



# OFFICIAL NOTICE

## 2022 DIVISION III OFFICIAL NOTICE

116th Annual  
Convention  
January 19-22, 2022  
Indianapolis, Indiana



THE NATIONAL COLLEGIATE ATHLETIC ASSOCIATION

P.O. Box 6222  
Indianapolis, Indiana 46206-6222  
317-917-6222  
[www.ncaa.org](http://www.ncaa.org)  
January 2022

**Legislation Prepared By:** Jeff Myers, Director of Academic and Membership Affairs and Bill Regan, Associate Director of Academic and Membership Affairs.

Distributed to directors of athletics, faculty athletics representatives, senior woman administrators, compliance coordinators, chancellors and presidents and conference commissioners.

NCAA, NCAA logo and NATIONAL COLLEGIATE ATHLETIC ASSOCIATION are registered trademarks of the Association and use in any manner is prohibited unless prior approval is obtained from the Association.

# Official Notice

## 116th Annual Convention

On behalf of the NCAA Board of Governors, the Division I Board of Directors, the Divisions II and III Presidents Councils, the Division I Council and the Divisions II and III Management Councils, we extend a cordial invitation to each NCAA member to be represented at the Association's 116th Annual Convention scheduled January 19 through 22, 2022.

It is our pleasure to issue this Official Notice of the 2022 NCAA Convention. This publication is provided to the chancellor or president, director of athletics, senior compliance administrator, faculty athletics representative and senior woman administrator at each active NCAA Division III member institution, as well as to the officers of member conferences and provisional member institutions.

This Official Notice contains legislation for consideration at the Association-wide and Division III business session of the Convention, including amendments-to-amendments. It also contains the necessary information concerning the accreditation of delegates, voting procedures and other Convention policies. We encourage each member to review the information related to the activities in which you will be involved before attending the Convention. **It is particularly important that each Division III delegate have access to the Official Notice during the Convention. The Official Notice will be the only publication containing all Association-wide and Division III Convention legislation.**

In addition to the consideration of legislation, Division III delegates also may participate in educational and discussion sessions about topics of concern within the division and the Association.

We hope you will join delegates from all divisions at the NCAA State of College Sports Thursday afternoon.

We hope that each member of the Association will be in attendance at the 2022 Convention. We look forward to seeing you.

*John DeGioia*  
*President, Georgetown University*  
*Chair, NCAA Board of Governors*

*Jere Morehead*  
*President, University of Georgia*  
*Chair, Division I Board of Directors*

*Allison Garrett*  
*President, Emporia State University*  
*Chair, Division II Presidents Council*

*Fayneese Miller*  
*President, Hamline University*  
*Chair, Division III Presidents Council*

January 7, 2022

# Table of Contents

<b>Prop. No.</b>	<b>Title</b>	<b>Page</b>
------------------	--------------	-------------

---

## NCAA Board of Governors Proposal

### Board of Governors

BOG-2022-1	NEW NCAA CONSTITUTION	2
------------	-----------------------	---

*[Note: The vote on this proposal will occur at the Association-Wide Business Session, January 20, 2022, beginning at 2:00 p.m., Eastern time in the Indiana Convention Center, Sagamore Ballroom. Voting delegates from members of the Association shall vote on this proposal, by roll call vote, during this session.]*

---

## Division III Legislative Proposals

### Presidents Council Grouping: Constitution

*R-2022-1	FINALIZING ONE NCAA CONSTITUTION AND PRESERVING CURRENT DIVISIONAL LEGISLATIVE PROVISIONS	30
-----------	---	----

*[Note: The vote on this resolution will occur at the Division III business session, January 20, 2022, beginning at 4:30 p.m., Eastern time in the JW Marriott, Grand Ballroom 1-6. Voting delegates from members of Division III shall vote on this resolution, by roll call vote, during this session.]*

### Presidents Council Grouping

*2022-1	LEGISLATIVE AUTHORITY AND PROCESS -- AMENDMENT PROCESS -- EMERGENCY LEGISLATION	31
*2022-2	AMATEURISM -- AMATEUR STATUS -- REQUIRING ELIGIBILITY CENTER CERTIFY AMATEUR STATUS OF INTERNATIONAL STUDENT-ATHLETES	32
*2022-3	ELIGIBILITY -- CRITERIA FOR DETERMINING SEASON OF ELIGIBILITY -- MINIMUM AMOUNT OF PARTICIPATION -- ONLY COMPETITION TRIGGERING USE OF A SEASON	34
*2022-4	DIVISION MEMBERSHIP -- SPORT CLASSIFIED IN DIVISION I -- APPLYING DIVISION I FINANCIAL AID LEGISLATION	37

## General Grouping

*2022-5	EXECUTIVE REGULATIONS – SELECTION OF TEAMS AND INDIVIDUALS FOR CHAMPIONSHIPS PARTICIPATION – REDUCE THE CONFERENCE AUTOMATIC QUALIFICATION MINIMUM TO SIX INSTITUTIONS	40
*2022-6	NCAA MEMBERSHIP – MEMBER CONFERENCE – SINGLE-SPORT CONFERENCE – REDUCE NUMBER OF MEMBER INSTITUTIONS	42
*2022-7	PLAYING AND PRACTICE SEASONS – FOOTBALL – PRACTICE MODIFICATIONS	42
*2022-8	DIVISION MEMBERSHIP – ESTABLISHING EQUESTRIAN AS AN EMERGING SPORT FOR WOMEN	47
*2022-9	PLAYING AND PRACTICE SEASONS – CONFIRMATION OF SICKLE CELL TRAIT STATUS – ELIMINATION OF WAIVER.	51

\* Designated by NCAA Division III Presidents Council for roll-call vote.

## APPENDICES

A Interpretations to be Included in the 2022-23 NCAA Division III Manual	54
B Noncontroversial Legislation Adopted by the NCAA Division III Management Council	55
C Modifications of Wording Adopted by the NCAA Division III Management Council	67
D Index to Legislative Proposals	68
E Corresponding Legislative Proposal Numbers - SPOPL to Official Notice	71
F Convention Voting Procedures	72
G Convention Lanyards, Badges and Voting Paddles	75
H NCAA Governance Structure	76
I Request for Interpretations	80
J Notice of Suspension of Member Conference Membership	81

# Accrediting of Delegates

Association policy provides that the appointment of accredited and visiting delegates is the responsibility of the chancellor or president of each member institution or organization. **In October 2021, a link to the appointment of delegate website was emailed to the chancellor or president of all member institutions and organizations.**

It is important that the voting delegate be properly accredited. Appointing officers are urged to submit the required information to the NCAA national office at their earliest convenience.

Please note that the governance structure of each division urges member institutions to include women in their NCAA Convention delegations.

An institution's or organization's chancellor or president shall appoint the voting and alternate delegates by completing the online delegate appointment form. The transfer of voting rights among the delegates is a matter of institutional discretion.

If an institution's or organization's chancellor or president fails to submit the online delegate appointment form, that institution's representatives will be registered as visitors until the chancellor or president certifies in writing the voting and alternate delegates. No other institutional representatives are permitted to complete a delegate appointment form.

Once the online delegate appointment form has been verified by the chancellor or president, no one may be added as a voting or alternate delegate without written instructions from that chancellor or president. Thus, no individual appointed as a visitor may become a voter or alternate without written authorization from the chancellor or president.

Visiting delegates, except in certain situations, do not have speaking privileges at the Convention.

At the Convention, each individual representing a member institution or conference who registers will receive an orange Convention badge designating the individual as a delegate, except each chancellor and president will receive a badge with a magenta color designation signifying their professional title. Speakers and presenters for menu sessions will receive badges with a lime color designation. Convention vendors will receive badges with a goldenrod color designation. Media will receive badges with a lilac color designation. Individuals attending the Convention as a visitor will receive a badge with a gray blue color designation.

Voting delegates receive red lanyards and alternate delegates receive blue lanyards. Other delegates with speaking rights receive green lanyards. Delegates without speaking rights and other observers receive white lanyards.

The Convention registration fee for NCAA members was \$325 for all delegates who registered on or before Friday, October 29, and \$450 for all delegates who register before Sunday, November 28. Member registration fees on or after November 28 are \$600.

The registration fee includes one ticket to the Delegates Reception and Delegates Breakfast. In addition, attendees will have the opportunity to receive one complimentary ticket to the Saluting Excellence Luncheon on a first-come, first-served basis and to purchase one ticket to the Honors Celebration for \$20 on a first-come, first-served basis. Available tickets can be reserved during the Convention registration process.

## Meetings and Reservations

A listing of Convention meetings of the NCAA and its affiliated organizations was made available to the membership in mid-October. An online registration process was also made available for event registration and hotel reservations. If there is anything further the NCAA can do to facilitate your attendance at the Association's 2022 Convention, please call upon us.

Please note that the Convention schedule of events is available on the NCAA website ([www.ncaa.org/convention](http://www.ncaa.org/convention)). In addition, the Convention program (available through the Convention app and in print in limited quantities) contains the most up-to-date schedule of meetings held in conjunction with the Convention.

The Convention officially begins when the NCAA State of College Sports convenes at 1:30 p.m., Eastern time, Thursday, January 20. Adjournment of the Convention has been scheduled for Saturday, January 22.

## Proposed Amendments

The proposed amendments to be considered at the 116th Annual Convention begin on Page No. 1. All amendments, if adopted, become effective as indicated in each proposal.

**It is important that each Division III delegate have access to the Official Notice to the Convention, inasmuch as the Official Notice will be the only publication containing all Convention legislation for the 2022 Convention.**

In accordance with the provisions of NCAA Constitution 5.3, an amendment to the Association's legislation may be proposed by the NCAA Board of Governors, Division III Presidents Council, the Division III Management Council, 20 or more active Division III member institutions eligible to vote on the matter or two member conferences. The source is indicated in each proposal. When the Presidents Council or Management Council proposes an amendment originally recommended by a committee, the committee is indicated as well.

Please note that the Presidents Council is authorized to provide during division or general business sessions information detailing positions on key legislative proposals.

## Amendments-to-Amendments

In Division III, all amendments submitted by the membership in accordance with the July 15 deadline were published in the Initial Publication of Proposed Legislation, which was provided to the membership via the NCAA website by August 15. Sponsors of those proposals were permitted to revise them in any manner until September 15. In

the interim, the Division III Presidents Council and Management Council had until September 1 to submit its legislative proposals. All properly sponsored proposals were provided to the membership by September 23 in the Second Publication of Proposed Legislation.

The Division III Presidents Council and Management Council, any 20 active Division III member institutions eligible to vote on a given issue or two member conferences had until November 1 to submit amendments to the original proposals, provided the amendment to the amendment did not increase the modification proposed by the original amendment. As a result of that deadline, all amendments-to-amendments are included in this Official Notice with the proposals they are intended to amend. Resolutions also were handled in accordance with those same deadlines and are included in this publication. No additional amendments-to-amendments or resolutions are permitted for the 2022 Convention unless they are sponsored by the Board of Governors, Presidents Council or Management Council and distributed before or during the business session.

## **Withdrawal of Proposal**

Sponsors who intend to withdraw a proposal are urged to notify the NCAA academic and membership affairs staff as soon as possible before the business session of the Convention at which the proposal is scheduled to be considered.

## **Review of Interpretations**

The Division III Interpretations and Legislation Committee issues interpretations as to the scope, meaning or effect of the constitution and bylaws applicable to Division III. These rulings are subject to review by the Division III membership upon the request of any member in accordance with Constitution 5.4.1.4. Any Division III member to which an interpretation applies may request a review of the interpretation by making such a request in writing to the academic and membership affairs staff via electronic mail to Jeff Myers, [jmyers@ncaa.org](mailto:jmyers@ncaa.org) and/or Bill Regan, [bfregan@ncaa.org](mailto:bfregan@ncaa.org) before 1 p.m. on the day before the Division III business session of the Convention.

## **Interpretations to be Included in the NCAA Division III Manual**

The Interpretations and Legislation Committee is authorized to recommend interpretations to be incorporated in the Division III Manual. Such incorporations are approved by the Division III Management Council and are printed in Appendix A in the Official Notice of the Convention.

## **Noncontroversial Amendments Adopted by the Presidents and Management Councils**

The Management Council and Presidents Council are authorized to adopt, in the interim between annual Conventions, noncontroversial legislative amendments that are necessary to promote the normal and orderly administration of the Association's legislation, per Constitutions 4.4.2-(d), 4.8.3-(d) and 5.3.1.1.1. That authorization

requires a three-fourths majority vote of the council. The council then submits to the next annual Division III business session the amendments that have been adopted under its authorization. The noncontroversial amendments adopted by the Management Council or Presidents Council in 2021 appear in Appendix B. Approval of the Official Convention Notice during the Division III business session constitutes ratification of these amendments.

## **Modifications of Wording Adopted by the Management Council**

The Management Council is authorized to adopt, in the interim between annual Conventions, proposals that are consistent with the intent of the membership in adopting the original legislation when sufficient documentation and testimony exist to establish clearly that the original wording of the legislation was inconsistent with that intent, per Constitution 5.4.1.1.1. That authorization requires a two-thirds majority vote of the Management Council. The Management Council then submits to the next annual Division III business session the amendments that have been adopted under this authorization. The modifications adopted by the Management Council in 2021 appear in Appendix C. Approval of the Official Convention Notice during the Division III business session constitutes ratification of these actions.

## **Order of Business**

The NCAA State of College Sports of the 116th annual Convention will begin at 1:30 p.m., Eastern time, Thursday, January 20. The NCAA State of College Sports address by the NCAA president will be presented orally during that general session. The NCAA Association-Wide Business Session will begin at 2 p.m., Eastern time, Thursday, January 20. The Division III business session to act on the resolution regarding the NCAA Constitution will begin at 4:30 p.m., Eastern time, Thursday, January 20. All of the other Division III proposals will be voted on during the Division III business session at 8 a.m., Eastern time, Saturday, January 22.

At the Division III business session, the various proposals will be taken up in their numerical order, unless that order is changed at the Convention. All proposals are designated for a roll-call vote. The provisions of Constitution 5.1.4.3.3 specify that federated legislation pertaining to a single division or more than a single division of the Association may be acted upon by the appropriate divisions during the separate division business sessions.

Amendments for the annual Convention will be presented as indicated on page xii. For convenience of reference, an index (Appendix D) lists the proposals in the order in which they would appear in the constitution and bylaws in the Division III Manual.

In each grouping of related items (either amendments or amendments-to-amendments), the Association's established procedure will be followed. The membership will consider first the proposal that contemplates the greatest modification of the present circumstance, followed by other proposals in the order of decreasing modification. In some instances, when a proposal in such a grouping is adopted, those that follow in that grouping become moot.

# **Voting Procedures**

Methods of voting shall be in accordance with Constitution 5.1.4.4.

## **Memorial Resolutions**

At the time of the annual Convention, members of the Association honor by memorial resolution those persons closely associated with intercollegiate athletics who passed away during the year. It is requested that the names of persons to be honored in this manner be submitted to the NCAA, P.O. Box 6222, Indianapolis, Indiana 46206-6222.

## **Administrative Structure**

Rosters of the NCAA Board of Governors and Division III Presidents Council and Management Council are listed in Appendix H.

## **Request for Interpretations**

Division III member institutions and conferences are encouraged to request interpretations of the proposed legislation in this Official Notice in advance of the Convention.

All such requests must be received in the national office not later than Friday, November 26, 2021. Requests will be considered by the Interpretations and Legislation Committee and the decisions will be reviewed by the Division III Management Council in its pre-Convention meeting. The resulting interpretations will be distributed to the conferences before the beginning of the business session.

# TOPICAL GROUPINGS OF PROPOSED AMENDMENTS 116th ANNUAL CONVENTION

## NCAA Board of Governors Grouping

BOG-2022-1: The vote on this proposal will occur at the Association-wide business session, January 20, 2022, beginning at 2:00 p.m., Eastern time in the Convention Center Sagamore Ballroom. Voting delegates from members of the Association shall vote on this proposal, by roll call vote, during this session.

## Division III Presidents Council Grouping: Constitution

R-2022-1: The vote on this resolution will occur at the Division III business session, January 20, 2022, beginning at 4:30 p.m., Eastern time in the JW Marriott Grand Ballroom 1-6. Voting delegates from members of Division III shall vote on this resolution by roll call vote, during this session.

## Topical Groupings

The proposals below in the Presidents Council Grouping and General Grouping will be voted on at the Division III Business Session on Saturday January 22nd beginning at 8:00 a.m., Eastern time in the JW Marriot, Grand Ballroom 1-6.

*Proposal Number*

*General Topic*

1 through 4

Presidents Council Grouping

5 through 9

General Grouping

# 116th Annual Convention

## LEGISLATIVE PROPOSALS SUBMITTED BY THE MEMBERSHIP

Note: In the following proposals:

- Those letters and words that appear in *italics-and-strikethrough* are to be deleted;
- Those letters and words that appear in **boldface and underlined** are to be added; and
- Those letters and words that appear in normal text are unchanged from the current Division III legislation.

## DIVISION III LEGISLATIVE PROPOSALS

The Division III Presidents Council has determined that it will deal primarily with those national issues in Division III athletics that prompt widespread concern among Division III chancellors or presidents.

Such legislative proposals developed by the Division III Management Council or by Division III committees reporting to it must be submitted to the Division III Presidents Council for review. They cannot be placed on the agenda for consideration at the Convention unless the Presidents Council agrees to sponsor them. Legislative proposals of an operational nature may be sponsored by the Management Council and placed on the agenda for consideration at the Convention.

The Division III Presidents Council has identified four proposals that it believe are of particular interest to Division III chancellors or presidents and has included them in the Presidents Council grouping. The Presidents Council identified all proposals in both the Presidents Council grouping and General grouping for roll-call vote.

---

# Board of Governors

[Note: The vote on this proposal will occur at the Association-Wide Business Session, January 20, 2022, beginning at 2:00 p.m., Eastern time in the Indiana Convention Center, Sagamore Ballroom. Voting delegates from members of the Association shall vote on this proposal, by roll call vote, during this session.]

No. BOG-2022-1

NEW NCAA CONSTITUTION

**Intent:** To establish a revised Association-wide NCAA constitution, as specified. (Note: This proposal is drafted based on the legislative citations found in the Division I Manual. Although there may be minor differences in legislative citations for each division, this proposal addresses all dominant provisions. Division II and Division III citations would be addressed based on the specific divisional legislation.)

**A. Constitution:** Amend 1, as follows:

[Dominant provision, all divisions, common vote]

## *1 Name, Purposes and Fundamental Policy*

*1.1 Name. The name of this organization shall be "The National Collegiate Athletic Association."*

*1.2 Purposes. The purposes of this Association are:*

- (a) To initiate, stimulate and improve intercollegiate athletics programs for student athletes and to promote and develop educational leadership, physical fitness, athletics excellence and athletics participation as a recreational pursuit;*
- (b) To uphold the principle of institutional control of, and responsibility for, all intercollegiate sports in conformity with the constitution and bylaws of this Association;*
- (c) To encourage its members to adopt eligibility rules to comply with satisfactory standards of scholarship, sportsmanship and amateurism;*
- (d) To formulate, copyright and publish rules of play governing intercollegiate athletics;*
- (e) To preserve intercollegiate athletics records;*
- (f) To supervise the conduct of, and to establish eligibility standards for, regional and national athletics events under the auspices of this Association;*
- (g) To cooperate with other amateur athletics organizations in promoting and conducting national and international athletics events;*
- (h) To legislate, through bylaws or by resolutions of a Convention, upon any subject of general concern to the members related to the administration of intercollegiate athletics; and*
- (i) To study in general all phases of competitive intercollegiate athletics and establish standards whereby the colleges and universities of the United States can maintain their athletics programs on a high level.*

## *1.3 Fundamental Policy.*

*1.3.1 Basic Purpose. The competitive athletics programs of member institutions are designed to be a vital part of the educational system. A basic purpose of this Association is to maintain intercollegiate athletics as an integral part of the educational program and the athlete as an integral part of the student body and, by so doing, retain a clear line of demarcation between intercollegiate athletics and professional sports.*

*1.3.2 Obligations of Member Institutions. Legislation governing the conduct of intercollegiate athletics programs of member institutions shall apply to basic athletics issues such as admissions, financial aid, eligibility and recruiting. Member institutions shall be obligated to apply and enforce this legislation, and the infractions process of the Association shall be applied to an institution when it fails to fulfill this obligation.*

**B. Constitution:** Amend 2, as follows:

[Dominant provision, all divisions, common vote]

## *2 Principles for Conduct of Intercollegiate Athletics*

*2.01 General Principle. Legislation enacted by the Association governing the conduct of intercollegiate athletics shall be designed to advance one or more basic principles, including the following, to which the members are committed. In some instances, a delicate balance of these principles is necessary to help achieve the objectives of the Association.*

### *2.1 The Principle of Institutional Control and Responsibility.*

*2.1.1 Responsibility for Control. It is the responsibility of each member institution to control its intercollegiate athletics program in compliance with the rules and regulations of the Association. The institution's president or chancellor is responsible for the administration of all aspects of the athletics program, including approval of the budget and audit of all expenditures.*

*2.1.2 Scope of Responsibility. The institution's responsibility for the conduct of its intercollegiate athletics program includes responsibility for the actions of its staff members and for the actions of any other individual or organization engaged in activities promoting the athletics interests of the institution.*

*2.2 The Principle of Student-Athlete Well-Being. Intercollegiate athletics programs shall be conducted in a manner designed to protect and enhance the physical and educational well-being of student-athletes.*

*2.2.1 Overall Educational Experience. It is the responsibility of each member institution to establish and maintain an environment in which a student-athlete's activities are conducted as an integral part of the student-athlete's educational experience.*

*2.2.2 Cultural Diversity and Gender Equity. It is the responsibility of each member institution to establish and maintain an environment that values cultural diversity and gender equity among its student-athletes and intercollegiate athletics department staff.*

*2.2.3 Health and Safety. It is the responsibility of each member institution to protect the health of, and provide a safe environment for, each of its participating student-athletes.*

*2.2.4 Student-Athlete/Coach Relationship. It is the responsibility of each member institution to establish and maintain an environment that fosters a positive relationship between the student-athlete and coach.*

