MINUTES OF THE

NATIONAL COLLEGIATE ATHLETIC ASSOCIATION

EXECUTIVE COMMITTEE

NCAA National Office
Indianapolis, Indiana

April 30, 2009

Participants:

Michael Adams, University of Georgia, chair
Charles Bantz, Indiana Univ.-Purdue Univ. at Indianapolis
James Barker, Clemson University
Damon Evans, Atlantic 10 Conference
Bruce Grube, Georgia Southern University
James Harris, Widener University
Stephen Jordan, Metropolitan State College of Denver
Robert Kustra, Boise State University
Lynn Oberbillig, Smith College
Harvey Perlman, University of Nebraska, Lincoln
John Peters, Northern Illinois University
Beverley Pitts, University of Indianapolis
Shirley Raines, University of Memphis
Edward Ray, Oregon State University
Tim Selgo, Grand Valley State University
Paul Trible, Christopher Newport University
Myles Brand, NCAA
Bernard Franklin, NCAA
Delise O'Meally, NCAA, recording secretary

Anthony DiGiorgio, Winthrop University; Thomas Powell, Mount St. Mary's University, and Nancy Zimpher, University of Cincinnati, were not able to participate.

Also in attendance were: Gary Brown, director of NCAA News; Elsa Cole, vice president of legal affairs/general counsel; Joni Comstock, senior vice president of championships/senior woman administrator; Dennis Cryder, senior vice president of branding and communications; Greg Shaheen, senior vice president of basketball and business strategies; Jim Isch, senior vice president of administration/chief financial officer; Kevin Lennon, vice president of academic and membership affairs; Keith Martin, managing director of finance and operations; Rachel Newman, director of agents, gambling and amateurism; Wallace Renfro, vice president and senior advisor to the president; Robert Vowels, vice president of educational affairs;

Charlotte Westerhaus, vice president of diversity and inclusion; Bob Williams, managing director of public and media relations; David Berst, Daniel Dutcher and Mike Racy, NCAA governance vice presidents; and Beth DeBauche, Leah Kareti, and Terri Steeb, NCAA governance directors.

[Note: These minutes contain only actions taken (formal votes or stated "sense of the meeting") in accordance with NCAA policy regarding minutes of all Association entities. While certain items on the Committee's agenda were acted on at various times throughout the meeting, all final actions within a given topic are combined in these minutes for convenience of reference.]

The meeting was called to order at 3:38 p.m. by the chair, President Adams. All members were present as noted above.

1. Welcome and announcements. Adams welcomed all attendees and specifically welcomed James Harris, president of the Widener University and the incoming vice-chair of the Division III Presidents Council. Also, Adams presented Bruce Grube with an award for his service to the Executive Committee.

2. Approval of January 17, 2009, meeting minutes.

   It was VOTED

   "To approve the Executive Committee minutes of the January 17, 2009, meeting as distributed."

3. NCAA President's report. President Brand provided updates, discussed a series of initiatives and sought Executive Committee input.

   a. Championships issue. Brand called on Newman to provide an overview of an NCAA policy that precludes the hosting of championship events in metropolitan areas where sports wagering occurs. Newman noted that the policy originally applied only to Division I men's basketball but was later expanded to include other sports and other divisions. The policy currently makes no distinction between predetermined and nonpredetermined championship sites. Additionally, it was noted that the policy speaks to a "metropolitan area" within a state that conducts sports wagering. The Committee agreed to refer the policy to the divisional championships committees and cabinets, as well as the NCAA

Sportsmanship and Ethical Conduct Committee, for further discussion and recommended clarification on the predetermined/nonpredetermined issue, as well as the "metropolitan area" language.

b. NCAA pandemic plan. Shaheen provided an update on the NCAA's pandemic preparedness plan. Shaheen noted that the national office is closely monitoring the H1N1 flu outbreak and any impact the illness could have on spring championships and overall operations. Shaheen noted that the national office receives regular updates from federal agencies and is in communication with host institutions and conferences regarding ongoing planning. At this point, no changes are expected for spring championships but, depending on the progression of the outbreak, adjustments could be made.

c. NCAA conflict-of-interest policy. O'Meally provided an update on revisions to the NCAA conflict of interest policy. O'Meally noted that, while the revisions do not change the substance of the document, they clarify the unique responsibility associated with committee service within a membership organization and, specifically, the representative capacity in which committee members sit.

