A G E N D A

National Collegiate Athletic Association

Minority Opportunities and Interests Committee

NCAA national office Hall of Champions / Champion Hall February 3, 2010

1. Welcome and acknowledgement. (Dawn Reynolds)

2. Review mission and charge of the committee. [Supplement No. 1] (Reynolds)

3. Review of rosters. (Reynolds)

   a. Committee. [Supplement No. 2]

   b. Subcommittees. [Supplement No. 3]

4. Review of Minority Opportunities and Interests (MOIC) report. [Supplement No. 4] (Reynolds)

5. Review of Committee on Women's Athletics (CWA)/MOIC joint meeting report. [Supplement No. 5] (Reynolds)

6. CWA report. [Supplement No. 6] (Reynolds)

7. Division I Board of Directors/Leadership Council. [Supplement No. 7] (Reynolds)

8. Division's II and III Management Council/Presidents Council. [Supplement Nos. 8 and 9] (Reynolds)

9. Diversity and Inclusion, Gender Equity Framework. [Supplement Nos. 10 and 11] Charlotte Westerhaus and Karen Morrison)

10. Diversity and NCAA football coaches hiring. [Supplement No. 12] (Westerhaus)

11. Senior Minority Athletics Administration Designation. (Leah Kareti)

12. Academic Progress Rate (APR). [Supplement No. 13] (Tiese Roxbury)

13. Faculty Athletics Representatives Association (FARA) discussion. (Reynolds)

14. New peer-reviewers for the athletics certification process. (Abigail Renaker)

15. Strategic planning review discussion. [Supplement Nos. 14 and 15] (Troy Arthur and Robyn Rickenbach)

A G E N D A

National Collegiate Athletic Association

Minority Opportunities and Interests Committee

NCAA national office Hall of Champions / Champion Hall February 4, 2010

1. Strategic planning review discussion. [Supplement Nos. 14 and 15] (Troy Arthur and Robyn Rickenbach)

2. Programmatic updates. (Kimberly Ford)

   a. Leadership Institute for Ethnic Minority Males and Females.

   b. Internship program.

3. Other business.

4. Next meeting dates:

   a. July 12-13, 2010, Indianapolis, Indiana.

   b. September 21-22, 2010, Indianapolis, Indiana.

5. Adjournment.

The National Collegiate Athletic Association
January 25, 2010 TLA:cau

MINORITY OPPORTUNITIES AND INTERESTS COMMITTEE MISSION STATEMENT

Mission Statement

The NCAA Minority Opportunities and Interests Committee was formed by the Association in January 1991 to review issues related to the interests of ethnic minorities and women. The issues focus on the education and welfare of minority student-athletes, as well as the enhancement of opportunities for ethnic minorities and women in coaching, athletics administration, officiating and the NCAA governance structure.

Objectives

- To facilitate and ensure the Association's commitment to diversity and ethnic minority enhancement by member institutions and other parties associated with intercollegiate athletics.
- To enhance and maintain the committee's visibility in all divisions of the membership.
- To review reports from the association's members, NCAA national office and divisional governance body regarding its compliance with the NCAA Constitution, specifically the principles of nondiscrimination, sportsmanship and ethical conduct and cultural diversity and gender equity.
- To be proactive in developing and responding to opportunities that encourages diversity and ethnic minority and gender enhancement.
- To encourage and solicit support for ethnic minority enhancement from the NCAA Foundation and other private and public organizations.
- To develop innovative ways of promoting ethnic minority student-athlete enhancement at academic and professional levels.

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REPORT OF THE MINORITY OPPORTUNITIES AND INTERESTS COMMITTEE SEPTEMBER 14 – 15, 2009

ACTION ITEMS

1. Legislative Items.

None.

2. Nonlegislative Items.

None.

INFORMATIONAL ITEMS

Division I only.

1. Review of the Division I Board of Directors/Leadership Council Report. The Division I staff provided an update from the March 2009 meeting. The staff noted the Division I Board of Directors charged the Division I Leadership Council to seek and identify strategies to enhance the level of gender, racial, ethnic and positional diversity serving at the Division I cabinet and council levels. The staff noted that the Division I Board of Directors wants more diversity at the council and cabinet levels. As a result, the committee had a discussion about the topic of diversity at the cabinet and council levels.

Association-wide.

2. Review of the July, 2009 MOIC Report. The chair reviewed the work that has been accomplished by the committee regarding the strategic plan for MOIC. The chair discussed the various subcommittees that have been developed to assist the committee in the development of a comprehensive plan that would meet the needs of the membership.

Additionally, the committee discussed correspondence with the Faculty Athletics Representative Association (FARA) and stressed its continued efforts to have work with FARA. Further, the chair wanted to continue dialogue with FARA so that MOIC and FARA can work collaboratively to address the concerns that MOIC has regarding the lack of representation of ethnic minorities within faculty athletics representative positions. The committee continues to discuss ways to support educational efforts regarding Sudden Cardiac Arrest (SCA).

3. **Review of the Committee on Women's Athletics (CWA) report**. The chair noted that CWA discussed the programmatic and legislative recommendations from the Diversity Leadership Strategic Planning Committee (DLSPC) and what initiatives CWA wanted to address. The chair also noted that CWA is continuing to have discussions within Divisions I and II regarding the development of increasing sports sponsorship of equestrian and sand volleyball.

4. **Strategic planning review discussion**. The committee has gone through the process of revising its strategic plan to determine the committee's goals and whether their priorities will better serve the needs of the membership. The committee further noted that it wanted to establish both short and long-term priorities in the plan. Further, the committee discussed the importance of having outcomes that are measurable in the plan. The committee discussed the possibility of the use of a consultant to determine whether their plan communicates its intended results.

5. **Policies and procedures manual**. The committee reviewed its policies and procedures manual and noted that it should be located on the MOIC Collaboration Zone. The committee also discussed the orientation telephone conference that was held for new committee members and the mentoring program established for new committee members. It was the sense of the committee that these new initiatives will assist in the efficiency and effectiveness of the committee long term.

6. **Perceived diversity barriers to athletics.** The staff provided an update on the research process and objectives for a study that focuses on the barriers for ethnic minorities in obtaining and pursuing careers in athletics.

   The objectives of the study are to determine what factors influence career choices in athletics, determine what motivates individuals to seek careers in intercollegiate athletics and to determine the potential obstacles institutions face in recruiting and retaining racial and ethnic minorities in coaching and administration. The timeline for the process includes the development of the methodology and constructs, survey development, review by multiple constituent groups, data collection and a final report. The study should be completed with results being issued by spring 2011.

7. FARA discussion. The committee discussed the organizational structure of FARA. The chair noted that FARA and MOIC will be involved in facilitating discussions pertaining to improving diversity in faculty athletics representative positions. It was noted that there are challenges to enhancing diversity in faculty athletics representatives based on the lack of ethnic minority faculty, however, the chair indicated some steps can be taken to improve the current demographic.

8. Program updates.

a. Football Coaches. Staff provided the committee with the data regarding the number of ethnic minorities' head football coaches in all three divisions due to the current low number of ethnic minority head football coaches at NCAA member institutions. Staff informed the committee that three programs geared toward professional development for football coaches occurred this spring and summer. These programs assist coaches with career advancement strategies, networking and exposure opportunities. The three programs had a total of 57 coaches participate.

b. Division III. The committee heard a report on Diversity in Athletics: An Assessment of Exemplars and Institutional Best Practices. The committee discussed the plans for the 2010 NCAA Convention in Atlanta, Georgia and the Division III award winners for each of the identified categories and overall winners based on the research of Dr. George Cunningham and John Singer Laboratory for Diversity in Sport, Texas A&M University.

c. Fellows Leadership Development Program. The committee heard a program update regarding the Fellows Leadership Development Program. The Fellows program is an 18-month program and was developed with the specific goal of enhancing the employment and leadership opportunities for racial/ethnic minorities and women at the senior management level of intercollegiate athletics administration. Fellows will attend the 2010 NCAA Convention, workshops, seminars and other Association-related meetings.

The program's initial meeting was held January 13, 2009, at the NCAA Convention in Washington D.C., and was followed by a media training seminar April 14 and 15, 2009, at the NCAA national office. The current 2009-10 Fellows class has 10 participants.

During its discussion of the Fellows Leadership Development program, the committee voted that no sitting athletics directors or commissioners be allowed to participate in the program, regardless of the size of the applicant pool. The committee noted that the overall goal is to get participants prepared to be future athletics directors and commissioners.

d. Matching Grants for Minority Women Coaches. The committee received a report from the Grants for Advancement of Minority Women Coaches program. Through the matching grant program, the NCAA will annually provide grants to support the development of minority women coaches and officials in intercollegiate athletics. Coaches associations and other organizations focusing on the development of minority women, as well as ethnic minorities and women coaches and officials at all levels are eligible to apply for grant funds. For the 2008-09 academic year, 14 grants were requested.

9. Other Business.

a. It was voted that Dawn Reynolds, associate athletics director of business operations at the University of Miami of Florida, will replace Rudy Keeling as chair of MOIC.

b. The committee will obtain nominations and vote on a vice chair in the near future.

c. The committee noted that as it relates to areas of diversity, it should try to work collaboratively with the National Association of Diversity Offices in Higher Education. Further discussion about this topic will be discussed at the next MOIC meeting.

10. Future Meeting Dates and Sites.

a. February 3-4, 2010. Indianapolis, Indiana.

b. July 12-13, 2010. Indianapolis, Indiana.

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Staff Liaison(s): *Troy Arthur, Diversity and Inclusion*
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SUPPLEMENT NO. 5

REPORT OF THE NCAA MINORITY OPPORTUNITIES AND INTERESTS COMMITTEE AND COMMITTEE ON WOMEN'S ATHLETICS JOINT MEETING SEPTEMBER 14, 2009

ACTION ITEMS

1. Legislative Items.

None.

2. Nonlegislative Items.

None.

INFORMATIONAL ITEMS

Association-wide.

1. Review of the January 2008 Committee on Women's Athletics (CWA) and Minority Opportunities and Interests Committee (MOIC) joint report. MOIC noted the Divisions II and III Membership Institutional Self-Study Guide as a continued area of interest. MOIC also discussed the draft letters to the Membership Committees of Divisions II and III. The letters asked the respective committees to consider whether their institutions are enhancing diversity and inclusion through their full-time professional administrative positions. MOIC also highlighted letters that were sent to the Faculty Athletics Representative Association (FARA) and the NCAA senior vice president of championships which addressed developing best practices to attract and retain racial and ethnic minorities and women within the ranks of faculty athletics representatives and senior women administrators.

CWA highlighted the continuing work on emerging sports for women. CWA noted in their report that a video that will be available through the NCAA web site is being developed that will explain the emerging sport process and will have current emerging sport representatives discuss their sport. The sports of squash and equestrian have developed action plans to pursue sponsorship growth, and new sports are seeking information about proposing inclusion on the list of emerging sports. CWA has continued to refine its strategic plan. Educational resources projected for the year ahead include gender equity planning best practices and a web-based system for gender equity training.

2. **Budget process and mutual issues.** There were no budgetary items identified for either group at this time. Regarding the NCAA Women's Leadership Symposium, the staff noted that there were 162 participants registered for the symposium, which was designed as an educational experience for professional women new to working in intercollegiate athletics administration and coaching and students aspiring to a career in college athletics. The symposium received high marks on evaluations and will be taken to Tampa and the west region in 2010.

3. **Review of NCAA Diversity and Gender Professional Development Programming.** The staff provided an update on the review currently taking place in the national office of the gender, equity and diversity programs. The staff discussed that there are 19 programs being reviewed to determine the overall effectiveness of the programs and to determine whether the Association's diversity programming is in synergy with the Association's strategic plan and mission. The NCAA Executive Committee will receive an update during its October meeting.

4. **Executive Committee Subcommittee on Gender and Diversity Issues Report.** Charlotte Westerhaus, vice president of diversity and inclusion, provided a review of the report. Westerhaus noted that the subcommittee continues to discuss issues related to diversity and gender representation within the governance structure, specifically as it impacts association-wide committees. Westerhaus also noted that the subcommittee heard a report on diversity in athletics: An Assessment of Exemplars and Institutional Best Practices from the research of Dr. George Cunningham and John Singer, Laboratory for Diversity in Sport, Texas A&M University. The subcommittee also learned the methodology and construct related to how the data was gathered for the diversity awards compared to the NCAA research department. The subcommittee discussed how to use the award to create greater awareness by presidents and chancellors.

5. **Women of Color Symposium.** The participants in the symposium made recommendations on how to enhance more women of color in the organizational structure of intercollegiate athletics, which were highlighted in the report that both committees received. Both MOIC and CWA will explore these recommendations more fully in upcoming meetings and as the internal programmatic review is completed.

6. Divisions I, II and III Student-Athlete Advisory Committee (SAAC) reports. The staff provided a review of each divisional SAAC report.

a. Division I. The staff noted the cost saving initiatives that Division I is focusing on and various modes of electronic communication that can be utilized to communicate with student-athletes. The staff discussed the impact of budget reductions on student-athlete well-being and will draft a document highlighting student-athlete well-being priorities. The staff also discussed the Men's Basketball Academic Enhancement Group's efforts to improve academic performance through summer school enrollment. The committee determined that more direct input from men's basketball student-athletes is necessary before taking a formal position.

b. Division II. The staff noted that the Division II SAAC spoke with Dr. Stephen Jordan, Chair, Division II President's Council at length regarding Bylaw 17. Division II SAAC expressed thoughts and concerns related to shortening season schedules in some sports, pushing back start dates for fall sports, and the budget impacts and university efficiencies that could result from the proposed changes. The staff also discussed the partnership with the Make-A-Wish Foundation. As of July 13, 2009 Division II institutions had raised more than $330,000 during the 2008-09 academic year, surpassing the total of $316,000 raised by Division II institutions during the 2007-08 academic year.

c. Division III. Drug Testing and Education Pilot. The staff provided an update on the drug education and testing pilot. The staff discussed potential drug testing models and distinguished testing for well-being purposes from testing for competitive equity purposes. The Division III SAAC further considered whether testing would serve as a deterrent to drug use. Several education-related questions were raised and the committee requested that a medical and health expert meet with the committee at its November in-person meeting.

The Division III SAAC also discussed and considered Division III's identity and the ongoing initiative to better define and articulate that identity.

7. Research Issues.

a. Perceived barriers. The staff provided a historical view on membership demographics trends. The staff also tied the trends to the previous research commissioned by CWA and the subsequent request from MOIC to study barriers for racial/ethnic minority groups. The staff updated the groups regarding the research process and objectives for the new study focusing on barriers for minority groups in obtaining and pursuing careers in athletics. The objectives of the study are to determine what factors influence career choice, determine what motivates individuals to seek careers in intercollegiate athletics, and to determine the potential obstacles institutions may face in recruiting and retaining women and racial/ethnic minorities in coaching and administration. The timeline for the process includes the development of methodology and constructs, survey development and review by multiple constituent groups, data collection and a final report to be completed by spring of 2011.

b. NCAA research on the diversity of institutional and conference staffs**.** NCAA research staff reported on the demographics of both institutional and conference office staffs. While overall women made gains, those numbers reveal decreases in women's representation at the highest levels of administration. CWA has requested MOIC consider pulling SWA and Administrative Assistant data from the overall numbers, so the research more accurately portrays the number of women in professional administrative positions.

c. Campus climate update. The staff discussed the purpose of the study is to understand student-athletes' perceptions and experiences of the campus climate. The staff felt that this knowledge will assist researchers and administrators better understand how climate influences academic and athletic success. Further, the staff noted that having knowledge about these factors will assist in determining what factors enhance or inhibit academic performance rates, graduation rates and the retention of student-athletes.

8. Governance Updates.

a. Division I. The Division I staff provided an update from the March 2009 meeting. The staff noted the Division I Board of Directors charged the Division I Leadership Council to seek and identify strategies to enhance the level of gender, racial, ethnic and positional diversity serving at the Division I cabinet and council levels.

The staff noted that the Division I Board of Directors wants more diversity at the council and cabinet levels. As a result, the committee had a discussion about the topic of diversity at the cabinet and council levels.

b. Division II. The Division II staff provided the committee with a copy of its new strategic plan for Division II. In the plan, the staff identified the priorities of Division II. Division II also partnered with the Minority and Opportunities Athletic Association (MOAA) to provide the Division II Governance Academy. The academy was developed to assist minority administrators with their professional development and also to introduce them to the Division II governance structure. The academy was attended by over 20 participants with the majority of Division II Conferences sending at least one representative. The staff discussed that the Division II Management Council agreed to recommend that the Presidents Council sponsor legislation for the 2010 NCAA Convention to amend NCAA Bylaws 15.5 (maximum institutional grant-in-aid limitations by sport), 17 (playing and practice seasons) and 20.10.3.5 (minimum contests and participants requirements for sports sponsorship) to establish the maximum institutional grant-in-aid equivalency limit, the playing- and practice-season regulations and the minimum contests and participants requirement for sports sponsorship for sand volleyball, effective August 1, 2010.

c. Division III. The Division III Management Council addressed the expectations for presidential leadership and involvement at the campus, conference and national levels. Further staff discussed the need to establish greater strategic focus and legislative authority within the Division III governance structure for presidents, as well as for the Presidents Council in consultation with the Chancellor/Presidents Advisory Group (PAG). Division III Management Council also discussed the need for creating strategies to increase and diversify the pool of candidates for Division III committee service and reviewed the Division III programs that support gender equity and diversity to determine whether programming objectives are being met.

9. Careers in Athletics. The staff provided and overview of the Career in Sports Forum. The National Student-Athlete Development Conference is changing its name to the Career in Sports Forum beginning in 2010. The Forum, which is sponsored by the educational affairs department will be conducted May 11-14, 2010, in Indianapolis, Indiana and will expose student-athletes to careers in sports, specifically collegiate athletics. The shift in programming is an effort to diversify the experience of NCAA student-athletes during their time in college.