*2.2.5 Fairness, Openness and Honesty. It is the responsibility of each member institution to ensure that coaches and administrators exhibit fairness, openness and honesty in their relationships with student-athletes.*

*2.2.6 Student-Athlete Involvement. It is the responsibility of each member institution to involve student-athletes in matters that affect their lives.*

### *2.3 The Principle of Gender Equity.*

*2.3.1 Compliance With Federal and State Legislation. It is the responsibility of each member institution to comply with federal and state laws regarding gender equity.*

*2.3.2 NCAA Legislation. The Association should not adopt legislation that would prevent member institutions from complying with applicable gender equity laws, and should adopt legislation to enhance member institutions' compliance with applicable gender equity laws.*

*2.3.3 Gender Bias. The activities of the Association should be conducted in a manner free of gender bias.*

*2.4 The Principle of Sportsmanship and Ethical Conduct. For intercollegiate athletics to promote the character development of participants, to enhance the integrity of higher education and to promote civility in society, student athletes, coaches, and all others associated with these athletics programs and events should adhere to such fundamental values as respect, fairness, civility, honesty and responsibility. These values should be manifest not only in athletics participation, but also in the broad spectrum of activities affecting the athletics program. It is the responsibility of each institution to:*

*(a) Establish policies for sportsmanship and ethical conduct in intercollegiate athletics consistent with the educational mission and goals of the institution; and*

*(b) Educate, on a continuing basis, all constituencies about the policies in Constitution 2.4 (a).*

*2.5 The Principle of Sound Academic Standards. Intercollegiate athletics programs shall be maintained as a vital component of the educational program, and student athletes shall be an integral part of the student body. The admission, academic standing and academic progress of student athletes shall be consistent with the policies and standards adopted by the institution for the student body in general.*

*2.6 The Principle of Nondiscrimination. The Association shall promote an atmosphere of respect for and sensitivity to the dignity of every person. It is the policy of the Association to refrain from discrimination with respect to its governance policies, educational programs, activities and employment policies, including on the basis of age, color, disability, gender, national origin, race, religion, creed or sexual orientation. It is the responsibility of each member institution to determine independently its own policy regarding nondiscrimination.*

*2.7 The Principle of Diversity Within Governance Structures. The Association shall promote diversity of representation within its various divisional governance structures and substructures. Each divisional governing body must ensure gender and ethnic diversity among the membership of the bodies in the division's administrative structure.*

### *2.8 The Principle of Rules Compliance.*

*2.8.1 Responsibility of Institution. Each institution shall comply with all applicable rules and regulations of the Association in the conduct of its intercollegiate athletics programs. It shall monitor its programs to ensure compliance and to identify and report to the Association instances in which compliance has not been achieved. In any such instance, the institution shall cooperate fully with the Association and shall take appropriate corrective actions. Members of an institution's staff, student athletes, and other individuals and groups representing the institution's athletics interests shall*

~~comply with the applicable Association rules, and the member institution shall be responsible for such compliance.~~

~~2.8.2 Responsibility of Association. The Association shall assist the institution in its efforts to achieve full compliance with all rules and regulations and shall afford the institution, its staff and student-athletes fair procedures in the consideration of an identified or alleged failure in compliance.~~

~~2.8.3 Penalty for Noncompliance. An institution found to have violated the Association's rules shall be subject to such disciplinary and corrective actions as may be determined by the Association.~~

~~2.9 The Principle of Amateurism. Student-athletes shall be amateurs in an intercollegiate sport, and their participation should be motivated primarily by education and by the physical, mental and social benefits to be derived. Student participation in intercollegiate athletics is an avocation, and student-athletes should be protected from exploitation by professional and commercial enterprises.~~

~~2.10 The Principle of Competitive Equity. The structure and programs of the Association and the activities of its members shall promote opportunity for equity in competition to ensure that individual student-athletes and institutions will not be prevented unfairly from achieving the benefits inherent in participation in intercollegiate athletics.~~

~~2.11 The Principle Governing Recruiting. The recruiting process involves a balancing of the interests of prospective student-athletes, their educational institutions and the Association's member institutions. Recruiting regulations shall be designed to promote equity among member institutions in their recruiting of prospective student-athletes and to shield them from undue pressures that may interfere with the scholastic or athletics interests of the prospective student-athletes or their educational institutions.~~

~~2.12 The Principle Governing Eligibility. Eligibility requirements shall be designed to ensure proper emphasis on educational objectives, to promote competitive equity among institutions and to prevent exploitation of student-athletes.~~

~~2.13 The Principle Governing Financial Aid. A student-athlete may receive athletically related financial aid administered by the institution without violating the principle of amateurism, provided the amount does not exceed the cost of education authorized by the Association; however, such aid as defined by the Association shall not exceed the cost of attendance as published by each institution. Any other financial assistance, except that received from one upon whom the student-athlete is naturally or legally dependent, shall be prohibited unless specifically authorized by the Association.~~

~~2.14 The Principle Governing Playing and Practice Seasons. The time required of student-athletes for participation in intercollegiate athletics shall be regulated to minimize interference with their opportunities for acquiring a quality education in a manner consistent with that afforded the general student body.~~

~~2.15 The Principle Governing Postseason Competition and Contests Sponsored by Noncollegiate Organizations. The conditions under which postseason competition occurs shall be controlled to ensure that the benefits inherent in such competition flow fairly to all participants, to prevent unjustified intrusion on the time student-athletes devote to their academic programs, and to protect student-athletes from exploitation by professional and commercial enterprises.~~

~~2.16 The Principle Governing the Economy of Athletics Program Operation. Intercollegiate athletics programs shall be administered in keeping with prudent management and fiscal practices to ensure the financial stability necessary for~~

*providing student-athletes with adequate opportunities for athletics competition as an integral part of a quality educational experience.*

**C. Constitution:** Amend 4, as follows:

[Dominant provision, all divisions, common vote]

4 Organization

4.01 General Principles.

~~4.01.1 Structure. The Association's administrative structure shall include a Board of Governors comprised of institutional presidents or chancellors that oversees Association-wide issues and shall ensure that each division operates consistent with the basic purposes, fundamental policies and general principles of the Association (see Constitution 1 and 2). In addition, the administrative structure of each division shall empower a body of institutional presidents or chancellors to set forth the policies, rules and regulations for operating the division. Further, the administrative structure of each division shall empower a body of athletics administrators, student-athletes and faculty athletics representatives (and, in Division III, institutional presidents or chancellors and athletics direct reports) to make recommendations to the division's body of institutional presidents or chancellors and to handle responsibilities delegated to it.~~

~~4.01.2 Guarantees. The Association's overall governance structure guarantees its members the following:~~

~~4.01.2.1 Budget Allocations. Members are guaranteed revenue through allocations made to each division from the Association's general operating revenue. Division II shall receive at least 4.37 percent of the Association's annual general operating revenue. Division III shall receive at least 3.18 percent of the Association's annual general operating revenue.~~

~~4.01.2.1.1 General Operating Revenue. General operating revenue, as used in this section, shall include at least all sources of revenue existing as of January 9, 1996, including revenue from contracts for these existing sources and revenue from any modified, extended or successor contract for such sources.~~

[4.01.2.2 unchanged.]

~~4.01.2.3 Championships. Members are guaranteed access to national championships.~~

[4.01.2.3.1 unchanged.]

~~4.01.2.4 Membership Services. Members are guaranteed services provided through the Association's national office at least at the level provided as of January 9, 1996 (e.g., membership services, statistics, research).~~

~~4.01.2.5 Special Programs. Members are guaranteed the continuation of Association programs operating at the time of the adoption of this legislation (e.g., the catastrophic-injury insurance program, the drug-testing program, the Division I institutional performance program). In addition, members are guaranteed the continuation of Association programs that were considered by the NCAA Council or Presidents Commission by the spring of 1995 and began operating after the adoption of this legislation.~~

4.02 Definitions and Applications.

[4.02.1 through 4.02.3 unchanged.]

~~4.02.4 Independent Member of the Board of Governors. An independent member of the Board of Governors shall be an individual who is not salaried by an NCAA member institution, conference or affiliated member, and shall be verified as independent by the Board of Governors.~~

[4.02.5 through 4.02.7 unchanged.]

~~4.1 Board of Governors:~~

~~4.1.1 Composition. The Board of Governors shall consist of 25 members. The NCAA president and the chairs of the Division I Council and the Division II and Division III Management Councils shall be ex officio nonvoting members, except that the NCAA president is permitted to vote in the case of a tie among the voting members of the Board of Governors present and voting. The other 21 voting members of the Board of Governors shall include:~~

- ~~(a) Eight chancellors or presidents from the Division I Board of Directors from Football Bowl Subdivision institutions;~~
- ~~(b) Two chancellors or presidents from the Division I Board of Directors from Football Championship Subdivision institutions;~~
- ~~(c) Two chancellors or presidents from the Division I Board of Directors from Division I Subdivision institutions;~~
- ~~(d) Two Division II chancellors or presidents from the Division II Presidents Council;~~
- ~~(e) Two Division III chancellors or presidents from the Division III Presidents Council;~~  
~~and~~
- ~~(f) Five independent members (see Constitution 4.02.4).~~

~~4.1.2 Duties and Responsibilities. The Board of Governors shall:~~

- ~~(a) Provide final approval and oversight of the Association's budget;~~
- ~~(b) Employ the NCAA president, who shall be administratively responsible to the Board of Governors and who shall be authorized to employ such other persons as may be necessary to conduct efficiently the business of the Association;~~
- ~~(c) Provide strategic planning for the Association as a whole;~~
- ~~(d) Identify core issues that affect the Association as a whole;~~
- ~~(e) Act on behalf of the Association by adopting and implementing policies to resolve core issues and other Association-wide matters;~~
- ~~(f) Initiate and settle litigation;~~
- ~~(g) Convene at least one combined meeting per year of the three divisional presidential governing bodies;~~
- ~~(h) Convene at least one same-site meeting per year of the Division I Council and the Division II and Division III Management Councils;~~
- ~~(i) Forward proposed amendments to Constitution 1 and 2 and other dominant legislation to the entire membership for a vote;~~
- ~~(j) Call for a vote of the entire membership on the action of any division that it determines to be contrary to the basic purposes, fundamental policies and general principles set forth in the Association's constitution. This action may be overridden~~

~~by the Association's entire membership by a two-thirds majority vote of those institutions voting;~~

- ~~(k) Call for an annual or special Convention of the Association;~~
- ~~(l) Review and coordinate the catastrophic injury and professional career insurance (disabling injury/illness) programs;~~
- ~~(m) Compile the names of those individuals associated with intercollegiate athletics who died during the year immediately preceding the annual Convention;~~
- ~~(n) Issue a call for nominations when a vacancy for an independent member occurs on the Board of Governors; and~~
- ~~(o) Serve as the final authority for the selection of and additional duties assigned to independent members of the Board of Governors.~~

#### ~~4.1.3 Election/Term of Office.~~

~~4.1.3.1 Election. Division I members of the Board of Governors shall be appointed by the Division I Board of Directors. Divisions II and III members of the Board of Governors shall be appointed by the Divisions II and III Presidents Councils, respectively.~~

#### ~~4.1.3.2 Term of Office.~~

~~(a) President or Chancellor Members. The terms of office of president or chancellor members of the Board of Governors shall coincide with their service on the applicable divisional presidential governing body, unless otherwise specified by that governing body.~~

~~(b) Independent Members. An independent member of the Board of Governors shall be appointed to a three-year term that is renewable for an additional three-year term. An independent member who has served two terms shall not serve further on the Board of Governors.~~

~~4.1.3.3 Committee Chair. The Board of Governors shall elect one of its members to serve for a two-year period as chair.~~

[4.2 through 4.4 unchanged.]

~~4.9 Committees/Cabinets. The bylaws shall provide for the establishment of such a governance substructure (e.g., cabinets, committees) as each division considers necessary. The number of members and tenure of each division's governance substructure shall be stipulated in Bylaw 21.~~

### **D. Constitution:** Amend 5, as follows:

[Dominant provision, all divisions, common vote]

## 5 Legislative Authority and Process

### ~~5.01 General Principles.~~

~~5.01.1 Basis of Legislation. All legislation of the Association that governs the conduct of the intercollegiate athletics programs of its member institutions shall be adopted by the membership in Convention assembled, or by the divisional governance structures as set forth in Constitution 4, as determined by the constitution and bylaws governing each division, and shall be consistent with the purposes and fundamental policy set forth in~~

~~Constitution 1, and shall be designed to advance one or more principles such as those set forth in Constitution 2.~~

~~5.01.2 Approaches to Legislative Process. The membership of the Association recognizes that certain fundamental policies, practices and principles have applicability to all members, while others are applicable to division groupings of members, based on a common philosophy shared among the individual members of the division and on special policies and concerns that are common to the nature and purposes of the institutions in the division.~~

## 5.02 Definitions and Applications.

### 5.02.1 Legislative (Constitution and Bylaw) Provisions.

[5.02.1.1 unchanged.]

~~5.02.1.2 Dominant. A dominant provision is a regulation that applies to all members of the Association and is of sufficient importance to the entire membership that it requires a two-thirds majority vote of all delegates present and voting in joint session at an annual or special Convention. Dominant provisions are identified by an asterisk (\*).~~

~~5.02.1.3 Division Dominant. A division dominant provision is a regulation that applies to all members of a division and is of sufficient importance to the division that it requires a two-thirds majority vote of all delegates present and voting at a division's annual or special Convention. Division dominant provisions are identified by the diamond symbol (◆).~~

~~5.02.1.4 Common. A common provision is a regulation that applies to more than one of the divisions of the Association. A common provision shall be adopted by each of the applicable divisions, acting separately pursuant to the divisional legislative process described in Constitution 5.3, and must be approved by all applicable divisions to be effective. Common provisions are identified by the pound sign (#).~~

~~5.02.1.5 Federated. A federated provision is a regulation adopted by a majority vote of the delegates present and voting of one or more of the divisions or subdivisions of the Association, acting separately pursuant to the divisional legislative process described in Constitution 5.3. Such a provision applies only to the division(s) or subdivision(s) that adopts it.~~

[5.02.1.6 unchanged.]

## 5.1 Conventions and Meetings.

### 5.1.1 Authorization.

~~5.1.1.1 Annual Convention. There shall be an annual Convention of this Association during the second week of January or at such other time as may be prescribed by the Board of Governors.~~

~~5.1.1.2 Special Convention. A special Convention of the Association may be called by the Board of Governors.~~

### 5.1.2 Annual or Special Convention Programs.

~~5.1.2.1 Establishment of Program -- Annual or Special Convention. The program of the business session of an annual or special Convention of the Association shall~~

~~be established by the Board of Governors, acting as the Convention program committee.~~

~~5.1.2.1.1 Change in Program. Once adopted by a majority vote of the Convention, the order of business established in the program may be changed or suspended only by a two-thirds vote of the members present and voting.~~

~~5.1.2.2 Other Convention Arrangements. All other arrangements for a Convention of the Association or for division legislative meetings shall be made by the NCAA president, subject to the direction and approval of the Board of Governors, which shall serve as the Convention arrangements committee.~~

~~5.1.2.3 Business and Discussion Sessions.~~

~~5.1.2.3.1 General Business Session. When determined necessary by the Board of Governors, an annual or special Convention shall include a general business session to enable all three divisions, meeting in joint session, to act on the dominant legislation specified in Constitution 1 and 2 and elsewhere, and on the actions of any division determined to be contrary to the Association's basic purposes, fundamental policies and general principles.~~

~~5.1.2.3.2 Division Business Sessions. An annual or special Convention shall include separate division business sessions to:~~

~~(a) Enable a single division to act, in accordance with the constitution and bylaws, on federated legislation pertaining to that division;~~

~~(b) Discuss matters of interest to the members of each division; and~~

~~(c) Act upon division membership criteria waiver requests under the provisions of the bylaws.~~

~~5.1.2.3.3 Round-Table Discussions. In addition to the division business sessions, a general round-table discussion may be held to enable the membership to discuss matters of general interest.~~

~~5.1.3 Annual or Special Convention Delegates.~~

~~5.1.3.1 Institutional and Conference Delegates.~~

~~5.1.3.1.1 With Voting Privileges. Each active member and each member conference with voting privileges, as specified in Constitution 3.3.2.2, shall be entitled to one vote. Institutions and conferences designating both a male and a female as voting or alternate delegates on the Convention appointment form shall be allowed to appoint four official institutional delegates. In all other circumstances, institutions shall be limited to not more than three official delegates.~~

~~5.1.3.1.2 Without Voting Privileges. Each member conference without voting privileges shall be entitled to one accredited delegate without voting privilege.~~

~~5.1.3.2 Visiting Delegates. Member and nonmember institutions and organizations are authorized to send visiting delegates, who shall not have voting privileges.~~

~~5.1.3.3 Certification and Voting of Delegates. The certification and voting of delegates shall be conducted as follows:~~

- (a) ~~Delegates shall be certified to the NCAA national office as entitled to represent the member in question by the proper executive officers of their institutions or organizations;~~
- (b) ~~An active member or member conference represented by more than one delegate shall designate (on the proper form signed by the president or chancellor) the delegate entitled to cast its vote. Once the member has so designated its primary voting and alternate voting delegates, transferring the voting rights between or among them is a matter of institutional judgment, inasmuch as the voter and alternate(s) have been approved as voters;~~
- (c) ~~The same delegate may represent both an active member and a member conference;~~
- (d) ~~A delegate shall not represent any active member or member conference unless the delegate actually is identified with such member, and an institution's student may not serve as its voting or alternate voting delegate;~~
- (e) ~~Whenever the Association votes on any question by roll call, either written or via voice, on demand of any delegate, the names of delegates as they vote shall be checked by the Membership Committee in order to verify the authority of the voter; and~~
- (f) ~~Voting by proxy shall not be allowed.~~

#### 5.1.3.4 Delegate Participation in Conventions and Meetings-

~~5.1.3.4.1 Active Delegate. Privileges of the floor and the right to active participation in the business proceedings of any annual or special Convention of the Association are accorded to the following:~~

- (a) ~~Any of the accredited delegates authorized in Constitution 5.1.3.1.1 to represent an active member or member conference with voting privileges;~~
- (b) ~~The single accredited delegate authorized in Constitution 5.1.3.1.2 to represent a member conference without voting privileges or in Divisions II and III, in Constitution 5.1.3.3 or Constitution 5.1.3.2, respectively, to represent a provisional member;~~
- (c) ~~Any member of the Board of Governors, the divisional governance entities per Constitution 4 and the chair (or a committee member designated to speak for the chair) of an NCAA committee listed in Bylaw 21; and~~
- (d) ~~Any member of a division's Student-Athlete Advisory Committee.~~

~~5.1.3.4.2 Visiting Delegate. Visiting delegates authorized in Constitution 5.1.3.2 shall not actively participate in the business proceedings.~~

#### 5.1.4 Operational Procedures.

~~5.1.4.1 Quorum. One hundred (100) active members and member conferences represented as prescribed in this constitution shall constitute a quorum for the transaction of the Association's business. For purposes of voting by membership divisions, 40 members of each division shall constitute a quorum.~~

~~5.1.4.2 Parliamentary Rules. The rules contained in the current edition of Robert's Rules of Order, Newly Revised, shall be the parliamentary authority for the conduct of all meetings of the Association. Additionally, they shall be the deciding reference used in case of parliamentary challenge in all instances to which they~~

~~apply and in which they are not superseded by this constitution, the bylaws or any special rule of order adopted by the Association in accordance with Constitution 5.4.3.~~

~~5.1.4.3 Consideration of Legislation. Legislation shall be acted upon only at the Convention business sessions in accordance with the constitution and bylaws.~~

~~5.1.4.3.1 Order and Grouping of Legislation. In the consideration of groupings of related amendments or amendments to amendments, the Convention shall consider first the proposal that contemplates the greatest modification of the present circumstance, followed by the other proposals in the order of decreasing modification. Once a proposal in such a grouping is adopted, those that follow ordinarily will become moot.~~

~~5.1.4.3.2 Legislation at General Session. Dominant legislation per Constitution 1 and 2 and elsewhere, and federated legislation determined by the Board of Governors to be contrary to the Association's basic purposes, fundamental policies and general principles shall be acted on by the divisions meeting in joint session.~~

~~5.1.4.3.3 Legislation at Division Sessions. Legislation pertaining only to a single division of the Association may be acted on in a separate legislative session of that division. Federated legislation pertaining to more than a single division of the Association may be acted on by the appropriate divisions during the separate division business sessions.~~

[5.1.4.3.4 unchanged.]