It was VOTED

"To approve the revised conflict of interest statement."

d. Update on new membership initiatives. Franklin provided an update on ongoing discussions with the National Association of Intercollegiate Athletics (NAIA) related to possible collaboration between both associations. Franklin noted that the NAIA recently adopted legislation to establish an eligibility center to be operated by a third party. This action opens the door for a possible programmatic relationship between the NAIA and the NCAA Eligibility Center if an appropriate business plan can be developed. The Committee agreed to appoint a working group of presidents representing all three NCAA divisions to work with a similar group of presidents from NAIA institutions to consider future collaboration opportunities.

e. Report from the NCAA Committee on Competitive Safeguards and Medical Aspects of Sports. Brand called on Vowels to review the report from the NCAA Committee on Competitive Safeguards and Medical Aspects of Sports. Vowels noted that the report included final results of the 2007-08 NCAA drug testing in championships events for all divisions, as well as year-round testing in Divisions I and II. Vowels noted a slight increase in positive tests for anabolic agents; however, the lab professionals believe this increase may be explained by advances in laboratory technologies, with analytical screening becoming more sensitive and

better able to detect. He also noted that future discussions will include possibilities for testing human growth hormone.

It was VOTED

"To approve the publication of the 2007-08 NCAA drug-testing results."

4. NCAA Executive Committee Finance Committee report.

a. Second quarter FY 2008-09 budget-to-actual. The Finance Committee reviewed the second quarter budget-to-actual statement and is satisfied that the Association is on target with its revenues and expenses. The second quarter budget reflects the $4.7 million budget reductions approved by the Executive Committee in January. The Association is on target to meet the savings goal.

b. Projected FY 2009-10 revenues and expenditures. The NCAA operates on a biennial budget process where programmatic increases are approved for a two-year period. This is the off-year of the biennium, and the recommended budget adjustments will maintain current programming levels and provide for the already agreed-upon divisional distributions.

c. FY 2009-10 maintenance budget requests. The Finance Committee recommended the following Fiscal Year 2009-10 budget initiatives to maintain current program levels. Considering the difficult financial times, the Committee took a very conservative posture with respect to allocating additional maintenance dollars for the upcoming fiscal year.

(1) Modest increases on general services and operations expenditures, such as consulting services; building management; overhead and utilities; drug testing; travel and insurance. Many of these increases are contractual in nature or are unavoidable.

(2) A two percent merit adjustment and an additional 0.5 percent for equity adjustments for staff. The Finance Committee unanimously decided to give Brand with the authority to provide up to the requested amount if projected revenues appeared to be stable for the upcoming year.

(3) Five hundred thousand dollars for research and assistance with the possible transition to a different media and marketing rights contract. These funds will only be expended as the process is undertaken.

(4) Funding to suspend dues for a one-year period and provide temporary reserve funds that will be distributed in accordance with the Association's year-end unallocated resources policies should the resources not be used.

It was VOTED

"To approve the fiscal year 2009-10 maintenance budget requests."

d. Cost savings. In January 2009, the national office implemented processes to save a minimum of $4 million from its FY 2008-09 operating budget. The savings represent an approximate three percent reduction of its operating budget. While only three months have passed since implementation, staff reports substantial progress has been made toward achieving the savings targets. Moreover, staff believes these savings can be achieved and, ultimately, money can be returned to the membership.

e. Committee meeting policy. The Committee recommends that, as a first option, all NCAA meetings be held in Indianapolis. When fully implemented, the policy will save the Association approximately $500,000 annually. Additionally, the NCAA national office will be reducing the number of staff traveling to out-of-town meetings, including committee meetings. These savings would be above and beyond what has already been discussed in Supplement No. 7 and will allow the national office to maximize its human and technology resources.

It was VOTED

"To approve the proposed meeting policy for holding committee meetings in Indianapolis.

"Request: The Executive Committee Finance Committee recommends that, as a first option, all NCAA meetings will be held in Indianapolis. The change in policy will help enhance the efficiency and effectiveness of NCAA operations. Furthermore, the adoption of the policy will save the Association approximately $500,000 annually when fully implemented.

"Rationale: Indianapolis is centrally located and has less expensive airline and hotel costs compared to other meeting locations. Moreover, the opportunity for meeting participants to access the full array of NCAA staff and services makes Indianapolis an attractive location for an efficient and effective meeting. The table below provides a summary of the estimated cost saving.

Committee and Staff Hotel	$ 230,000
Committee and Staff Airfare	$ 235,000
Staff Meals	$ 50,000

TOTAL **$ 515,000**

"Estimated savings for committee lodging are based on Indianapolis hotel expenses averaging 12 percent less per night than hotels in other cities. Estimated savings for committee air travel are based on flights to or from Indianapolis being 10 percent less than flights versus other meeting locations. Estimated savings for staff expenses are based on actual staff costs for the 2008 fiscal year that could be eliminated as a result of meetings being local. In addition, the national office can leverage their meeting space and other services, such as technology, that are more cost efficient if meetings are held in the national office.

