Deadline - NCAA Review.</u> ECAG will review the submission to determine the appropriate decision.

8-7-3. NCAA Issues a Decision.

8-7-3-1. Decision Communicated.

8-7-3-2. Potential Application Decisions Defined.

8-7-3-2-1. Not Submitted.

8-7-3-2-2. Submitted.

8-7-3-2-3. In Progress or Pending.

8-7-3-2-4. First Review.

8-7-3-2-5. Ready for Second Review.

8-7-3-2-6. Info Requested.

8-7-3-2-7. Operator Responded.

8-7-3-2-8. Change Request.

<u>8-7-3-2-9. Staff Edit.</u>

<u>8-7-3-2-10. Approved.</u>

8-7-3-2-10-1. Conditionally Approved Events/Leagues.

8-7-3-2-10-2. Extended Evaluation.

8-7-3-2-11. Denied.

8-7-3-2-12. Cancelled (Before Approval).

8-7-3-2-13. Cancelled (After Approval).

8-7-3-2-14. Cancelled (Missed 48 Hour).

8-7-3-2-15. Withdrawn.

8-7-4. ECAG Decisions are Final.

8-7-5. Post-Application Approval Reminders.

8-7-5-1. PERF (Events Only).

8-7-5-2. Submission of Changes/Cancellations.

Applications are approved based on the information included in the submission; any change (names, location, dates, fees, times of games, etc.) or cancellations made by the operator post-approval must be reported to ECAG in writing via the "Request Change or Cancellation" feature in the BBCS no later than 48 hours prior to the scheduled start of the event/league. Failure to report changes by the deadline may render the event/league ineligible for future approval.

8-7-5-3. Compliant Event Operation.

The expectation of certification is that the event must then be operated in compliance with the NCAA requirements

8-8. PERF Procedures and Deadlines.

If event certification was granted and Division I coaches were given the opportunity to attend and observe PSAs, the event operator will be required to submit a PERF. The PERF is required even if zero Division I coach attended. Failure to submit the required information by the appropriate deadline will result in the denial of the PERF rending the event ineligible for certification during the same season the following year. ECAG's decision to approve or deny a PERF is final and not subject to further review.

8-8-1. Nonscholastic Events.

8-8-2. Scholastic Events.

8-8-2-1. Access to Scholastic PERF.

The PERF form will be posted on <u>www.ncaa.org/scholastic-events</u> prior to the conclusion of the scholastic event period.

8-8-2-2. Scholastic PERF Deadlines.

Operator must submit the PERF via email no later than 60 days of the last certified event date. The specific date will be identified in the application approval email. Failure to submit the required information by the appropriate deadline will result in the denial of the application. ECAG's decision to approve or deny an application is final and not subject to further review.

8-8-2-3. Required Submissions for Scholastic PERF.

All scholastic event operators must submit information upon the conclusion of the event including, but not limited to, staff used, coaches and athletes that participated, NCAA coaches in attendance, and financial disclosures.

The operator/host organization must type information directly in the fields provided on the PERF form and utilize the "submit" button on the form to email it to ECAG. If problems occur with the submit button, the applicant can save the form as a PDF and email the editable form via the ECAG Contact Form (email via https://web3.ncaa.org/bbcs/contactForm). Failure to submit the required information by the appropriate deadline will result in the denial of the application. ECAG's decision to approve or deny an application is final and not subject to further review.

In addition to the PERF form, the operator for the host organization must submit the following:

- 1. Name and high school of each participating PSA.
- 2. Name, high school and email address of each participating coach.
- 3. Name and institution of each NCAA collegiate coach in attendance.
- 4. A copy of the event schedule/event results (identifying which teams played at which times).
- 5. A copy of the event/coaches' packets created for NCAA coaches in attendance.
- 6. Must identify each staff member including, but not limited to, the administrative staff, clock and stat personnel, scorekeepers, officials/referees, ticket takers, concessions, the required medical personnel/trainer, etc. Identify each staff member by name and role they fulfilled at the event. Further, for each primary staff member, identify the association with which each person is associated, and their role in that association.