~~5.1.4.4 Voting Methods. The methods of voting at an NCAA Convention shall be by voice, paddle, roll call and/or secret ballot, in accordance with the following procedures:~~

- ~~(a) Voice Vote. The presiding officer shall determine whether to use voice voting. In the taking of a voice vote, if the presiding officer is in doubt, or on request for a division of the assembly by any member eligible to vote on the particular issue, the presiding officer shall retake the vote by a show of paddles.~~
- ~~(b) Paddle Vote. The presiding officer shall determine whether to use paddle voting, which may be accomplished through electronic collection. In the taking of a vote by show of paddles, if the presiding officer is in doubt, or on the request of any member eligible to vote on the particular issue, the presiding officer shall order the vote to be counted.~~
- ~~(c) Secret Ballot. Voting by secret ballot shall be conducted only when so ordered by a majority of the eligible delegates present and voting, after the making of an undebatable motion to vote in that manner.~~
- ~~(d) Roll Call. Voting by roll call, on issues other than those so designated by the Divisions II and III presidential administrative groups, shall be conducted only when so ordered by a majority of the eligible delegates present and voting, after the making of an undebatable motion to vote in that manner. If both a roll call vote and a secret ballot are moved on a particular issue, the vote shall be taken first on whether to vote by roll call. Any interim or later vote to amend, postpone, reconsider, refer or table a proposal that has been designated by the presidential administrative groups for a roll call vote during the Convention also must be conducted by roll call vote.~~

## 5.2 Elements of Legislation.

~~5.2.1 Constitution. The membership may adopt legislation to be included in the constitution of the Association, which sets forth basic purposes, fundamental policies and general principles that generally serve as the basis on which the legislation of the Association shall be derived and which includes information relevant to the purposes of the Association.~~

~~5.2.2 Operating Bylaws. Each division may adopt legislation to be included in the operating bylaws of the Association, which provide rules and regulations not inconsistent with the provisions of the constitution and which shall include, but not be limited to, the following particulars:~~

- ~~(a) The administration of intercollegiate athletics by members of the Association;~~
- ~~(b) The establishment and control of NCAA championships (games, matches, meets and tournaments) and other athletics events sponsored or sanctioned by the Association;~~
- ~~(c) The procedures for administering and enforcing the provisions of the constitution and bylaws; and~~
- ~~(d) The adoption of rules of play and competition in the various sports, and the delegation of authority in connection with such subjects to individuals, officers or committees.~~

~~5.2.3 Administrative Bylaws. The administrative bylaws of the Association (administrative regulations and executive regulations) provide rules and regulations for the implementation of policy adopted by the membership as set forth in the constitution and operating bylaws. They are distinct from the operating bylaws in that, to provide greater flexibility and efficiency in the conduct of the affairs of the Association, they may be adopted or amended by the applicable divisional presidential administrative group, the Division I Council and the Division III Management Council.~~

~~5.2.3.1 Administrative Regulations. Each division is empowered to adopt or revise administrative regulations consistent with the provisions of the constitution and bylaws, subject to amendment by the Divisions II and III membership, for the implementation of policy established by legislation governing the general activities of each division. The administrative bylaws may be adopted or amended by the applicable division presidential administrative group, the Division I Council and the Division III Management Council or at any annual or special Convention by a majority vote of the delegates in Divisions II and III present and voting in accordance with the legislative process.~~

~~5.2.3.2 Executive Regulations. Each division is empowered to adopt or revise executive regulations consistent with the provisions of the constitution and bylaws, subject to amendment by the Divisions II and III membership. Executive regulations relate to the administration of the division's championships, the expenditure of the division's funds, the distribution of the income of the division and the general administration of the affairs of the division. The executive regulations may be adopted or amended by the applicable division presidential administrative group, the Division I Council and the Division III Management Council or at any annual or special Convention by a majority vote of the delegates in Divisions II and III present and voting in accordance with the legislative process.~~

~~5.2.3.3 Enforcement Policies and Procedures. The Committee on Infractions is empowered to adopt or revise policies and procedures for the conduct of the Association's infractions program, subject to approval by the Board of Directors for Division I and by the applicable Management Council for Division II and Division III. These policies and procedures shall be developed by the Committee on Infractions, shall not be inconsistent with the provisions of the constitution and~~

~~bylaws and shall be subject to amendment by the membership. The Infractions Appeals Committee may adopt or revise policies and procedures that relate directly to the appeals process, subject to review and approval by the Board of Directors for Division I and by the applicable Management Council for Division II and Division III. Such policies and procedures shall not be inconsistent with the provisions of the constitution and bylaws and shall be subject to amendment by the membership.~~

[5.2.3.4 unchanged.]

~~5.2.4 Resolutions. Legislation of a temporary character effective only for a specified time period may be enacted through resolutions not inconsistent with the constitution, bylaws (including administrative bylaws) and special rules of order (see Constitution 5.4.3).~~

~~5.2.5 Interpretations of Constitution and Bylaws. The divisional presidential administrative groups, the Division I Council (or the Legislative Committee on behalf of the Council) and the Division II and Division III Management Councils, and the divisional interpretative committees, in the interim between meetings of the Division I Council (or Legislative Committee) and the Division II and Division III Management Councils, are empowered to make interpretations of the constitution and bylaws (see Constitution 5.4.1).~~

~~5.2.6 Special Rules of Order. The Association may adopt special rules of order not inconsistent with the constitution and bylaws. These special rules, with Robert's Rules of Order, Newly Revised, this constitution, and the bylaws, shall be the parliamentary authority for the conduct of all meetings of the Association and, together, shall be the deciding reference used in case of parliamentary challenge in all instances to which they apply (see Constitution 5.4.3).~~

~~5.2.7 Statements of Division Philosophy. The membership of a division or subdivision, through appropriate deliberative processes, may prepare a statement of division philosophy relating to the development and operation of an intercollegiate athletics program in the division. Such a statement is not binding on member institutions but shall serve as a guide for the preparation of legislation by the division and for planning and implementation of programs by institutions and conferences (see Constitution 5.4.4).~~

## 5.3 Amendment Process.

### 5.3.1 Authorizing Legislation.

~~5.3.1.1 Amendment. The dominant provisions of Constitution 1 and 2 and elsewhere and the division dominant provisions may be amended only at an annual or special Convention. In Division I, federated provisions may be amended as specified in Constitution 5.3.2. In Divisions II and III, federated provisions may be amended at any annual or special Convention.~~

~~5.3.1.2 Amendment-to-Amendment — Dominant Provisions. A proposed amendment to the dominant provisions of Constitution 1 and 2 and elsewhere may be amended at any annual or special Convention. From July 15 through September 15, sponsors of proposed legislation may refine and change proposals in any manner that is germane to the original proposal. After September 15, proposed amendments may be amended only if the amendment to the proposed amendment does not increase the modification of the provision to be amended.~~

[5.3.1.3 unchanged.]

[5.3.2 unchanged.]

### 5.3.3 Sponsorship—Amendments to Dominant Provisions:

~~5.3.3.1 Amendment. An amendment to a dominant provision of Constitution 1 and 2 and elsewhere may be sponsored by the Board of Governors.~~

~~5.3.3.2 Amendment-to-Amendment. An amendment-to-amendment to a dominant provision of Constitution 1 and 2 and elsewhere may be sponsored by the Board of Governors.~~

~~5.3.3.3 Editorial Changes. The presiding officer may permit changes in the wording of proposed amendments of a purely editorial nature or to correct typographical errors.~~

[5.3.4 unchanged.]

### 5.3.5 Submission Deadline.

#### ~~5.3.5.1 Dominant Provisions:~~

~~5.3.5.1.1 Amendments. Amendments to dominant provisions of Constitution 1 and 2 and elsewhere shall be sponsored by the Board of Governors in accordance with the following deadlines:~~

~~(a) Annual Convention—September 1.~~

~~(b) Special Convention—Ninety days before a special Convention.~~

~~5.3.5.1.1.1 Exception. The Board of Governors, by a two-thirds majority of its members present and voting, may establish a later date for the submission of amendments for an annual Convention when a special Convention is held after September 1.~~

~~5.3.5.1.2 Amendments-to-Amendments. The Board of Governors must submit amendments to its original proposals in writing and such amendments-to-amendments must be submitted not later than 5 p.m. Eastern time September 15, unless the amendment-to-amendment does not increase the modification specified in the original proposal. Any amendment to a proposed amendment submitted after September 15 shall not increase the modification of the original proposal and must be submitted in writing not later than 5 p.m. Eastern time November 1 before an annual Convention or 60 days before a special Convention. The Board of Governors may propose amendments-to-amendments at the time of the Convention without meeting these procedural requirements, provided the proposed amendment-to-amendment has been approved by two-thirds of the Board of Governors and copies are distributed before or during the business session.~~

[5.3.5.2 unchanged.]

### 5.3.6 Notification to Membership.

#### ~~5.3.6.1 Amendments to Dominant Provisions:~~

~~5.3.6.1.1 Initial Publication. Amendments to dominant provisions of Constitution 1 and 2 and elsewhere sponsored by the Board of Governors shall be published for the information of the membership as follows:~~

~~(a) Not later than September 23 for an annual Convention.~~

~~(b) Not later than 75 days before a special Convention.~~

~~5.3.6.1.2 Official Notice. A copy of the proposed amendments shall be mailed to all members of the Association not later than November 15 before an annual Convention or 45 days before a special Convention.~~

~~5.3.6.1.3 Delayed Date. If the Board of Governors establishes a date later than July 15 or September 1 for the submission of amendments to dominant provisions for an annual Convention, it, by a two-thirds majority of its members present and voting, may establish a later date for publishing copies of the proposed amendments for information of the membership.~~

~~5.3.6.1.4 Amendments to Amendments. Copies of all amendments to amendments to dominant provisions submitted by the Board of Governors in accordance with the September 15 deadline shall be published by September 23. Copies of all other amendments to amendments submitted by the November 1 deadline shall be published in the Official Notice of the Convention.~~

[5.3.6.2 unchanged.]

### 5.3.7 Adoption of Amendment, Voting Requirements.

~~5.3.7.1 Voting Requirement Determination. The Board of Governors shall be authorized to determine the voting requirement for an amendment when the voting requirement is not obvious from the content or context of the legislation.~~

~~5.3.7.2 Dominant Provision. Adoption of an amendment to a dominant provision of Constitution 1 and 2 and elsewhere shall require a two-thirds majority vote of all delegates present and voting in joint session at an annual or special Convention of the Association.~~

[5.3.7.3 unchanged.]

### 5.3.8 Adoption of Amendment-to-Amendment, Voting Requirements.

~~5.3.8.1 Dominant Provision. A proposed amendment to an amendment of a dominant provision of Constitution 1 and 2 and elsewhere shall be approved by a majority vote of all delegates present and voting.~~

[5.3.8.2 unchanged.]

### 5.3.9 Special Voting Requirements. The following topics are subject to special voting requirements.

~~5.3.9.1 National Collegiate Championship. A National Collegiate Championship per Bylaw 18.02.1.1 may be established by action of all three divisions acting through each division's governance structure, subject to all requirements, standards and conditions prescribed in Bylaw 18.2.~~

[5.3.9.2 through 5.3.9.3 unchanged.]

~~5.3.9.4 Challenged Action. The action of any specific division challenged by the Board of Governors as being contrary to the basic purposes, fundamental policies and general principles set forth in the Association's constitution may be overridden by the Association's entire membership by a two-thirds majority vote of those institutions voting.~~

### 5.3.10 Intent and Rationale.

~~5.3.10.1 Amendments to Dominant Provisions. All amendments to dominant provisions of Constitution 1 and 2 and elsewhere shall include a statement of~~

~~intent and a separate statement of rationale. The statement of rationale shall not exceed 200 words in length. All amendments to amendments shall include a statement of intent and, if applicable, a cost estimate. An amendment to amendment also may include a statement of rationale that shall not exceed 50 words in length.~~

[5.3.10.2 unchanged.]

### 5.3.11 Effective Date.

~~5.3.11.1 Dominant Provisions. All amendments to dominant provisions of Constitution 1 and 2 and elsewhere shall become effective not earlier than the first day of August following adoption by the Convention.~~

~~5.3.11.1.1 Alternative to August 1 Effective Date. If a voting delegate wishes to propose an immediate effective date, or to propose any other effective date prior to the first day of August, a two-thirds majority of all delegates present and eligible to vote on the amendment is required to approve the immediate or alternative effective date. Those amendments specified as being effective immediately shall become effective upon adjournment of the Convention.~~

[5.3.11.2 unchanged.]

### 5.3.12 Reconsideration.

~~5.3.12.1 Vote on Dominant Provisions. Prior to the adjournment of any Convention, an affirmative or negative vote on an amendment to a provision of Constitution 1 and 2 and elsewhere may be subjected to one motion for reconsideration of that action by any member who voted on the prevailing side in the original consideration.~~

[5.3.12.2 unchanged.]

## 5.4 Other Legislative and Amendment Procedures.

[5.4.1 unchanged.]

### 5.4.2 Resolutions.

~~5.4.2.1 Authorization. Legislation pertaining to one or more divisions may be enacted through resolutions not inconsistent with the constitution, bylaws (including administrative bylaws) and special rules of order.~~

~~5.4.2.2 Scope and Application. Legislation enacted through resolutions shall be of a temporary nature, effective only for a limited time as specified in the resolution itself.~~

~~5.4.2.3 Dominant Provisions:~~

~~5.4.2.3.1 Sponsorship. A resolution related to the dominant provisions of Constitution 1 and 2 and elsewhere may be sponsored by the Board of Governors.~~

~~5.4.2.3.2 Submission Deadline. A proposed resolution related to the dominant provisions of Constitution 1 and 2 and elsewhere must be submitted prior to November 1. The Board of Governors may sponsor resolutions at the time of the Convention without meeting this deadline provided the proposed resolution has been approved by a two-thirds vote of~~

~~the Board of Governors and copies are distributed during the business sessions:~~

~~5.4.2.3.3 Voting Requirements:~~

~~5.4.2.3.3.1 Adoption — Annual/Special Convention. Adoption of a resolution shall require a majority vote of the delegates present and voting at an annual or special Convention.~~

~~5.4.2.3.3.2 Mail Ballot. If a majority of the delegates present and voting so direct, a resolution shall be referred to the entire membership for a mail vote conducted under conditions approved by the Board of Governors. A two-thirds majority of members voting in any such mail vote shall be required for the enactment of the legislation proposed in the resolution.~~

[5.4.2.4 unchanged.]

5.4.3 Special Rules of Order.

~~5.4.3.1 General Business Sessions. The Association may adopt special rules of order not inconsistent with the constitution and bylaws by a two-thirds majority of the delegates present and voting at any annual or special Convention.~~

[5.4.3.2 unchanged.]

~~5.4.3.3 Amendment Process. Proposed special rules of order and amendments to existing special rules of order shall be subject to the same procedural requirements for previous notice and amendments as prescribed in Constitution 5.3.~~

[5.4.4 unchanged.]

**E. Constitution:** Amend Preamble, as follows:

[All divisions, common vote]

**Preamble**

**The National Collegiate Athletic Association is a voluntary, self-governing organization of four-year colleges, universities and conferences committed to the well-being and development of student-athletes, to sound academic standards and the academic success of student-athletes, and to diversity, equity and inclusion. Member institutions and conferences believe that intercollegiate athletics programs provide student-athletes with the opportunity to participate in sports and compete as a vital, co-curricular part of their educational experience. The member schools and conferences likewise are committed to integrity and sportsmanship in their athletics programs and to institutional control of and responsibility for those programs. The basic purpose of the Association is to support and promote healthy and safe intercollegiate athletics, including national championships, as an integral part of the education program and the student-athlete as an integral part of the student body.**

**F. Constitution:** Amend Article 1, as follows:

[All divisions, common vote]

**Article 1. Principles**

- A. The Primacy of the Academic Experience.** Intercollegiate student-athletes are matriculated, degree-seeking students in good standing with their institutions who choose voluntarily to participate in NCAA sports. It is the responsibility of each member institution to establish and maintain an environment in which a student-athlete's activities are conducted with the appropriate primary emphasis on the student-athlete's academic experience. Intercollegiate athletics programs shall be maintained as a vital component of each institution's broader educational program. The admission, academic standing and academic progress of student-athletes shall be consistent with the policies and standards adopted by the institution.
- B. The Collegiate Student-Athlete Model.** Student-athletes may not be compensated by a member institution for participating in a sport, but may receive educational and other benefits in accordance with guidelines established by their NCAA division.
- C. Integrity and Sportsmanship.** It is the responsibility of each member to conduct its athletics program in a manner that promotes the ideals of higher education, human development and the integrity of intercollegiate athletics. All individuals associated with intercollegiate athletics programs and events should adhere to such fundamental values as respect, fairness, civility, honesty, responsibility, academic integrity, ethical conduct, and the rules of their conferences.
- D. Student-Athlete Well-Being.** Intercollegiate athletics programs shall be conducted by the Association, divisions, conferences and member institutions in a manner designed to protect, support and enhance the physical and mental health and safety of student-athletes. Each member institution shall facilitate an environment that reinforces physical and mental health within athletics by ensuring access to appropriate resources and open engagement with respect to physical and mental health. Each institution is responsible for ensuring that coaches and administrators exhibit fairness, openness and honesty in their relationship with student-athletes. Student-athletes shall not be discriminated against or disparaged because of their physical or mental health.
- E. Institutional Control.** It is the responsibility of each member institution to monitor and control its athletics program and to provide education and training to ensure compliance with the rules established by the Association, its division and conference. It is the responsibility of each member institution to report all rules violations to its NCAA division and conference in a timely manner and to cooperate fully with enforcement efforts. Responsibility for maintaining institutional control ultimately rests with the institution's campus president or chancellor.
- F. Diversity, Equity and Inclusion.** The Association is committed to diversity, equity and inclusion. The Association, divisions, conferences and member institutions shall create diverse and inclusive environments and shall provide education and training with respect to the creation of such environments and an atmosphere of respect for and sensitivity to the dignity of every person. The Association, divisions, conferences and member institutions shall commit to promoting diversity and inclusion in athletics activities and events, hiring practices, professional and coaching relationships, leadership and advancement opportunities.
- G. Gender Equity.** The Association is committed to gender equity. Activities of the Association, its divisions, conferences and member institutions shall be conducted in a manner free of gender bias. Divisions, conferences and member institutions shall commit to preventing gender bias in athletics activities and

events, hiring practices, professional and coaching relationships, leadership and advancement opportunities

**H. Recruiting Standards.** Divisional bylaws shall be designed to promote informed decisions and balance the interests of prospective and current (or transfer) student-athletes, their educational institutions and intercollegiate athletics as a whole.

**G. Constitution:** Amend Article 2, as follows:

[All divisions, common vote]

## **Article 2. Organization**

### **A. The Association**

**1. The membership of the NCAA encompasses public and private institutions and conferences of widely varying mission, size, resources and opportunities. Accordingly, Association-wide governance must reflect these differences through the delegation of authorities and responsibilities to the divisions, conferences and individual member institutions except where necessary to promote and maintain the Association's core principles.**

**2. The Association shall:**

**a. Conduct all NCAA championships. Each member in good standing in its division shall be eligible to compete in NCAA championships assuming it meets applicable Association, division and conference requirements. The Association shall oversee broadcasting, communications and media rights for all NCAA-conducted national championships.**

**b. When requested by a Board of Governors recognized committee, the Committee on Competitive Safeguards and Medical Aspects of Sports or a division, develop and promulgate guidance, rules and policies based on consensus of the medical, scientific, sports medicine and sport governing communities, as appropriate, for student-athlete physical and mental health, safety and performance. The Association shall make available such guidance, rules and policies to all members.**

**c. Promote gender equity, diversity and inclusion in all aspects of intercollegiate athletics.**

**d. Establish the rules for sports competitions and participation, with flexibility at the divisional, subdivisional or federated level as deemed necessary.**

**e. Manage the Association's intellectual property and maintain historical and statistical records of the Association.**

**f. Serve as liaison to the United States Olympic and Paralympic Committee.**

**g. Provide regulatory services as requested by each division.**

**h. Defer to appropriate authorities in areas where neither the Association nor the divisions have enforcement/infractions authority.**

**3. The Board of Governors:**

**a. Composition of the Board of Governors shall include, with due attention to diversity and gender equity, the following voting members:**

- (i) Four members from Division I, to include at least one member institution president or chancellor and one conference commissioner.
- (ii) One member from the Division II Presidents Council.
- (iii) One member from the Division III Presidents Council.
- (iv) Two independent members who are not currently employed or compensated by any member institution.
- (v) One graduated NCAA student-athlete, who shall have graduated not more than four years prior to appointment.
- (vi) Ex officio nonvoting members of the Board of Governors shall include the NCAA president, the chairs of the Division I Council and Division II and Division III Management Councils, the president of one Historically Black College and University (HBCU), and one former NCAA student-athlete from each of the two divisions not represented by the student-athlete voting member of the Board of Governors, who shall have graduated not more than four years prior to appointment.

**b. Selection of members of the Board of Governors.**

- (i) Division I members of the Board of Governors shall be appointed by the Division I Board of Directors; Divisions II and III members of the Board of Governors shall be appointed by the Division II and III Presidents Councils, respectively.
- (ii) Independent members of the Board of Governors shall be selected by the Division I, II and III members of the Board of Governors.
- (iii) Each divisional Student-Athlete Advisory Committee shall nominate one graduated student-athlete member for the Board of Governors. One of those nominees shall be selected by the other eight members of the Board of Governors to be a voting member representing all three divisions. The other two nominees shall be ex officio members of the Board of Governors. [See Article 2-A-3-a-(vi) above.] The selection process for the student-athlete voting member and ex officio members of the Board of Governors must ensure that both men's and women's sports are represented.
- (iv) The HBCU ex officio member of the Board of Governors shall be selected by the Division I, II and III members of the Board of Governors.

**c. Each member of the Board of Governors shall have a two-year term, renewable for an additional two years.**

**d. Duties and responsibilities:**

- (i) Provide final approval and oversight of the Association's budget, internal and external audits, enterprise risk management, strategic planning, allocation of assets and establish policies related to fiduciary responsibility;
- (ii) Employ the Association's president, who shall be administratively responsible to the Board of Governors. Annually, in consultation with the governing bodies of the three divisions, evaluate the president.

Approve employment terms of the president, including but not limited to compensation, benefits, discipline and termination.

- (iii) Approve Association contracts involving media rights and revenue producing agreements, consulting as appropriate with divisional governing bodies.
- (iv) In consultation with the leadership of the divisional governing bodies, adopt and implement legal strategy, Association risk mitigation, and government relations and policy matters that affect the Association as a whole.
- (v) Provide Board of Governors meeting agendas in advance to the chair of the Division I Board of Directors, and chairs of the Division II and III Presidents Councils to solicit comment and advice, and report fully to the same individuals Board of Governors actions. For matters pertaining primarily to one division, the Board of Governors will consult with and solicit comment from that division's Board of Directors or Presidents Council with due attention to its views.
- (vi) May create an executive committee and other committees or bodies to fulfill the duties and responsibilities of the Board of Governors.
- (vii) Formulate policies and procedures consistent with this Constitution.
- (viii) Convene at least one combined meeting per year of the divisional presidential governing bodies.
- (ix) Convene at least one same-site meeting per year of the Division I Council and the Division II and Division III Management Councils.
- (x) Sponsor proposed amendments to the Constitution to the entire membership for a vote.
- (xi) Monitor adherence by the divisions to the principles in Article I. Call for a vote of the entire membership on the action of any division that it determines to be contrary to the basic purposes and general principles set forth in the Association's Constitution. This action may be overridden by the Association's entire membership by a two-thirds majority vote of those institutions voting.
- (xii) Call for an annual or special convention of the Association.