While previous programming focused on personal development (life during college), the forum will focus on career development (life in college and beyond). The forum will teach foundational skills such as communication, networking resume writing, interviewing skills, recruiting, managing culture change, transitioning and budgeting. Participants will develop action plans for personal growth, learn realistic views of the roles of coaches and administrators, and will discuss careers in college athletics.

10. Competitive Safeguards and Medical Aspects of Sports Committee (CSMAS) Staff provided a report regarding the educational efforts related to Sudden Cardiac Arrest (SCA) across the Association. Further, staff asked MOIC and CWA to consider working with CSMAS to determine ways to continue educational efforts.

Committee Chairs: *Rudy Keeling, Eastern College Athletic Conference*
Faith Shearer, Associate Director of Athletics/SWA Elon University
Staff Liaisons : *Troy Arthur, Diversity and Inclusion*
Karen Morrison, Gender Initiatives
Nicole Bracken, Research
Kimberly Ford, Diversity and Inclusion
Joyce Thompson, Enforcement

REPORT OF THE NCAA COMMITTEE ON WOMEN'S ATHLETICS September 13-15, 2009

***ACTION ITEMS*.**

1. Legislative Items.

- None.

2. Nonlegislative Items.

Divisions I and II only

a. Division I Dashboard Indicators and Division II Dashboard Indicators: Inclusion of Gender Equity and Financial Aid Indicators

(1) Recommendation. The Committee on Women's Athletics recommends that the appropriate governance bodies add the following components to the Division I Dashboard Indicators and Division II Dashboard Indicators.

i. Division I: gender equity as an indicator (e.g., participants, financial aid, recruiting and operating budgets)

ii. Division II: current gender equity and athletically related financial aid as indicators.

(2) Rationale. These NCAA systems are being used by institutional presidents and chancellors and other leaders on campus on a regular basis with the feedback from users being very positive. Making available gender equity and financial aid information within these same systems and at the fingertips of campus decision-makers will ensure they are informed while assessing other components about athletics departments as decisions are made about resource allocation, funding, etc. It was reported that there is over an 80% usage rate by the Division I membership for the Dashboard Indicators system. It is anticipated that the Division II system will also see a high usage rate.

(3) Estimated Budget Impact. Minimal for programming gender equity component of the systems.

(4) Student-Athlete Impact. Not applicable.

INFORMATIONAL ITEMS.

1. **New Committee Members.** The committee welcomed Monique Carroll, University of Arkansas, Pine Bluff and Division I Student-Athlete Advisory Committee member and Amy Chen, Newbury College and Division II Student-Athlete Advisory Committee member.

2. **Strategic Planning.** The committee engaged in a strategic planning exercise with Robyn Rickenbach, Springboard International Inc. The exercise included focusing on the committee's vision, trends, a SLOT (strengths, limitations, opportunities and threats) analysis, a review if the 2009-10 proposed objectives and how the committee will measure success. The committee will continue to develop its strategic plan over the next several months.

3. **Emerging Sports for Women Program Updates.**

a. **Sand Volleyball**. Division I adopted NCAA Division I Proposal No. 2008-59 (addition of sand volleyball to the emerging sports for women list), effective August 1, 2010. The proposal received more than the necessary 30 override votes from the Division I membership and, therefore, an override vote of the proposal will occur during the NCAA 2010 Convention. The committee noted its continued support for the addition of sand volleyball to the emerging sports for women list and plans to develop a "Q & A" document to help ensure that accurate information about the sport is available to the Division I membership prior to the override vote. In particular the committee will note:

(1) Per the most recent report from the Sporting Good Manufacturer's Association (SGMA), participation in beach volleyball grew by 7.6% from 2007 to 2008 and has grown 25.8% in the last two years.

(2) In terms of participants, beach volleyball added 293,000 overall. Female participants under the age of 18 totaled 217,000 in 2007 and 240,000 in 2008. 64% of those participants report playing beach but not indoor volleyball.

(3) Beach volleyball and equestrian are the only two sports on the list in which there are considerably more females than males competing in the under-18 age groups.

(4) Collegiately, in 2009 the number of sand volleyball events and participants again doubled from 2008 levels with the largest event being the 200-player Fiesta on Siesta Key in Florida, and the most high-profile being the third annual CBS College Alt Games Collegiate Beach Championships in California.

(5) CWA received copies of support letters for sand volleyball sent to the Division I Legislative Council from the US Olympic Committee and the Women's Sports Foundation.

(6) At the request of the Big Ten Conference, the committee engaged in a full discussion about the process of identifying new emerging sports and membership discussion of proposals, as well as whether sand volleyball should be structured as a fall or spring championship sport.

i. The committee discussed ways to highlight the details of emerging sport proposals for the membership, but supported the current governance and communication structure for such proposals. CWA noted that it published the full sand volleyball proposal (which included suggestions for financial aid, playing and practice season rules, countable coaches, competitive rules, program facilities and budget projections for conducting a sand programs) online immediately after receipt in July 2008. The committee forwarded the proposal to all three divisions for consideration, and felt that process allows for divisional debate consistent with other legislative proposals.

ii. The CWA agrees that there has been confusing rumor about the proposed structure of sand volleyball. The committee noted however that all regulations and competitive rules are drafted by and approved by the membership. No rules have been set in place…the membership is free to craft the sport's structure as most appropriate for student-athlete well-being, cost containment and competitive equity; and is doing so currently.

iii. The committee continued to support sand volleyball being a spring championship sport, noting that if it were conducted in the fall it would limit student-athlete participation opportunities and present resource issues for institutions that chose to sponsor sand and indoor volleyball (e.g., coaching and personnel, facilities). Further, the

committee observed that while sand volleyball will be played both indoors and outdoors, if conducted as a fall championship sport, weather conditions would be moving toward colder conditions as the championship approached.

(7) Division II will consider NCAA Division II Proposal No. 2010-7, which would establish the maximum institutional grant-in-aid equivalency limit, the playing and practice season regulations and the minimum contests and participant requirements for sports sponsorship, at the 2010 NCAA Convention.

b. **Squash**. The committee reviewed the College Squash Association's Women's Squash Team Development Report. The committee requested additional information be gathered for its next meeting.

c. **Equestrian**. Equestrian has now reached 10 years of being on the list of emerging sport for women. Sponsorship went up from 2006-07 to 23 Division I and II programs in 2008-09. The committee received a presentation from Megan McGee, Head Coach at South Dakota State University, and Varsity Equestrian. She presented the committee with data on the current status of the sport and the group conferred about strategies to increase the number of Divisions I and II institution's that sponsor equestrian. Varsity Equestrian will be sending representatives to the NCAA Convention to provide institutional decision-makers with informational resources regarding the sport, its structure and benefits. The committee suggested that Varsity Equestrian contact institutions that offer club programs but have not transitioned those programs to varsity status to find out why that transition has not occurred. The committee also suggested that Varsity Equestrian gather information as to why some 50 NCAA Division I institutions are competing within the IHSA but not deciding to declare the sport as NCAA varsity programs.

(1) The committee will request an action plan be submitted from Varsity Equestrian to keep the sport on the list.

(2) The committee requested NCAA staff to develop methods for promoting the sport, including increased championship coverage by NCAA news mediums.

d. Other emerging sport interest.

(1) **Competitive Cheer**. The committee reviewed the history of competitive cheer as well as the Office for Civil Rights 1975 assessment of cheerleading as a support activity and recent communication that competitive cheer can be recognized as a sport, in a case-by-case analysis and based upon structuring a program in which participants dedicate 100% of their time to the competitive team (i.e., no sideline cheering activities)

The committee was informed that a conference call occurred with institutions that offer competitive cheer as a varsity sport. The group indicated intent to develop a full proposal for CWA to consider adding competitive cheer to the emerging sport for women list. The committee discussed issues they would like to see addressed in the request. Those included addressing potential risk management issues and specific participant demographical information.

(2) **Triathlon**. The committee reviewed a preliminary proposal relating to the addition of triathlon to the emerging sport for women list. Staff noted that the process and what is required for the committee to evaluate a formal proposal has been articulated to the triathlon representatives. It was noted that there is a strong amateur club infrastructure, including at the youth level. The committee was requested to review the initial proposal and submit questions/issues to be responded to such as cost implications, playing and practice season and financial aid issues and anticipated number of cross-over student-athletes, and including health and safety issues.

4. **Review of NCAA Divisions I, II and III Legislative Proposals.** The slate of proposals in all three divisions related to the committee's mission was reviewed. No formal positions were taken by the committee at this time.

5. **Development of Female Game Officials.** The committee engaged in a discussion about strategies for increasing the pool of female game officials. CWA is interested in development of an officiating informational website by the NCAA and information to distribute to student-athletes about such opportunities, both as avocation and career.

6. **NCAA Woman of the Year.** The committee received an update regarding the 2009 NCAA Woman of the Year, including statistics related to the conference nominations, nominee demographics and plans for this year's award dinner and honoree activities on the weekend of October 17-18, 2009. It was noted that there will be an NCAA Champion magazine article about Woman of the Year award and process. CWA supported requesting a $10,000 post-graduate scholarship to the winner of the award, starting in the 2011 academic year.

7. **Updates on Women's Professional Development Opportunities.** The committee received an update on the following programs. The committee supports maintaining budget support for these programs in the next cycle.

   a. NCAA Women Coaches Academy**.** The committee reviewed the participant demographical information relating to the NCAA Women Coaches Academies. It was noted that regional continuing education events were offered during the summer 2009 and participant feedback was very positive. The Dimension II graduates program will be offered in the spring of 2010, possibly in the Boston area.

   b. NCAA Leadership Institute for Ethnic Minority Males and Females. The committee reviewed the participant demographical information relating to the NCAA Leadership Institute for Ethnic Minority Males and Females. There are 23 2009-10 participants with 11 males, 12 females, 15 from Division I, 6 from Division II and two NCAA staff. In addition, there are 17 African Americans, four Latino/Hispanics and two Asians in the program.

   c. NCAA Women's Leadership Symposiums. The committee received an update regarding the success of the 2009 Leadership Symposium held in Boston, Massachusetts and plans for the 2010 symposiums to take place in Tampa, Florida and in the west.

   d. Careers in Athletics. The committee discussed national office plans to conduct training events and provide resources targeting student-athletes and female students with information and encouragement to explore careers in athletics.

   e. NACWAA Institutes. The committee reviewed the programming history and financing, and supported recommendations for adjustments to future efforts.

8. Title IX Update. The committee received an update on the following Title IX related matters: Recent court cases; changes to the federal government EADA manual; Department of Education activity; and an anticipated U. S. Commission on Civil Rights report.

9. Research Issues.

a. The committee received an overview of the data associated with the Division I Academic Performance Program. Staff shared that female student-athletes graduate at a higher rate than male student-athletes and male and female students. Women's squads tend to have higher academic performance rates, eligibility and retention rates than men's squads. Women's sports have a lower percentage of 0/2's than men's sports, but there is an increasing number of 0/2's in women's basketball, soccer and indoor and outdoor track.

b. In its joint meeting with the Minority Opportunities and Interests Committee, CWA reviewed recent conference and institutional personnel demographics reports. CWA recommended that MOIC pull administrative assistant and SWA data out as separate report items to appropriately track professional management positions and not double-counting those designated as SWA but filling a position otherwise tracked.

c. The committee recommends gathering current data about senior woman administrators to evaluate their inclusion on senior staff in athletic departments and the provision of appropriate resources, time and title to fulfill their expected role.

10. Other Business.

a. Women of Color Symposium recommendations. The CWA and joint meeting agenda included a review of recommendations coming from the May 2009 Women of Color Symposium. CWA will continue these discussions after the NCAA completes its programmatic review.

b. 2010 Convention topics. It was noted that staff is working with the Olympic Sports Liaison Committee to develop an association wide session relating to at-risk sports. Division II will conduct a gender equity planning session.

c. Gender Equity Resource Center. Plans include new resources: gender equity planning best practices, a web-based gender equity training resource, Title IX case studies, Title IX Coordinator brochure.

11. Future Meeting Dates and Sites.

a. February 11, 2010, Conference Call.

b. May 23-25, 2010, Cambridge, MA

Committee Chair: Faith Shearer, Elon University
Staff Liaison(s): Karen Morrison, Gender Initiatives
Kimberly Ford, Diversity and Inclusion
Lynn Holzman, Academic and Membership Affairs

SUPPLEMENT NO. 7

REPORT OF THE NATIONAL COLLEGIATE ATHLETIC ASSOCIATION DIVISION I LEADERSHIP COUNCIL JANUARY 14, 2010, MEETING

- ***ACTION ITEMS*.**

Enhancing the Level of Diversity in the Division I Governance Structure. The Leadership Council continued its discussions regarding methods to enhance gender and ethnic minority and positional representation among those serving in the Division I governance structure.

Recommendations: That the Board of Directors consider a slate of FBS nominations in April for all eight councils and cabinets that meet the following requirements (Terms on these bodies for FBS representatives expire in April and June 2010):

a. Apply the current gender (35%) and ethnic minority (20%) minimum requirements to **each** council and cabinet independently.

b. Apply a new minimum positional requirement for athletics directors (20%) and faculty athletics representatives (20%) to **each** council and cabinet independently.

c. Determine that the requirements of a and b above apply to the combined FCS and Division I, effective with FCS and Division I term expirations in April and June 2012. [Note: It is recommended that all the FCS and Division I terms on councils and cabinets expire during the same year in order to enable those conference to work together in submitting nominations that would meet the new diversity requirements.

d. That the Board adopt appropriate emergency legislation in April 2010 to implement these policies.

- ***INFORMATION ITEMS***

1. **Update on President's search**. Wally Renfro, NCAA vice president and senior advisor to the president, and Dan Parker, of Parker Executive Search, updated the group on the search process for the next NCAA president. The group was asked to comment regarding desired characteristics of a new president and individuals were invited to contact Dan Parker to provide input.

2. **Discussion with the chairs of the Academic, Awards, Benefits, Expenses and Financial Aid, and Recruiting and Athletic Personnel Issues Cabinets**. The Leadership Council received reports from the chairs of the Academic; Awards,

Benefits, Expenses and Financial Aid, and Recruiting and Athletic Personnel Issues Cabinets. The Council applauded the work of the cabinets, encouraged them to continue with their planned agenda items and noted that the Council looks forward to future updates regarding their work.

3. **Championships/Sports Management Cabinet recommendation regarding endangered sports**. The Leadership Council reviewed a recommendation from the Championships/Sports Management Cabinet to appoint a working group to discuss and review issues related to endangered sports and sports that face challenges to their growth. After some discussion, the Leadership Council agreed to refer this issue to the Olympic Sports Liaison Committee for further review.

4. **Consideration of Recommended Division I Membership Principles and Standards**. The Leadership Council completed its work on the development of new membership standards for aspiring members of Division I. The Council will present a formal report of its recommendations to the Board of Directors in April and make the report available for conferences to review during their 2010 spring meetings. Appropriate legislative proposals will be developed for Board sponsorship and consideration in the 2010-11 legislative cycle.

5. **Legislative items in the 2009-10 cycle of potential interest to the Leadership Council.** Joseph D'Antonio, chair of the Legislative Council, updated the group on various actions taken during the Council's January 13-14, 2010, meeting.

6. **Report from the Division I Student-Athlete Advisory Committee.** Division I Student-Athlete Advisory Committee chair Matthew Baysinger presented a report of the committee's recent meeting and priorities for the upcoming year. Given this was Baysinger's last meeting as chair, the Leadership Council thanked him for his service and commended him for his work in representing Division I student-athletes.

7. **Future Meetings**.

   a. March 23, 2010, Indianapolis, Indiana.
   b. July 2010, Conference call TBD.
   c. October 5, 2010, Indianapolis, Indiana.