"Policy: As a first option, all NCAA meetings will be held in Indianapolis. The change in policy will enhance the efficiency and effectiveness of Association operations.

"There will be a limited number of exceptions to the policy. For instance, all meetings that have a signed contract for a property outside of Indianapolis will be honored. Moreover, a request for an exception may be submitted when lodging rooms and meeting space are not available in Indianapolis or when meeting specifications indicate that a meeting can be conducted more efficiently and cost effective at a location other than Indianapolis.

"Request for exceptions to the policy should be submitted to the senior or executive vice president with budget responsibility for the committee. If approved by the senior or executive vice president, the approval shall be forwarded to the travel staff, along with the request rationale and the estimated meeting cost. Should the meeting outside of Indianapolis be approved, the committee liaison will provide Short's Travel with at least three options to determine the property and city that best meets cost-savings goals and the requirements of the meeting. Short's Travel will work with the liaison to determine the ultimate meeting location."

5. NCAA Division I Board of Directors and Divisions II and III Presidents Councils reports.

a. Division I Board of Directors. The Committee received an update on the actions of the Division I Board of Directors that included the following:

(1) Charged the Division I governance structure with examining its operational bylaws and policies to identify possible cost-savings initiatives.

(2) Received presentations on the following topics:

(a) Youth Basketball Initiative. The new chief executive officer of the Youth Basketball Initiative, Kevin Weiberg, provided an update on this joint NCAA/NBA initiative. The Board noted the importance of the relationship between this initiative and the work of the Men's Basketball Academic Enhancement Group.

(b) NCAA Bundled Rights Agreement. Shaheen led a discussion regarding the NCAA Bundled Rights Agreement.

(c) Empirical effects of intercollegiate athletics. Mark Israel, senior vice president at Compass Lexecon, LLC, and an NCAA economic consultant, presented on the empirical effects of intercollegiate athletics.

(d) NCAA financial dashboard indicators. Isch provided an update on the NCAA financial dashboard indicators program. He also discussed the national office cost-savings initiatives.

(3) Division I Committee on Academic Performance (CAP). Received a report from CAP and learned more about efforts to develop a coaches' rate portfolio. Additionally, the Board received a data presentation about recent Academic Performance Rate trends, which generally reflected good news regarding the academic performance of Division I student-athletes.

(4) Division I Legislative Council. Received a report from the April 20 meeting of the Legislative Council, which reflected the legislative actions taken by the body, and the Board offered no objection to the Legislative Council's actions.

(5) Division I Leadership Council. Asked the Leadership Council to thoroughly vet the issue of the level of appropriate representation in the governance structure of faculty to help ensure the academic view is heard throughout the structure.

b. Division II Presidents Council. The Committee received an update on the actions of the Division II Presidents Council that included the following:

(1) Sports wagering policy. Discussed the NCAA's sports wagering policy that Divisions I and III previously approved. After deliberate discussions

and consideration of the alternatives, the Presidents Council agreed to recommend the following policy for Division II effective June 1, which states:

"No session of an NCAA championship may be conducted in a metropolitan area with legal wagering that is based upon the outcome of any event (i.e., high school, college or professional) in a sport in which the NCAA conducts a championship."

(2) Presidents Council election. Elected Dorothy Leland, Georgia College and State University, as its newest representative from Region 2. President Leland will complete the rest of Tom Harden's term of office, which would have ended in January 2010, and serve an additional four-year term of office.

(3) Division II Strategic Positioning Platform. Spanish-speaking members of the Division II Management Council and the NCAA staff have collaborated on the translation of the Division II Strategic Positioning Platform into Spanish. The division is in the process of having the platform reproduced and made available to member schools in Puerto Rico, as well as others in the United States that customarily serve those whose primary language is Spanish. Additionally, Division II is looking into the feasibility of conducting a meeting in October between the Division II Presidents Council and presidents/chancellors of Hispanic-serving institutions to discuss other ways the division can assist in making their Division II membership more meaningful and useful to their students.

(4) NCAA Bylaw 17 (playing seasons). At its Wednesday evening meeting with Division II conference board chairs, the Presidents Council began deliberations on how Bylaw 17 can be better brought into alignment with the Division II strategic platform and, at the same time, develop better business practices to assist with institutional athletics department budgets. The Division II governance committees have begun their review of this bylaw, beginning with those areas that directly affect the strategic positioning of the division and are easily adaptable to change. Those issues that are more complex in nature will be scrutinized and adjusted for membership consideration at the 2011 NCAA Convention. All of these measures are aimed at allowing member institutions to help student-athletes live out the fundamental principle of Division II – balance. The division also will continue discussions this summer about travel policies and administrative costs for NCAA Division II championships.