**e. Duties and responsibilities of the NCAA president:**

- (i) Administer the national office to implement directions of the Board of Governors and divisional leadership bodies.
- (ii) Enter into, administer and enforce all Association contracts, including Board of Governors approved contracts concerning media rights and revenue producing agreements and initiatives of the Board of Governors and divisional leadership bodies.
- (iii) Recommend to the Board of Governors measures in response to an action or statement by an institution or its representatives that materially violates a constitutional principle and undermines the interests of the Association.

(iv) Undertake other actions necessary to accomplish the purposes of the Association as determined by the Board of Governors and divisional leadership bodies.

(v) Serve as an ex officio member of the Board of Governors with authority to vote in instances when the vote of the Board of Governors results in a tie.

## **B. The Divisions**

1. Each division shall have independent authority to organize itself, consistent with the principles of the Association. Each division is authorized to structure itself as it deems necessary, including creation of subdivisions or creation of a new division and determination of membership eligibility for these new organizations, including the role of conferences. New divisions or subdivisions must be self-funded by the originating division.
2. Each division shall set standards for academic eligibility.
3. Each division shall determine its own governing structure and membership.
4. Each division shall establish guidelines regarding student-athlete benefits, including commercialization of name, image or likeness and to prevent exploitation of student-athletes or abuses by individuals or organizations not subject to the authority of the student-athlete's school.
5. Each division shall establish policies and procedures for enforcement of Association and division rules and regulations, and the Association will provide requested support for divisional implementation.
6. Each division shall determine the sports in which it conducts a national championship and the access criteria for participation.
7. Two or more divisions may establish a national collegiate championship in a sport in which they do not have separate divisional championships.
8. Each division shall determine whether to allow an institution to classify a sport in a division other than the division in which it holds membership and the division shall determine the process for reclassification, and the privileges, conditions and obligations of multidivision classification.
9. Each division shall determine the policies under which conferences are formed and operated.
10. Each division shall oversee the operations of its member conferences and their adherence to the principles and provisions in this Constitution.
11. Each division shall ensure its member institutions implement the provisions of Section D below.
12. Authorities not explicitly enumerated in this Constitution for Association-wide governance are reserved to the divisions or, at their discretion, to subdivisions, conferences or individual institutions.

## **C. The Conferences**

1. A member conference is a group of colleges and/or universities, created and operated in a manner governed by the policies of its division, that conducts competition among its members, determines a conference champion in one or

more sports in which the NCAA conducts a championship, and meets the conference membership requirements established by its division.

- a. Multisport Conferences: Multisport conferences are the primary conference members and serve a critical role in Association and divisional governance as they represent the positions of their member colleges and universities.
- b. Multisport conferences must meet all specified divisional membership criteria, including number of member institutions, sports sponsorship minimums and regular-season competition requirements.
- c. Multisport conferences may be allocated voting representation on NCAA committees, working groups, task forces and other organizational bodies with oversight over Association or division-wide policy, as determined by the divisions.

## **2. Single-Sport Conferences:**

- a. A single-sport conference conducts competition and determines a conference champion among its members in one sport.
- b. Single-sport conferences must meet all specified divisional membership criteria for single-sport conferences.
- c. The governance and legislative role for a single-sport conference is limited to issues impacting the single sport and subject to the structure and requirements of its division.

## **3. Each division shall have the authority to determine the membership requirements for multisport and single-sport conference members and the role and representation of multisport conference members in the divisional governance structure.**

## **4. All conferences:**

- a. Must adhere to the principles and provisions in this Constitution and those established by their division, including in the conduct of athletics events.
- b. Must provide to student-athletes any conference policies for its licensing, marketing, sponsorship, advertising, and other commercial agreements that may involve use of a student-athlete's name, image or likeness.
- c. Shall comply completely and promptly with the rules and regulations governing the division's enforcement process and shall cooperate fully in that process as a condition of membership in the Association.

## **5. Each conference shall support its member institutions in implementing the provisions of Section D below, subject to guidance from its division.**

## **D. Member Colleges and Universities**

### **1. All members of the NCAA must:**

- a. Ensure participating student-athletes are in good standing with the member institution, the conference, division and national Association.
- b. Annually submit documentation demonstrating compliance with the division's academic program and publish progress-toward-degree requirements for student-athletes.

- c. Submit annually to the division and the NCAA financial data as determined by the division detailing operating revenues, expenses and capital relating to the intercollegiate athletics program.
  - d. Establish an administrative structure that provides independent medical care for student-athletes, affirms the autonomous authority of primary athletics health care providers, and implements NCAA guidance, rules and policies based on consensus of the medical, scientific, sports medicine, and sport governing communities. The physicians and health care staff at each member institution have the ultimate decision-making authority over the health and welfare of student-athletes. Consistent with the member institutions' primary obligation with respect to student-athlete health and safety, member institutions will make NCAA guidance, rules and policies available to student-athletes. Member institutions shall be responsible for the oversight and administration of coach, administrator and staff education on relevant student-athlete physical and mental health topics, prevailing consensus for engaging student-athletes about physical and mental health, how to most effectively support student-athlete physical and mental health, and appropriate resources on campus or in the local community. Member institutions are responsible for regulating practice schedules, taking into consideration the health of student-athletes and their academic success.
  - e. Maintain written policies for its licensing, marketing, sponsorship, advertising and other commercial agreements that may involve the use of a student-athlete's name, image or likeness. Each institution shall provide such policies to student-athletes and make those policies publicly available.
  - f. In furtherance of institutional commitments to integrity and sportsmanship, to student-athletes, and to support diversity, equity, and inclusion, appoint individuals who have the following designations: faculty athletics representative; senior woman administrator; athletics healthcare administrator; athletics diversity and inclusion designee; and senior compliance administrator. Each institution will have the flexibility to assign duties associated with each position that best serves the needs of the institution and student-athletes.
  - g. Establish a student-athlete advisory committee. Its duties may be established by the institution, but student-athletes must constitute a majority of the membership of the committee.
  - h. Comply completely and promptly with the rules and regulations governing the divisional enforcement process and shall cooperate fully in that process as a condition of membership in the Association.
2. An institution's membership in the NCAA may be suspended, terminated or otherwise disciplined (including loss of or reduction in rights to participate in governance processes or financial penalties) for removal of the member's accreditation, failure to pay dues or failure to satisfy academic performance progress, or failure to abide by the principles stated in this constitution or those established by an institution's division.

## **E. Student-Athletes**

1. Student-athletes shall have voting representation on the Board of Governors, Division I Board of Directors, and Division II and Division III Presidents Councils.

**2. The president or chancellor of each member institution shall appoint and support the faculty athletics representative as the principal point of contact to whom student-athletes can report any action, activity or behavior by anyone associated with the athletics program inconsistent with this constitution's principle of student-athlete health and well-being. In this role, the faculty athletics representative is a reporting contact for student-athletes independent of the institution's athletics department, but not a legal advocate for student-athletes. The faculty athletics representative, in this capacity, shall report directly to the member institution's president or chancellor.**

H. **Constitution:** Amend Article 3, as follows:

[All divisions, common vote]

### **Article 3. Finance**

**A. Resources will be allocated to the three divisions to provide standard membership services, including championships. Division II will receive 4.37% and Division III will receive 3.18% of all operating revenue sources, as agreed on January 9, 1996.**

**B. All Division II and Division III member schools and conferences shall receive services from the national office. Each division may choose to support additional service needs through their divisional budget. An annual review will be conducted to validate the additional Association service expenses that Divisions II and III pay for directly out of their allocations.**

**C. All members shall pay Association-wide membership dues set by the Board of Governors on an annual basis that contribute to the NCAA budget.**

**D. Each division shall have oversight and final approval of its own budget and expenditures and the division's revenue distribution to its members.**

**E. Divisions may levy assessments on their members, which can be allocated to the divisional budget. Any divisional levy or increase in divisional membership dues by a division may be kept and allocated by the division acting independently of the Association or other divisions.**

I. **Constitution:** Amend Article 4, as follows:

[All divisions, common vote]

### **Article 4. Rules, Compliance and Accountability**

**A. Each member institution, consistent with the principle of institutional control, shall hold itself accountable to support and comply with the rules and principles approved by the membership. Further, each school shall ensure that its staff, student-athletes, and other individuals and groups representing the institution's athletics interests comply with applicable rules (institutional, conference, divisional and Association-wide) in the conduct of the institution's intercollegiate athletics programs.**

**B. Each division shall determine the methods of investigation and adjudication to hold accountable its members whose representatives engage in behaviors that violate the rules and principles approved by the membership.**

**1. Those accountability measures shall identify the people who engage in investigation and adjudication and define their operating authority.**

2. The measures shall be designed to prioritize integrity and fair play, provide fair investigative and adjudicatory procedures and prescribe appropriate penalties in a timely manner.
3. Member institutions shall cooperate fully in all accountability measures established by the applicable division and shall take all necessary measures to ensure the cooperation of their staff, student-athletes, and institutional representatives.
4. Divisional and, as appropriate, conference regulations must ensure to the greatest extent possible that penalties imposed for infractions do not punish programs or student-athletes not involved nor implicated in the infraction(s).
5. Investigation of alleged infractions and, if appropriate, sanctions or penalties, by a division or conference should be consistent and timely. Decisions with respect to minor infractions should be prompt and proportionate.
6. Each division shall annually report to the Board of Governors all major infractions as defined by each division during the preceding year, the status of investigations, and penalties imposed.

J. **Constitution:** Amend Article 5, as follows:

[All divisions, common vote]

#### **Article 5. Amendments to the Constitution**

- A. Provisions of the NCAA constitution may be amended only at a special or annual Convention. The membership shall receive reasonable notice of proposed amendments. An amendment may be sponsored only by the Board of Governors or by a two-thirds vote of a divisional leadership body. A sponsored amendment shall require a two-thirds majority vote of all delegates present and voting. The chair of each divisional Student-Athlete Advisory Committee shall be eligible to vote.
- B. Sponsored amendments shall include a statement of intent and rationale. Amendments to amendments may be sponsored as set forth above but may not expand the scope of the original amendment. Amendments to amendments shall require a two-thirds majority vote of all delegates present and voting.
- C. Approved amendments shall become effective on the first day of August following adoption, unless another effective date is approved by a two-thirds majority vote of all delegates present and voting.
- D. Before the end of a special or annual Convention, any member who voted on the prevailing side may move for reconsideration.

K. **Constitution:** Amend Article 6, as follows:

[All divisions, common vote]

#### **Article 6. Institutional Control**

- A. The control and responsibility for the conduct of intercollegiate athletics shall be exercised by the institution itself and the division and conference of which it is a member. A member institution's president or chancellor has ultimate responsibility and final authority for the conduct of the intercollegiate athletics program and the actions of any board in control of that program.

**B. If an institution has a nongoverning athletics board or council or an athletics advisory board, administration, faculty members and student-athletes shall constitute at least a majority of the board.**

**C. It is the responsibility of the Association and each division, conference and member institution to comply with federal and state laws and local ordinances, including with respect to gender equity, diversity and inclusion.**

**D. Consistent with the principle of institutional control, no provision in this constitution should be construed to restrict or limit colleges and universities, public or private, from adopting or maintaining missions and policies consistent with their legal rights or obligations as institutions of high learning.**

L. **Bylaws:** Amend 21.02, as follows:

[Dominant provision, all divisions, common vote]

[To change the voting line of Bylaws 21.02.1 and 21.02.2 from dominant (\*) to common (#)]

21.02 Definitions and Applications.

21.02.1 Association-Wide Committees. Association-wide committees deal with issues that affect all members of the Association and perform duties necessary to the on-going operation of the Association. Association-wide committees are comprised of members from each of the Association's divisions.

21.02.2 Common Committees. Common committees deal with issues that apply to more than one division of the Association. Common committees perform duties necessary to the on-going operation of the applicable divisions and are comprised of members from the applicable divisions.

~~21.02.3 Federated Committees. Federated committees deal with issues that apply to a specific membership division. Federated committees perform duties necessary to the on-going operation of that division and are comprised only of members from that division.~~

[21.02.4 through 21.02.5 renumbered as 21.02.3 through 21.02.4, unchanged.]

**Source:** Board of Governors

**Effective Date:** August 1, 2022

**Rationale:** This proposal amends the constitution and outlines the first step to transform college sports and reimagine the NCAA governance structure. The proposal was conceived by the NCAA Constitution Committee in consultation with schools, conferences, coaches, student-athletes, and advocacy groups. It would establish a structure to provide for the appropriate governance of college sports for the benefit of student-athletes now and in the future. The NCAA encompasses institutions and conferences of different missions, sizes, resources and opportunities. The governance system should reflect these differences through increased delegation of certain authorities and responsibilities to the divisions, conferences and institutions. The decision-making authority on Association-wide issues would be streamlined by the reduction in members of the Board of Governors. The voice of the student-athlete is reaffirmed and expanded with one voting and two ex officio student-athlete members of the Board of Governors. The proposal would reaffirm the importance of student-athlete physical and mental health and reaffirm the Association's commitment to sound academic standards, academic success, diversity, equity and inclusion, and maintaining intercollegiate athletics as a vital component of

higher education. Provisions that are not included or revised in the new constitution will reside in policies and procedures for future Board of Governors action.

**Budget Impact:** None.

---

## Presidents Council Grouping: Constitution

[Note: The vote on this resolution will occur at the Division III business session, January 20, 2022, beginning at 4:30 p.m., Eastern time in the JW Marriott, Grand Ballroom 1-6. Voting delegates from members of Division III shall vote on this resolution, by roll call vote, during this session.]

### No. R-2022-1 FINALIZING ONE NCAA CONSTITUTION AND PRESERVING CURRENT DIVISIONAL LEGISLATIVE PROVISIONS

#### **Resolution:**

*Whereas*, the NCAA Constitution sets forth the purpose, fundamental principles and governance of the National Collegiate Athletics Association;

*Whereas*, the NCAA Board of Governors called for an NCAA Special Convention and the creation of the NCAA Constitution Committee to address transformational organizational change through the redrafting of the principles, governance structure, and membership commitments found in the NCAA constitution to meet the needs of today's student-athletes;

*Whereas*, membership input guided the NCAA Constitution Committee in the development of a draft constitution;

*Whereas*, the current constitution includes Association-wide and division-specific provisions; and

*Whereas*, the membership will participate in a vote on one revised Association-wide constitution during the 2022 NCAA Convention:

*Now, Therefore, Be it Resolved*, that the NCAA Division III Management Council review the divisional legislation in current NCAA Constitution Articles 3 through 6 and adopt noncontroversial legislation effective no later than August 1, 2022, relocating the current divisional legislation to the appropriate bylaws in the NCAA Division III Manual.

*Be it Further Resolved*, that the Division III Presidents Council, with membership input, shall oversee a review of and, if necessary, propose changes to, Division III bylaws and governance processes consistent with the reconstructed Constitution and the values of Division III.

**Source:** NCAA Division III Presidents Council.

---

## Presidents Council Grouping

[Note: The proposals below in the Presidents Council Grouping and General Grouping will be voted on at the Division III Business Session on Saturday, January 22nd beginning at 8:00 a.m. in the JW Marriot, Grand Ballroom 1-6.]

### No. 2022-1 (2-2) LEGISLATIVE AUTHORITY AND PROCESS -- AMENDMENT PROCESS -- EMERGENCY LEGISLATION

**Intent:** To permit the Division III Presidents Council to sponsor and adopt emergency legislation under defined circumstances.

**Constitution:** Amend 5.3.1, as follows:

[Roll Call]

#### 5.3.1 Authorizing Legislation.

5.3.1.1 Amendment. The dominant provisions of Constitution 1 and 2 and elsewhere and the dominant provisions may be amended only at an annual or special Convention. In Division I, federated provisions may be amended as specified in Constitution 5.3.2. In Divisions II and III, federated provisions may be amended at any annual or special Convention.

[5.3.1.1.1 unchanged.]

**5.3.1.1.2 Emergency Legislation The Presidents Council by at least three-fourths majority of its members present and voting may adopt "emergency" legislation that shall be effective immediately in the following situations:**

**(a) When the NCAA must respond to, or comply with, a court, alternative dispute resolution (ADR) or government order, or**

**(b) When the Presidents Council deems it appropriate to limit or avoid NCAA liability as a result of litigation, ADR or governmental proceedings,**

**(c) When significant values or harm are at stake and the use of the regular legislative cycle is likely to cause undue hardship to the Association or the Division III membership because of the delay in its effective date.**

**"Emergency legislation" must be ratified by the Division III membership at the next regularly scheduled NCAA Convention.**

[5.3.1.2 through 5.3.1.4 unchanged.]

**Source:** NCAA Division III Presidents Council.

**Effective Date:** Immediate

**Rationale:** Providing the Presidents Council with the authority to adopt "emergency legislation" will help ensure the division is able to address critical events and circumstances in a timely manner that will mitigate any undue hardship to the membership or Association. This proposal has an immediate effective date to

allow Presidents Council to use this authority if necessary and not rely on noncontroversial legislation in the interim.

**Budget Impact:** None.

No. 2022-2 (2-3) **AMATEURISM – AMATEUR STATUS – REQUIRING ELIGIBILITY CENTER CERTIFY AMATEUR STATUS OF INTERNATIONAL STUDENT-ATHLETES**

**Intent:** To utilize the NCAA Eligibility Center in certifying the amateur status of international student-athletes to provide more consistency and efficiency to the certification process.

**A. Bylaws:** Amend 12.1, as follows:

[Roll Call]

12.1 Amateur Status. An individual's (prospective student-athlete or enrolled student-athlete) amateur status shall be determined using the following (see Bylaw 14 regarding the eligibility restoration process).

**12.1.1 International Students. An international student's amateur status, including participation in organized competition prior to initial collegiate enrollment (14.2.4.4), shall be determined using the following provisions.**

**12.1.1.1 International Student Defined. An international student is any student who attended a secondary or post-secondary school outside the United States, participated in athletics outside the United States or whose permanent residence is outside the United States.**

**12.1.1.2 Amateurism Certification Process. An institution shall use an eligibility center approved by the Board of Governors to determine the validity of the information on which the amateur status of an international student-athlete is based.**

**12.1.1.2.1 Scope. The certification of amateur status by the NCAA Eligibility Center is limited to activities that occur prior to the prospective student-athlete's request for final amateurism certification or the prospective student-athlete's initial full-time enrollment at an NCAA Division I, II or III institution, whichever occurs earlier.**

**12.1.1.3 Institutional Responsibilities.**

**12.1.1.3.1 Amateur Status After Certification. An institution is responsible for certifying the amateur status of a prospective student-athlete (including two-year and four-year college transfers initially enrolling at a NCAA Division III institution) from the time the prospective student-athlete requests a final certification be issued by the NCAA Eligibility Center or from the time they initially enroll as a full-time student at a Division I, II or III institution, whichever occurs earlier (Note: For a transfer from a Division I or II institution, the institution must apply the Division III amateurism certification).**

**12.1.1.3.2 Sharing Information and Reporting Discrepancies. An institution is responsible for notifying the NCAA Eligibility Center when it receives additional information, or otherwise has cause to believe, that a previously certified prospective student-athlete's amateur status has been jeopardized. Further, an institution is responsible for promptly reporting all**

discrepancies in information related to a student-athlete's amateurism certification to the NCAA Eligibility Center.

12.1.1.4 Eligibility for Practice and Competition. Prior to engaging in practice or competition, a student-athlete shall receive a final certification of amateur status based on NCAA Division III legislation.

12.1.1.4.1 Temporary Certification. If a prospective student-athlete reports for athletics participation before the student's amateur status has been certified, the student may practice, but not compete, for a maximum period of 45 days. After this period, the student's amateur status must be certified in order to continue to practice or to compete.

12.1.1.4.1.1 Effect of Violation. A violation of Bylaw 12.1.1.3.1 in which the student-athlete is subsequently certified without conditions shall be considered an institutional violation per Constitution 2.8.1 but shall not affect the student-athlete's eligibility.

[12.1.1 through 12.1.7 renumbered as 12.1.2 through 12.1.8, unchanged.]

**B. Bylaws:** Amend 14.1.5, as follows:

[Roll Call]

~~14.1.5 International Student-Athlete Form.~~

~~14.1.5.1 Eligibility Form. The eligibility of an international student-athlete shall be certified on a form approved by the Management Council and must be completed before practice or competition. The completed form shall be maintained on file at the institution with other eligibility documents and shall be available for examination upon request by the NCAA staff, and, if the institution is a member of a conference, an authorized conference representative. [D]~~

[14.1.6 through 14.1.12 renumbered as 14.1.5 through 14.1.11, unchanged.]

**Source:** Allegheny Mountain Collegiate Conference; Minnesota Intercollegiate Athletic Conference; and Little East Conference.

**Effective Date:** For student-athletes enrolling on or after 08\01\2023

**Rationale:** Recently, the Division III membership experienced a positive two-year pilot of the eligibility center reviewing pre-enrollment sports participation and the amateur status of international student-athletes in the sport of ice hockey. This legislative proposal would require the Eligibility Center to certify the amateurism, including pre-enrollment sports participation of all international student-athletes. This would benefit both the international prospective student-athletes and the campuses by streamlining the eligibility process. Determining the amateur status of international prospective student-athletes can be difficult. Those responsible for compliance on member campuses may not be familiar with the various sport organizations and educational institutions in other countries. Requiring all international prospective student-athletes to register in the Eligibility Center will utilize the expertise of the Eligibility Center staff to assist the international prospective student-athletes and the campuses in navigating an efficient and consistent process to determine amateur status and will provide consistency for the Association membership as a whole.

**Budget Impact:** Cost of amateurism certification to be paid by the prospective student-athlete.

**Position Statement(s):** *Presidents Council, Management Council, Interpretations and Legislation Committee:* The NCAA Division III Presidents Council, along with Management Council and the Interpretations and Legislation Committee support this proposal to promote more consistent application of pre-enrollment amateurism regulations while also reducing burden for the membership.

No. 2022-3 (2-4) ELIGIBILITY – CRITERIA FOR DETERMINING SEASON OF ELIGIBILITY – MINIMUM AMOUNT OF PARTICIPATION – ONLY COMPETITION TRIGGERING USE OF A SEASON

**Intent:** To specify that a student-athlete would be charged with a season of eligibility if the student-athlete competes at any point during the traditional season.