Legislative Council chair: Damon Evans, University of Georgia
Staff Liaisons: S. David Berst, Division I governance
Jacqueline Campbell, Division I governance
Kevin Lennon, academic and membership affairs

SUPPLEMENT NO. 8

SUMMARY OF FALL 2009 QUARTERLY MEETINGS

The National Collegiate Athletic Association

Division II Management Council **October 19-20, 2009** **Indianapolis, Indiana**		**Division II Presidents Council** **October 29, 2009** **Indianapolis, Indiana**

PARTICIPANTS

Darrell Axtell, Saint Martin's University Robert Boerigter, Northwest Missouri State University Kathleen Brasfield, Angelo State University Rick Cole, Dowling College Bob Fortosis, Eckerd College Tim Griggs, Coker College Barbara Hannum, Hawaii Pacific University Stephanie Harrison-Dyer, Albany State University Ann Jirkovsky, Bellarmine University Ann Martin, Regis University Wendy Taylor May, University of California, San Diego Sandra Michael, Holy Family University Frances Nee, Indiana University of Pennsylvania Lloyd Raymond, Northern Sun Intercollegiate Conference *(vice-chair)* Herb Reinhard, Valdosta State University David Riggins, Mars Hill College Julie Ruppert, Northeast-10 Conference Tim Selgo, Grand Valley State University *(chair)* Karen I. Soto, University of Puerto Rico at Mayaguez Brenda Stevens, University of Charleston (WV) Glenn D. Stokes, Columbus State University Kathleen Turner, Oklahoma Panhandle State University Sherman Ward, Virginia State University Willie Washington, Benedict College		Drew Bogner, Molloy College Mickey Burnim, Bowie State University Philip P. Gerbino, University of the Sciences in Philadelphia Joseph P. Grunenwald, Clarion University of Pennsylvania Stephen Jordan, Metropolitan State College of Denver *(chair)* Dorothy Leland, Georgia College and State University Carolyn Mahoney, Lincoln University (Missouri) Ernest McNealey, Stillman College Nancy Moody, Tusculum College Cheryl Norton, Southern Connecticut State University J. Patrick O'Brien, West Texas A&M University Beverley J. Pitts, University of Indianapolis *(vice chair)* Judith Ramaley, Winona State University David Rankin, Southern Arkansas University Hamid Shirvani, California State University, Stanislaus Tim Selgo, Grand Valley State University

ABSENTEES

Suzanne Sanregret, Michigan Tech University

OTHER PARTICIPANTS

Linda Andrzjewski, Wilmington University (Delaware)
Gary Brown, NCAA
Elsa Cole, NCAA
Jaime Fluker, NCAA
Bernard Franklin, NCAA
Jennifer Fraser, NCAA
Tamara Gingerich, NCAA
Jim Isch, NCAA
Marta Lawrence, NCAA
Delise O'Meally, NCAA
Roberta Page, NCAA
David Pickle, NCAA
Stephanie Quigg, NCAA
Mike L. Racy, NCAA
Ronnie Ramos, NCAA
Ruth Reinhardt, NCAA (*recording secretary)*
Chris Ruckdaschel, NCAA
Carl Segura, NCAA
Juanita Sheely, NCAA
Terri Steeb, NCAA
Gregg Summers, NCAA
Danielle Teetzel, NCAA
Allison Tookes, Wayne State University (Michigan)
Mary Wilfert, NCAA

Gary Brown, NCAA
Elsa Cole, NCAA
Bernard Franklin, NCAA
Jennifer Fraser, NCAA
Jim Isch, NCAA
Delise O'Meally, NCAA
Stacey Osburn, NCAA
Stephanie Quigg, NCAA
Mike Racy, NCAA
Ruth Reinhardt, NCAA *(recording secretary)*
Carl Segura, NCAA
Terri Steeb, NCAA
Gregg Summers, NCAA

1. WELCOME AND ANNOUNCEMENTS.

Management Council. The meeting was called to order at 8:02 a.m. by the chair, Tim Selgo. The chair asked for a moment of silence in memory of Dr. Myles Brand. The chair also commented on the Woman of the Year Awards Banquet, held Sunday evening. The chair noted the absence of Suzanne Sanregret due to illness. He also noted staff and introduced the two NCAA Fellows in attendance. He quickly ran through the schedule for the next two days.

Presidents Council. The meeting was called to order at 8:05 a.m. by the chair, Stephen Jordan. The chair noted 100 percent attendance for this meeting and welcomed Dorothy Leland to her first in-person meeting of the Council. He briefly talked to the Council about the search process for the new president of the NCAA, as well as the meeting held Wednesday for new candidacy members of Division II.

2. REVIEW OF PREVIOUS MINUTES.

a. Management Council Meeting--July 20-21; and Presidents Council Meeting—August 5-6, 2009.

Management Council. The Management Council approved the meeting summary of the July 20-21 Management Council meeting, as presented.

Presidents Council. The Presidents Council approved the meeting summary of the August 5-6 Presidents Council meeting, as presented.

b. Executive Committee Meeting—August 6, 2009.

Management Council. The Management Council reviewed the minutes of the August 6 Executive Committee meeting, noting the update on new membership initiatives, the championships policy related to sports wagering and the Division II Presidents Council report to the Committee . No action was necessary.

Presidents Council. The Presidents Council reviewed the minutes of the August 6 Executive Committee meeting, noting in particular the same information as above. No action was necessary.

d. Administrative Committee Actions.

Management Council. The Management Council approved the minutes of the August 26 and October 7 Administrative Committee meetings.

Presidents Council. The Presidents Council approved the minutes of the August 26 and October 7 Administrative Committee meetings.

3. DIVISION II STRATEGIC POSITIONING AND INITIATIVES.

a. Platform.

Management Council. The Management Council reviewed the strategic positioning platform. No action was necessary.

Presidents Council. No action was necessary.

b. 2009 Division II Priorities with Accomplishments.

Management Council. The Management Council reviewed the 2009 priorities, noting those accomplishments thus far this year. No action was necessary.

Presidents Council. The Presidents Council reviewed the 2009 priorities, with accomplishments noted. No action was taken.

c. 2010 Division II Priorities.

Management Council. The Management Council reviewed and endorsed the priorities for 2010, as previously approved by the Administrative Committee.

Presidents Council. The Presidents Council reviewed and endorsed the priorities for 2010, as previously approved the Administrative Committee and endorsed by the Management Council.

4. COMMITTEE RECOMMENDATIONS AFFECTING DIVISION II.

a. Association-wide Committees.

(1) Competitive Safeguards and Medical Aspects of Sports.

(a) Institutional Responsibility for Drug-Use Deterrence.

Management Council. The Management Council voted to refer back to the committee a request to sponsor legislation for the 2011 NCAA Convention that would specify that athletics staff shall be held to the same level of accountability to which student-athletes are held pertaining to knowledge of NCAA banned substances.

The Council was concerned that the recommended legislation prescribes the process/operations to be used by an institution instead of prescribing what a school is not permitted to do. Additionally, the Council had questions regarding who was intended to be the

point person on campus; what is the mechanism for staff to be made aware of the banned substance list; and what is the penalty for failure to comply with this requirement. Additionally, the Council noted that Division I and Division III were reviewing the same recommendation from the committee.

[Subsequent to the meeting, it was determined that Division I will consider the recommendation during the 2010-2011 legislative cycle and that the Division III Management Council referred the item back to the committee for further review.]

(b) Drug-Testing Notice.

Management Council. The Management Council was informed that the committee had directed Drug Free Sport to support the Management Council's recommendation to provide Division II schools with 48-hour notice for scheduled year-round drug testing. The committee will discuss the issue again at its December meeting, as more information was requested regarding the impact of the length of notification.

Presidents Council. The Presidents Council received the information. No action was necessary.

(2) Olympic Sports Liaison.

Management Council. The Management Council reviewed the committee's report. No action was taken.

Presidents Council. No action was necessary.

(3) Minority Opportunities and Interests Committee.

Management Council. The Management Council reviewed the committee's report. No formal action was taken.

Presidents Council. No action was necessary.

(4) Committee on Women's Athletics.

(a) Division II Dashboard Indicators.

Management Council. The Management Council noted the committee's request to add current gender equity and athletically related financial aid as components of the Division II Dashboard

Indicators. The Council noted that the financial dashboard indicator project is underway and agreed to refer the committee's request to the Division II Planning and Finance Committee.

Presidents Council. No action was necessary.

(b) Emerging Sports Interest.

Management Council. The Management Council reviewed the information concerning sand volleyball and competitive cheer. No action was taken.

Presidents Council. No action was necessary.

(5) Joint MOIC/CWA Committee Report.

Management Council. The Management Council reviewed the joint report. No action was taken.

Presidents Council. No action was necessary.

b. Division II Committees.

(1) Academic Requirements Committee.

(a) Bylaw 14.5.1.2—Eligibility—Transfers—Disciplinary Suspension—Disciplinary Suspension from an Institution's Team for Athletic Reasons.

Management Council. The Management Council referred back to the committee a recommendation to sponsor legislation to specify that a student-athlete who transfers to a Division II institution from a collegiate institution while the student-athlete is disqualified or suspended from the previous institution's athletics team for disciplinary reasons must complete one-calendar year of residence at the certifying institution; further, to specify that at the time of transfer, a student-athlete who transfers to a Division II institution while serving or following a disciplinary suspension from the previous institution or the previous institution's athletics team, must be athletically eligible had he or she remained at the institution from which the student-athlete transferred. The Council asked the committee to address certain questions that it has regarding the legislation, noting that the recommendation is rather broad and could have some unintended consequences.

Presidents Council. No action was necessary.

(b) Bylaw 14.5.4.2—Eligibility—Two-year College Transfers—Eligibility for Competition, Practice and Athletics Aid—Partial Qualifiers and Nonqualifiers—Transferable English and Math.

Management Council The Management Council agreed to recommend that the Presidents Council sponsor legislation for the 2011 Convention to amend Bylaw 14.5.4.2 (eligibility for competition, practice and athletics aid – all other qualifiers, partial qualifiers and nonqualifiers) to specify that in order for a transfer student-athlete from a two-year college who was a partial qualifier or a nonqualifier to be eligible for competition, practice and athletics aid during his or her first academic year in residence, he or she must have successfully completed six semester or eight quarter hours of English and three semester or four quarter hours of mathematics that are transferable toward any baccalaureate degree program at the certifying institution; further, to specify that English and math remedial courses may not be used by a student-athlete to satisfy this provision of the two-year college transfer rule. Effective August 1, 2011, for student-athletes initially enrolling full time in a collegiate institution on or after August 1, 2011.

Presidents Council. The Presidents Council agreed to sponsor the legislation, but requested that the committee review the legislation to ascertain the intent behind the current conversion of semester hours to quarter hours.

(c) **Bylaw 14.5.4.2—Eligibility—Two-Year College Transfers—Eligibility for Competition, Practice and Athletics Aid—All Other Qualifiers, Partial Qualifiers and Nonqualifiers—Exception—Two-Year College Transfers with Previous Four-Year Collegiate Attendance who Attended the Last Two-Year College as a Full-Time Student for Only One Semester or Quarter and Graduated.**

Management Council. The Management Council agreed to recommend that the Presidents Council sponsor legislation for the 2011 Convention to amend Bylaw 14.5.4.2 (eligibility for competition, practice and athletics aid—all other qualifiers, partial qualifiers and nonqualifiers) to create an exception to permit a two-year college transfer student-athlete with previous four-year collegiate attendance who attended the last two-year college as a full-time student-athlete for only one semester or quarter and graduated, to be eligible for competition, practice and athletics aid during the

first year at the certifying institution. Effective August 1, 2011, for a two-year college transfer student-athlete with previous four-year collegiate attendance enrolling at a Division II institution on or after August 1, 2011.

Presidents Council. The Presidents Council agreed to sponsor the legislation.

(d) Bylaws 14.4.1.1, 14.5.1.5 and 14.5.5.3.2—Eligibility—Transfer Regulations—Exchange Student Exception.

Management Council. The Management Council referred back to the committee the recommendation to adopt noncontroversial legislation to amend Bylaws 14.4.1.1, 14.5.1.5 and 14.5.5.3.2 to specify that a foreign exchange student or other exchange student may qualify for an exception to the one-year transfer residence requirement, provided he or she is enrolled in the certifying institution for a specified period of time as an exchange student participating in a formal and established educational exchange program recognized by the institution's academic authorities.

Presidents Council. No action was necessary.

(e) Bylaw 21.6.3—Committees—Common Committees—Committees with Governance Administration Responsibilities--International-Student Records Committee—Composition.

Management Council. The Management Council adopted noncontroversial legislation to amend Bylaw 21.6.3 (international student records committee) to specify that the NCAA International-Student Records Committee shall consist of six members, including two Division I representatives, two Division II representatives and two representatives who may be from either Division I or Division II. The Council noted that the change does not amend the current number of voting positions on the Council.

[Note that the International Student Records Committee is a common committee and that this legislation will not be effective unless the same legislation is adopted by Division I.]

Presidents Council. No action was necessary.

(f) Issuance of Official Interpretation.

Management Council. The Management Council agreed to issue an official interpretation, which states that the evaluation of transferable hours for a transfer student satisfying the six-hour rule is made by evaluating the number of transferable hours as they appear on the first institution's transcript.

Presidents Council. No action was necessary.

(g) Academic Performance Census.

Management Council. The Management Council reviewed a referral from the committee to establish a two-year pilot program to collect additional data on all two-year college transfer students in the sports of baseball, men's and women's basketball and football in the Division II Academic Performance Census for the 2010-11 and 2011-12 reporting years. The Management Council sent the referral back to the committee for its review of the list of data collection elements prior to making any decision on the pilot program and to determine if Division II will be able to use any of the data that will be collected in Division I on two-year college transfer students.

Presidents Council. No action was necessary.

(h) Academic Success Rate and Federal Graduation Rate Update.

Management Council. The Management Council received a presentation on the latest information on the Academic Success Rate and the Federal Graduation Rate and was notified that the information has not been released to the public, as yet. A November 18 date has been set for a public release of the information.

Presidents Council. No action was necessary.

(2) Championships Committee.

(a) Committee report.

(i) Committee Appointments.

Management Council. The Management Council ratified the following sports committee appointments, effective immediately.

- Men's Basketball. Jeff Ligney, assistant commissioner at Great Lakes Intercollegiate Athletic Conference, to replace Kevin Luke, associate athletics director at Michigan Technological Institute.

- Women's Ice Hockey. Shannon Miller, head coach at University of Minnesota Duluth, to replace Jeff Vizenor, head coach at Minnesota State Mankato.

- Men's Lacrosse. Glenn Hofmann, director of athletics, Merrimack College, to replace Matt Bassett, director of athletics, Le Moyne College.

- Women's Softball. Kris Decker, associate director of athletics/compliance, Mansfield University of Pennsylvania, to replace Kelley Green, head coach, Lock Haven University of Pennsylvania.

- Women's Water Polo. Donald Sherman, associate director of athletics, Gannon University, to replace Larry Sanders, former head coach, University of California, San Diego.

Presidents Council. No action was necessary.

(ii) Site Selection for the Fall 2010 Division II Championships Festival.

Management Council. The Management Council noted that Louisville, Kentucky, was selected as the site for the 2010 Division II National Championships Festival for fall sports. The festival will be conducted November 30-December 4. The 2010 Festival will be the fifth time Division II has staged the Olympic-style event and the second time for fall sports. More than 800 student-athletes from 70 teams will compete for championships in six sports. Bellarmine University and the Louisville Sports Commission will host the championships in men's and women's cross country, women's volleyball, field hockey, and men's and women's soccer. The university's Knights Hall and Owsley B. Frazier Stadium will serve as the practice and competition venues for volleyball and soccer, respectively. The field hockey finals will be at the University of Louisville's Trager Stadium, and E.P. "Tom" Sawyer State Park will serve as the cross country venue.

Presidents Council. The Presidents Council received this information. No action was necessary.

(iii) Division II Championships Code of Conduct.

Management Council. The Management Council noted that the committee has approved a code of conduct that lists specific expectations for all student-athletes, coaches and administrators participating in a Division II National Championship. All members of the travel party will be expected to certify (via a signature) that all NCAA rules pertaining to the Division II Championships Code of Conduct have been read and have agreed to abide by the expectations set forth and understand the possible penalties for misconduct. The Championships Code of Conduct will be used starting with Fall 2009 Division II championships.

Presidents Council. The Presidents Council received this information. No action was necessary.

(iv) Minimum Number of Contests for Selections.

Management Council. In light of the Division II Life in the Balance Initiative and the proposed changes to Bylaw 17, including the reduction in contests in 10 sports, the Management Council noted that the Championships Committee reviewed the current minimum number of contests required for selections to determine whether any adjustments or changes were necessary. The committee agreed, at this time, to make no changes in any sport to the current minimum number of contests for selections to Division II championships. The committee agreed to continue to review this item because the "Life in the Balance" initiative is a multi-year approach and agreed that future changes may be necessary, depending on any new proposed changes to the legislation.

Presidents Council. The Presidents Council received this information. No action was necessary.

(v) Regional Formats.

Management Council. The Management Council noted that each of the eight regions was asked to submit a recommended regional format for women's volleyball and men's and women's basketball. All eight women's volley-

ball regions voted to stay with the current regional format. Seven of the eight men's and women's basketball regions voted to stay with the current regional format; however, the Atlantic region voted to have a two-site format. All recommendations were approved.

Presidents Council. No action was necessary.

(vi) Division II Regional Tournament Contingency Plan.

Management Council. The Management Council was informed that for any regional championship site where all seven participating teams must fly by charter or commercial means in order to reach a site, a contingency tournament format plan must be executed.

- This contingency plan shall include a two-site format in which the No. 1 seed and the No. 2 seed will host a four-team tournament. The winner of each host site will compete for the regional championship. – or – The contingency plan shall include a four-site format in which the No. 1, No. 2., No. 3., and No. 4 seeds host. The winner of each host site will convene at the site of the highest remaining seed to compete for the regional championship. Determination of whether a two-site or four-site format will be used will be based on cost and location of each of the host sites.

- The regional championship game will occur at the site of the highest remaining seed.

- The contingency plan (i.e., two-site format, four-site format) shall be implemented by the governing sports committee if it is determined that a cost savings (includes travel and administrative costs) of at least $20,000 will occur and the plan does not result in an undue hardship, as determined by the governing sports committee, to the participating schools (e.g., No. 1 and No. 2 hosts sites must meet regional tournament host guidelines and specifications).

Presidents Council. No action was necessary.

(vii) The Elite 88 Award.

Management Council. The Management Council reviewed the information on the Elite 88 Award, which will be presented to the student-athlete with the highest cumulative grade-point average participating at the final site for each of the NCAA's 88 championships.

- The student-athlete must be at least a sophomore in academic standing and be in their second year of participation (in any sport) at their current institution.
- The student-athlete must be an active member on the roster, and be a member of the designated squad size for the championship site.
- The student-athlete must have his or her current grade-point average verified by the signature of an academic officer of the institution on the nomination form.

The Championships Committee endorsed the award concept and recommended an award be given to both the student-athlete and institution.

Presidents Council. No action was necessary.

(b) Charter protocol information.

Management Council. The Management Council asked that the Championships Committee keep the charter protocol policy discussions active in order to ascertain if a workable compromise could be developed that would mollify all parties involved.

Presidents Council. No action was necessary.

(3) Committee on Infractions.

(a) Bylaw 10.1 (Unethical Conduct).