(5) Central Washington softball video. Shared a video about three Division II student-athletes whose actions reflected the spirit of sportsmanship, respect, civility and honor that transcends intercollegiate athletics.

c. Division III Presidents Council. The Committee received an update on the actions of the Division III Presidents Council. These included:

(1) New members. Welcomed three new members to their first meeting: Ron Thomas from the University of Puget Sound, Jim Schmotter from Western Connecticut State University and Ken Baker from Ohio Northern University.

(2) 2009-10 budget. Approved recommendations from the Division III Strategic Planning and Finance Committee for inflationary adjustments and reallocations for the 2009-10 budget, highlighted by an inflationary increase to championships per diem and the allocation of funds to begin the Division III Identity strategic communication effort.

(3) Membership requirements and penalties. Agreed to place six institutions on probation for failure to meet conditions and obligations of membership. The Council asked the Division III Membership Committee to review the 10-year probationary period for the violation of membership requirements and develop a new sliding scale of two to five years, with greater flexibility to address mitigating circumstances. Changes to the penalty structure would be applied retroactively for any institutions currently on probation.

(4) Summary of financial aid reporting process. Received results of the first four years of the financial aid reporting process. In the reporting period including 2005-06 to 2008-09, 104 institutions underwent a comprehensive review of financial aid policies and outcomes, and 47 institutions were forwarded to enforcement services based on the Financial Aid Committee's conclusion of a financial aid violation. The vast majority of cases were deemed to be secondary violations by the enforcement services staff, but a handful of cases are under review as potential major violations.

(5) White papers and strategic considerations. Engaged in a series of strategic conversations based on recommendations in the Division III white papers issued last fall in response to membership growth. The Council focused on the following three issues:

(a) Presidential leadership. The Council endorsed, in concept, a series of recommendations that would allow it, and the broader commu-

nity of Division III presidents, to focus on more strategic issues, while empowering the Management Council to assume more leadership related to operational and administrative issues. The Council will review these concepts in August with the Presidents Advisory Group. The proposals are targeted for a membership vote at the 2011 Convention.

(b) Philosophy and identity of Division III. Division III is engaged in a comprehensive initiative to better articulate its identity, focusing on both the campus community and external constituents. The Council received a presentation on the preliminary findings of 61 interviews conducted by NCAA consultant Jeff Jacobs. The Council also conducted a valuable round table exercise to test some of those findings. The next phase of the effort is a series of surveys to be conducted in May and June. Summary findings and a communications platform will be shared with the Presidents Advisory Group in August, and an activation plan will be developed this fall. The Council intends to formally unveil its work at the 2010 Convention.

(c) Academic considerations. The Presidents Council approved the establishment of an academic reporting pilot related to student-athlete graduation rates. The division's philosophy statement calls for student-athlete academic performance to meet or exceed that of the overall student body, but the term "academic success" has not been defined nor have measures for success been established. Division III institutions are not required to calculate or submit separate student-athlete graduation rates because they do not award athletics aid. The pilot will use data for the general student body, which already is collected for federal graduation-rate calculations, and determine the additional burden, if any, of creating separate student-athlete rates. The end goal will not be punitive – the intention is not to establish minimum graduation rates or specific eligibility standards for the division or establish related penalties. Instead, the goal is to ensure that this information is available and relevant on each campus. The pilot was approved for 2010-11, but staff will explore whether implementation in 2009-10 is feasible.

6. NCAA Executive Committee Subcommittee on Gender and Diversity Issues. The Committee received the subcommittee's report, which included updates from the NCAA Committee on Women's Athletics and the NCAA Minority Opportunities and Interests

Committee. The subcommittee also heard a report on the Association's diversity awards program and discussed how to use the award to create greater awareness by presidents

and chancellors. The subcommittee received an overview of a research study designed to measure career aspirations and perceptions of careers in intercollegiate athletics among females. The study, Gender Equity in College Coaching and Administration – Perceived Barriers (Barriers 2007-08), seeks to outline the factors that continue to influence women's careers, motivate women to seek careers in intercollegiate athletics, and to identify potential obstacles institutions may face in recruiting and retaining women in coaching, administrative and officiating positions. The subcommittee will continue to discuss this issue at its next meeting.

7. NCAA Executive Committee Administrative Subcommittee. The Committee received a report on actions taken by the Administrative Subcommittee during its recent teleconference. It was noted that the Administrative Subcommittee adopted a resolution to extend the term of Adams as chair of the Executive Committee through April 2010.

8. Executive session. The Committee convened a brief executive session to discuss employment matters.

9. Future meetings. The Committee reviewed its future meetings schedule.

10. Adjournment. Adams adjourned the meeting at 5:10 p.m.

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