**Bylaws:** Amend 14.2, as follows:

[Roll Call]

14.2 Seasons of ~~Participation~~ **Competition**: 10-Semester/15-Quarter Rule. A student-athlete shall not engage in more than four seasons of intercollegiate ~~participation~~ **competition** in any one sport (see Bylaw 14.2.4.1).

[14.2.1 unchanged.]

14.2.2 Ten-Semester/15-Quarter Rule. A student-athlete shall complete their seasons of ~~participation~~ **competition** during the first 10 semesters or 15 quarters in which the student is enrolled in a collegiate institution in at least a minimum full-time program of studies, as determined by the regulations of that institution. For an institution that conducts registration other than on a traditional semester or quarter basis, the Management Council shall determine an equivalent enrollment period.

[14.2.2.1 unchanged.]

14.2.2.2 Fraction of 10 Semesters/15 Quarters Remaining. A student-athlete whose combination of semesters and quarters of previous enrollment leaves them with any fraction of the 10th semester or 15th quarter of eligibility at the beginning of their final semester or quarter may remain eligible for the entire semester or quarter.

[14.2.2.3 through 14.2.2.4 unchanged.]

[14.2.3 unchanged.]

14.2.4 Criteria for Determining Season of Eligibility.

14.2.4.1 Minimum Amount of ~~Participation~~ **Competition**. A season of intercollegiate ~~participation~~ **competition** shall be counted in the student-athlete's sport when a student-athlete ~~participates (practices or competes)~~ during ~~or after the first contest in~~ the traditional segment ~~following the student-athlete's initial participation of that academic year at that institution~~ or when the student-athlete engages in intercollegiate competition during the nontraditional segment in that sport. This provision is applicable to intercollegiate athletics ~~participation (practice or competition)~~ conducted by a Division III collegiate institution at the varsity, junior varsity or freshman team level. (See Bylaw 14.1.12, for student-athletes participating in a recognized foreign exchange/study abroad program).

14.2.4.1.1 Exceptions. A season of ~~participation~~ **competition** shall not be counted:

[14.2.4.1.1-(a) through 14.2.4.1.1-(b) unchanged.]

(c) In baseball, field hockey, lacrosse, soccer, softball and volleyball, when a student-athlete ~~participates (practices or competes)~~ during the nontraditional segment.

~~14.2.4.1.2 Exception — Pending Subcommittee for Legislative Relief Waiver. A student-athlete who is eligible for practice may practice, but not compete, after the first contest or date of competition without using a season of participation while a Subcommittee for Legislative Relief waiver is pending. To be eligible for this exception, the institution must have received official notification that the national office has received the institution's completed waiver application and all relevant supporting documentation. If the waiver request is denied, the student-athlete must cease practicing immediately on notification to the institution of the decision or the student-athlete shall be charged with the use of a season of participation. If the institution chooses to appeal a waiver denial, the student-athlete shall not resume practice until the institution receives official notification that any information required for appeal has been received. If the subcommittee denies the appeal, the student-athlete must cease practicing immediately upon notification to the institution of the decision or the student-athlete shall be charged with the use of a season of participation.~~

14.2.4.1.3 Student Managers and Student Coaches. ~~A season of participation shall be counted when a student manager or student coach participates as a team member in practice or other physical activities during the time frame set forth in Bylaw 14.2.4.1.~~ A student coach or student manager's role should be limited to performing traditional coaching or managerial duties. **If these individuals practice and/or compete they will be subject to the same eligibility regulations as student-athletes.**

14.2.4.1.4 Transfer from a Non-Division III Institution.

The season of ~~participation~~ **competition** standard does not apply to a transfer student-athlete's previous participation at a non-Division III institution. A transfer student-athlete is subject to the legislation that applied to the previous institution during the term(s) of participation.

14.2.4.2 Track and Field and Cross Country. For the purposes of determining a season of intercollegiate ~~participation~~ **competition**, cross country, indoor track and field, and outdoor track and field shall be considered separate sports.

14.2.4.2.1 Participation on Triathlon Team. Participation in triathlon shall not use a season of ~~participation~~ **competition** in cross country, swimming or track and field.

14.2.4.3 Volleyball and Beach Volleyball. For the purposes of determining a season of ~~intercollegiate participation~~ **competition**, volleyball and beach volleyball shall be considered separate sports.

[14.2.4.4 unchanged.]

14.2.4.5 Intercollegiate ~~Participation~~ **Competition**. A student-athlete is considered to have engaged in a season of intercollegiate ~~participation~~ **competition** when they compete in an athletics event involving any one of the conditions characterizing intercollegiate ~~participation~~ **competition** (per Bylaw 14.02.6 ~~and 14.2.4.1~~).

14.2.4.6 International Competition/Summers. Competition by a student-athlete representing an institution in international competition during the summer-vacation period shall not affect the student-athlete's seasons of

**participation competition**, provided the competition has been certified by the institution per Bylaw 17.31.1 or sanctioned by the Management Council, by a two-thirds majority of its members present and voting, and the request for Management Council sanction has been made by the institution at least 30 days before the competition.

14.2.4.7 Foreign-Tour Competition. A student-athlete who did not **participate compete** during the institution's season just completed and who represents the institution in a certified foreign tour after that intercollegiate season and before the start of the next academic year shall not be charged with a season of **participation competition** for the preceding season.

~~14.2.4.8 Male Practice Player. A male student who practices with a women's team in a sport that is also sponsored as a men's sport by the NCAA or is considered the same sport under amateurism regulations, is charged with a season of participation in the men's sport. If a male student practices with a women's team in a sport that has no equivalent men's sponsored sport, the male student is charged with a season of participation in the women's sport.~~

14.2.5 Hardship Waiver. A student-athlete may be granted an additional year of **participation competition** (per Bylaw 14.2.4) by the conference or the Committee on Student-Athlete Reinstatement for reasons of "hardship." Hardship is defined as an incapacity resulting from a season-ending injury or illness that has occurred under all of the following conditions:

[14.2.5(a) through 14.2.5(b) unchanged.]

[14.2.5.1 through 14.2.5.3 unchanged.]

14.2.6 Season-of-~~Participation~~ **Competition** Waiver -- Participation While Ineligible. In conjunction with a request for restoration of eligibility and any conditions imposed thereon per Bylaw 14.12, a student-athlete may be granted an additional season of **participation competition** by the Committee on Student-Athlete Reinstatement when they engaged in a limited amount of **participation competition** as a result of a good-faith, erroneous formal declaration of eligibility by the institution's appropriate certifying authority or a student-athlete's good-faith, erroneous reliance on a coaching staff member's decision to put the student-athlete into **participation competition** before the coaching staff member receiving a formal declaration of the student-athlete's eligibility from the institution's appropriate certifying authority. The participation must have occurred under all of the following conditions:

- (a) The **participation competition** occurred while the student-athlete was representing an NCAA member institution;
- (b) The **participation competition** occurred within 60 days of the date the student-athlete first reported for athletics participation;

[14.2.6(c) unchanged.]

- (d) The student-athlete was involved innocently and inadvertently in the erroneous determination or declaration of eligibility, which permitted the student-athlete to **participate compete** while ineligible; and
- (e) In the case of a coaching staff member's erroneous decision, the student-athlete had reason to believe they would be eligible to participate, and the student-athlete did not contribute to the coaching staff member's erroneous decision to allow the student-athlete to **compete participate**.

[14.2.6.1 unchanged.]

14.2.7 Season-of-~~Participation~~**Competition** Waiver – Participation While Eligible. A student-athlete may be granted an additional season of ~~participation~~ **competition** by the Committee on Student-Athlete Reinstatement when, due to extenuating circumstances (per Bylaw 14.2.7.1.2), the student-athlete, while eligible, engaged in a limited amount of ~~participation~~**competition**. The ~~participation~~ **competition** must have occurred under all of the following conditions:

- (a) The ~~participation~~ **competition** occurred within the first half of the traditional segment; and

[14.2.7-(b) unchanged.]

14.2.7.1 Administrative Criteria. The following criteria shall be employed in the administration of this season-of-~~participation~~ **competition** waiver:

[14.2.7.1.1 through 14.2.7.1.3 unchanged.]

**Source:** Atlantic East Conference, Empire 8 and Liberty League.

**Effective Date:** August 1, 2022

**Rationale:** This proposal grants student-athletes more control of their collegiate athletic experience by providing flexibility to maximize seasons of participation at their discretion. Transitioning to college can be very difficult, particularly for the recent high school graduates who endured a challenging academic experience and mental health struggles due to COVID-19. This would allow those who are struggling to acclimatize to college without the pressure of using a season of eligibility. Additionally, the existing legislation is outdated and not reflective of the modern college student. Many students now require five or more years to complete their degree. Graduate programs and degrees have also become far more prevalent, and many student-athletes pursue a post-graduate degree. The evolution of the membership's view of eligibility is reflected in the decision to allow graduate students to compete. Student-athletes should have the right to determine the most beneficial timeline to maximize their experience. Finally, this would address inconsistencies within the current legislation. Division I and II "red-shirts" can transfer into Division III and that year does not count against their eligibility. This proposal would treat DIII SA's equitably with their peers that transfer into the division.

**Budget Impact:** None.

**Position Statement(s):** *Presidents Council, Management Council, Committee on Student-Athlete Reinstatement:* The NCAA Division III Presidents Council, along with and Management Council and the Committee on Student-Athlete Reinstatement support this proposal as it provides greater flexibility for student-athletes to control and manage their four years of athletics eligibility.

No. 2022-4 (2-8) DIVISION MEMBERSHIP – SPORT CLASSIFIED IN DIVISION I -- APPLYING DIVISION I FINANCIAL AID LEGISLATION

**Intent:** To permit Division III member institutions with Division I sports to apply all Division I legislation, including Bylaw 15 (financial aid), to the Division I sports.

**Bylaws:** Amend 20.7, as follows:

[Roll Call]

20.7 Division Legislation.

20.7.1 Applicable Legislation. A member institution shall observe the applicable legislation and requirements of its membership division. However, if the institution is eligible to participate in a sport in another division (see Bylaw 20.4 for multidivision-classification privileges), it shall apply the rules of the other division that govern the sport in question.

*20.7.1.1 Division III Application. A member institution that has a sport classified in Division I may apply Division I rules in that sport except the institution must apply the Division III financial aid regulations of Bylaw 15 in the Division I sport.*

*20.7.1.1.1 Waivers. If a member institution conducts a men's or women's sport that was classified in Division I during the 1982-83 academic year, the Membership Committee may approve waivers of the application of the Division III regulations to such a sport. This provision also applies to such an institution that later reclassifies a sport for the opposite gender to Division I. This waiver provision is subject to the following additional conditions:*

*(a) The opportunity is available only to an institution that obtained the waiver before January 1, 2004, and used it during the 2002-03 academic year; and*

*(b) An institution that obtained a waiver for a sport for one gender before January 1, 2004, and used it during the 2002-03 academic year, may later request that the waiver be applied to a sport for the other gender only on approval of the Membership Committee. The institution must demonstrate that it is necessary to do so to attain gender equity within the program.*

20.7.1.1.1.1 Athletically Related Financial Aid. If an institution awards athletically related financial aid to a student-athlete in a Division I sport in a given academic year, that student-athlete may not participate in a Division III sport at the institution during that same academic year.

**Source:** Empire 8, Liberty League Conference and State University of New York Athletic Conference

**Effective Date:** Immediate

**Rationale:** In 2020, NCAA legislation was updated permitting Division III institutions sponsoring Division I sports to apply all DI rules to those programs except for principles of financial aid (unless a waiver was granted in 2004). Those DIII multi-classified institutions were permitted to continue offering athletics aid with National Letters of Intent. Currently, ten DIII institutions sponsor a DI sport and five may offer athletics grant in aid. Only two schools in DI ice hockey (Union, RIT) are prohibited from offering athletics aid to DI student-athletes. Since 2004, much has changed around collegiate athletics including the ruling in NCAA v Alston and recent legislation expanding the one-time transfer exception. This will not impact institutions without DI programs, and will provide a consistent framework for the 2% of DIII institutions sponsoring a DI sport. It will also align with a core principle of the NCAA: 2.10 The Principle of Competitive Equity. This legislation would be effective immediately, allowing multi-classified institutions to address the changing landscape of DI athletics and current NCAA legislation, which includes the NCAA Core Principles of Competitive Equity, the unanimous Supreme Court decision affirming the NCAA's inability to restrict educational related benefits, transfer deregulation, and NIL financial opportunities.

**Budget Impact:** No overall budget impact for the general membership. The individual budget impact will vary based on the institution's desire to pursue this opportunity.

**Position Statement(s):** *Presidents Council:* The NCAA Division III Presidents Council supports this proposal as it provides institutions that sponsor sports in Division I the opportunity to provide their student-athletes with the same access to financial aid as the student-athletes they are competing against. The proposal has limited application as there are very few Division III institutions that sponsor a Division I sport(s) and half of those can already apply all Division I rules to those sport(s) including athletics aid. This proposal provides deference to the institution to determine whether they will apply all or some of the Division I regulations.

---

## General Grouping

No. 2022-5 (2-9) EXECUTIVE REGULATIONS -- SELECTION OF TEAMS AND INDIVIDUALS FOR CHAMPIONSHIPS PARTICIPATION -- REDUCE THE CONFERENCE AUTOMATIC QUALIFICATION MINIMUM TO SIX INSTITUTIONS

**Intent:** To reduce the minimum number of conference members required for automatic qualification for Division III championships from seven to six.

**A. Administrative:** Amend 31.3.3.1.1, as follows:

[Roll Call]

31.3.3.1.1 Additional Requirements -- Multisport Conference. A member conference that conducts competition in more than one sport shall also satisfy the following to be eligible for automatic qualification: (Adopted: 4/13/10)

[31.3.3.1.1-(a) unchanged.]

[31.3.3.1.1-(a)-(1) through 31.3.3.1.1-(a)-(2) unchanged.]

(3) Maintained ~~seven~~ **six** consistent conference members that sponsored the sport on a varsity intercollegiate basis, provided:

- (i) Each of the ~~seven~~ **six** conference members were active Division III institutions or institutions in year three of the NCAA Division III provisional or reclassifying membership process;
- (ii) At least four of the ~~seven~~ **six** members were core institutions per Bylaw 31.3.3.1.4; and
- (iii) All active Division III institutions within the ~~seven~~ **six** members were eligible for the NCAA Division III championship per Bylaw 31.2.1.

[31.3.3.1.1-(b) unchanged.]

31.3.3.1.1.1 Exception. A member conference that has been a member conference of the Association for two years, but has not satisfied the conditions set forth in Bylaw 31.3.3.1.1(a)-(2) or (3), may be immediately eligible for automatic qualification if:

- (a) At least ~~seven~~ **six** core per Bylaw 31.3.3.1.4 conference members sponsor the sport on a varsity intercollegiate basis;
- (b) Those ~~seven~~ **six** conference members have been core conference members for at least two academic years; and
- (c) Those ~~seven~~ **six** members are eligible for the NCAA Division III championship in the sport, per Bylaw 31.2.1.

**B. Administrative:** Amend 31.3.3.1.2, as follows:

[Roll Call]

31.3.3.1.2 Additional Requirements -- Single-Sport Conferences. A single-sport member conference shall also satisfy one of the following to be eligible for automatic qualification:

[31.3.3.1.2-(a) unchanged.]

- (b) Receive a waiver from the Championships Committee awarding automatic qualification to a single-sport conference with at least ~~seven~~ **six** active members that have participated together for at least two consecutive years and, during that two-year time period, were either active Division III institutions or institutions in year three of the NCAA Division III provisional or reclassifying membership process. In addition, the single-sport conference must satisfy at least one of the following:

[31.3.3.1.2-(b)-(1) through 31.3.3.1.2-(b)-(5) unchanged.]

- C. Administrative:** Amend 31.3.3.1.3, as follows:

[Roll Call]

31.3.3.1.3 Grace Period. A period for two consecutive academic years after the date the conference falls below the ~~seven~~ **six** required institutions but maintains at least four institutions (they must be core institutions for multisport conferences) in the particular sport. Continued automatic-qualification eligibility shall be as follows:

- (a) A conference shall remain eligible for automatic qualification in the particular sport if, by the expiration of the grace period, the conference has a minimum of ~~seven~~ **six** institutions (for multisport conferences, at least four shall be core institutions) that sponsor the sport on a varsity intercollegiate basis and that are eligible for the NCAA Division III championship.

[31.3.3.1.3-(b) unchanged.]

**Source:** Allegheny Mountain Collegiate Conference, Atlantic East Conference, Coast-To-Coast Athletic Conference, Empire 8, Heartland Collegiate Athletic Conference, Massachusetts State Collegiate Athletic Conference, United East Conference and USA South Athletic Conference

**Effective Date:** August 1, 2022

**Rationale:** Division III has experienced substantial membership movement across conferences on an annual basis. Virtually all changes were an effort to earn or retain automatic qualification (AQ) in various sports. In many regions of the country, there is also the reality of declining enrollments due to population shifts. Additionally, COVID-19 has presented many challenges and revealed weaknesses in all facets of higher education and life. Specifically, all institutions have been impacted financially with some being forced to close and others that could be forced to follow suit in the coming years. Rather than compelling conferences and institutions to expand to meet the AQ minimum, this proposal would adjust the minimum to provide more stability. Lowering the AQ to six also allows conferences and institutions to provide meaningful experiences at the national championship level for student-athletes who participate in less broadly sponsored sports. Finally, this change would make the minimum number of teams required for an automatic bid consistent across all three Divisions, as Divisions I and II only require six conference members. This proposal does not modify the minimum number of institutions needed to form a conference, and instead focuses on established conferences' ability to maintain their AQ.

**Budget Impact:** None

**Position Statement(s):** *Membership Committee, Management Council, Championships Committee:* The NCAA Division III Management Council, Membership Committee and Championships Committee support this proposal as it can provide stability within conferences for lesser sponsored sports and

provides greater opportunities for student-athletes to compete for an automatic qualification to the NCAA championship.

No. 2022-6 (2-1) NCAA MEMBERSHIP -- MEMBER CONFERENCE -- SINGLE-SPORT CONFERENCE -- REDUCE NUMBER OF MEMBER INSTITUTIONS

**Intent:** To reduce the minimum number of member institutions required to form a single-sport conference from seven to six.

**Constitution:** Amend 3.3.1.2.2, as follows:

[Roll Call]

3.3.1.2.2 Single-Sport Conference. Conference status may be granted to a single-sport conference provided it has ~~seven~~ **six** active NCAA member institutions. A single-sport conference may use provisional and reclassifying member institutions in year three of the membership process to satisfy the ~~six~~~~seven~~ **seven**-institution minimum, provided there are at least four active member institutions.

[3.3.1.2.2.1 unchanged.]

**Source:** Allegheny Mountain Collegiate Conference; Atlantic East Conference, Empire 8 and Heartland Collegiate Athletic Conference.

**Effective Date:** August 1, 2022

**Rationale:** Proposal 2022-5, if adopted, would allow a conference to be eligible for an automatic qualification into any Division III championship by having at least six active member institutions. Seven institutions, however, are required to establish a single sport conference in Division III regardless of the sport. Thus, the threshold to establish a Division III single sport conference is higher than what would be needed for an automatic qualification for a Division III championship. By reducing the number of institutions needed to form a single sport conference it ensures that a single sport conferences do not have to satisfy a higher standard to form a signal sport conference than it does to earn an automatic qualification. Finally, by reducing the number of institutions needed to form a single sport conference it provides stability to conferences and institutions ensuring a meaningful experience for student-athletes.

**Budget Impact:** None.

**Position Statement(s):** *Membership Committee, Management Council, Championships Committee:* The NCAA Division III Management Council, Membership Committee and Championships Committee support this proposal to ensure that institutions do not have to satisfy a higher standard to form a single sport conference than it does to earn an automatic qualification (pending the vote on Proposal 2022-5).

No. 2022-7 (2-7) PLAYING AND PRACTICE SEASONS -- FOOTBALL -- PRACTICE MODIFICATIONS

**Intent:** To specify permissible contact opportunities and equipment use for the football preseason, regular season and spring period.

**Bylaws:** Amend 17.11, as follows:

[Roll Call]

17.11 Football.

17.11.1 ~~Prohibited Athletic Activities.~~**Definitions:** ~~In football, an institution shall not conduct prohibited athletic activities, as specified in the policies and procedures established and maintained by the Division III Football Committee and the Committee on Competitive Safeguards and Medical Aspects of Sports.~~

[17.11.1 unchanged.]

**17.11.1.1 Prohibited Athletic Activities. In football, an institution shall not conduct prohibited athletic activities, as specified in the policies and procedures established and maintained by the Division III Football Committee and reviewed by the Committee on Competitive Safeguards and Medical Aspects of Sports.**

**17.11.1.2 Walk Through Session. A practice activity dedicated to reviewing plays and formations. During a walk-through, it is permissible for student-athletes to simulate positioning and offensive and defensive alignments, provided no conditioning or contact activities occur. Further, it is not permissible for student-athletes to wear any protective equipment (e.g., helmet, shoulder pads) or use any equipment related to the sport, except footballs.**

**17.11.1.3 Full Contact. Any contact that involves tackling to the ground.**

**17.11.1.4 Thud Contact. Contact that occurs at a competitive speed but remains above the waist and players stay on their feet.**

17.11.2 Length of Playing Season. (See Bylaw 17.1.1.3.1 for fall NCAA championship sports.)

17.11.3 Preseason Practice.

17.11.3.1 First Practice Date. A member institution shall not commence official preseason football practice sessions for the varsity, subvarsity or freshman team earlier than 23 days before its first scheduled contest or before the Friday after the institution's first contest if the first contest is scheduled for Thursday of the opening weekend.

17.11.3.1 First Practice Date. A member institution shall not commence official preseason football practice sessions for the varsity, subvarsity or freshman team earlier than 23 days before its first scheduled contest or before the Friday after the institution's first contest if the first contest is scheduled for Thursday of the opening weekend.