Management Council. The Management Council adopted noncontroversial legislation to provide a basis of accountability and authority in ethical conduct violations that outlines culpability as it refers to providing false or misleading information or influencing others to provide false or misleading information to the NCAA or

member institutions designed to conceal a violation of NCAA legislation.

Presidents Council. No action was necessary.

(b) Informational Items.

Management Council. The Management Council received an update on the committee concerning recent cases that it had decided and upcoming work for the committee. The Council was also informed that there are currently 10 Division II member institutions on probationary status. No action was taken.

Presidents Council. No action was necessary.

(4) Committee for Legislative Relief.

Management Council. The Management Council reviewed the committee's report. No action was taken.

Presidents Council. No action was necessary.

(5) Membership Committee.

(a) Probation Status for Institutions Failing to Meet the Three-Season Requirement during the 2008-09 Academic Year.

Management Council. The Management Council was informed that the following institutions are on probation for the 2009-10 academic year for failure to meet the three-season requirements set forth in NCAA Bylaw 20.10.4.1 (five-sport/three-season requirement) in the 2008-09 academic year: Armstrong Atlantic State University and Augusta State University. Armstrong Atlantic State and Augusta State University did not meet the three-season requirement because each institution did not sponsor a men's fall sport. The institutions are required to meet the three-season requirement during the 2009-10 academic year or they will be placed in restricted membership status during the 2010-11 academic year. No action was taken.

Presidents Council. No action was necessary.

(b) Review of Documentation Regarding Miles College and the Minimum Sports Sponsorship Requirements for Men's and

Women's Outdoor Track and Field During the 2005-06 through 2007-08 Academic Years.

Management Council. The Management Council noted that the committee had reviewed a report from the NCAA enforcement staff that indicated Miles College did not meet the minimum sports-sponsorship requirements in women's outdoor track and field for 2005-06 through 2007-08 academic years and in men's outdoor track and field for the 2007-08 academic year. This resulted in the institution not meeting minimum sports-sponsorship requirements, as required of all active institutions per Bylaw 20.10.3 (sports sponsorship) and Bylaw 20.10.3.5 (minimum contests and participants requirements for sports sponsorship). This institution was placed on probation for the 2009-10 academic year per Bylaw 20.2.5.1.2.1 (one-year probationary period).

Presidents Council. No action was necessary.

(c) Discussion Regarding Winston Salem State University Returning to Division II Membership for the 2010-11 Academic Year.

Management Council. The Management Council noted that the committee had received information from the staff regarding Winston Salem State University's request to return to Division II membership from Division I reclassification for the 2010-11 academic year. The committee directed staff to request a plan from the institution to include information on how the institution plans to meet Division II legislation by the 2010-11 academic year. The plan should address Division II maximum financial aid limitations, sports sponsorship, conference affiliation, eligibility certification and education of staff members of Division II legislation and compliance issues. In addition, a committee member and staff member will visit the institution during the 2010 spring term for a Division II orientation visit. Finally, the institution will be required to have an outside contractor complete an audit of the institution's compliance with Division II legislation and provide a report to the committee to be reviewed at the fall 2010 in-person meeting.

Presidents Council. No action was necessary.

(d) Reorganization of the Institutional Self-Study Guide.

Management Council**.** The Management Council noted that the committee was directed by the Division II Presidents Council to consider the development of two documents for the Institutional

Self-Study Guide (ISSG), which will encourage best practices and compliance with Division II legislation. Currently, the ISSG includes both legislated and best practice questions and is completed once every five years by all Division II institutions. The committee directed staff to create two documents (one focused on best practices and one focused on legislated requirements) for review at the November in-person meeting. The committee would like to provide completed documents to the Presidents Council by June 2010. No action was taken.

Presidents Council. No action was necessary.

(6) Nominating Committee.

Management Council. The Management Council reviewed the committee's report, noting the current annual Committee and Gender Diversity Report. No action was taken.

Presidents Council. No action was necessary.

(7) Planning and Finance Committee.

(a) Committee Report.

Management Council. The Management Council reviewed the committee's report. No action was taken.

Presidents Council. The Presidents Council reviewed the committee's report. No action was taken.

(b) Year-to-Date Budget-to-Actual Report.

Management Council. The Management Council reviewed the preliminary budget-to-actual results for 2008-09. No action was taken.

Presidents Council. The Presidents Council reviewed the preliminary budget-to-actual results for 2008-09. No action was taken.

(c) Biennial budget process.

Management Council. The Management Council received a document that outlines the biennial budget process timeline for the 2010-11 and 2011-12 fiscal years. No action was taken.

Presidents Council. The Presidents Council received the document for the biennial budget process. No action was taken.

(7) Student-Athlete Reinstatement Committee—Community Service as a Reinstatement Condition.

Management Council. The Management Council received an update from NCAA staff on the use of service learning as a condition of reinstatement, pursuant to NCAA Division II Student-Athlete Guidelines. The Management Council provided its feedback to staff, emphasizing that service learning should be viewed as a positive experience for the student-athlete.

Presidents Council. No action was necessary.

(8) Student-Athlete Advisory Committee—SAAC multimedia resource.

Management Council. The Management Council was updated by NCAA staff on the multimedia resource developed by the national Student-Athlete Advisory Committee to assist in the development of campus and conference SAACs. A DVD resource has been developed and will be sent to all Division II directors of athletics, senior woman administrators and commissioners. No action was taken.

Presidents Council. No action was necessary.

5. NCAA CONVENTION AND LEGISLATION.

a. Proposed Legislation for the 2010 NCAA Convention (SPOPL).

Management Council. The Management Council reviewed the proposed legislation for the 2010 Convention and took the following actions:

(1) Regarding SPOPL NO. 2-6 (Eligibility—Criteria for Determining Season of Eligibility—Participation in Organized Competition Prior to Initial Collegiate Enrollment). The Management Council agreed to approve non-controversial legislation to change the effective date of the legislation, if adopted by the membership, to August 1, 2010, for any final amateurism certifications issued by the Eligibility Center on or after April 1, 2010.]

(2) Regarding SPOPL No. 2-11 (Playing and Practice Seasons—Fall Sports). The Management Council discussed the portion of the proposal that deals with the reduction in contests for field hockey. A motion was made to defer the effective date for the reduction in field hockey contests

from 20 to 18 until August 1, 2011, because of the 2010 Division II National Championships Festival. The motion was defeated.

Presidents Council. The Presidents Council reviewed the Second Publication of Proposed Legislation. No action was taken.

b. Proposed Grouping of Legislative Proposals and Roll Call Votes.

Management Council. The Management Council agreed to recommend that the Presidents Council approve the proposed grouping of legislative proposals and the designated 'roll-call' votes for the purpose of production of the 2010 Convention Official Notice. As recommended, the consent package will contain four proposals: No. 1 (SPOPL 2-2); No. 2 (SPOPL 2-3); No. 3 (SPOPL 2-5); and No. 4 (SPOPL 2-7). Additionally, there will be a total of eight proposals designated as roll-call votes: No. 5 (SPOPL 2-11); No. 6 (SPOPL 2-12); No. 7 (SPOPL 2-9); No. 8 (SPOPL 2-13); No. 10 (SPOPL 2-4); No. 11 (SPOPL 2-6); No. 13 (SPOPL 2-10); and No. 14 (SPOPL 2-14). Unlike previous years, the proposals this year will be divided into different categories, to include the consent package and the Presidents Council "Life in the Balance" package, as well as those proposals dealing with personnel, recruiting, eligibility, financial aid, and playing and practice seasons.

Presidents Council. The Presidents Council approved the proposed grouping and the designated 'roll-call' votes, as recommended by the Management Council.

c. Suggested Speakers for 2010 NCAA Convention Legislation.

Management Council. The Management Council reviewed the speakers chart, as compiled by NCAA staff. The Council was informed of the duties that go along with being a designated or back-up speaker and was asked to advise staff of any changes individuals would like to make. No action was taken.

Presidents Council. The Presidents Council reviewed the speakers chart and was advised of duties inherent with being designated as a speaker. No action was taken.

d. Committee's Review of Membership-Sponsored Proposals.

(1) Proposal No. 2-4 (Recruiting—Official Visit—Written Notice).

Management Council. The Management Council agreed to oppose this proposal for the same reasons that the Legislation Committee opposes it.

Presidents Council. The Presidents Council agreed to oppose this proposal for the same reasons that the Legislation Committee and Management Council oppose it.

[Note that the Legislation Committee opposed this proposal. It noted that without the written notification requirement, prospective student-athletes may not be aware of the five-visit limitation for official visits and will, therefore, not track their visits and possibly exceed the maximum number allowed. The committee further noted that providing prospective student-athletes with written notification of the five-visit limit is not an administrative burden in that compliance administrators will still be required to monitor the rule.]

(2) Proposal No. 2-10 (Playing and Practice Seasons—Golf).

Management Council. The Management Council agreed to take no position on this proposal.

Presidents Council. The Presidents Council agreed to take no position on this proposal.

[Note that the Legislation Committee also agreed to take no position on this proposal.]

(3) Proposal No. 2-14 (Playing and Practice Seasons—Basketball—First Contest).

Management Council. The Management Council agreed to oppose this proposal for the same reasons that the Legislation Committee opposes it.

Presidents Council. The Presidents Council agreed to oppose this proposal for the same reasons that the Management Council and Legislation Committee oppose it.

[Note that the Legislation Committee opposed this proposal. It noted that the proposed amendment increases the length of the regular playing season, while shortening the length of the preseason practice period. The committee also noted that the proposal could lead to season/sport overlap during the championship segments. The committee further noted that some institutions prefer to have more campus engagements on weekdays rather than weekends because there are more campus personnel and students available to attend contests during the week. The committee also noted that the proposed amendment is contrary to the "Life in the Balance" initiative.

e. "Life in the Balance" Education Initiative.

Management Council. The Management Council was provided with an overview, in the form of a written document, of the four "Life in the Balance" proposals for the 2010 NCAA Convention. No action was taken.

Presidents Council. The Presidents Council received a copy of the overview of the proposals. No action was taken.

f. Noncontroversial Legislation Per Constitution 5.3.1.1.2.

Management Council. The Management Council approved in legislative format those proposals that had previously been approved in concept.

Presidents Council. No action was necessary.

g. Administrative Regulations.

Management Council. The Management Council reviewed the administrative proposals in legislative format. No action was necessary.

Presidents Council. No action was necessary.

h. Modifications of Wording to Conform to the Intent.

Management Council. The Management Council reviewed the modifications of wording. No action was taken.

Presidents Council. No action was necessary.

i. Review of Convention Schedule and Programs.

Management Council. The Management Council reviewed the overall Convention schedule and the educational sessions scheduled for Division II members. No action was taken.

Presidents Council. The Presidents council reviewed the overall Convention schedule and the educational sessions scheduled for Division II members. No action was taken.

6. DIVISION II PROJECT TEAMS.

a. Project Team to Review Issues Related to Diversity.

Management Council. The Management Council reviewed the report from the Division II Diversity Project Team and was asked to give specific feedback on the Division II Coaches Grant relative to the continuance of the program by the institution after the initial two-years of funding by the NCAA. It was the consensus of the Council that, as a condition of the grant funding, each institution should keep the position for at least a five-year period—the two years of the grant funding and three additional years thereafter.

Presidents Council. No action was necessary.

b. Identity Subcommittee.

Management Council. The Management Council received an update from the subcommittee's meeting earlier that morning. Specifically, the Council was reminded that the Division II homepage may be accessed via www.ncaa.org/dii. The Council was asked to share this direct link with conference members.

Presidents Council. No action was necessary.

7. DISCUSSION TOPIC—STUDENT AFFAIRS PROJECT.

Management Council. The Management Council received a report on a student affairs project that is being researched by the governance intern. The Council provided its feedback to questions asked by the intern. No action was taken.

Presidents Council. No action was necessary.

8. DIVISION II MANAGEMENT COUNCIL.

a. Elections to Fill Conference Vacancies and One At-Large Vacancy.

Management Council. The Management Council agreed to recommend that the Presidents Council ratify the elections of the following representatives to the Management Council. All persons will begin their terms at the post-Convention Management Council meeting Saturday, January 16, 2010, and continue for a four-year period ending January 2014.

- Conference Carolinas—Brenda Cates, faculty athletics representative, Mount Olive College, replacing Tim Griggs, Coker College;

- Great Lakes Valley Conference—Jim Naumovich, commissioner, replacing Ann Jirkovsky, Bellarmine University;
- Great Northwest Athletic Conference—Erin O'Connell, senior woman administrator, Seattle Pacific University, replacing Darrell Axtell, Saint Martin's University; and
- At-Large—Clint Bryant, director of athletics, Augusta State University, replacing Stephanie Harrison-Dyer, Albany State University.

Presidents Council. The Presidents Council ratified the appointments.

b. Election of Management Council Chair.

Management Council. The Management Council agreed to recommend that the Presidents Council ratify the appointment of Kathleen Brasfield, director of athletics, Angelo State University, to a one-year appointment as chair of the Management Council, effective with the post-Convention Management Council meeting Saturday, January 16, 2010.

Presidents Council. The Presidents Council ratified the appointment.

9. DIVISION II PRESIDENTS COUNCIL.

a. Division II Candidacy Membership Meeting. The Presidents Council received an update on the meeting held Wednesday, October 28, with presidents and chancellors of Division II year one candidacy institutions. No action was taken.

b. Vice Presidents Report. The vice president of Division II updated the Council on the education initiative for the "Life in the Balance" package. No action was taken.

c. Elections.

(1) Region 1 Election. The Presidents Council elected Albert Walker, president, Bluefield State College, as the Region 1 representative to the Presidents Council, effective following the adjournment of the 2010 NCAA Convention for a period of four years. Dr. Walker replaces Joe Grunewald, Clarion University of Pennsylvania.

[Note that Pat O'Brien's original term of office ends January 2010. When Dr. O'Brien was appointed to the Council, he was appointed with the caveat that he could serve a second term—from January 2010-January 2014. Dr. O'Brien had indicated, via e-mail, his desire to be reappointed.]

(2) Chair Election. The Presidents Council elected Drew Bogner, president, Molloy College, for a one-year term of office beginning at the conclusion of the 2010 Business Session, replacing Stephen Jordan, Metropolitan State College of Denver. Dr. Bogner will be eligible to seek a second term as chair, if he so desires.

d. Division II Membership and Strategic Growth. The Presidents Council engaged in a discussion on the minimum expectations for Division II membership and other topics related to the strategic growth of Division II and protocol concerning former members returning to the division. Presidents Council representatives were asked to submit their thoughts and feedback to Dr. Bogner prior to the Membership Committee meeting in November. No action was taken.

10. NATIONAL OFFICE STAFF UPDATES.

a. Division II Membership Report Demonstration.

Management Council. The Management Council viewed a demonstration of the 2008-09 edition of the Division II Membership Report, which is now available online at the following URL: http://catalog.proemags.com/publication/561dc229#/561dc229/1 or by clicking "2009 Membership Report" from the Division II homepage at ncaa.org/dii.

This year's report is the most interactive and comprehensive since the report began being published in 2002. The 40-page report provides links to the Division II strategic-positioning platform, the economic values study that helps institutions determine the value of Division II's partial-scholarship model, and the community-engagement and game-environment Web sites. The report is presented in a V-Mag format, meaning that it presents on screen as a magazine (NCAA Champion magazine uses the same application). Any page of the report can be downloaded as a high-resolution PDF file. Staff informed the Council that a one-page flyer would be made available on the information table at the 2010 NCAA Convention. No action was taken.

Presidents Council. No action was necessary.

b. Staff Liaisons/Committee Chairs Meeting and Division II Strategic Plan.

Management Council. The Management Council received the agenda and strategic plan information that was discussed at the Committee Chairs Webinar in September. No action was taken.

Presidents Council. The Presidents Council received an update on the 2009-12 strategic plan. No action was taken.

c. Conference Compliance Officers Meeting.

Management Council. The Management Council received the agenda for the Division II conference compliance officers meeting that was held in the national office September 30. No action was taken.

Presidents Council. No action was necessary.

d. FAR Fellows Institute.

Management Council. The Management Council received the agenda for the fifth annual Division II FAR Fellows Institute, which was scheduled after the Management Council meeting, on October 23-25. No action was taken.

Presidents Council. No action was necessary.

e. Staff Presentations.

(1) Interim President's Update.

Management Council. The Association's interim president spoke to the Council on his focus for the next several months, while the search is taking place to find a new president of the Association. Mr. Isch indicated that his intent is to keep a focus on those issues that Dr. Brand had begun during his tenure as president, to include academic reform, financial stability of the organization; diversity and inclusion; and the student-first philosophy. No formal action was taken.

Presidents Council. The Presidents Council was also introduced to the interim president. He spoke on his priorities to the Presidents Council and also spoke on the creation of three internal task forces at the NCAA—one to develop contingency plans for open records; one to explore effective ways to communicate with the membership; and one to explore performance management systems. He also promised to hold a more in depth discussion with the Council in January on enterprise risk. No formal action was taken.

(2) Executive Vice President of Membership and Student Affairs' Update.

Management Council. The Management Council received an update from Dr. Franklin on the ongoing discussions with the NAIA and the internal review of gender and diversity programs. No action was taken.

Presidents Council. The executive vice president of membership and student affairs updated the Council on the discussions between the NCAA and the NAIA. He indicated that there would be an Association-wide educational session at the 2010 Convention to discuss this topic, and that a working group would be established to discuss managing membership issues as an Association, rather than on a divisional basis. No action was taken.

(3) ncaa.org.

Management Council. The Management Council was given an update on the status of the NCAA Web site. Members of the media staff informed the Council that ncaa.org is being restructured to better communicate to all NCAA audiences. There will actually be two Web sites—one to communicate with the public and another for the membership.

