



Governance Hot Topics Fall 2020

Agenda

- Name, image and likeness.
- COVID-19 impact and resources.
- Sport Science Institute (SSI) strategic priorities.
- 2021 NCAA Convention.
- Association-wide strategic plan.
- Championship site selection and bid process.
- NCAA Transfer Portal.

Agenda

- Division III updates.
 - Division III University.
 - Ice hockey international certification pilot.
- PROP actions.
- Officiating update.
- SWA resources.
- Working group updates.
- Transgender student-athlete participation.
- Division III Identity Initiative.

Name, Image and Likeness Background

Background:

- In May 2019, BOG created an A-wide working group.
- Reviewed existing NIL legislation and recent waiver and interpretation trends.
- In April., A-wide working group presented its final report to the BOG. The BOG approved the report and directed the transition to each divisional legislative process.
- April 29 email sent to the Association regarding the BOG's action including a link to the full report.

NIL Concept 1: Work Product and Service

- Proposed concept: Student-athletes could use their status as athletes to promote their own work product or service. Institutions would only be permitted to support NIL opportunities for SAs in the same manner institutions support NIL opportunities for their students generally.

NIL Concept 1: Work Product and Service

- Examples to consider.
 - Promotion of private lessons.
 - Promotion of their own camp or clinic.
 - Monetize social media platform(s).
 - Paid for autographs.
 - Promotion of creative and/or academic endeavors.
 - Promotion of their own business.
 - General promotion of other work product or service.

NIL Concept 2: Endorsements

- Proposed Concept: Student-athletes may use their status as athletes to endorse third party products or services provided:
 1. No institutional involvement in procuring promotional opportunities for student-athletes (except to the extent the institution is involved with assisting students generally).
 2. NIL opportunities are not part of the recruiting process.
- Additionally, market rate is a tool to ensure compensation is not a substitute for pay for play.

NIL Concept 2: Endorsements

- Examples to consider.
 - Payment for appearance at a commercial establishment (e.g., car dealership, restaurant).
 - Promotion of commercial products via social media platforms (e.g., brand ambassadors).
 - Model/promote non-institutional athletics apparel and equipment.
 - Promotion of third-party products or services via traditional commercials.
 - Provide testimonials for a product or service.

NIL: Additional Considerations

- Prohibition of promoting certain types of products or services (e.g., alcohol, tobacco, sports gambling).
- Use of institutional marks (e.g., logos and slogans).
- Compliance responsibilities.
- Mandatory reporting.
- Professional services (e.g., engagement of professional services, including agents).
- Pre-enrollment NIL opportunities..

NIL: Next Steps

- Final legislative proposals approved during the summer Council meetings.
- Membership vote at the virtual 2021 NCAA Convention.
- Effective date is August 21, 2021.

COVID-19 Impacts

- Budget impact.
 - Anticipate most of revenue allocation in FY21. Councils made budget reductions to comply with mandated reserve through 2023-24.
 - NCAA staff mandatory furloughs (3 to 8-weeks).
 - Early retirement and voluntary separation – no backfills.
- COVID-19 Action Team, Advisory Panel and Playing and Practice Seasons Working Group.
 - [Principles of resocialization of sport guidelines](#) and [FAQ](#).

COVID-19 Impacts and Resources

- Administrative Committee recent actions.
 - Approved Membership Committee recommendation to eliminate min. fall and winter sports sponsorship for 2020-21.
 - Addressed Board of Governors student-athlete well-being directives regarding fall competition, liability waivers, etc..
- Membership feedback.
- Communication strategy.
- Web resource pages: [SSI page](#); [DIII Compliance page](#) and [Administrative Committee actions](#).

Sport Science Institute Updates

- Arrington concussion settlement.
 - Mandatory concussion reporting process for 2020-21.
 - Annual baseline testing.
 - Return to play granted by a team physician.
 - Arrington settlement [resource page](#) on ncaa.org.
- Medical care and coverage for student-athletes at away events.
- Health and safety survey.

2021 NCAA Convention

- 2021 NCAA Convention will be virtual.
- January 11-15.
 - Governance meetings, Issues Forum and Division III Business session.
- Educational sessions (Division III-specific and A-wide) will be held throughout January.
- Additional details will be communicated during the Fall.