17.11.3.2 ~~Five-Day~~ **Six-Day** Acclimatization Period. Preseason practice shall begin with a ~~five-day~~ **six-day** acclimatization period for both first-time participants (e.g., freshmen and transfers) and continuing student-athletes. All student-athletes, including those who arrive to preseason practice after the first day of practice, are required to undergo a ~~five-day~~ **six-day** acclimatization period. The ~~five-day~~ **six-day** acclimatization period shall be conducted as follows:

- (a) Institutions may not conduct conditioning, speed, strength or agility tests before the start of the ~~five-day~~ **six-day** acclimatization period.
- (b) Institutions are permitted to conduct weight training activities during the ~~five-day~~ **six-day** acclimatization period without counting those activities toward the maximum hour limitations for on-field practices; however, weight training activities may not be conducted during the required three hours of continuous recovery time between any sessions.
- (c) During the first day of the ~~five-day~~ **six-day** acclimatization period, an institution may conduct either:

- (1) One on-field practice and one walk-through session (**Bylaw 17.11.1.2**), which shall be limited to a combined total of four hours per day with the practice session not to exceed three hours. ~~No protective equipment (e.g., helmet and shoulder pads) may be worn, no equipment related to football (e.g., football and blocking sled) may be used and conditioning activities may not occur during the walk-through session.~~ Student-athletes must be provided with at least three hours of continuous recovery time between any sessions (e.g., on-field practice or walk-through). During the recovery time, student-athletes may not attend any meetings or engage in other athletically related activities (e.g., weight lifting); however, time spent receiving medical treatment and eating meals may be included as part of the recovery time; or
- (2) One on-field testing session (e.g., speed, conditioning or agility tests), not to exceed one hour in length, and one on-field practice, not to exceed two hours in length. The institution may also conduct a one-hour walk-through session **per Bylaw 17.11.1.2**. ~~No protective equipment (e.g., helmet and shoulder pads) may be worn, no equipment related to football (e.g., football and blocking sled) may be used and conditioning activities may not occur during the walk-through session.~~ Student-athletes must be provided with at least three hours of continuous recovery time between any sessions (e.g., testing, on-field practice or walk-through). During the recovery time, student-athletes may not attend any meetings or engage in other athletically related activities (e.g., weight lifting); however, time spent receiving medical treatment and eating meals may be included as part of the recovery time.
- (d) During the remainder of the ~~five-day~~ **six-day** period, participants shall not engage in more than one on-field practice, and one walk-through **session (Bylaw 17.11.1.2)**, which shall be limited to a combined total of four hours per day with the practice session not to exceed three hours. ~~No protective equipment (e.g., helmet and shoulder pads) may be worn, no equipment related to football (e.g., football and blocking sled) may be used and conditioning activities may not occur during the walk-through session.~~ Student-athletes must be provided with at least three hours of continuous recovery time between any sessions (e.g., on-field practice session or walk-through). During the recovery time, student-athletes may not attend any meetings or engage in other athletically related activities (e.g., weight lifting); however, time spent receiving medical treatment and eating meals may be included as part of the recovery time.
- (e) During the first two days of the acclimatization period, helmets shall be the only piece of protective equipment student-athletes may wear during the on-field practice session and conditioning session (as opposed to the walk-through session). During the third ~~and~~ <sup>and</sup> fourth **and fifth** days of the acclimatization period, helmets and shoulder pads shall be the only pieces of protective equipment student-athletes may wear during the on-field practice session. During the final on-field practice session of the ~~five-day~~ **six-day** period ~~and on any day thereafter~~, student-athletes may practice in full pads.

17.11.3.3 Preseason Activities After **Five-Day Six-Day** Acclimatization Period. The remaining preseason practice period shall be conducted as follows:

- (a) ~~Following the five-day period, student-athletes may practice in full pads. However, an institution may not conduct multiple on-field practice sessions on the same day;~~

- ~~(b) Student-athletes shall not engage in more than one on-field practice and one walk-through session, which shall be limited to a combined total of four hours per day with the practice session not to exceed three hours; and~~
- ~~(c) All physical athletically related activity (e.g., on-field activity, weight lifting and conditioning) is prohibited during one calendar day per each defined week after the week including the acclimatization period (minimum of two days off prior to first contest) if classes are not in session during any portion of the defined week (See Bylaw 17.1.4.1 for day-off requirements when classes are in session).~~

**(a) General.**

- (1) Student-athletes shall not engage in more than one on-field practice and one walk-through session (Bylaw 17.11.1.2), which may be on-field and shall be limited to a combined total of four hours per day with the practice session not to exceed three hours. Otherwise multiple on-field practice sessions shall not be conducted on the same day.**
- (2) Student-athletes must be provided with at least three continuous hours of recovery time between any session. (e.g., on-field practice session or walk-through). During the recovery time, student-athletes may not attend any meetings or engage in other athletically related activities (e.g., weight lifting); however, time spent receiving medical treatment and eating meals may be included as part of the recovery time.**
- (3) All physical athletically related activity (e.g., on-field activity, weight lifting and conditioning) is prohibited during one calendar day per each defined week after the week including the acclimatization period (minimum of two days off prior to first contest) if classes are not in session during any portion of the defined week (See Bylaw 17.1.4.1 for day-off requirements when classes are in session).**
- (b) Protective Equipment Restrictions. Up to eight on-field practice sessions may be conducted in full pads (this includes the one allowable opportunity during the acclimatization period);**
- (c) Contact Restrictions.**

- (1) Full contact, per Bylaw 17.11.1.3, is only permitted during an on-field practice session in full pads;**
- (2) An institution shall not conduct more than two consecutive days of full contact (Bylaw 17.11.1.3) practices;**
- (3) An institution shall not conduct more than a total of 75 minutes of contact (Full and Thud – see bylaws 17.11.1.3 and 17.11.1.4) within any one on-field practice session.**
- (4) If an institution conducts one or two exempted exhibitions, scrimmages or joint practices prior to the first contest per 17.1.4.5.1(c), those day(s) count towards the permissible 8 days of full equipment and as a full contact day but the 75 minute limitation does not apply.**

*17.11.3.3.1 Exception – Walk-Through Sessions. During the preseason practice period only, on-field walk-through sessions are not considered an on-field activity under Bylaw 17.11.3.3, provided protective equipment (e.g., helmets and shoulder pads) is not worn, equipment related to football (e.g.,*

~~blocking sleds) is not used and conditioning activities do not occur. Following the five-day acclimatization period, an institution may use footballs during the walk-through session. Student-athletes must be provided with at least three hours of continuous recovery time between an on-field practice session and a walk-through. During this time, student-athletes may not attend any meetings or engage in other athletically related activities (e.g. weightlifting); however, time spent receiving medical treatment and eating meals may be included as part of the recovery time.~~

17.11.4 ~~First Contest.~~**Regular Season:** ~~A member institution shall not play its first contest (game) against outside competition in football before the Thursday preceding the weekend that is 11 weeks before the first round of the Division III Football Championship, except as provided in 17.10.3.1.~~

**17.11.4.1 First Contest. A member institution shall not play its first contest (game) against outside competition in football before the Thursday preceding the weekend that is 11 weeks before the first round of the Division III Football Championship, except as provided in 17.10.3.1.**

17.11.4.2 ~~Exception.~~ A member institution may conduct exempted exhibitions, scrimmages or joint practices [see Bylaw 17.1.4.5.1-(c)] before the first permissible contest date against an outside team.

**17.11.4.3 Equipment. After the first contest there shall be no more than two practices per week in full pads.**

**17.11.4.3.1 Exception. During the bye week an institution may conduct up to three practices in full pads.**

[17.11.5 through 17.11.6 unchanged.]

17.11.7 Out-of-Season Athletically Related Activities. (See Bylaw 17.1.5)

17.11.7.1 ~~Exception. An institution is permitted to conduct conditioning and strength training sessions and limited skill instruction during a consecutive five-week period outside the playing season, as follows: During this five-week period, the institution may conduct athletically related activity on a maximum of 16 days with not more than four days of athletically related activity in any one week. Any athletically related activity (per Bylaw 17.02.1.1) shall constitute the use of a day. Skill instruction during this period shall be limited to passing, catching and kicking-related drills. Such instruction may include offensive and defensive alignments, but may not involve contact. Except for footballs and hand shields, the use of helmets, pads, blocking sleds or any other form of sport-related equipment is prohibited. The use of hand shields shall be limited to one-on-one and two-on-two skill instruction. No missed class time is permitted for these sessions and the institution shall conclude all athletically related activities by the first date of final examinations for the regular academic year.~~

**(a) During this five-week period, the institution may conduct athletically related activity on a maximum of 16 days with not more than four days of athletically related activity in any one week.**

**(b) Any athletically related activity (per Bylaw 17.02.1.1) shall constitute the use of a day.**

**(c) Helmets may be worn on all 16 days. After the fourth practice day, an institution may conduct four of its remaining twelve days in helmets and shoulder pads.**

**(d) During helmet only days, skill instruction shall be limited to passing, catching and kicking-related drills. Such instruction may include offensive and defensive alignments, but may not involve contact. The use of footballs and hand shields are permitted. The use of hand shields shall be limited to one-on-one and two-on-two skill instruction.**

**(e) During the helmet and shoulder pads days, the use of equipment necessary for effective teaching of tackling and blocking is permitted. There shall be no full contact or 11 v. 11 contact drills, and the focus should be on teaching individuals appropriate blocking and tackling.**

**(f) No missed class time is permitted for these sessions; and**

**(g) The institution shall conclude all athletically related activities by the first date of final examinations for the regular academic year.**

**Source:** NCAA Division III Management Council (Interpretations and Legislation Committee).

**Effective Date:** Immediate

**Rationale:** At the 2021 Football Concussion Task Force meeting in February, participants received an update that data trends were showing a disproportionate number of head impact exposures during the football preseason as compared to the regular season. Additionally, most head impact exposures were occurring during practice and not games. Division III created a working group to address the data and propose recommendations. The working group previously addressed an immediate need by recommending a prohibition on straight line contact drills. This current recommendation represents a holistic approach to addressing these concerns by focusing on reducing contact overall while increasing opportunities to teach appropriate blocking and tackling techniques. Increasing the teaching opportunities during the non-competitive spring period provides for a more focused approach to teaching these important skills to all the student-athletes without the expectations and demands of preparing for the next contest. By having an immediate effective date, it allows institutions to implement the new spring period teaching opportunities in the spring of 2022. The proposal addresses concerns brought by the football community regarding head impacts exposures.

**Budget Impact:** None.

No. 2022-8 (2-5) DIVISION MEMBERSHIP -- ESTABLISHING EQUESTRIAN AS AN EMERGING SPORT FOR WOMEN

**Intent:** To add equestrian as an emerging sport for women and to establish legislation related to playing and practicing seasons and membership

**A. Bylaws:** Amend 17, as follows:

[Roll Call]

17 Playing and Practice Seasons.

[17.01 through 17.02 unchanged.]

17.02.13 Varsity Intercollegiate Sport. A varsity intercollegiate sport is a sport that has been accorded that status by the institution's president or chancellor or committee responsible for intercollegiate athletics policy and that satisfies the following conditions:

[17.02.13-(a) through 17.02.13-(c) unchanged.]

[17.02.13.1 unchanged.]

17.02.13.2 Individual Sports. The following are classified as individual sports for purposes of this bylaw:

Bowling, Women's	Skiing
Cross Country	Swimming and Diving
<b>Equestrian, Women's</b>	Tennis
Fencing	Track and Field, Indoor and Outdoor
Golf	Triathlon, Women's
Gymnastics	Wrestling, Men's and Women's
Rifle	

[17.02.14 unchanged.]

[17.1 unchanged.]

17.1.1.3.3 Sports with a Spring NCAA Championship, except for **Equestrian**, Golf, Rowing and Tennis. The length of an institution's playing season shall be limited to a maximum of 19 weeks.

[17.1.1.3.3.1 unchanged.]

17.1.1.3.4 **Equestrian**, Golf, Rowing and Tennis. The length of an institution's playing season shall be limited to a maximum of 19 weeks.

17.1.1.3.4.1 Periods.

[17.1.1.3.4.1-(a) unchanged.]

[17.1.1.3.4.1-(a)-(1) unchanged.]

(2) First Permissible Competition. In **equestrian**, golf and tennis, September 1 or the preceding Friday if September 1 falls on a Saturday, Sunday or Monday, or the institution's first day of classes, whichever is earlier. Exhibitions or scrimmages may be conducted during the preseason practice period. In rowing, September 7 or the institution's first day of classes for the fall term, whichever is earlier.

[17.1.1.3.4.1-(a)-(3) unchanged.]

[17.1.1.3.4.1-(b) unchanged.]

[17.1.2 through 17.1.6 unchanged.]

[17.2 through 17.7 unchanged.]

**17.8 Equestrian, Women's. Regulations for computing the equestrian playing season are set forth in Bylaw 17.1 (See Figure 17-1)**

**17.8.1 Length of Playing Season. (See Bylaw 17.1.1.3.4)**

**17.8.2 Preseason Practice. (See Bylaw 17.1.1.3.4.1)**

**17.8.3 First Date of Competition. (See Bylaw 17.1.1.3.4.1)**

**17.8.4 End of Regular Playing Season. (See Bylaw 17.1.1.3.4.1)**

**17.8.5 Number of Dates of Competition.**

**17.8.5.1 Maximum Limitations -- Institutional. A member institution shall limit its total playing schedule with outside competition in equestrian during the institution's equestrian playing season to 16 dates of competition except for those dates of competition excluded under Bylaw 17.8.5.3 (see Bylaw 17.02.6.1 for required minimum number of student-athletes and Bylaw 20.11.3.8 for minimum contests and participants requirements). Countable date of competition limitations apply separately to multiple teams (e.g., varsity, subvarsity and freshman). For in-season foreign competition see Bylaw 17.1.4.3.**

**17.8.5.2 Maximum Limitations-Student-Athlete. An individual student-athlete may participate in each academic year in a maximum of 16 dates of competition in equestrian. This limitation includes those dates of competition in which the student-athlete represents the institution, including competition as a member of the varsity, subvarsity or freshman team of the institution in accordance with Bylaws 17.02.4 and 17.02.9.**

**17.8.5.3 Annual Exemptions. (See Standard Exemptions set forth in Bylaw 17.1.4.5.)**

**17.8.6 Out-of-Season Athletically Related Activities. (See Bylaw 17.1.5.)**

[17.9 through 17.32 renumbered as 17.10 through 17.33, unchanged.]

**B. Bylaws:** Amend 20, as follows:

[Roll Call]

20 Division Membership.

[20.01 through 20.02 unchanged.]

20.02.6 Emerging Sports for Women. The following shall be considered emerging sports for women:

[20.02.6-(a) unchanged.]

(b) Individual Sports. ~~Triathlon~~**Equestrian, triathlon**, and women's wrestling.

[20.02.6.1 unchanged.]

[20.02.7 unchanged.]

[20.1 through 20.11 unchanged.]

20.11.3 Sports Sponsorship. A member institution shall sponsor in Division III a minimum number of sports based on institutional enrollment. At least one sport involving an all-male team or a mixed team and at least one sport involving an all-female team shall be conducted in every sport season. All sports used to meet the minimum sports sponsorship requirements must meet the minimum contest and participant requirements per Bylaw 20.11.3.8.

[20.11.3.1 through 20.11.3.7 unchanged.]

20.11.3.8 Minimum Contests and Participants Requirements for Sports Sponsorship. In each sport, the institution's team shall engage in at least a minimum number of intercollegiate contests (against the varsity programs of four-year, degree-granting collegiate institutions) each year. In the individual sports, the institution's team shall include a minimum number of participants in each contest that is counted toward meeting the minimum-contests requirement. The following minimums are applicable:

Team Sports	Minimum Contests	Minimum Participants	Individual Sports	Minimum Contests	Minimum Participants
Acrobatics and Tumbling	6	18	Bowling	8	5
Beach Volleyball	8		Cross Country	5	5
Baseball	25		<b>Equestrian, Women's</b>	<b>4</b>	<b>6</b>
Basketball	18		Fencing	8	5
Field Hockey	12		Golf	6	4
Football	7		Men's Gymnastics	6	6
Ice Hockey	18		Women's Gymnastics	6	5
Lacrosse	10		Rifle	6	4
Women's Rowing	8		Skiing	5	5
Women's Rugby	8		Swimming and Diving	8	8
Soccer	13		Tennis	10	6
Softball	24		Track and Field, Indoor	5	10
Volleyball	17		Track and Field, Outdoor	6	12
Water Polo	13		Women's Triathlon	4	3
			Wrestling, Men's	7	6
			Wrestling, Women's	7	6

(Note: The minimum-contest requirements set forth in Bylaw 20.11.3.8 apply only to the provisions of this section and do not apply to minimum-contest requirements in Bylaw 14 and Bylaw 17.)

[20.11.3.8.1 through 20.11.3.8.7 unchanged.]

20.11.3.8.8 Contests Versus Club Teams. A contest against a collegiate institution's club team may not be counted toward meeting the minimum-contest requirements. However, a member is not precluded from scheduling club teams.

[20.11.3.8.8.1 unchanged.]

**20.11.3.8.8.2 Exception -- Equestrian. In equestrian, an institution may count up to three contests per year against collegiate club teams toward meeting minimum-contest requirements.**

[20.11.3.8.9 through 20.11.3.8.11 unchanged.]

[20.11.3.9 through 20.11.3.10 unchanged.]

[20.11.4 unchanged.]

**Source:** Massachusetts State Collegiate Athletic Conference and Southern Athletic Association.

**Effective Date:** August 1, 2022

**Rationale:** Being on the Division III emerging sport list will empower the continued evolution of equestrian for students and will create additional opportunities for equestrian student-athletes to access the high-quality experience inherent to NCAA championship sports, just like their varsity student-athlete peers in other sports. While these equestrian student-athletes work to meet the responsibilities and expectations of being a varsity student-athlete at their college or university, they do not receive the same opportunities for conference, regional and national awards, recognition, and NCAA professional development and programming opportunities. Adoption of this proposal provides members with the choice to opt into the NCAA system (following NCAA eligibility, playing season, and other rules), and does not require any changes for those programs that wish to continue operating as clubs. DIII members are permitted to sponsor equestrian at both the varsity and club levels to accommodate varying levels of skill and interest, with individual students participating in one program or the other. Equestrian lines up with other spring sports that have extensive competitions in the fall, which is why the season of competition is segmented. During the emerging sport period, NCAA equestrian programs are not required to follow a specific competition format.

**Budget Impact:** Based on institutional sponsorship of the sport

**Position Statement(s):** *Management Council, Committee on Women's Athletics:* The NCAA Division III Management Council and the Committee on Women's Athletics support this proposal as it provides opportunities for female student-athletes.

No. 2022-9 (2-6) PLAYING AND PRACTICE SEASONS – CONFIRMATION OF SICKLE CELL TRAIT STATUS – ELIMINATION OF WAIVER.

**Intent:** To eliminate the option for a student-athlete to sign a waiver declining the sickle cell solubility test.

**Bylaws:** Amend 17.1.6.4, as follows:

[Roll Call]

17.1.6.4 Mandatory Medical Examination. Before participation in any practice, competition or out-of-season conditioning activities (or, in Division I, permissible voluntary summer conditioning or individual workouts, or permissible required summer athletic activities in basketball and football), student-athletes who are beginning their initial season of eligibility and students who are trying out for a team shall be required to undergo a medical examination or evaluation administered or supervised by a physician (e.g., family physician, team physician). A nurse practitioner whose medical licensure allows for health care practice independent of physician

supervision may complete the medical examination without supervision by a physician. The examination or evaluation must be administered within six months before participation in any practice, competition or out-of-season conditioning activities. In following years, an updated history of the student-athlete's medical condition shall be administered by an institutional medical staff member (e.g., sports medicine staff, team physician) to determine if additional examinations (e.g., physical, cardiovascular, neurological) are required. The updated history must be administered within six months before the student-athlete's participation in any practice, competition or out-of-season conditioning activities for the applicable academic year.

17.1.6.4.1 Confirmation of Sickle Cell Trait Status. An institution shall confirm the sickle cell trait status of student-athletes, before participation in intercollegiate athletics in one of the following manners:

- (a) Documentation. The student-athlete may provide documented results of a sickle cell solubility test administered prior to participation; or
- (b) Pending Documentation. A student-athlete who has taken a sickle cell solubility test but whose results are not yet confirmed, may participate provided the student-athlete engages in mandatory education as set forth in Bylaw 17.1.6.4.1.1 and receives appropriate precautions as set forth by the institution; ~~or~~
- ~~(c) Waiver. The student-athlete may sign a waiver declining confirmation of sickle cell trait status if:
  - (1) Prior to signing a waiver, the institution provides the student-athlete education regarding the implications of exercising the waiver option; and
  - (2) Prior to athletics participation, a student-athlete who signs a waiver under this provision engages in mandatory education as set forth in Bylaw 17.1.6.4.1.1.~~

17.1.6.4.1.1 Mandatory Sickle Cell Trait Status Education. Each student-athlete shall be provided education regarding sickle cell trait status. Student-athletes who have been tested, but do not have confirmed results documented ~~or have signed a waiver per Bylaw 17.1.6.4.1(e)~~, shall be provided additional education regarding the risks, impact and precautions associated with sickle cell trait.

**Source:** NCAA Division III Management Council (Committee on Competitive Safeguards and Medical Aspects of Sports).

**Effective Date:** August 1, 2022

**Rationale:** Relevant considerations related to the administration of sickle cell solubility tests, privacy burdens and institutional management of the care of trait positive individuals have evolved since the adoption of the original legislation which permits an individual to sign a written release or waiver to "opt out" of test participation. The legislation was intended to provide institutions with the flexibility to evaluate individual program risks and practices and determine test participation requirements at the campus level. The NCAA Committee on Competitive Safeguards and Medical Aspects of Sports noted that, since there is now an opportunity for schools to efficiently and effectively manage the administrative and privacy burdens historically tied to testing, the benefits related to the appropriate monitoring of sickle cell trait positive student-athletes support the idea of consistent mandatory testing across institutions. It should be noted that the committee did not, as part of its recommendation, intend that a positive

sickle cell solubility test become the basis for any automatic grounds for disqualification from athletics participation. Instead it recommended that test information be used by institutional and other applicable medical staff to provide more individualized medical monitoring and care.