The public site will attempt to increase awareness of and advocacy for the positive values of intercollegiate athletics among the media and the public and within the membership; while the newly designed site will focus on academics, student-athlete well-being, key Association issues and give users a greater understanding of the Association and its role in intercollegiate athletics.

The password protected members-only section will allow users to conduct the Association's business and will enable users to share and vet best practices and more effectively do business. This section will also allow the membership to personalize its homepage based on their specific role and job requirements. Information should be easier to find and updates and changes will be prominently featured. No action was taken.

Presidents Council. No action was necessary.

(2) Litigation Update.

Management Council. Legal counsel presented a litigation update to the Management Council. No action was taken.

Presidents Council. Legal counsel presented a litigation update to the Presidents Council. No action was taken.

11. MEETING RECAP.

Management Council. The Management Council was asked to provide information from the meeting to their conferences/institutions. NCAA staff will provide an e-mail to ela-

borate on the following issues/topics: 2010 NCAA Convention Schedule; 2008-09 electronic Division II Membership Report; feedback on student affairs relationships; "Life in the Balance" initiative; and the Division II homepage. No action was taken.

Presidents Council. No action was necessary.

12. FUTURE MEETINGS.

Management Council. Future meetings, through 2011, were highlighted for the Council. No action was taken.

Presidents Council. Future meetings, through the 2011 Convention, were highlighted for the Council. No action was taken.

13. ADJOURNMENT.

Management Council. The meeting adjourned at 11:35 a.m. Tuesday, October 20.

Presidents Council. The meeting adjourned at 12:30 p.m. Thursday, October 30.

DIVISION III MANAGEMENT AND PRESIDENTS COUNCIL
FALL 2009 QUARTERLY SUMMARY
The National Collegiate Athletic Association

Division III Management Council **October 19-20, 2009** **Indianapolis, IN**		**Division III Presidents Council** **October 29, 2009** **Indianapolis, IN**
PARTICIPANTS		
Kitty Baldridge, Gallaudet University Susan Chapman, Worcester State College Daniel Fulks, Transylvania University [*vice chair*] Kristen Hall, Bard College Fredina Ingold, Pennsylvania State University, Altoona Mary Jo Gunning, Marywood University Rudy Keeling, Eastern College Athletic Conference Bill Klika, Fairleigh Dickinson University, Florham Lisa Marsh Ryerson, Wells College Chris Martin, College Conference of Illinois & Wisconsin Jeff Martinez, University of Redlands Lee McKinney, Fontbonne University Lynn Oberbillig, Smith College *[chair]* Jack Ohle, Gustavus Adolphus College Garnett Purnell, Wittenberg University Charlyn Robert, Nichols College Christopher (Brooks) Royer, Rhodes College Joan Sitterly, State University College at Cortland Erin Wojtkun, Christopher Newport University		Livingston Alexander, University of Pittsburgh, Bradford Robert Antonucci, Fitchburg State College Kendall Baker, Ohio Northern University James Bultman, Hope College F. Gregory Campbell, Carthage College Daniel Fulks, Transylvania University *[vice chair of Management Council]* Pamela Gann, Claremont McKenna-Harvey Mudd-Scripps Colleges James Harris, Widener University *[vice chair]* David Joyce, Ripon College Lynn Oberbillig, Smith College *[chair of Management Council]* Kathleen Owens, Gwynedd-Mercy College James Schmotter, Western Connecticut State University Ron Thomas, University of Puget Sound Paul Trible, Christopher Newport University *[chair]*
ABSENTEES		
Lisa Marsh Ryerson, Wells College - Tuesday, October 20 only		Catharine Hill, Vassar College Marcia Keizs, York College/CUNY
OTHER PARTICIPANTS		
Vicky Chun, Colgate University, NCAA Fellows Elsa Cole, NCAA Jack Copeland, NCAA Dennis Cryder, NCAA Azure Davey, NCAA Daniel T. Dutcher, NCAA Alexis Fink, NCAA Jamie Fluker, NCAA Bernard Franklin, NCAA Eric Hartung, NCAA Curtis Holloman, NCAA Amy Huchthausen, NCAA Jim Isch, NCAA Kiki Jacobs, Oberlin College, NCAA Fellows Leah Nilsson Kareti, NCAA		Elsa Cole, NCAA Jack Copeland, NCAA Dennis Cryder, NCAA Azure Davey, NCAA Daniel T. Dutcher, NCAA Bernard Franklin, NCAA Eric Hartung, NCAA Amy Huchthausen, NCAA Jim Isch, NCAA Jeff Jacobs, Relish Leah Nilsson Kareti, NCAA Jennifer Kearns, NCAA Debbie Kresge, NCAA, *recording secretary* David Lovell, NCAA Delise O'Meally, NCAA

Jennifer Kearns, NCAA Debbie Kresge, NCAA, *recording secretary* Marta Lawrence, NCAA Leilana McKindra, NCAA Jeff Myers, NCAA Delise O'Meally, NCAA Ronnie Ramos, NCAA Jo Jo Rinebold, NCAA Darryl Sims, University of Wisconsin, Oshkosh, NCAA Fellows Marianne Vydra, Oregon State University, NCAA Fellows Carla Wilson, University of Missouri, Kansas City, NCAA Fellows		Jeff Myers, NCAA Jo Jo Rinebold, NCAA Noah Sarff, Sports Graphics

1. WELCOME AND ANNOUNCEMENTS.

Management Council. The meeting was called to order at 8:03 a.m. by the chair, Lynn Oberbillig. The chair welcomed Council members, Amy Huchthausen, new Director of Academic and Membership Affairs for Division III and NCAA Fellows, Kiki Jacobs and Darryl Sims.

Presidents Council. The meeting was called to order at 7:02a.m. by the chair, President Paul Trible. The chair welcomed Council members, Amy Huchthausen, new Director of Academic and Membership Affairs for Division III and Robert Antonucci, president, Fitchburg State College. This was President Antonucci's first official meeting of the Presidents Council.

2. REVIEW OF RECORDS OF PREVIOUS MEETINGS.

a. Management Council Meeting – July 20-21, 2009.

Management Council. The Management Council approved the summary of its July 20-21, 2009, meeting as presented.

Presidents Council. No action necessary.

b. Presidents Council Meeting – August 6, 2009.

Management Council. The Management Council reviewed the summary of the August 6, 2009, Presidents Council meeting. No action was necessary.

Presidents Council. The Presidents Council approved the summary of its August 6, 2009, meeting as presented.

c. Executive Committee Meeting – August 6, 2009

Management Council. The Management Council reviewed the minutes of the August 6, 2009, Executive Committee meeting. No action was necessary.

Presidents Council. The Presidents Council reviewed the minutes of the August 6, 2009, Executive Committee meeting. No action was necessary.

d. Presidents Council Teleconference – September 2, 2009.

Management Council. The Management Council reviewed the minutes of the September 2, 2009, Presidents Council teleconference. No action was necessary.

Presidents Council. The Presidents Council approved the minutes of the September 2, 2009, Presidents Council teleconference.

e. Administrative Committee Actions.

Management Council. The Management Council approved the minutes of the August 17, August 27 and September 14, 2009, Administrative Committee actions.

Presidents Council. The Presidents Council approved the minutes of the August 17, August 27 and September 14, 2009, Administrative Committee actions.

3. COMMITTEE RECOMMENDATIONS AFFECTING DIVISION III.

a. Association-Wide and Common Committees.

Staff Liaisons: **Klossner Wilfert**

Council Rep: Hall

(1) Competitive Safeguards and Medical Aspects of Sports (CSMAS).

(a) Institutional Responsibility for Drug Use Deterrence.

Management Council. The Management Council referred back to committee a recommendation to sponsor legislation for the 2011 NCAA Convention to specify that athletics staff shall be held to the same level of accountability to which student-athletes are held pertaining to knowledge of NCAA banned substances, as specified:

- 11.1.2.2 Involvement for approving the use of a banned substance. All athletics staff who have regular interaction with student-athletes should be made aware that the NCAA has a banned substances list, that any nutritional supplement use may present risks to student-athlete health and eligibility, and that student-athletes with questions about nutritional supplements should be referred to the institution's designated athletics resource person or persons as noted in 30.5.d.
- 30.5.d Institutions must designate, educate and identify a person or persons to serve as the athletics resource for student-athletes' nutritional supplement questions or review.

In drug-test appeal cases heard by the Committee on Competitive Safeguards and Medical Aspects of Sports (CSMAS), student-athletes have been provided approval by athletics department staff to use a supplement product or medication that contained NCAA banned substances. NCAA

policy provides that student-athletes must be educated about NCAA banned substances and the products that may contain them, holds student-athletes responsible for anything they ingest, and advises student-athletes to check with appropriate athletics staff prior to ingesting any supplement or medication. The committee position is that staff be held to the same level of accountability to which student-athletes are held and that athletics departments provide an educated resource person or persons so that student-athletes are not ill advised and suffer a penalty for using a banned substance while the athletics staff bear no responsibility. CSMAS initially recommended legislation requiring that all staff be educated about NCAA drug policies, banned substances and the products that may contain them. The Division I Championships/Sports Management Cabinet felt the recommendation was too broad in its inclusion of all athletics staff and encouraged CSMAS to discuss limiting the scope of the recommendation to include only athletics staff that interact daily with student-athletes on such issues (e.g., coaches, sports medicine staff). Based on the cabinet's feedback, the committee revised the recommendation to specify that staff who have regular interaction with student-athletes should be made aware that the NCAA has a banned substances list, that any nutritional supplement use may present risks to student-athlete health and eligibility, and that student-athletes with questions about nutritional supplements should be referred to the institution's designated athletics resource person or persons. In addition, the revised recommendation requires that the institution designate at least one individual to serve as a resource for student-athletes who have questions about banned drug policies. All institutions will continue to receive information about NCAA banned drugs and contact information for the Resource Exchange Center (REC) an authoritative resource for staff and student-athletes to inquire about medications and supplement products and whether they contain banned substances on the ingredients label.

The Council requested that the committee clarify the following points prior to resubmitting the proposal for sponsorship:

- Who was intended to be the point person on campus?
- What is the mechanism for staff to be made aware of the banned substance list?
- What is the penalty for failure to comply with this requirement?

Presidents Council. No action was necessary.

(b) Drug Testing Frequency.

Management Council. The Management Council accepted the information that the CSMAS put forward in response to a question posed by the Executive Committee, "Do we test enough?"

- Drug testing is a part of a comprehensive approach to deter drug use, including strong written policy and effective education conducted at both the national and local level. The NCAA drug-

testing program strengths are its strict protocol, serious penalties, short notice year-round testing in Divisions I and II, and increased repeat testing;

- Frequency of testing events provides more of a deterrent effect than does increasing the number of tests at a testing event, and therefore deterrence can be increased through more year-round repeat testing and increased summer testing events; and
- The committee charged NCAA staff to provide a report at the December 2009 CSMAS meeting regarding the best allocation of current resources for deterrence of drug use.

Presidents Council. The Presidents Council accepted the information.

(2) Honors Committee.

Staff Liaison: **Tufano**

Council Rep: Klika

Management Council. The committee had no formal report.

Presidents Council. No action was necessary.

(3) Minority Opportunities and Interests Committee (MOIC).

(a) Review of Women of Color (WOC) Symposium.

Staff Liaisons: **Arthur, Bracken, Thompson**

Council Rep: Keeling

Management Council. The Management Council accepted the information that the Minority Opportunities and Interests Committee (MOIC) received a staff report on NCAA demographics that reveal ethnic minority women make up only 2.2 percent of NCAA intercollegiate athletics directors at Divisions I, II and III. When excluding Historically Black Colleges and Universities (HBCUs), representation of female athletics directors of color decreases to 1.3 percent. Staff summarized the discussion that occurred during the WOC symposium. The participants in the symposium discussed some of the following suggestions to enhance the number of women of color in the organizational structure of intercollegiate athletics:

- Enhance the number of WOC by suggesting calls for legislative mandate that more WOC need to be designated as senior woman administrators (SWAs).
- Request more opportunities for WOC at all levels in intercollegiate athletics, particularly senior level positions.
- Enhances discussions with Title IX advocates regarding the positive effects of the legislation on WOC.
- Consider innovative ways to provide information about opportunities in intercollegiate athletic when positions become available.

No action was necessary.

Presidents Council. The Presidents Council accepted the information.

(b) Division III Diversity Award.

Management Council. The Management Council accepted the information that the MOIC heard a report on Diversity in Athletics: An Assessment of Exemplars and Institutional Best Practices. The committee discussed the plans for the 2010 NCAA Convention in Atlanta, Georgia and the Division III award winners for each of the identified categories and overall winners based on the research of Dr. George Cunningham and John Singer Laboratory for Diversity in Sport, Texas A&M University. No action was necessary.

Presidents Council. The Presidents Council accepted the information.

Staff Liaisons: Calandro, Perez, Suscha

Council Rep: Chapman

(4) Olympic Sports Liaison Committee.

Management Council. The Management Council reviewed the committee report. No action was necessary.

Presidents Council. No action was necessary.

Staff Liaison: Strum

Council Rep: Chapman

(5) Postgraduate Scholarship Committee.

Management Council. The committee had no formal report.

Presidents Council. No action was necessary.

Staff Liaison: Bracken

Council Rep: Ryerson

(6) Research Committee.

Management Council. The committee had no formal report.

Presidents Council. No action was necessary.

Staff Liaisons: Halpin, Newman, Roe

Council Rep: Ingold

(7) Committee on Sportsmanship and Ethical Conduct.

Management Council. The committee had no formal report.

Presidents Council. No action was necessary.

Staff Liaison: Chichester

Council Rep: Ohle

(8) Walter Byers Scholarship Committee.

Management Council. The committee had no formal report.

Presidents Council. No action was necessary.

Staff Liaisons: **Ford, Holzman, Morrison**

Council Rep: Oberbillig

(9) Committee on Women's Athletics (CWA).

Management Council. The Management Council accepted the following Emerging Sports for Women Program Update.

(a) Sand Volleyball. An override vote of the proposal to adopt sand volleyball as an emerging sport in Division I will occur during the NCAA 2010 Convention. The Committee on Women's Athletics noted its continued support for the addition of sand volleyball to the emerging sports for women list and plans to develop a "Q & A" document to help ensure that accurate information about the sport is available to the Division I membership prior to the over-ride vote.

(b) Competitive Cheer. The committee reviewed the history of competitive cheer as well as the U.S. Office for Civil Rights 1975 assessment of cheer-leading as a support activity and recent communication that competitive cheer can be recognized as a sport, in a case-by-case analysis and based on structuring a program in which participants dedicate 100 percent of their time to the competitive team (i.e., no sideline cheering activities). The committee was informed that a conference call occurred with institutions that offer competitive cheer as a varsity sport. The group indicated intent to develop a full proposal for CWA to consider adding competitive cheer to the emerging sport for women list.

(c) Triathlon. The committee reviewed a preliminary proposal relating to the addition of triathlon to the emerging sport for women list. Staff noted that the process and what is required for the committee to evaluate a formal proposal has been articulated to the triathlon representatives. It was noted that there is a strong amateur club infrastructure, including at the youth level. The committee was requested to review the initial proposal and submit questions/issues to be responded to such as cost implications, playing and practice season and financial aid issues and anticipated number of cross-over student-athletes, and including health and safety issues.

Presidents Council. The Presidents Council accepted the information.

Staff Liaisons: **Arthur, Bracken, Ford, Holzman, Morrison and Thompson**

Council Rep: Oberbillig and Keeling

(10) Joint Meeting of the Minority Opportunities and Interest Committee and the Committee on Women's Athletics.

Management Council. The Council reviewed the committee's report. No action was necessary.

Presidents Council. No action was necessary.

Staff Liaisons: **Dutcher, Kareti, Davey, Kresge**

Council Reps: Ingold, Campbell Owens, McKinney, Robert, Sitterly Wojtkun

b. Division III Joint Presidents Council/Management Council Committees or Subcommittees.

(1) Convention-Planning Subcommittee.

Management Council. The committee had no formal report.

Presidents Council. No action was necessary.

Staff Liaisons: **Dutcher, Kareti Barnett, Worlock, Huch-thausen, Kresge**

Council Reps: Oberbillig, Baker, Harris, Joyce, Schmotter, Fulks, Klika, Martin, Ohle, Royer

(2) Strategic Planning and Finance Committee.

Management Council. The committee had no formal report; however, the Management Council reviewed the 2008-09 Budget-to-Actual as of September 24, 2009, noting excess of $2,114,549. The Council also noted budget overages in men's golf, men's outdoor track, men's swimming and diving and women's golf. No action was necessary.

Presidents Council. The committee had no formal report; however, the Presidents Council reviewed the 2008-09 Budget-to-Actual as of September 24, 2009, noting excess of $2,114,549. The Council also noted budget overages in men's golf, men's outdoor track, men's swimming and diving and women's golf. No action was necessary.

c. Management Council subcommittees.

(1) Academic Issues Subcommittee.

Staff Liaisons: **Davey, Nesbitt**

Council Reps: Hall, Ingold, Martinez

- **Empowerment of NCAA Staff Liaisons for Limited Review of Waiver Requests.**

Management Council. The Management Council approved the recommendation to empower NCAA staff to review and decide waiver requests in limited circumstances involving clear subcommittee precedent.

Staff authority provides flexibility and speed to assist institutions with time-sensitive requests. Precedent for granting staff authority exists within another NCAA Division III Management Council subcommittee, the Division III Subcommittee for Legislative Relief. A regular report of any requests decided on staff authority will be provided to the subcommittee. Waiver requests regarding cases lacking clear subcommittee precedent will still be decided by the subcommittee per its standard policies and procedures. It will also enable greater student-athlete participation.

Presidents Council. No action was necessary.

(2) Playing and Practice Seasons Subcommittee.