Association-wide Strategic Plan

- Two-year process to update the A-wide strategic plan.
- Due to impact of the pandemic and social injustice, the Board of Governors has suspended introducing the draft strategic plan.
- Emphasis on five NCAA core values:
 - Health, safety and well-being.
 - Governance.
 - Diversity, equity and inclusion.
 - Financial stability.
 - Legal constraints, government relations and realities.

Championships Site Selection and Bid Process

- NCAA bid process for 86 of 90 national championships for 2022-26.
- Bid deadline was February 3.
- Committees reviewing and conducting deliberations through September.
- Mid-October – hosts/sites announced.

NCAA Transfer Portal

- Division III will again be able to use the NCAA Transfer Portal on a voluntary basis.
- The portal includes:
 - Student-athlete information.
 - Permission to contact.
 - Student-athlete transfer tracer.
- Compliance benefits:
 - Maintains the Division III self-release.
 - Creates a standard transfer tracer.

Division III University

- “Division III University” – an online, web-based education portal.
- The modules include existing resources, such as:
 - Overview of NCAA Division III.
 - Student-athlete well-being, including 360 Proof.
 - Compliance, including 2020 Regional Rules Seminars.
 - Gameday the DIII Way.
- Creation of additional modules in the next several years.

International Ice Hockey Pilot

- 2019: Management Council endorsed a second year of the pilot with modifications.
- Student-athletes completed the Eligibility Center's certification application and paid the initial certification fee (average of \$100) with 50% refund. The EC conducted 156 reviews.
- Conducted a survey of participating schools and conferences.
- In April, the Council reviewed the survey feedback and determined it would not conduct a third year of the pilot.
- Staff has distributed the survey results to the membership.

Playing Rules With Financial Impact

- In 2020-21, PROP delayed the implementation of four rules with a financial impact.
 - Baseball bat testing.
 - Swimming and diving official increases.
 - Two visible shot clocks for men's lacrosse.
 - Basketball three-point line.
- Four rules related to health and safety and one related to the construction of new tracks will not be delayed.

Officiating Update

- In July, the Management Council received an update on current officiating issues in Division III.
- D3CA and the NCAA have hired a contractor (Pictor Group) to study the issue and propose solutions.
- Executive summary will be released in mid-Sept.
- The NCAA created an Officiating Review Steering Committee with divisional representation. Teleconference in early Jan. and in-person meeting at the Convention and beyond.

Senior Woman Administrator Resources

- NCAA Office of Inclusion has released three (3) resources, on NCAA.org, to eliminate confusion around the designation.
 - The first resource clarifies the designation and its importance.
 - The second resource provides discussion questions about the designation that includes what success looks like.
 - The newest resource details division-specific obstacles.

Gameday the DIII Way

- Gameday the DIII Way is a Division III-specific game environment standard to improve fan behavior and overall game environment and experience.
- Resources are available on the Division III Sportsmanship page. Online modules available in Division III University.
- Goals for 2020-21:
 - Encourage campuses and conference offices to invite a facilitator to conduct a virtual training.
 - Added Gameday language to NCAA championship handbooks.
 - Hold two Ambassador trainings (tentatively Dec. and June).
 - Create NCAA championship public service announcements.
 - Request RACs and sport committees to watch the online module.

LGBTQ Working Group

- Last year, distributed LGBTQ nondiscrimination policy guide, LGBTQ identity kit that includes a banner, posters, and stickers with the ONETEAM logo.
- Developed a facilitator training program and trained 55 individuals (May and Dec. 2019).
- Held an LGBTQ celebration event (2020 NCAA Convention).
- Launched the LGBTQ recognition award nomination process. Recipients will be recognized at the 2021 virtual NCAA Convention.



Transgender Student-Athlete Participation

- Several governance committees (CWA, MOIC, CSMAS) reviewing current NCAA transgender policy.
- Determining if there is a need to update the policy.
 - Social, legal and scientific developments and impact on the current policy.
 - Maintain a balance between equity and inclusion.
- Monitoring evolving state legislation concerning transgender athletes.
- SSI and office of inclusion hosting a summit in Oct. to explore transgender policies and issues.

Identity Initiative

- Division III Week - April 5-11, 2021.
- Division III Instagram account.
- Purchasing website.
- Special Olympics partnership.
- D3SIDA recognition award.
 - Three awards each year (\$1,500).
- [Strategic Communications guide.](#)
- [Guide to Institution Pronunciations.](#)
- Identity Initiative – 10th Anniversary.

Questions