**Budget Impact:** Variable.

## Appendix A

### **Interpretations to be Included in the 2022-23 NCAA Division III Manual**

In accordance with its authority to recommend incorporation of interpretations in the next printing of the NCAA Division III Manual, the NCAA Division III Interpretations and Legislation Committee has recommended, and the NCAA Division III Management Council has approved inclusion of the following in the Division III Manual. This will be referenced in the report of this Official Convention Notice during the 2022 Division III business session. Approval of this Official Notice will constitute the incorporation of these interpretations. If a delegate objects to incorporation of a particular interpretation, that objection should be raised at the time of the report of the Official Notice. (It is preferred that any delegate intending to raise an objection also inform a member of the NCAA academic and membership affairs staff of that intent before the Division III business session.) The Division III membership then will decide by majority vote of the eligible voters whether to incorporate the interpretation.

It should be noted that these interpretations already have been accepted by the membership, and the only issue concerning these interpretations that is before the membership is whether they should be set forth in the 2022-23 Division III Manual and subsequent Division III Manuals. If the membership votes not to incorporate a particular interpretation into the Manual, the interpretation will still be binding on the membership; it simply will not be included in the 2022-23 Division III Manual.

For each of these interpretations approved by the Management Council, the provisions of Constitution 5.4.1.4 also would apply (i.e., any Division III member to which the interpretation applies may request a review of that interpretation at the Division III business session by making such a request in writing to the NCAA academic and membership affairs staff or the Association's Convention office prior to 1 p.m. on the day preceding the Division III business session of the Convention). If an interpretation is not challenged per Constitution 5.4.1.4 and the incorporation of the interpretation into the 2022-23 Division III Manual also is not challenged, it will appear in the 2022-23 Division III Manual as noted.

There are no Incorporations of Interpretations submitted for approval during the 2022 NCAA Convention.

## Appendix B

### Noncontroversial Legislation Adopted by the NCAA Division III Management Council or Presidents Council

Pursuant to NCAA Constitutions 4.4.2-(d), 4.8.3-(d) and 5.3.1.1.1.1, the NCAA Division III Management Council or Presidents Council has adopted the following noncontroversial legislative amendments during the past year. The Management Council and Presidents Council are permitted to adopt such legislation if it is necessary to promote the normal and orderly administration of the Association's legislation. These actions will be referenced in the report of this Official Convention Notice during the 2022 NCAA Division III business session. Approval of the Official Notice will constitute ratification of these actions and incorporation in the 2022-23 NCAA Division III Manual. If a delegate objects to ratification of a particular amendment, that objection should be raised at the time of the report of the Official Notice. (It is preferred that any delegate intending to raise an objection also inform a member of the NCAA academic and membership affairs staff of that intent before the Division III business session.) The NCAA Division III membership then will decide by majority vote of the eligible voters whether to ratify that amendment.

#### NO. NC-2022-1 COMMITTEE MEMBERSHIP – INCREASE COMPOSITION OF MEN'S AND WOMEN'S TENNIS COMMITTEES

**Intent:** To amend Figure 21-1 as incorporated by Bylaw 21.9.6.2 to increase the composition of the NCAA Division III Men's and Women's Tennis Committees from four to eight members to coincide with the new regional alignment.

**Bylaws:** Amend Figure 21-1, as follows:

Figure 21-1 Committee Membership

**FIGURE 21-1**  
**Committee Membership**

<b>Committee</b>	<b>Number of Members</b>
Baseball Committee <i>(Revised: 7/21/20 effective 9/1/21)</i>	10, including one member from each region.
Basketball Committee, Men's <i>(Revised: 7/21/20 effective 9/1/21)</i>	10, including one member from each region.
Basketball Committee, Women's <i>(Revised: 7/21/20 effective 9/1/21)</i>	10, including one member from each region.
Field Hockey Committee	6, including one member from each region.
Football Committee <i>(Revised: 7/21/20 effective 9/1/21)</i>	6, including one member from each region.
Golf Committee, Men's <i>(Revised: 7/21/20 effective 9/1/21)</i>	7, including one member from each region.
Golf Committee, Women's	5, including one member from each region.
Ice Hockey Committee, Men's	4, including two members from both the East and West Regions (one administrator and one coach).
Ice Hockey Committee, Women's <i>(Revised: 1/17/18 effective 8/1/19)</i>	5, including three members from the East Region and two members from the West Region/Independents (one coach from each region).
Lacrosse Committee, Men's <i>(Revised: 4/16/19 effective 8/1/19)</i>	5, including one member from each region.
Lacrosse Committee, Women's <i>(Revised: 1/23/19 effective 8/1/19)</i>	7, including one member from each region.
Rowing Committee, Women's	6, including one member from each region.
Soccer Committee, Men's <i>(Revised: 7/21/20 effective 9/1/21)</i>	10, including one member from each region.
Soccer Committee, Women's <i>(Revised: 7/21/20 effective 9/1/21)</i>	10, including one member from each region.
Softball Committee, Women's <i>(Revised: 7/21/20 effective 9/1/21)</i>	10, including one member from each region.
Swimming and Diving Committee, Men's and Women's <i>(Revised: 1/14/12 effective 8/1/12)</i>	8, three members shall represent men's swimming and diving interests and four members shall represent women's swimming and diving interests with two positions allocated for a man and three allocated for a woman and two unallocated with one additional member representing diving interests.

**FIGURE 21-1  
Committee Membership**

<b>Committee</b>	<b>Number of Members</b>
Tennis Committee, Men's <u>(Revised 10/20/20 effective 9/1/21)</u>	<del>4-8</del> , including one member from each region.
Tennis Committee, Women's <u>(Revised 10/20/20 effective 9/1/21)</u>	<del>4-8</del> , including one member from each region.
Track and Field and Cross-Country Committee, Men's and Women's <i>(Revised: 1/14/12 effective 8/1/12)</i>	8, four members shall represent men's track and field interests and four members shall represent women's track and field interests with four positions allocated for men and four allocated for women. There shall be one representative elected from each of the Division III track and field regions.*
Volleyball Committee, Men's <i>(Revised 10/20/20 effective 9/1/21)</i>	4, including one member from each region, plus an at-large member from any of the three regions.
Volleyball Committee, Women's <i>(Revised: 7/21/20 effective 9/1/21)</i>	10, including one member from each region.
Wrestling Committee <i>(Revised: 1/14/12 effective 8/1/12)</i>	<i>6, including one member from each region.</i>

\* The Men's and Women's Track and Field and Cross-Country Committee shall be responsible for the Division III cross country, indoor track and field, and outdoor track and field championships.

**Source:** NCAA Division III Management Council (Championships Committee).

**Effective Date:** September 1, 2021

**Budget Impact:** Budget allocations resulting from the regional realignment project were previously approved by the Division III Management Council during its April 2019 meeting.

**Additional Information:**

The recommendation coincides with the approved expansion of the number of regions in men's and women's tennis from four to eight. Accordingly, expanding the committee from four to eight members will ensure the national committee is comprised of a representative from each region.

**NO. NC-2022-2 PLAYING AND PRACTICE SEASONS - FOOTBALL - PROHIBITED ATHLETIC ACTIVITIES**

**Intent:** In football, to specify that an institution shall not conduct prohibited athletic activities, as specified in the policies and procedures established and maintained by the Division III Football Committee and Committee on Competitive Safeguards and Medical Aspects of Sports.

**Bylaws:** Amend 17.11, as follows:

17.11 Football.

**17.11.1 Prohibited Athletic Activities. In football, an institution shall not conduct prohibited athletic activities, as specified in the policies and procedures established and maintained by the Division III Football Committee and the Committee on Competitive Safeguards and Medical Aspects of Sports.**

[17.11.1 through 17.11.6 renumbered as 17.11.2 through 17.11.7, unchanged.]

**Source:** NCAA Division III Interpretations and Legislation Committee.

**Effective Date:** Immediate

**Budget Impact:** None.

**Additional Information:**

The proposal was developed with feedback from multiple stakeholders including student-athletes, coaches, practitioners, institutional medical personnel and conferences and is intended to enhance student-athlete safety by prohibiting drills that encourage or create straight-line contact that is not common to football

**NO. NC-2022-3 CHAMPIONSHIPS -- ELIGIBILITY FOR CHAMPIONSHIPS -- STUDENT-ATHLETE ELIGIBILITY -- INELIGIBILITY FOR USE OF BANNED DRUGS -- APPEALS**

**Intent:** To specify that an institution may appeal a drug-testing penalty to the Committee on Competitive Safeguards and Medical Aspects of Sports (or designated subcommittee), as specified by the committee's policies and procedures; further, to specify that the committee determination shall be final, binding and conclusive and shall not be subject to further review by any other authority.

**Bylaws:** Amend 18.4.1.5, as follows:

18.4.1.5 Ineligibility for Use of Banned Drugs. A student-athlete who, as a result of a drug test administered by the NCAA, tests positive for use of a substance in a banned drug class, as set forth in Bylaw 31.2.3.1, shall be declared ineligible for further participation in postseason and regular-season competition in accordance with the ineligibility provisions in this bylaw.

[18.4.1.5.1 through 18.4.1.5.4 unchanged.]

18.4.1.5.5 Appeals. An institution may appeal a drug-test penalty to the Committee on Competitive Safeguards and Medical Aspects of Sports (or a designated subcommittee) **as specified by the committee's policies and procedures**. ~~The committee may reduce the legislated penalty to withholding the student-athlete from the next 50 percent of the season of competition or provide complete relief from the legislated penalty. If the committee requires the student-athlete to fulfill the legislated penalty, or be withheld from the next 50 percent of the season of competition in all sports, the student-athlete shall remain ineligible until the prescribed penalty is fulfilled and they test negative (in accordance with the testing methods authorized by the Board of Governors).~~**The committee determination shall be final, binding and conclusive and shall not be subject to further review by any other authority.**

[18.4.1.5.6 through 18.4.1.5.7 unchanged.]

**Source:** NCAA Division III Management Council (Committee on Competitive Safeguards and Medical Aspects of Sports).

**Effective Date:** Immediate

**Budget Impact:** None.

**Additional Information:**

Unlike other committees with authority over appellate opportunities, the NCAA Committee on Competitive Safeguards and Medical Aspects of Sport's options to provide relief during the drug-testing appeals process are dictated by legislation. Instead, the CSMAS, which oversees the NCAA Drug-Testing Program, should have full authority over the drug-testing appellate process. This authority will ensure the CSMAS can properly effectuate the intent of the NCAA Drug-Testing Program while providing it appropriate flexibility to consider emerging trends in drug-testing. It is important to note that, if the proposal is adopted, the existing legislated options will be incorporated into the drug-testing appeals process, which is maintained by the CSMAS.

NO. NC-2022-4 ORGANIZATION – MANAGEMENT COUNCIL – ELECTION BY ELECTRONIC MAIL

**Intent:** To specify that Division III Management Council representatives will be elected by an electronic vote by director of athletics of Division III institutions and Division III conference commissioners.

**A. Constitution:** Amend 4.8, as follows:

4.8 Management Council.

[4.8.1 through 4.8.4 unchanged.]

**B. Constitution:** Amend 4.8.4, as follows:

4.8.4 Election/Term of Office.

4.8.4.1 Selection. Members of the Management Council shall be selected by the Division III membership. Annually, a slate of candidates shall be solicited from the Division III membership. The nominees will be identified by the Management Council (or a subcommittee of the Management Council), and then forwarded to the Presidents Council for approval before consideration by the full Division III membership ~~at the Convention.~~

**4.8.4.1.1 Election. Members of the Management Council shall be elected by electronic mail vote by the athletics directors of Division III institutions and Division III conference commissioners who are eligible to vote at the NCAA convention. Voting by proxy shall not be allowed. The election shall not be subject to the requirement in Robert's Rules of Order, Newly Revised, that all candidates in an election remain in contention until one receives a majority.**

4.8.4.1.12 Vacancies. When a vacancy occurs on the Council, the Council, by a majority vote, may fill the unexpired term. Members appointed to fill vacancies shall be appointed only for the unexpired portion of that term.

~~4.8.4.2 Election. The Management Council members shall be elected at the Division III Convention. Members shall be elected by the Division III membership present and voting. The election shall not be subject to the requirement in Robert's Rules of Order, Newly Revised, that all candidates in an election remain in contention until one receives a majority.~~

[4.8.4.3 through 4.8.4.5 unchanged.]

**Source:** NCAA Division III Management Council (Interpretations and Legislation Committee)

**Effective Date:** Immediate

**Budget Impact:** None

**Additional Information:**

Currently members of the Management Council are elected at the annual Division III Convention by the DIII membership present and voting. The Presidents Council is elected via a vote conducted by mail with DIII presidents or chancellors. This change would create consistency between the two processes and align the timing of both elections. Additionally, conducting the election outside of the convention provides a greater opportunity for more meaningful feedback regarding the candidates for Management Council. Finally, permitting director of athletics from Division III institutions and Division III conference commissions to vote reflects the individuals who most commonly vote for the slate of candidates at convention.

NO. NC-2022-5 ELIGIBILITY -- SEASON OF PARTICIPATION -- HARDSHIP WAIVER -- FIRST-HALF OF SEASON CALCULATION -- ROUNDING UP TO NEXT WHOLE NUMBER

**Intent:** To specify that any computation of the first half of the season that results in a fractional portion of a contest or date of competition shall be rounded up to the next full contest after the rounded value.

**A. Bylaws:** Amend 14.2, as follows:

14.2 Seasons of Participation: 10-Semester/15-Quarter Rule. A student-athlete shall not engage in more than four seasons of intercollegiate participation in any one sport (see Bylaw 14.2.4.1).

[14.2.1 through 14.2.4 unchanged.]

14.2.5 Hardship Waiver. A student-athlete may be granted an additional year of participation (per Bylaw 14.2.4) by the conference or the Committee on Student-Athlete Reinstatement for reasons of "hardship." Hardship is defined as an incapacity resulting from a season-ending injury or illness that has occurred under all of the following conditions:

[14.2.5-(a) through 14.2.5-(b) unchanged.]

[14.2.5.1 unchanged.]

14.2.5.2 Criteria for Administration of Hardship Waiver. The following criteria are to be employed in the administration of the hardship waiver:

[14.2.5.2.1 through 14.2.5.2.2 unchanged.]

14.2.5.2.3 First-Half-of-Season Calculation. In determining if an injury or illness occurs in the first half of the traditional season ~~in a sport with an odd number of contests or dates of competition, the injury or illness must have occurred before the beginning of the varsity contest or date of competition that starts the second half of the traditional season (e.g., an injury or illness occurring at any time after the beginning of the sixth football game would be considered to be after the first half of the institution's season and would not qualify the student-athlete for a hardship waiver),~~ **any computation on the first half of the season that results in a fractional portion of a contest or date of competition shall be rounded to the next whole number (e.g., 50 percent of a sport with a standard denominator of 11 contests -- 5.5 contests -- shall be considered 6 contests and an injury or illness must have occurred prior to the start of the seventh contest).** [See Figure 14-1]

[14.2.5.2.4 through 14.2.5.2.7 unchanged.]

[14.2.5.3 unchanged.]

[14.2.6 through 14.2.7 unchanged.]

**B. Bylaws:** Amend Figure 14-1, as follows:

Figure 14-1 Hardship Waiver Calculations – Standard Denominators Based on Bylaw 17 Maximums Sport Standard Denominator

**FIGURE 14-1**  
**Hardship Waiver Calculations — Standard Denominators Based on Bylaw 17**

Sport	Standard Denominator*	First Half of Playing Season	One-third of Contests or Dates of Competition
Acrobatics and Tumbling (Adopted 1/25/20 effective 8/1/20)	13	Before the start of the <del>seventh</del> <u>eight</u> date of competition.	5
Baseball	41	Before the start of the <del>21st</del> <u>22nd</u> contest.	14
Men's Basketball	26	Before the <del>completion</del> <u>start</u> of the <del>13th</del> <u>14th</u> contest.	9
Women's Basketball	26	Before the <del>completion</del> <u>start</u> of the <del>13th</del> <u>14th</u> contest.	9
Beach Volleyball	17	Before the start of the <del>10th</del> <u>9th</u> date of competition.	6
Women's Bowling	33	Before the start of the <del>18th</del> <u>17th</u> date of competition.	11
Men's Cross Country	11#	Before the start of the <del>seventh</del> <u>sixth</u> date of competition.	4
Women's Cross Country	11#	Before the start of the <del>seventh</del> <u>sixth</u> date of competition.	4
Men's Fencing	12	Before the <del>completion</del> <u>start</u> of the <del>sixth</del> <u>seventh</u> date of competition.	4
Women's Fencing	12	Before the <del>completion</del> <u>start</u> of the <del>sixth</del> <u>seventh</u> date of competition.	4
Field Hockey	21	Before the start of the <del>12th</del> <u>11th</u> contest.	7
Football	11	Before the start of the <del>seventh</del> <u>sixth</u> contest.	4
Men's Golf	21	Before the start of the <del>12th</del> <u>11th</u> date of competition.	7
Women's Golf	21	Before the start of the <del>12th</del> <u>11th</u> date of competition.	7

\* Maximum number of contests or dates of competition plus one pursuant to Bylaw 14.2.5-(a)-(b).

# Maximum of nine dates of competition (Bylaw 17) plus two dates of competition pursuant to Bylaw 14.2.5.2.5.1.

\*\* See Bylaw 14.2.5.2.5.1.

NCAA/09.23.2021/TA:jn

**FIGURE 14-1**  
**Hardship Waiver Calculations — Standard Denominators Based on Bylaw 17**

Sport	Standard Denominator*	First Half of Playing Season	One-third of Contests or Dates of Competition
Men's Gymnastics	14	Before the <del>start completion</del> of the <del>seventh eighth</del> date of competition.	5
Women's Gymnastics	14	Before the <del>start completion</del> of the <del>seventh eighth</del> date of competition.	5
Men's Ice Hockey	26	Before the <del>start completion</del> of the <del>13th 14th</del> contest.	9
Women's Ice Hockey	26	Before the <del>start completion</del> of the <del>13th 14th</del> contest.	9
Men's Lacrosse	18	Before the <del>start completion</del> of the <del>ninth 10th</del> date of competition.	6
Women's Lacrosse	18	Before the <del>start completion</del> of the <del>ninth 10th</del> date of competition.	6
Men's Rifle	14	Before the <del>start completion</del> of the <del>seventh eighth</del> date of competition.	5
Women's Rifle	14	Before the <del>start completion</del> of the <del>seventh eighth</del> date of competition.	5
Women's Rowing	21	Before the start of the <del>12th 11th</del> date of competition	7
Women's Rugby	16	Before the <del>start completion</del> of the <del>eighth ninth</del> date of competition.	6
Men's Skiing	17	Before the start of the <del>10th ninth</del> date of competition.	6
Women's Skiing	17	Before the start of the <del>10th ninth</del> date of competition.	6
Men's Soccer	21	Before the start of the <del>12th 11th</del> contest.	7
Women's Soccer	21	Before the start of the <del>12th 11th</del> contest.	7
Softball	41	Before the start of the <del>22nd 21st</del> contest.	14

\* Maximum number of contests or dates of competition plus one pursuant to Bylaw 14.2.5-(a)-(b).

# Maximum of nine dates of competition (Bylaw 17) plus two dates of competition pursuant to Bylaw 14.2.5.2.5.1.

\*\* See Bylaw 14.2.5.2.5.1.

**FIGURE 14-1**  
**Hardship Waiver Calculations — Standard Denominators Based on Bylaw 17**

Sport	Standard Denominator*	First Half of Playing Season	One-third of Contestor Dates of Competition
Men's Swimming and Diving	17	Before the start of the <del>10th ninth</del> date of competition.	6
Women's Swimming and Diving	17	Before the start of the <del>10th ninth</del> date of competition.	6
Men's Tennis	21	Before the start of the <del>12th 11th</del> date of competition.	7
Women's Tennis	21	Before the start of the <del>12th 11th</del> date of competition.	7
Men's Track and Field (Indoor)	9**	Before the start of the <del>sixth fifth</del> date of competition.	3
Men's Track and Field (Outdoor)	9**	Before the start of the <del>sixth fifth</del> date of competition.	3
Women's Track and Field (Indoor)	9**	Before the start of the <del>sixth fifth</del> date of competition.	3
Women's Track and Field (Outdoor)	9**	Before the start of the <del>sixth fifth</del> date of competition.	3
Women's Triathlon	7	Before the start of the <del>fifth fourth</del> date of competition.	3
Men's Volleyball	23	Before the start of the <del>13th 12th</del> date of competition.	8
Women's Volleyball	23	Before the start of the <del>13th 12th</del> date of competition.	8
Water Polo	22	Before the <del>completion start</del> of the <del>11th 12th</del> date of competition.	8
Men's Wrestling	17	Before the start of the <del>10th ninth</del> date of competition.	6
Women's Wrestling (Adopted 1/25/20 effective 8/1/20)	17	Before the start of the <del>10th ninth</del> date of competition.	6

\* Maximum number of contests or dates of competition plus one pursuant to Bylaw 14.2.5-(a)-(b).

# Maximum of nine dates of competition (Bylaw 17) plus two dates of competition pursuant to Bylaw 14.2.5.2.5.1.

\*\* See Bylaw 14.2.5.2.5.1.

**Source:** NCAA Division III Management Council (Committee on Student-Athlete Reinstatement).

**Effective Date:** Immediate. (For any incapacitating injury or illness, or other extenuating circumstance occurring on or after August 1, 2021.)

**Budget Impact:** None.

**Additional Information:**

Current legislation states that an incapacitating injury or illness must have occurred prior to the beginning of the contest or date of competition that starts the second half of the traditional segment. Additionally, the legislated example to assist the membership in determining the first half of the season in a sport with an odd number of contests or dates of competition, states that an injury or illness occurring at any time after the beginning of the scheduled sixth game of an 11-game schedule would be considered to be after the first half of the institution's season and would not qualify the student-athlete for a hardship waiver. However, one-half of an 11-game schedule is 5.5, or halfway through the sixth contest. The current legislative example rounds down by one-half contest, which ultimately removes the flexibility originally intended. Therefore, the NCAA Division III Committee on Student-Athlete Reinstatement believes a legislative change reflecting consistent application and flexibility, in both the first-half-of-season calculation and fraction in the percent computation, is appropriate and supports student-athlete well-being.

**NO. NC-2022-6 RECRUITING -- PERMIT VIRTUAL RECRUITING PRESENTATIONS TO MULTIPLE PROSPECTIVE STUDENT-ATHLETES**

**Intent:** To specify that a Division III institution may conduct virtual recruiting presentations involving multiple prospective student-athletes.