Staff Liaisons: **Huchthausen, Myers**

Council Reps: Martin, Chapman, Klika, McKinney, Oberbillig, Purnell, Wojtkun

- **Referral to the Championships Committee – Championships Exception to the Prohibition of Missed Class Time for Practice.**

Management Council. The Management Council approved the recommendation to charge the Championships Committee to review whether there should be an exception for a host team of an NCAA championship to miss class time for practice the day before the championship.

Allowing the NCAA championship exception would provide greater flexibility for championships scheduling with minimal impact on missed class time for student-athletes. Because championships staff schedules the practice times for NCAA championships, the subcommittee recommends that the Championships Committee is the appropriate committee to review the issue and propose legislation if it deems appropriate. While missed class time should still be a primary consideration when scheduling championship practices, there should be flexibility within the legislation to allow missed class time if the circumstances deem it appropriate. Division I currently has an exception to allow student-athletes of host institutions to miss class time for both conference and NCAA championships. The subcommittee does not recommend extending the exception for conference championships because that would provide too broad of an exception. Rather, the subcommittee would support only an exception for NCAA championships.

There is no budget impact associated with the referral; however, there could be a budget savings associated with greater scheduling flexibility if the exception is ultimately adopted. If the exception is implemented, it could result in additional missed class time in some limited circumstances.

Presidents Council. No action was necessary.

(3) Subcommittee for Legislative Relief.

Staff Liaisons: **Fuchs, Nesbitt**

Council Reps: Chapman, Martin, Purnell, Robert, Sitterly

- **Directive Regarding Waivers of NCAA Division III Bylaw 14.1.9 (graduate student/postbaccalaureate participation).**

Management Council. The Management Council approved a revision to the April 2008 graduate student transfer directive to specify that the directive includes any student-athlete transferring to an NCAA Division III institution to enroll in a graduate or professional school or to pursue a second baccalaureate or equivalent degree. In addition, the subcommittee recommended that the directive be clarified to specify that hardship waiver documentation must be submitted with any graduate student transfer waiver request that involves assertions related to one or more incapacitating injury or illness.

Consistent with the positions of the Presidents and Management Councils and the Division III Philosophy Statement, the subcommittee agreed that Division III intercollegiate athletics is primarily an undergraduate experience; however, the subcommittee believed that a transfer student-athlete who has earned an undergraduate degree and meets the requirements of the directive (i.e., graduates in less than four years without "breaks" in enrollment with a minimum 3.000 cumulative grade-point average) or who has been deprived of two or more years of undergraduate athletics participation due to incapacitating injury or illness (or other extenuating or extraordinary circumstances) should have the opportunity to continue athletics participation.

Additionally, the majority of the Division III membership is comprised of institutions that only award undergraduate degrees. Thus, the subcommittee believes that revising the directive to include student-athletes enrolled in a second baccalaureate or equivalent degree program would promote equity among all Division III institutions without undermining the Division III philosophy. Finally, the subcommittee noted that requiring documentation of a hardship waiver is consistent with previous subcommittee decisions and removes any appearance of subjectivity from the analysis of graduate transfer requests that involve incapacitating injuries or illnesses. The recommended clarification provides notification to student-athletes of review and documentation standards for graduate student/postbaccalaureate student transfer waivers.

Presidents Council. The Presidents Council approved the Management Council's recommendation.

d. Division III Committees.

(1) Championships Committee.

(a) Access Ratio for Individual-Team Sports.

Staff Liaisons: Suscha, Williams

Council Reps: Martinez, Oberbillig, Sitterly

Management Council. The Management Council approved in concept an administrative regulation to amend NCAA Bylaw 31.3.4.5 (Principles of Establishing Bracket Sizes) to allow the team portion of the bracket in the sports of golf and tennis to be based on an access ratio in the range of 1:7 to 1:7.5. The specific access ratio shall be recommended by the NCAA Division III Men's and Women's Golf and Tennis Committees and will be subject to approval by the NCAA Division III Championships Committee.

The committee believes that the access ratio should be modified to provide more access to deserving Pool C teams, particularly when the individual component of the championships is relatively small as compared to the overall number of team participants (e.g., golf). Automatic qualification was approved for the sports of golf and tennis beginning with the

2006-07 academic year, with the ratio for bracket determination established at 1:7.5 (vs. 1:6.5 for team sports). [Note: 1:7.5 is the same ratio that was used for all team sports when automatic qualification was implemented in 1999.] Although team sports moved to a ratio of 1:6.5, golf and tennis started at 1:7.5 as both championships have an individual component to the championship.

The estimated budget impact is $85,000 and will be referred to the Strategic Plan and Finance Committee to fund as a reallocation. This figure is a maximum estimate based on interest from all four sport committees and subsequent approval by the Championships Committee. The budget analysis considered bracket expansion based on 2008-09 sport sponsorship, as well as actual expense from the 2008-09 championship season with an inflationary adjustment looking toward 2010-11. The proposal will provide more access and, consequently, more teams the opportunity to compete at the championships.

Presidents Council. No action was necessary.

(b) Selection Criteria – Strength-of-Schedule.

Management Council. The Management Council approved in concept an administrative regulation to amend the strength-of-schedule (SOS) within the primary and secondary selection criteria (NCAA Bylaw 31.3.5.2 – Selection Criteria) by combining the opponents' average winning percentage (OWP) with the opponents' opponents' average winning percentage (OOWP) on a weighted scale (i.e., 2/3 weight for OWP and 1/3 weight for OOWP). This weighted scale will remain in place for a minimum of two championship seasons (2009-10 and 2010-11) and will apply to the following twelve team championships: baseball, men's and women's basketball, field hockey, men's and women's ice hockey, men's and women's lacrosse, men's and women's soccer, softball and volleyball.

The committee believes that SOS will be a more effective piece of selection criteria with the proposed changes. Specifically, the committee received input from the NCAA statistics group and agrees with the concept that more weight should be given to the portion of SOS for which the institution has greater control, the OWP. In other words, an institution can control the opponents it chooses to play, but cannot control the opponents' opponents.

Presidents Council. No action was necessary.

(c) Selection Criteria – Strength-of-Schedule.

Management Council. The Management Council approved in concept an administrative regulation to amend the SOS within the primary and secondary selection criteria (NCAA Bylaw 31.3.5.2 – Selection Criteria) on a sport-by-sport basis by attaching significance to games played at home and games on the road when calculating OWP and OOWP. The specific weight attached (e.g., 2/3 weight for an away victory and 1/3 weight for a home victory) must be proposed by the relevant sport committee and is subject to the approval of the Championships Committee.

Presidents Council. No action was necessary.

(d) Sports Wagering and Championships Hosting.

Management Council. The Management Council accepted the information that the Championships Committee reviewed the recently adopted policy (August 6, 2009) by the NCAA Executive Committee pertaining to legalized sports wagering and the location of championship competition which now states: "No predetermined or non-predetermined session of an NCAA championship may be conducted in a state with legal wagering that is based on single-game betting on the outcome of any event (i.e., high school, college or professional) in a sport in which the NCAA conducts a championship."

Presidents Council. The Presidents Council accepted the information.

(e) Sport Committee Appointments.

Management Council. The Management Council accepted the information that the Championships Committee had approved the following recommendations for appointments to the following sports committees; all appointments are effective immediately, unless otherwise noted:

- Division III Baseball Committee. Jack McKiernan, associate director of athletics at Kean University, appointed chair of the baseball committee. In addition, Tom Sheridan, head baseball coach at the University of Mary Washington, appointed representing the South region.
- Division III Men's Basketball Committee. Charlie Brock, head men's basketball coach at Springfield College, appointed chair of the NCAA Division III Men's Basketball Committee.

- Division III Women's Ice Hockey Committee. Garnet Asmundson, head women's ice hockey coach at Hamline University, appointed chair of the NCAA Division III Women's Ice Hockey Committee.
- Division III Men's Lacrosse. James H. Lyons, head men's lacrosse coach at the State University of New York at Geneseo, appointed chair of the NCAA Division III Men's Lacrosse Committee.
- Division III Women's Lacrosse. Charlyn Robert, athletics director at Nichols College, appointed chair of the NCAA Division III Women's Lacrosse Committee.
- Division III Softball. Donna Newberry, assistant director of athletics and head softball coach at Muskingum University, appointed chair of the NCAA Division III Softball Committee.
- Division III Men's Tennis. Eric Rodgers, head tennis coach at Coe College, appointed chair of the men's tennis committee.
- Division III Women's Tennis. Ann Lebedeff, head women's tennis coach at Pomona-Pitzer Colleges, appointed chair of the women's tennis committee. In addition, Jeff Borengasser, head men's and women's tennis coach at Westminster College (Missouri) appointed representing the Central region.

Presidents Council. No action was necessary.

Staff Liaisons: Hartung, Myers, Nesbitt

Council Rep: McKinney

(2) Financial Aid Committee.

Management Council. The committee had no formal report.

Presidents Council. No action was necessary.

Staff Liaisons: Cooper, Elworth

Council Rep: Gunning

(3) Committee on Infractions.

- **Issue/Subject. Amend Bylaw 10.1.**

Management Council. The Management Council approved in concept noncontroversial legislation to provide a basis of accountability and authority in ethical conduct violations that outline culpability as it refers to providing false or misleading information or influencing others to provide false or misleading information to the NCAA or member institutions designed to conceal a violation of NCAA legislation.

"**Bylaw:** Amend 10.1 as follows:

"10.1 UNETHICAL CONDUCT. Unethical conduct by a prospective or enrolled student-athlete or a current or former institutional staff member (e.g., coach, professor, tutor, teaching assistant, student manager, and student trainer) may include, but is not limited to, the following:

[10.1-(a) through 10.1-(c) unchanged.]

"(d) Knowingly furnishing **or influencing others to furnish** the NCAA or the individual's institution false or misleading information concerning ~~the~~ **an** individual's involvement in or knowledge of matters relevant to a possible violation of an NCAA regulation;"

[10.1-(e) through 10.1-(j) unchanged.]

This amendment is intended to codify current practice as it relates to ethical-conduct violation charges under Bylaw 10.1-(d). This amendment would be consistent with case precedent as evidenced in decisions by the Committee on Infractions. Under NCAA Bylaw 10.1-(d), if an individual (to whom the bylaw applies) provides false or misleading information concerning violations of NCAA legislation, such conduct can serve as the basis for an ethical-conduct violation. Under a strict reading or interpretation of 10.1-(d), the individual is seemingly only responsible for personally providing false or misleading information concerning his or her own involvement in or knowledge of matters pertinent to a violation of NCAA legislation. In practice, however, providing false information concerning one's involvement in or knowledge of violations, inducing another person to provide false or misleading information about their involvement in or knowledge of violations, or falsifying documentation (e.g., compliance monitoring forms) to conceal violations are areas of conduct that have fallen under the purview of Bylaw 10.1-(d). Although Bylaw 10.1 is not intended to be an exclusive list of the type of conduct constituting unethical conduct, the proposed changes more accurately incorporate current practice as it relates to charging violations of Bylaw 10.1-(d).

Presidents Council. No action was necessary.

(4) Interpretations and Legislation Committee (ILC).

Staff Liaisons: Huchthausen, Myers

Council Rep: Fulks

(a) Noncontroversial Legislation – 2010 Convention Proposal - Recruiting and Playing and Practice Seasons – Tryout Exception - Recreational Activity – Exception for Facility Monitoring as Part of Normal Employment Arrangement.

Management Council. The Management Council approved in concept noncontroversial legislation, contingent on the adoption of 2010 Division III Convention Proposal No. 2-2, to eliminate the requirement that the exception would only apply if the observation of the prospective student-athlete occurred while the facility is open to the general public.

The intent of 2010 Convention Proposal No. 2-2, is to allow institutions to manage the oversight and safety concerns associated with the use of their facilities without violating NCAA out-of-season regulations and tryout prohibitions. The proposal would allow coaching staff members to exercise supervisory functions over institutional facilities as part of their employment duties and not be in violation of NCAA legislation if, in the course of those duties, they observe enrolled student-athletes or

prospective student athletes engaging in physical activities. With respect to prospective student-athletes, the proposal requires that the facilities be open to the general public at the time of the observation for the observation to be permissible. Many institutions, however, do not grant the general public access to their facilities, but allow prospective students visiting campus to use their facilities. Under this scenario, a coach, who observes a prospective student-athlete using facilities that are not open to the general public, but open to prospective students, violates the legislation despite making this observation in the course of the coach's monitoring duties. This noncontroversial legislation is necessary to allow institutions that don't grant the general public access to their facilities the same latitude to provide facility monitoring as those institutions that have facilities open to the general public. This noncontroversial legislation would bring 2010 Convention Proposal No. 2-2 more in line with its intended purpose of allowing institutions the discretion to provide appropriate facility monitoring.

Presidents Council. The Presidents Council accepted the information.

(b) Noncontroversial Legislation – Awards, Benefits and Expenses - Expenses Provided by the Institution for Practice and Competition - Departure/Return Expense Restrictions – Exceptions – Travel Following Championships Events.

Management Council. The Management Council approved in concept noncontroversial legislation to specify that return transportation following contests in NCAA championship events, or National Governing Body championships in emerging sports that take place during the institution's official vacation period during the academic year or between regular academic terms, are exempt from the requirement that a student-athlete remain no longer than 36 hours following the conclusion of the competition to receive actual and necessary expenses to return to campus.

Current legislation provides an exception to the 48-hour departure restriction for travel prior to contests in NCAA championship events or National Governing Body championships in emerging sports; however, there is no exception for departing the competition site more than 36 hours following the conclusion of a competition. When these events take place during institutional vacation periods and classes are not in session, many student-athletes and their families choose to stay in the locale of the competition for an extended period after the competition. However, under the current rule, if a student-athlete remains at the site more than 36 hours after the conclusion of the competition, the institution is not permitted to pay for that student-athlete's return transportation. Current legislation provides an exception to the 36-hour return restriction for regular-season competition that takes place during the institution's official vacation period during the academic year and between terms. This proposal would bring consistency to the application of the return restriction for regular-season and championship competition that occurs during

the institution's vacation period. The same rationale for an exception for regular-season competition would logically apply to championship competition.

There is a potential increase in costs to provide transportation expenses to student-athletes remaining in the locale of competition beyond 36 hours.

Presidents Council. No action was necessary.

(c) Noncontroversial Legislation – Eligibility – Criteria for Determining Season of Eligibility – Minimum Amount of Participation – Competition During the Nontraditional Segment – Baseball, Field Hockey, Lacrosse, Soccer, Softball, and Women's Volleyball – Retroactive Effective Date.

Management Council. The Management Council approved in concept noncontroversial legislation making Bylaw 14.2.4.1.1(b), which was adopted at the 2009 Convention, effective retroactively to August 1, 2005.

By passing 2009 Convention Proposal No. 6, the membership determined that student-athletes should be allowed to participate in the one date of competition during the nontraditional segment in the sports of baseball, field hockey, lacrosse, soccer, softball, and women's volleyball without using a season of participation. However, the effective date of this proposal was August 1, 2009. This means that a student-athlete that participated in the one date of competition during the spring 2009 nontraditional segment would use a season of participation while the student-athlete that participated in the one date of competition during the fall 2009 nontraditional segment would not be charged a season of participation. The committee determined that this result was not equitable, and that all student-athletes should have the benefit allowed by 2009 Convention Proposal No. 6, as accomplished by this proposal.

Student-athletes that used a season of participation between August 1, 2005, and August 1, 2009, by only participating in the one date of competition during the nontraditional segment would have that season restored.

Presidents Council. No action was necessary.

(d) 2011 Convention Proposal – Recruiting – Recruiting Materials - Advertisements and Promotions – Nonathletics Institutional Advertisements.

Management Council. The Management Council approved in concept legislation for the 2011 Convention that would allow institutions to publish or produce nonathletics institutional promotional materials for use at high school or two-year college athletics events.

The proposal would permit Division III institutions to solicit potential students through nonathletics messages at high school or two-year college athletics events attended by a large number of prospective students and their parents. This proposal will align and create equity of Division III institutions with Division I and II institutions that are currently permitted to recruit students at high school or two-year college athletics events through advertisements and promotional materials.

Potential increase in advertising expenditures, and the potential benefit of increased enrollment as a result of the advertising.

Presidents Council. The President Council approved the Management Council's recommendation.

(e) Approval of Official Interpretation – Discounts for Camps or Clinics.

Management Council. The Management Council approved the following official interpretation:

"Discounts for Camps or Clinics (I/II/III). The Division III Interpretations and Legislation Committee (ILC) determined that an institution may offer discounted admissions to its camps and clinics based on objective criteria unrelated to athletics abilities (e.g., registration prior to a specific date, online registration, attendance at multiple sessions), provided such discounts are published and available on an equal basis to all who qualify.

This interpretation is currently a staff interpretation that Divisions I and II have elevated to an official interpretation. It is appropriate to elevate this staff interpretation to an official interpretation to be consistent with Divisions I and II.

The budgetary impact is contingent upon the extent institutions incorporate admissions discounts into camp and clinic operating policies.

Presidents Council. No action was necessary.

(f) Incorporation of Official Interpretation into the Division III Manual – Printed Promotional Materials for Conference or NCAA Championships.

Management Council. The Management Council amended and approved in concept an incorporation into the Division III Manual of the following official interpretation:

Printed Promotional Materials for Conference or NCAA Championships (III). The Division III Interpretations and Legislation Committee (ILC) determined that a member institution or conference that is hosting any portion of a Division III conference or NCAA championship may send printed materials promoting the championship event (e.g., ticket application or promotional brochures, flyers or posters) to a high school or two-year college coach or administrator, but not to specific prospective student-athletes, provided:

- The printed material includes only information relevant to the championship event;
- The printed material is available to the general public, including all high schools in the local area; and
- The printed material contains no information related to the host institution's athletics program.