8-8-2-3-1. Submission of PERF Changes After Submission.

8-8-2-4. PERF Processing Procedures for Scholastic Events.

In its review and consideration, ECAG may request the event operator to provide additional information, documents or materials, or may conduct whatever additional investigation it deems appropriate, including requiring a conference via telephone or in person.

If this additional information is required to process a PERF to completion, ECAG will change the status of the PERF to Information Requested resulting in an online alert and auto-generated email to the operator. The applicant must log back in to the BBCS to acquire the details of ECAG's request. Notations on the online PERF will identify all insufficiencies, clarifications or omitted documents that the application must submit to ECAG and the applicable deadline.

Once the deadline has passed, ECAG will review the additional information for compliance to determine if approval is warranted. The event operator will be notified of ECAG's decision via email.

PERF processing procedures are outlined in detail in the ECAG Ops and ECAG has the authority to make any operational changes needed to the application processing procedures.

8-8-2-4-1. NHSBCA Review of Applications.

Application submissions are shared with the NHSBCA for review. NHSBCA will use its collective knowledge to look for any red flags or concerns that the NCAA should consider when processing the application.

8-8-2-4-2. NCAA Review of Scholastic PERF.

ECAG will review the submission to determine whether the submission is enough to process the PERF.

8-8-2-4-2-1. If "Yes":

8-8-2-4-2-1-1. NCAA Issues a Decision.

ECAG has final authority to approve or deny a PERF and its decisions are not subject to further review. The final decision will be communicated via email. A PERF approval is required for the event to remain eligible for NCAA certification the following year.

8-8-2-4-2-1-2. Decision Communicated.

The approval will be communicated via email.

8-8-2-4-2-2. If "No":

8-8-2-4-2-2-1. ECAG Requests Additional Information.

In its review and consideration, ECAG may request the host to provide additional information, documents or materials, or may conduct whatever additional investigation it deems appropriate, including requiring a conference with the applicant by telephone or in person. If additional information is required to process an application to completion, ECAG

will request additional information via email. A request for additional information is sent to the applicant identifying all insufficiencies, clarifications or omitted documents that the application must submit for the PERF to be processed.

8-8-2-4-2-2. Submission of Requested Information.

The applicant for the host organization submits the information requested.

8-8-2-4-2-2-2-1. Deadline to Submit.

Applicant must provide the requested information no later than 20 calendar days after the NCAA has sent the email request.

<u>8-8-2-4-2-2-2.</u> After Deadline – Late Penalties.

The host must provide the requested information no later than 20 calendar days after the NCAA has sent the email request. The failure to respond to a request for additional information by the designated deadline will likely result in the denial of the PERF rending the event ineligible for certification during the same season the following year. The applicant must log back in to the BBCS to acquire the details of ECAG's request.

8-8-2-4-2-2-3. Before Deadline - NCAA Review.

ECAG will review the submission to determine the appropriate decision.

8-8-3. NCAA Issues a Decision.

8-8-3-1. Decision Communicated.

8-8-3-2. Potential Application Decisions Defined.

8-8-3-2-1. Not Submitted.

8-8-3-2-2. Submitted.

8-8-3-2-3. Info Requested.

8-8-3-2-4. Operator Responded.

8-8-3-2-5. Approved.

8-8-3-2-5-1. Conditionally Approved.

8-8-3-2-6. Denied.

8-8-3-2-7. Cancelled (Missed 48 Hour).

8-8-3-2-8. Change Request.

<u>8-8-4. Team PERF Processing Procedures.</u>

The individual financially responsible for a team, whether the coach or the person of authority for an organization, must complete and submit the information requested in the Team PERF no later than 11:59 p.m. on August 31 each year.

8-8-5. ECAG Decisions are Final.

ECAG has final authority to determine that a team or organization of teams is ineligible for participation in NCAA-certified events in future years, and its decisions are not subject to further review.