**A. Bylaws:** Amend 13.02.5, as follows:

13.02.5 Student-Athlete. An individual becomes a student-athlete when they participate in an intercollegiate squad practice or contest that is under the jurisdiction of the athletics department.

13.02.5.1 Permissible Recruitment Activities for Enrolled Student-Athletes. Permissible recruitment activities for enrolled student-athletes are limited to the following: [D]

[13.02.5.1-(a) unchanged.]

**(b) Virtual Recruiting Presentations. It is permissible for an enrolled student-athlete to participate in a virtual recruiting presentation involving multiple prospective student-athletes organized by or involving a member of the institution's athletics department provided:**

**(1) The virtual presentation occurs during the regular academic year and the student-athlete is eligible to participate per Bylaw 14.1.8;**

**(2) The student-athlete does not miss class to participate in the virtual presentation; and**

**(3) The student-athlete's involvement is voluntary.**

[13.02.5.1-(b) through 13.02.5.1-(c) relettered as 13.02.5.1-(c) through 13.02.5.1-(d), unchanged.]

**B. Bylaws:** Amend 13.02.10, as follows:

13.02.10 Electronic Communication. All electronically transmitted human voice exchanges (including telephone calls, videoconferencing and videophones) and any electronically transmitted correspondence (e.g., electronic mail, Instant Messenger, private communication through social media platforms, text messages or facsimiles) may occur or be sent to a prospective student-athlete (or their parents or legal guardians) provided the communication is private between only the sender/caller and the recipient (e.g., no use of public chat rooms, message boards, public communication through social media platforms).

[13.02.10.1 through 13.02.10.6 unchanged.]

**13.02.10.7 Exception - Virtual Recruiting Presentations with Multiple Prospective Student-Athletes. An institution and institutional staff member(s) may conduct virtual recruiting presentations involving multiple prospective student-athletes. There shall be no restrictions on the timing of the virtual recruiting presentations or the age or grade level of the involved prospective student-athletes, provided the following criteria are satisfied:**

- (a) Institutions do not publicize or promote an individual or group of prospective student-athlete(s) who are participating or have participated in the virtual recruiting presentation. However, an institution may publicize the logistical details (e.g., date, time) concerning the virtual recruiting presentation; and**
- (b) Student-athlete participation must be in accordance with Bylaw 13.02.5.1-(b).**

**Source:** NCAA Division III Management Council (Interpretations and Legislation Committee).

**Effective Date:** Immediate

**Budget Impact:** Vary by institution.

**Additional Information:**

The COVID-19 pandemic caused institutions to close their campuses and explore alternative ways to recruit and engage prospective student-athletes. Current legislation prohibits an institution from conducting virtual recruiting events with multiple prospective student-athletes. In response, the Subcommittee for Legislative Relief provided a blanket waiver that permitted institutions to engage in virtual recruiting events that involved multiple prospective student-athletes. As the pandemic continued through the 2020-21 academic year, the role for these virtual recruiting events became a crucial component of an institution's ability to recruit and maintain contact with prospective student-athletes. Additionally, these virtual recruiting events have provided needed cost savings for member institutions and increased their ability to connect with a broader range of prospective students. Finally, in response to a survey administered to the Division III membership, approximately 95% of the respondents indicated that they would like to see the waiver become a legislative proposal. The proposal has an immediate effective date to avoid creating any gap between the current blanket waiver and the adoption of the proposal.

## Appendix C

### **Modifications of Wording Adopted by the NCAA Division III Management Council**

Pursuant to NCAA Constitution 5.4.1.1.1, the NCAA Division III Management Council, by a two-thirds majority of its members present and voting, has determined that the following proposals are consistent with the intent of the membership in adopting the original legislation and that sufficient documentation and testimony exists to establish clearly that the original wording of the legislation was inconsistent with that intent. These actions will be referenced in the report of this Official Convention Notice during the 2022 Division III business session. Approval of this Official Notice will constitute ratification of these actions and incorporation in the 2022-23 NCAA Division III Manual. If a delegate objects to ratification of a particular amendment, that objection should be raised at the time of the report. (It is preferred that any delegate intending to raise an objection also inform a member of the NCAA academic and membership affairs staff of that intent before the Division III business session.) The Division III membership then will decide by majority vote of the eligible voters whether to ratify that amendment.

There are no modifications of wording submitted for approval during the 2022 NCAA Convention.

## Appendix D

### Index to Legislative Proposals

<b>Legislative Reference</b>	<b>Proposal Numbers</b>	<b>Page Numbers</b>
1	BOG-2022-1	2
1	BOG-2022-1	2
1	BOG-2022-1	2
2	BOG-2022-1	2
2	BOG-2022-1	2
3	BOG-2022-1	2
3.3.1.2.2	2022-6	42
4	BOG-2022-1	2
4	BOG-2022-1	2
5	BOG-2022-1	2
5	BOG-2022-1	2
5.3.1	2022-1	31
5.3.1.1	2022-1	31
5.3.1.1.2 (new)	2022-1	31
6	BOG-2022-1	2
12.1	2022-2	32
12.1.1 (new)	2022-2	32
12.1.1.1 (new)	2022-2	32
12.1.1.2 (new)	2022-2	32
12.1.1.2.1 (new)	2022-2	32
12.1.1.3 (new)	2022-2	32
12.1.1.3.1 (new)	2022-2	32
12.1.1.3.2 (new)	2022-2	32
12.1.1.4 (new)	2022-2	32
12.1.1.4.1 (new)	2022-2	32
12.1.1.4.1.1 (new)	2022-2	32
14.1.5	2022-2	32
14.1.5.1	2022-2	32
14.2	2022-3	34
14.2.2	2022-3	34
14.2.2.2	2022-3	34
14.2.4	2022-3	34
14.2.4.1	2022-3	34
14.2.4.1.1	2022-3	34
14.2.4.1.2	2022-3	34

14.2.4.1.3	2022-3	34
14.2.4.1.4	2022-3	34
14.2.4.2	2022-3	34
14.2.4.2.1	2022-3	34
14.2.4.3	2022-3	34
14.2.4.5	2022-3	34
14.2.4.6	2022-3	34
14.2.4.7	2022-3	34
14.2.4.8	2022-3	34
14.2.5	2022-3	34
14.2.6	2022-3	34
14.2.7	2022-3	34
14.2.7.1	2022-3	34
17	2022-8	47
17.02.13	2022-8	47
17.02.13.2	2022-8	47
17.1.1.3.3	2022-8	47
17.1.1.3.4	2022-8	47
17.1.1.3.4.1	2022-8	47
17.1.6.4	2022-9	51
17.1.6.4.1	2022-9	51
17.1.6.4.1.1	2022-9	51
17.8 (new)	2022-8	47
17.8.1 (new)	2022-8	47
17.8.2 (new)	2022-8	47
17.8.3 (new)	2022-8	47
17.8.4 (new)	2022-8	47
17.8.5 (new)	2022-8	47
17.8.5.1 (new)	2022-8	47
17.8.5.2 (new)	2022-8	47
17.8.5.3 (new)	2022-8	47
17.8.6 (new)	2022-8	47
17.11	2022-7	42
17.11.1	2022-7	42
17.11.1.1 (new)	2022-7	42
17.11.1.2 (new)	2022-7	42
17.11.1.3 (new)	2022-7	42
17.11.1.4 (new)	2022-7	42
17.11.2	2022-7	42
17.11.3	2022-7	42
17.11.3.1	2022-7	42
17.11.3.1	2022-7	42
17.11.3.2	2022-7	42

17.11.3.3	2022-7	42
17.11.3.3.1	2022-7	42
17.11.4	2022-7	42
17.11.4.1 (new)	2022-7	42
17.11.4.1	2022-7	42
17.11.4.3 (new)	2022-7	42
17.11.4.3.1 (new)	2022-7	42
17.11.7	2022-7	42
17.11.7.1	2022-7	42
20	2022-8	47
20.02.6	2022-8	47
20.7	2022-4	37
20.7.1	2022-4	37
20.7.1.1	2022-4	37
20.7.1.1.1	2022-4	37
20.7.1.1.1.1	2022-4	37
20.11.3	2022-8	47
20.11.3.8	2022-8	47
20.11.3.8.8	2022-8	47
20.11.3.8.8.2 (new)	2022-8	47
21.02	BOG-2022-1	2
31.3.3.1.1	2022-5	40
31.3.3.1.1.1	2022-5	40
31.3.3.1.2	2022-5	40
31.3.3.1.3	2022-5	40

## Appendix E

### Corresponding Legislative Proposal Numbers

This appendix lists proposals that were included in the Second Publication of Proposed Legislation and gives its corresponding number in the Official Notice.

<b>SPOPL</b>	<b>Official Notice</b>
	BOG-2022-1
	R-2022-1
2-2	2022-1
2-3	2022-2
2-4	2022-3
2-8	2022-4
2-9	2022-5
2-1	2022-6
2-7	2022-7
2-5	2022-8
2-6	2022-9

## Appendix F

# Convention Voting Procedures

The following terms and procedures involved in voting at NCAA Conventions have been reviewed by the Association's parliamentarian.

## Significant Terms

1. **Vote Announcement** - After a paddle, roll-call or secret ballot vote, the chair announces the vote and states whether the motion passed or failed.
2. **Retake a Vote** - A retake occurs when a paddle vote is taken again or when a paddle vote is counted. A retake may occur before the statement of the next question. After the statement of the next question, a motion to reconsider must be used to retake a vote. During a retake, voters may change their votes and new eligible voters may participate. A retake motion would be considered dilatory and, therefore, denied after a roll-call vote and out of order after a secret-ballot vote unless it is clear that the question was misunderstood or that fraud had occurred.
3. **Change a Vote** - In a paddle vote, a vote may be changed if a retake occurs or by rising for that purpose before the result is announced by the chair. After the announcement of the vote, but before the next question is stated, a change may be made only by permission of the assembly by a majority vote after a nondebatable motion. In a rollcall vote, a change may occur before closing the polls or the polls may be reopened to change a vote before the statement of the next question. In a secret-ballot vote, no change may be made once the ballot is cast. After the statement of the next question following a roll-call vote and after a vote is cast in a secret ballot, a vote change can occur only through a successful motion to reconsider.
4. **Recount a Vote** - This applies only to a secret-ballot vote. The ballots simply are counted again as cast and can be ordered only by a majority vote of the assembly.
5. **Closing the Polls** - For roll-call and secret-ballot votes, the polls are opened when the chair calls for the vote. When the chair has ascertained that all who so desire have voted or have changed their votes, the chair will state that the polls are closed. If there is disagreement on closing the polls, they may be closed by a two-thirds vote on a nondebatable motion to do so. Once the polls are closed, the polls may be reopened before the statement of the next question by majority vote on a nondebatable motion to do so. Once the polls are closed, however, the chair will move to the next item on the agenda.
6. **Statement of Next Question** - When a new motion is made and seconded, the chair will announce that "The motion before you is.... Is there any discussion?" This is the statement of the next question and ends the opportunity to retake a vote or reopen the polls in regard to the preceding question.

## Voting Procedures

1. **Paddle Voting**
  - a. The chair calls for a vote by paddles, and determines the result by sound or sight from the dais.

- b. The chair may retake the vote if there is doubt.
  - c. The chair must have the vote counted if requested by a voting delegate. The chair also may choose to retake a paddle vote and have it counted by hand or by the wireless voting system.
  - d. During a retake, new voters may participate or votes may be changed. Vote changes also may occur before the result is announced by the chair.
  - e. A retake will not be permitted after the next question has been stated. A request to retake a counted vote will be regarded as dilatory by the chair and will not be allowed.
2. **Roll-Call Voting (by Wireless or Online Voting System)**
- a. A roll-call vote may be designated by the NCAA Division III Presidents Council or ordered by a majority of the voters, following a nondebatable motion to vote in that manner. If both a secret-ballot and a roll-call vote are moved, the assembly votes first on whether or not to vote by roll call. A motion to conduct a secret ballot on an issue designated for roll call by the Presidents Councils will be considered out of order.
  - b. Once ordered, the chair shall call for a roll-call vote by use of wireless voting system.
  - c. The chair shall determine if everyone who wishes to, has voted, or if anyone wishes to change a vote. When it appears that all ballots have been cast, the chair shall state that polls are closed.
  - d. The chair will move to the next available item on the agenda while votes are being tallied. No new voters, changes or corrections to the prior question are permitted unless the polls are reopened, and such a motion will be out of order after the next question is stated by the chair. Once the new question is stated by the chair, the only way to return to any foregoing question is by reconsideration, and only one motion for reconsideration of a given item is permitted.
  - e. Abstentions will not be counted in the determination of a majority.
3. **Ordinary Voting (by Wireless or Online Voting System)**
- a. An electronic vote may be designated by the Presidents Council or ordered by a majority of the voters, after a nondebatable motion to vote in that manner.
  - b. Once ordered, the chair shall call for an electronic vote by use of the wireless voting system.
  - c. The chair shall determine if everyone who wishes to has voted, or if anyone wishes to change a vote. When it appears that all ballots have been cast, the chair shall state that the polls are closed.
  - d. The chair will move to the next available item on the agenda while votes are being tallied. No new voters, changes or corrections to the prior question are permitted unless the polls are reopened, and such a motion will be out of order after the next question is stated by the chair. Once the new question is stated by the chair, the only way to return to any foregoing question is by reconsideration, and only one motion for reconsideration of a given item is permitted.
  - e. Abstentions will not be counted in the total for determination of a majority.
4. **Ballot Voting (Secret Ballot)**
- a. A secret ballot may be ordered by the assembly before, during or after any ordinary vote (but before the next question is stated) by a majority vote on a nondebatable motion to do so.
  - b. Once ordered, the chair shall ask for the vote by wireless voting system. Votes will be tallied electronically, but only a summary printout of results will be reported.

- c. After the chair determines that all who wish to vote have voted, the polls shall be closed. A vote change shall not be permitted once the vote is cast.
- d. The chair will move to the next available item on the agenda while votes are being tallied. Once the next question is stated by the chair, the polls may not be reopened for a new vote on the prior issue.
- e. Abstentions will not be counted in the total for determination of a majority.

## Appendix G

# Convention Lanyards, Badges and Voting Paddles

The Convention lanyards are of various colors to designate the individual's delegate status. The designations are as follows:

Divisions I, II and III voting delegates.	Red lanyard
Divisions I, II and III alternate delegates.	Blue lanyard
All other Divisions I, II and III delegates with speaking rights.	Green lanyard
All other Divisions I, II and III delegates without speaking rights and other observers.	White lanyard

Only those persons with red, blue or green lanyards are permitted to speak in a business session.

In addition, the Convention badges are of different colors to designate the individual's status. The designations are as follows:

Delegate	Orange designation on name badge
Speaker/Presenter	Lime green designation on name badge
Media	Lilac designation on name badge
Chancellor/President	Magenta designation on name badge
NCAA Staff	Blue designation on name badge
Vendor	Goldenrod designation on name badge
Visitor	Gray blue designation on name badge

## Appendix H

# NCAA Governance Structure

### Board of Governors

Chair - John DeGioia

<b>Div.</b>	<b>Name, Institution</b>	<b>Conference</b>	<b>Term Exp.</b>
FBS	Rebecca Bank, University of Wisconsin-Madison	Big Ten Conference	August 2024
FBS	Linda A. Livingstone, Baylor University	Big-12	August 2025
FBS	Geoffrey Mearns, Ball State University	Mid-American Conference	August 2025
FBS	Jere Morehead, University of Georgia	Southeastern Conference	August 2024
FBS	Mary POapzian, San Jose State University	Mountain West Conference	August 2023
FBS	Michael H. Schill, University of Oregon	Pac-12	August 2025
FBS	Neal Smatresk, University of North Texas	Conference USA	August 2024
FBS	Randy Woodson, North Carolina State University	Atlantic Coast	August 2023
FCS	Philip Oldham, Tennessee Technological University	Ohio Valley Conference	August 2023
FCS	David Wilson, Morgan State University	Mid-Eastern Athletic Conference	August 2023
DI	John DeGioia, Georgetown University	Big East	August 2022
DI	James Harris, University of San Diego	West Coast Conference	August 2023
DII	Gayle Hutchinson, California State University, Chico	California Collegiate Athletic Association	July 2025
DII	Steven Shirley, Minot State University	Northern Sum Intercollegiate Conference	January 2022
DIII	Troy D. Hammond, North Central College	College Conference of Illinois & Wisconsin	January 2023
DIII	Fayneese Miller, Hamline University	Minnesota Intercollegiate Athletic Conference	January 2022
Ex Officio	Shane Lyons, West Virginia University	Big-12	June 2022

Ex Officio	Jim Johnson, Pittsburg State University	Mid-America	January 2022
Ex Officio	Jason Fein, Bates College	new England Small College Athletic Conference	January 2022
Independent	Ken Chenault, General Catalyst		August 2024
Independent	Mary Sue Coleman, Association of American Universities		August 2023
Independent	Robert Gates, Former Secretary of Defense		August 2023
Independent	Grant Hill, CBS/Warner Media and Atlanta Hawks		August 2022
Independent	Nadja West, Retired Lt. General		August 2024

*NCAA Staff Liaisons:*

Scott Bearby, Interim Senior Vice President of Legal Affairs and General Council

Jackie Campbell, Managing Director of Law, Policy and Governance

Kimberly Fort, Assistant Director Executive Affairs

Cari Van Senus, Interim Senior Vice President of Policy and Governance and Chief of Staff

### **Division III Presidents Council**

Chair - Fayneese Miller

<b>Name, Institution</b>	<b>Term Exp.</b>
Katherine Conway-Turner, Buffalo State, State University of New York	January 2022
Mary Beth Cooper, Springfield College	January 2023
Sean Decatur, Kenyon College	January 2025
Richard Dunsworth, University of the Ozarks (Arkansas)	January 2023
Tiffany Franks, Averett University	January 2022
Eric Fulcomer, Rockford University	January 2025
Davie Jane Gilmour, Pennsylvania College of Technology	June 2022
Troy D. Hammond, North Central College	January 2023
Susan Hasseler, Muskingum University	January 2025
Robert R. Lindgen, Randolph-Macon College	January 2023
Richanne C. Mankey, Defiance College	January 2024
Faynesse Miller, Hamline University	January 2022
Kathleen Murray, Whitman College	June 2022
Troy D. Paino, University of Mary Washington	January 2024
Frank Sanchez, Rhode Island College	January 2024
James Schmidt, University of Wisconsin, Eau Claire	January 2024

Kent Trachte, Lycoming College  
Jim Troha, Juniata College

January 2022  
January 2026

*NCAA Staff Liaisons:*

Louise McCleary, Interim Vice President of Division III  
Alison Spungen, Associate Director of Division III  
Jeff Myers, Director of Academic and Membership Affairs for Division III  
Bill Regan, Associate Director of Academic and Membership Affairs for Division III  
Eric Hartung, Associate Director of Division III  
Adam Skaggs, Assistant Director of Communications  
Lisa Rogers, Executive Assistant of Division III  
Jeremy Villanueva, Assistant Director of Communications

**Division III Management Council**

Chair - Heather Benning

<b>Name, Institution</b>	<b>Term Exp.</b>
Cheryl Aaron, Wentworth Institute of Technology	January 2024
#Madeira Alexander, Salisbury University	January 2022
Stephen Briggs, Berry College	January 2023
Charles A. Brown, Pennsylvania State Univ. Erie, the Behrend College	January 2023
Gerard W. Bryant, John Jay College of Criminal Justice	January 2022
Catherine Corcoran, Cabrini University	January 2025
Thomas Di Camillo, State University of New York Athletic Conference	January 2025
Jason Fein, Bates College	January 2022
Sarah Feyerherm, Washington College (Maryland)	January 2023
Matt Hill, University of Northwestern-St. Paul	January 2024
Angela Marin, University of Texas at Dallas	January 2025
Lori Mazza, Western Connecticut State University	January 2022
Scott McGuinness, Washington and Jefferson College	January 2023
Betsy Mitchell, California Institute of Technology	January 2025
Michelle Morgan, John Carroll University	January 2023
#Jack Mulvihill, St. John Fisher College	January 2022
Holly Sheilley, Transylvania University	January 2025
Dennis J. Shields, University of Wisconsin-Platteville	January 2022
bill Stiles, Alvernia University	January 2025
Michelle Walsh, Vassar College	January 2024
Lawrence P. Ward, Babson College	January 2025

*# Student-Athlete Advisory Committee Representative*

*NCAA Staff Liaisons:*

Louise McCleary, Interim Vice President of Division III  
Alison Spungen, Associate Director of Division III  
Jeff Myers, Director of Academic and Membership Affairs for Division III

Bill Regan, Associate Director of Academic and Membership Affairs for Division III  
Eric Hartung, Associate Director for Division III  
Adam Skaggs, Assistant Director for Division III Governance Communications  
Lisa Rogers, Executive Assistant for Division III  
Jeremy Villanueva, Assistant Director of Communications

## Appendix I

### **Request for Interpretations**

Member institutions and conferences are encouraged to request interpretations of the proposed legislation in this Official Notice not later than Friday, November 26, 2021. Interpretations related to the proposed legislation in this Official Notice may be requested via electronic mail from Jeff Myers at [jmyers@ncaa.org](mailto:jmyers@ncaa.org) or Bill Regan at [bfregan@ncaa.org](mailto:bfregan@ncaa.org). When submitting such a request, please include the proposal number in question, your institution's name and your title. All resulting interpretations will be distributed to the delegates in time for the conference meetings held in conjunction with the 2022 NCAA Convention.

## Appendix J

### **Notice of Termination of Member Conference Membership**

Pursuant to Constitution 3.3.5.1, the Division III Presidents Council has approved the termination of the NCAA membership of the American Collegiate Athletic Conference effective September 1, 2021. The conference termination is based on the conference's failure to meet several obligations of Division III conference membership as outlined in Constitution 3.3.4. Specifically, for the 2020-21 and 2021-22 academic years the conference has not satisfied the Constitution 3.3.4.2 requirement to conduct conference competition. Additionally, the conference has not satisfied the conference composition requirement and does not have a conference governance structure, including president or chancellor involvement and a conference student-athlete advisory committee.