The committee noted that under such circumstances, such an item would not be considered a recruiting item.

For purposes of educating the membership and giving the membership sufficient notice of promotional opportunities, this interpretation should be incorporated into the manual.

Because this is already an interpretation, the membership will not incur any additional budgetary consequences as a result of incorporating it into the manual. The interpretation itself allows for additional promotional opportunities, which if pursued would result in a budget impact.

Presidents Council. No action was necessary.

(g) Referral to the Committee on Student-Athlete Reinstatement for comment regarding Major Junior A ice hockey.

Management Council. The Management Council approved the recommendation to charge the Committee on Student-Athlete Reinstatement to review reinstatement guidelines, bylaws and cases regarding Major Junior A hockey, and provide comment back to ILC regarding whether the current legislation is reasonable, equitable and relevant.

The committee reviewed amateurism and eligibility bylaws relative to Major Junior A hockey and requests comment from the Committee on Student-Athlete Reinstatement regarding any reinstatement concerns involving cases of Major Junior A ice hockey participation. Specifically, the committee is concerned with how Major Junior A ice hockey cases

compare with cases involving participation in other comparable international ice hockey leagues. The committee questions whether the current legislation that is specific to Major Junior A ice hockey remains relevant.

Presidents Council. No action was necessary.

(h) Review of Fundraising Legislation.

Management Council. The Management Council noted that ILC reviewed existing fundraising rules and discussed the merits of the current legislation and related interpretations as they apply to student-athletes and the earmarking of funds. The committee directed staff to research and report back to the committee the potential implications of a proposal that would require that any donations received by the student-athlete would have to benefit the team as a whole, but any funds earned by the student-athlete could be earmarked for that student-athlete. As part of this process, the Management Council directed staff to seek legal counsel regarding not-for-profit fund raising and earmarking funds for individuals, and to review possible revisions to the underlying amateurism legislation.

Presidents Council. The Council directed staff to develop specific options for consideration by the Management and President Councils during their January 2010 meetings.

(5) Membership Committee.

(a) Massachusetts Maritime Academy Waiver Request per NCAA Division III Bylaw 20.11.3.1.1 (Waiver).

Staff Liaisons: **Davey, Willett**

Council Rep: Hall

Management Council. The Management Council approved the waiver request from Massachusetts Maritime Academy to use women's sailing as a countable sport toward Division III sports-sponsorship requirements. The waiver shall apply for the 2008-09 academic year.

The NCAA Division III Membership Committee reviewed the request from Massachusetts Maritime and noted Massachusetts Maritime has been granted similar waivers in the past. The institution's women's sailing team affords participation opportunities for female student-athletes. Further, the institution was able to demonstrate a commitment to NCAA sponsored sports and was simply unable to meet sports-sponsorship requirements for softball due to the unique nature of the institution. The committee finally noted Massachusetts Maritime's commitment to adding women's lacrosse and bolstering schedules for the remaining women's sports in order to meet sports-sponsorship requirements.

Presidents Council. No action was necessary.

(b) Rivier College Waiver Request per Bylaw 20.11.3.5.9.1 (Minimum Contests and Participants).

Management Council. The Management Council approved placing Rivier College on probation beginning in the 2010-11 academic year for failure to meet sports-sponsorship requirements during 2008-09.

The institution will be in a probationary period for five years (September 1, 2010 – September 1, 2015) for failure to meet sports sponsorship requirements. It will begin to serve some of the terms of probation (i.e., completion of athletics program assessment) during the 2010-11 academic year.

The institution failed to meet sports-sponsorship requirements due to challenges related to its men's cross country program. The institution cited personnel and roster issues. The cross country coach was hired immediately before the season and the program lacked a consistent coaching presence. The institution further noted the team's low roster size late in the season was due to the overlap with the basketball season since most cross country student-athletes were also basketball student-athletes. The committee did not feel these challenges were unique or unforeseen. The committee further noted the institution should have been able to ascertain it would be short of meeting the sports-sponsorship requirements early in the season and should have made more attempts to meet the sports-minimum requirements.

Presidents Council. No action was necessary.

(6) Nominating Committee.

Staff Liaison: **Tufano**

Council Rep: Keeling

(a) Committee appointment and reappointments.

Management Council. The Management Council approved the following committee appointments and reappointments. Terms begin at the close of the 2010 NCAA Convention unless otherwise noted:

- Division III Management Council. Christopher Thomforde, president, Moravian College; Timothy Downes, director of athletics, Emory University; and Portia Lowe, associate director of athletics/senior woman administrator, Lake Forest College.

- Division III Financial Aid Committee. Reappoint Margaret Mittuch, associate vice-president for student financial services, University of Puget Sound. Appoint Susan Gaylor, vice-president for planning, Lycoming College.

- Division III Interpretations and Legislation Committee. John Meany, assistant director of athletics, Worcester State College; and Amy Friedman, commissioner, Colonial States Athletic Conference.

- Division III Membership Committee. Dale Knobel, president, Denison University; Charles Harris, vice-president for student services, Averett University; and Stefanie Baker-Watson, assistant director of athletics/senior woman administrator, North Central College.

- Division III Strategic Planning and Finance Committee. Reappoint David Neilson, commissioner, Michigan Intercollegiate Athletic Association. Appoint Lisa Melendy, associate director of athletics/senior woman administrator, Williams College.

Presidents Council. The Presidents Council accepted the information.

(b) Committee service.

Management Council. The Management Council discussed ideas to encourage committee service. One idea was to produce and share a video about the nominations process and the time commitments of serving on a committee, and to offer a related session at the Regional Rules Seminars.

Presidents Council. No action was necessary.

Staff Liaisons: Conklin Davey, Montgomery

Council Reps: Royer Wojtkun

(7) Student-Athlete Advisory Committee.

Management Council. The committee had no formal report. No action was necessary.

Presidents Council. No action was necessary.

Staff Liaisons: Groddy, Bandy

Council Rep: Gunning

(8) Student-Athlete Reinstatement Committee.

Management Council. The committee had no formal report. No action was necessary.

Presidents Council. No action was necessary.

4. *PROPOSED LEGISLATION FOR THE 2010 NCAA CONVENTION.*

a. 2010 NCAA Convention – Tentative Proposal Groupings.

Management Council. The Management Council approved a proposal grouping and voting order for the 2010 Convention that included proposals (2-9) and (2-5) in the presidents grouping, and the full docket to be voted on in the order presented below.

Presidents Council. The Presidents Council reviewed the proposal order and approved moving Proposal No. 2 (2-5) – Eligibility – Transfer Regulations – Residence Requirement – Disciplinary Suspension – Exception to the general grouping; thereby

increasing the general grouping to eight, with only one proposal in the Presidents Council grouping, as noted below.

Presidents Council Grouping (One Roll-Call Vote)

1 (2-9) Division Membership – Division III Philosophy Statement – Affirmation of Presidential Leadership at Institutional, Conference and National Governance Levels of Division III

General Grouping (Eight Non-Roll Call Votes)

2 (2-5) Eligibility – Transfer Regulations – Residence Requirement – Disciplinary Suspension – Exception

3 (2-1) Recruiting – Tryouts – Deregulation and Reformatting of Tryout – Permissible and Nonpermissible Tryouts

4 (2-2) Recruiting and Playing and Practice Seasons – Tryout Exception – Recreational Activiity – Exceptions for Facility Monitoring as Part of Normal Employment Arrangement

5 (2-6) Playing and Practice Seasons – Length of Playing Seasons – End of the Fall and Spring Nontraditional Segments

6 (2-8) Playing and Practice Seasons – Football – Walk-Through Sessions During the Five Day Acclimatization Period

7 (2-4) Eligibility – Seasons of Participation – Hardship Waiver – Percent Calculation. [Note: This proposal will be editorially revised between the printing of the Second Publication of Proposed Legislation and the Official Notice to clarify that the standardization of the denominator set forth in this amendment applies to the conditions set forth in both 14.2.5(a) and (b).]

8 (2-3) Eligibility – Criteria for Determining Season of Eligibility – Minimum Amount of Participation – Competition During the Nontraditional Segment – Baseball, Field Hockey, Lacrosse, Soccer, Softball and Women's Volleyball – Alumni Contest

9 (2-7) Playing and Practice Seasons – First Contest or Date of Competition – Exempted Alumni Contest

b. 2010 Division III Convention Proposal Positions and Speaker Assignments. The Councils reviewed responsibilities associated with Convention proposal speaking assingments and after review of committee statements, took formal positions on the following membership-sponsored proposals:

- **CON-2 – Eligibility – Transfer Regulations – Residence Requirement – Disciplinary Suspension – Exception.**

  Presidents Council. The Council supports this proposal.

  Management Council. The Council supports this proposal. The Council agreed with the sponsor's rationale and noted the proposal will bring consistency to both academic and disciplinary sanctrions. Further, the Council recognized that the philosophy of the NCAA and Division III is that athletics is an integral part of a student's education and it is inconsistent to provide an excessive penalty to a student-athlete by withholding opportunities that would benefit the growth of the individual.

  Academic Issues Subcommittee. The subcommittee supports this proposal. The subcommittee agreed with the sponsors' rationale and believes that this proposal is in the best interest of student-athlete well-being. The subcommittee noted the proposal will bring consistency to both academic and disciplinary sanctions.

  Interpretations and Legislation Committee. The subcommittee supports this proposal. The committee likewise noted that this proposal will bring consistency to both academic and disciplinary sanctions.

  The committee futher recognized that the philosophy of the NCAA and Division III is that athletics is an integral part of a student's education and it is inconsistent to provide an excessive penalty to a student-athlete by withholding opportunities that would benefit the growth of the individual. Finally, the committee recognized that disciplinary suspensions are neither uniform, nor uniformly disclosed, making implementation of the current rule difficult.

  Student-Athlete Advisory Committee (SAAC). The committee informally supports the proposal (official position not available until November).

  The committee noted that this affects very few student-athletes, two years of nonparticipation should suffice, and student-athletes should be afforded a second chance if they make the effort to return to school.

- **CON-6 – Playing and Practice Seasons – Football – Walk-Through Sessions During the Five-Day Acclimatization Period.**

  Presidents Council. The Council supports this proposal.

  Management Council. The Council supports this proposal. The Council indicated that allowing a one hour walk-through session during the five-day acclimatization period would provide an additional teaching method that would benefit the student-athlete experience. The Council also noted that allowing a

walk-through session, in most circustances, doesn't increase the time a student-athlete is involved in athletically-related activity since the five day acclimatization period typically occurs before classes are in session. Rather it would be used as a substitute for a film session which is already permitted. Therefore, it would not detract from the student-athletes academic or other interests.

Playing and Practice Seasons Subcommittee. The subcommittee supports the proposal. The subcommittee indicated that allowing a one hour walk-through session during the five-day acclimatization period would provide an additional teaching method that would benefit the student-athlete experience. The subcommittee also noted that the five day acclimatization period typically occurs before classes are in session and would not detract from the student-athletes academic or other interests.

CSMAS. The committee supports the proposal. The committee recognized that this is an educational session where practice or conditioning activities do not occur. Divisions I and II have allowed walk-through sessions and the data does not identify an increased risk but there will be continued monitoring of the football preseason through its injury surveillance system. The committee emphasized that attention should be paid to the local climate on any given day when considering adding a walk-through into the daily plan.

Championships Committee. The committee supports this proposal. The committee stated that allowing a walk-through session, in most circumstances doesn't increase the time a student-athlete is involved in athletically-related activity. Rather it would be used as a substitute for a film session which is already permitted. Furthermore, the walk-through session is a good teaching tool that will provide student-athletes a better experience.

SAAC. The committee informally supports this proposal (official position is not available until November). The proposal accounts for the concerns SAAC had in the past and there appears to be little room for abuse. The committee believed that the walk-through typically would be a substitute for other athletically-related activity and not involve additional time commitments. The committee finally noted that this would be a better way of learning for those first coming into camp.

c. Noncontroversial Legislation.

(1) NC-2010-12 – Amateurism – Promotional Activities – Institutional, Charitable, Educational or Nonprofit Promotions – De Minimis Violations – Release Statement.

Management Council. The Management Council adopted in legislative format a proposal to specify that a violation of the promotional activities legislation in which the only condition of the legislation not satisfied is the requirement that a student-athlete or an authorized representative of the charitable, educational or

nonprofit agency (or both) sign a release statement shall be considered an institutional violation, but the student-athlete's eligibility shall not be affected, provided the release statement would have been signed if such a request had been made.

Presidents Council. No action was necessary.

(2) NC-2010-13 – Committees – General Committees – Infractions Appeals Committtee – Composition – Term of Office.

Management Council. The Management Council adopted in legislative format a proposal to specify that the Infractions Appeals Committee shall consist of five members, composed of one member from the Presidents Council, one member from the Management Council, one from the general public who shall not be associated with a collegiate institution, conference, professional or similar organization or represent coaches or athletes in any capacity, and two positions shall be from the membership. Further, the council amended the previously approved term of office to establish a maximum limit of two, three-year terms.

Presidents Council. No action was necessary.

(3) NC-2010-14 – Membership – Responsibility of Membership – Penalty Structure.

Management Council. The Management Council adopted in legislative format a proposal to reduce the penalty timetable for failure to meet sports-sponsorship requirements from a 10-year period to a five-year period and to reduce the penalty timetable for failure to complete the Institutional Self-Study Guide or to meet the attendance requirements for NCAA Convention or NCAA Regional Rules Seminars from a 10-year period to a three-year period.

In its review of this proposal, the Management Council referred to the Membership Committee a request that it examine the impact on institutions and student-athletes of losing catastrophic injury insurnace during the restricted membership category.

Presidents Council. No action was necessary.

(4) NC-2010-15 – Recruiting – Contacts and Evaluations – Four-Year College Prospective Student-Athletes – De Minimis Violations – Permission to Contact.

Management Council. The Management Council adopted in legislative format a proposal to specify that a violation of the permission to contact legislation in which an athletics staff member or a representative of the institution's athletics interests makes contact with a student-athlete of another NCAA or NAIA four-year collegiate institution without first obtaining written permission shall be considered an institutional violation, but shall not affect the student-athlete's eleigibility, provided permission to contact is subsequently granted by the first institution.

Presidents Council. No action was necessary.

(5) NC-2010-16 – Recruiting – Definitions and Applications – Electronic Transmissions – De Minimis Violations.

Management Council. The Management Council adopted in legislative format a proposal to specify that a violation of the electronic transmission legislation in which an athletics staff member sends a prospective student-athlete electronic communication other than e-mail or facsimiles shall be considered an institutional violation; however, such violations shall not affect the prospective student-athlete's eligibility.

Presidents Council. No action was necessary.

(6) NC-2010-17 – Recruiting – Official Visit – Length of Official Visit – Exception for Extenuating Circumstances.

Management Council. The Management Council adopted in legislative format a proposal to establish an exception to the 48-hour official visit for reasons beyond the control of the prospective student-athlete and the institution and to specify that in such instances, the institution shall submit a report to the conference office following the visit (or, in the case of independent institutions, to the NCAA national offive) noting the details of the extenuating circumstances.

Presidents Council. No action was necessary.

(7) NC-2010-18 – Recruiting – Official and Unofficial Visits – Institutional Admissions Departments – Programming or Benefits Available to All Prospective Students Generally.

Management Council. The Management Council adopted in legislative format a proposal to specify that the official and unofficial visit limitations do not apply to programming or benefits (e.g., entertainment, meals) provided by the institution's admissions department and available to prospective students generally.

Presidents Council. No action was necessary.

(8) NC-2010-19 – Division III Membership Requirements – Sports Sponsorship – Waivers of Sport-Sponsorship – Additional Waivers.

Management Council. The Management Council adopted in legislative format a proposal to specify that the Management Council, on recommendation of the Membership Committee, may waive all other sports-sponsorship requirements based on objective evidence that demonstrates circumstances warranting a waiver of the normal application of those regulations.

Presidents Council. No action was necessary.

d. Modification of Wording.

(1) M-2010-4 – Division Membership – Provisional Institutions – Appointment of Faculty Athletics Representative and Student-Athlete Advisory Committee.

Management Council. The Management Council adopted in legislative format a proposal to eliminate Bylaws 20.3.2.1 (appointment of faculty athletics representative) and 20.3.2.2 (appointment of Student-Athlete Advisory Committee).

Presidents Council. No action was necessary.

(2) M-2010-5 – Eligibility – General Eligibility Requirements – Full-Time Enrollment.

Management Council. The Management Council adopted in legislative format a proposal to establish one bylaw for full-time enrollment requirements for practice and competition.

Presidents Council. No action was necessary.

(3) M-2010-6 – Eligibility – Hardship Waiver – Practice After Receipt of Hardship Waiver.

Management Council. The Management Council adopted in legislative format a proposal to clarify that the limitation on competition for a student-athlete who is granted a hardship waiver only applies to those competitions that cause a student-athlete to use a season of participation.

Presidents Council. No action was necessary.

(4) M-2010-7 – Eligibility – Hardship Waiver – Criteria for Administration of Hardship Waiver – Medical Documentation – Documentation from Physician at Time of Injury or Illness.

Management Council. The Management Council adopted in legislative format a proposal to specify that medical documentation for any hardship waiver request shall be submitted from a physician who administered care at the time of the student-athlete's injury or illness.

Presidents Council. No action was necessary.

5. 2010 SOLICITATION OF ASSOCIATION-WIDE AND DIVISION III COMMITTEE/SUBCOMMITTEE ASSIGNMENTS.

Management Council. The Management Council reviewed a draft of the Committee/Subcommittee assignments and vacancies for 2010. A conference call will be held in November to determine new assignments.

Presidents Council. The Presidents Council reviewed a draft of the Committee/Subcommittee assignments for 2010. Presidents Harris and Bultman determine the new assignments via e-mail.

6. MEMBERSHIP COMMUNICATION.

Management Council. The Management Council reviewed the Conference Meeting schedule and requested that staff prepare bullet points on hot topics to be shared.

Presidents Council. No action was necessary.

7. DIVISION III ISSUES.

a. New Format of Division III Leadership Conferences.

Management Council. The Council received a report from NCAA staff Curtis Hollomon and Jamie Fluker describing updates being made to NCAA student-athlete leadership conferences.

(1) Beginning in 2010-11, the previous format of five divisional leadership conferences is being replaced by one Super-Regional Conference, where student-athletes from all divisions will be invited to engage in personal development and leadership programming in a collective setting. While some sessions will be conducted jointly between all three divisions, portions of the conference will retain a divisional focus. The new format will generate greater efficiency and cost savings. The annual Super-Regional Conferences will be supplemented by the establishment of opportunities for related campus-based programming.

(2) Also, the National Student-Athlete Development Conference is changing its name to the Career in Sports Forum beginning in 2010. The forum, which is sponsored by the educational affairs department, will be conducted May 11-14, 2010, in Indianapolis and will expose student-athletes to careers in sports, specifically collegiate athletics.

(3) The shift in programming is an effort to diversify the experience of NCAA student-athletes during their time in college. While previous programming focused on personal development, (life during college) the forum will focus on career development (life in college and beyond). The forum will teach foundational skills such as communication, networking resume writing, interviewing skills, recruiting, managing culture change, transitioning and budgeting. Participants will develop action plans for personal growth, learn realistic views of the roles of coaches and administrators, and will discuss careers in college athletics.

Presidents Council. The Presidents Council accepted the information.

(4) Drug Education and Testing Pilot.

Management Council. The Management Council received an update by Eric Hartung, associate director of research for Division III, regarding the Drug Education and Testing Pilot.

Presidents Council. The Presidents Council received a similar update by Eric Hartung regarding the Drug Education and Testing Pilot.

The Council decided to delay the release of the Drug Education and Testing Pilot results until after the 2010 Convention for the following reasons:

- More time is needed to explore the results of the report, including the comparability of findings to students generally.
- Discussion related to the report should include the identification of specific policy options.
- The report should include an Executive Summary that captures the main points of the report.
- The Council wants to avoid diverting the primary focus at 2010 Convention from the Division III Identity Initiative.

The Council intends to review the results of the report, with additional information described above, during its January meeting, as well as throughout 2010. Detailed discussions of the report and specific options will be presented to the Division III membership for feedback at the 2011 NCAA Convention.

(5) ArbiterSports.

Management Council. The Management Council received an update on ArbiterSports. The NCAA acquired a majority ownership of The Arbiter, IIL and eOfficials, LLC in September 2008. The Arbiter has been the most widely used online assigning, roster management and payroll system for officials in amateur sports; eOfficials has been the official Web site for NCAA basketball and baseball officiating improvement programs since 2005. The combined operations of the two companies are reflected in the brand "ArbiterSports" and on the new single Web site www.ArbiterSports.com. This investment was made to further expand and enhance the officiating improvement initiatives of the NCAA including:

- Training and continuing education for officials;
- Encouraging national and inter-level consistency;
- Recruiting and development; and
- Improving the student-athlete experience.

The NCAA recognized the long standing concern that officiating was a challenge and wanted to take a more uniform approach to improve the status of officiating at the collegiate level. For 2009-10, football, men's and women's basketball, baseball and softball will use this initiative on a trial basis.

Presidents Council. No action was necessary.

(6) Academic Reporting Pilot.

Management and President Councils. The Councils received an update noting the pilot program will be embedded in the annual collection of graduation data in the spring of 2010. Division III schools will access the Graduation Rates Data Collection System and along with the input of required graduation data for all students, will have the option to input information specific to student-athletes within the graduation cohort requested. The depth and breadth of the student-athlete data request will parallel what is already requested for students overall (e.g., gender, ethnicity group). The inclusion of student-athlete data is completely voluntary. The report will include a traditional graduation rate, as well as an adjusted rate to account for student-athletes who leave in good academic standing. Reporting of student-athlete graduation rates from the pilot program will be done in aggregate through a report to the NCAA Division III Presidents Council and Management Council. There will not be a school-by-school reporting of student-athlete graduation rates via ncaa.org, as is done for Divisions I and II. The traditional graduation rates for students overall in Division III will continue to be reported for individual schools. The division will provide a financial honorarium to each participating institution to help defray administrative expenses.

(7) Division III Identity Initiative.

Management Council. The Management Council received an update on the Division III Identity Initiative and reviewed the Strategic Positioning Platform. The official release of the platform will be during the Issues Forum at the NCAA 2010 Convention.

Presidents Council. The Presidents Council received an update on the Division III Identity Initiative and reviewed its communication plan leading up to the 2010 Convention, which includes direct outreach to all Division III presidents and other key constituents. The Council will review creative materials developed to support the initiative prior to the Convention, and will continue to formulate plans for effective activation of the strategic positioning platform.

8. ASSOCIATION-WIDE UPDATE AND ISSUES.

a. Governmental Relations Report.

Management and President Councils. The Councils accepted the Government Relations Report. No action was necessary.

b. Litigation Report.

Management and President Councils. The Councils accepted the Government Relations Report. No action was necessary.

c. NCAA's Online Strategy.

Management and President Councils. The Councils received an update from NCAA staff Marta Lawrence, associate director of new media and Ronnie Ramos, managing director of new media strategies and content development on the NCAA's current online strategy. The NCAA is creating a new, public side of its Web site, and will also maintain a private password protected site on which to conduct the Association's business. The public site will be a platform to strategically communicate the NCAA's key messages to the general public. The membership side of the Web page will contain the same content as the current ncaa.org. There will be no change in membership access to information, other than requiring members to log on to the membership page. Members will be allowed to personalize their home page according to their institutional role and affiliation. Changes to the NCAA's online strategy will be communicated via the NCAA News, direct e-mails and Convention programming. The initiative will be launched around the 2010 Convention.

d. Interim President's Report.

Management and President Councils. Jim Isch, interim president of the NCAA, updated the Councils on the priorities of the Association over the next several months.

(1) Support the Executive Committee in selecting a permanent president for the NCAA.
(2) Maintain the momentum each division has built towards Academic reform.
(3) Ensure financial stability of the Association regarding the extension of the media rights agreement, better business practices and cost management, and limiting commercialism of intercollegiate athletics.
(4) Better integrate academics and athletics in all divisions.
(5) Focus on diversity and inclusion within the Association.

e. Update on NAIA.

Management and President Councils. The Councils received an update from Bernard Franklin on discussions between the NCAA and NAIA. Presidential representatives from all divisions of the NCAA and representatives from the NAIA have been engaged in meetings to discuss possible collaboration regarding both programmatic and structural opportunities. The report from these meetings was shared with the Executive Committee at their August meeting. As the committee noted that each division was currently dealing with its own challenges related to membership growth, it felt that the Association needed to resolve divisional membership issues before moving forward with any collaboration with the NAIA. There will be an Association-wide session scheduled at the 2010 Convention to discuss how to approach growth management strategically.

f. Diversity and Gender Programs.

Management and President Councils. Delise O'Meally updated the Councils on an internal review of all diversity and gender programs. The goals of this internal review are to ensure programs are aligned strategically to meet Association goals, to establish a definition of diversity, and to develop a vision statement to guide and inform the development of future programs.

The NCAA plans to develop data gathering tools to adequately measure realigned objectives and the vision statement, and will also develop a periodic evaluation of the Association's entire portfolio of related diversity and gender programs.

9. OTHER BUSINESS.

- **Increase Minority Representation.**

Management Council. The Council referred to MOIC a request to consider introducing a Senior Ethnic Minority Administrator designation into the NCAA governance structure. Such a designation could be structured similar to the senior woman administrator. An individual would then be eligible for committee service even if that individual's job title would not otherwise make him or her eligible for specific committee service. The Council noted that MOIC's previous conversations on this topic included concern about having a large enough population of administrators in Division III to draw from for such a designation. The Council noted that MOIC could consider allowing, as opposed to requiring, such a designation. Individuals holding entry level positions could receive some kind of training to be certified to serve on committees normally requiring senior level titles for service. Such training could be conducted in conjunction with previously approved Division III professional development opportunities.

10. ADJOURNMENT.

Management Council. The Management Council meeting adjourned at 10:35 a.m.

Presidents Council. The Presidents Council meeting adjourned at 12:13 p.m.

SUPPLEMENT NO. 10

MEMORANDUM

January 4, 2010

TO: Selected NCAA Governance Committees.

FROM: NCAA Diversity and Inclusion and Gender Program Review Working Group.

SUBJECT: Update regarding a review of NCAA Diversity and Inclusion and Gender Initiatives Professional Development Programs.

The National Collegiate Athletic Association (NCAA) currently administers 12 Diversity and Inclusion programs and six Gender Initiatives programs. The programs are designed to implement the NCAA Strategic Plan's charge to enhance athletics opportunities and hiring practices for women and ethnic or racial minorities.

In August 2008, late NCAA President Myles Brand called for a review of these programs to: 1) evaluate and assess their success and organizational impact and 2) create recommendations to strengthen existing programs, create new programs and/or discontinue or redesign present programs that may be less effective.

To that end, the NCAA leadership charged the Diversity and Inclusion and Gender Program Review Working Group (the "Working Group") to complete the audit. The Working Group has collected and analyzed information on each program. Data collection included an overarching description and mission of each program as it is currently administered; a list of the organizations and/or departments responsible for the support and implementation of the program; a listing of the explicit objectives of the program; an overarching description of the program policies and procedures; current and historical eligibility criteria; current and historical budget information; and current and historical participant information.

KEY FINDINGS

Presently, diversity and gender equity-related programming largely focus on diversity through the lens of race/ethnicity and gender and generally excludes other dimensions of diversity including: creed, national origin, age, disability, sexual orientation, religion, marital status, education, income and geographic location. Moreover, the objectives of the program are very board. In addition, some program design and execution deficiencies were found including feedback mechanisms and inconsistent roles and responsibilities of stakeholders.

SUMMARY OF RECOMMENDATIONS

In order to establish measurable objectives needed to complete a future assessment on the programs, the Working Group recommended the following initial action step:

- Establish an association-wide vision statement or framework for NCAA diversity and gender programs and initiatives. Diversity and Inclusion and Gender Initiatives' staff will seek feedback from the Working Group; the Minority Opportunities and Interests Committee; the Committee on Women's Athletics as well as other appropriate stake holders at the national office and within the membership. The vision statement or framework will be presented for review and final approval by the NCAA Executive Committee by April 2010.

In addition, the following is a summary of additional recommendations that Diversity and Inclusion and Gender Initiatives' staff will initiate and/or complete:

1. Remediate any gaps and deficiencies in program design. (To be completed by October 2010).

2. Develop an improved marketing plan and overall expansion of the programming beyond the underrepresented groups. (To be completed by October 2010).

3. Develop and implement data and tracking instruments that will adequately measure realigned objectives. (To be completed by January 2011).

4. Periodic evaluation of the entire program portfolio, making relative value judgments and comparisons among programs. (Ongoing).

NCAA Diversity, Inclusion, and Gender Equity Framework

(Draft, January 2010)

The NCAA believes in and is committed to diversity, inclusion and gender equity among its student-athletes and intercollegiate athletics department staff. We seek to establish and maintain an inclusive culture that fosters equitable participation for student-athletes and career opportunities for coaches and administrators from diverse backgrounds. Diversity and inclusion improves the learning environment for all student-athletes, and enhances excellence within intercollegiate athletic departments and the Association.

The NCAA will provide or enable programming and education which sustains foundations of a diverse and inclusive culture, supports equitable laws and practices, increases the opportunities for individuals from historically underrepresented groups to participate in intercollegiate athletics at all levels, and enhances hiring practices for all athletics personnel to lead to more inclusive leadership in intercollegiate athletics.

NCAA Head Football Coach
Race/Ethnicity Demographics
(As of January 25, 2010)

These numbers exclude Historically Black Colleges and Universities.

DIVISION I Football Bowl Subdivision (FBS) (15 out of 119)

Institution	Athletic Director	Head Coach	Race
University of Kansas	Lew Perkins	Turner Gill	African American
University of Houston	Dave Maggard	Kevin Sumlin	African American
University of New Mexico	Paul Krebs	Mike Locksley	African American
U.S. Naval Academy	Chet Gladchuck	Ken Niumatalolo	*P.I.
University of Miami	Kirby Hocutt	Randy Shannon	African American
Florida International	Pete Garcia	Mario Cristobal	Latino
Miami of Ohio	Brad Bates	Mike Haywood	African American
Eastern Michigan University	Derrick Gragg	Ron English	African American
New Mexico State University	McKinley Boston	Dwayne Walker	African American
University of Memphis	R.C. Johnson	Larry Porter	African American
University of Virginia	Craig Littlepage	Mike London	African American
Western Kentucky University	Dr. Camden Wood Selig	Willie Taggart	African American
University of Louisville	Tom Jurich	Charlie Strong	African American
University of Kentucky	Mitch Barnhart	Joker Phillips	African American
East Carolina University	Terry Holland	Ruffin Mcneill	African American

* Denotes Asian/Pacific Islander.

DIVISION I Football Bowl Subdivision (Head Coaches in Waiting)

Institution	Athletic Director	Coach	Race
University of Maryland	Deb Yow	James Franklin	African American

DIVISION I Football Championship Subdivision (FCS) (7 out of 101)

Institution	Athletic Director	Head Coach	Race
Columbia	Diane Murphy	Norries Wilson	African American
Indiana State	Ron Prettyman	Trent Miles	African American
Northern Arizona	Jim Fallis	Jerome Souers	*A.I.
Southeast Missouri State	Dave Kaverman	Tony Samuel	African American
Yale University	Thomas Beckett	Tom Williams	African American
Portland State	Torre Chisholm	Nigel Burton	African American
University of Richmond	Jim Miller	Latrell Scott	African American

*Denotes American Indian/Native American.

DIVISION II (2 out of 133)

Institution	Athletic Director	Head Coach	Race
Wayne State	Rob Fournier	Paul Winters	African American
Stonehill College	Brendan Sullivan	Robert Talley	African American

DIVISION III (4 out 229)

Institution	Athletic Director	Head Coach	Race
Salisbury State	Michael Vienna	Sherman Wood	African American
Randolph- Macon	Dennis Kanach	Pedro Arruza	Latino
Chapman University	David Currey	Bob Owens	African American
DePauw University	Page Cotton	Robby Long	African American

Summary

Total number of football programs in all three divisions:	582
Total number of coaches of color in all three divisions:	26
Percentage of students-athletes of color in college football: (2008-2009)	41%
Percentage of coaches of color in college football:	5 %
Percentage of African-American football student-athletes in D-I FBS: (2008-2009)	47%
Percentage of football student-athletes of color in D-I FBS football (2008-2009)	55%
Percentage of African American coaches of color in D-I FBS (2009-2010)	11%

Percentage of coaches of color in D-I FBS (2009-2010)	12%
Percentage of African-American football student-athletes in D-I FCS: (2008-2009)	45%
Percentage of football student-athletes of color in D-I FCS football: (2008-2009)	56%
Percentage of African American coaches in D-I FCS (2009-2010)	6%
Percentage of coaches of color in D-I FCS (2009-2010)	7%
Percentage of African-American football student-athletes in D-II: (2008-2009)	42%
Percentage of football student-athletes of color in D-II: (2008-2009)	47.9%
Percentage of African American coaches in D-II (2009-2010)	1.5%
Percentage of coaches of color in D-II (2009-2010)	1.5%
Percentage of African-American football student-athletes in D-III: (2008-2009)	15%
Percentage of football student-athletes of color in D-III: (2008-2009)	21%
Percentage of African American coaches in D-III (2009-2010)	1%
Percentage of coaches of color in D-III (2009-2010)	1.3%

Note 1: June 2005: three head football coaches of color in Division I-FBS
August 2009: eight head football coaches of color in Division I-FBS
January 2010: fourteen head football coaches of color in Division I-FBS

Note 2: All of the student-athlete information above reflects the latest data (2008-2009) obtained by NCAA Research staff within the NCAA Student-Athlete Race and Ethnicity Report.

NCAA MOIC – Strategic Planning

Meeting Agenda – February 3-4 2010

Agenda – Feb 3	
Time	**Topic**
2:00-2:15 pm	**Introduce New Strategic Planning Initiative**
2:15-3:00 pm	**MOIC Stakeholder Analysis**
3:00-3:45 pm	**MOIC Vision Brainstorming**
3:45-4:00 pm	**BREAK**
4:00-4:15 pm	**The Climate for MOIC: Trends in Opportunities for Minorities**
4:15-4:40 pm	**The Climate for MOIC: Strengths, Limitations, Threats, and Opportunities**
4:40-5:00 pm	**Preparation for Tomorrow's Activities**

Agenda – Feb 4	
Time	**Topic**
8:00-9:15 am	**MOIC Strategic Plan 2010-2011 Objectives**
9:15-9:45 am	**Measuring Success Against Our Plan**
9:45-10:00 am	**Closing Comments and Next Steps**

NCAA MOIC Strategic Planning Pre-Work
February 2010 Meeting

Please take a few minutes to reflect on each of the questions on this worksheet. Use the existing MOIC Strategic Plan as a reference. We will work as a group to then share our ideas during the strategic planning portion of our February meeting. Your reflection in advance will help us be productive during the meeting.

WHAT IS THE VISION FOR THE COMMITTEE'S WORK ON BEHALF OF MINORITIES?

Visioning invites you to use your creative imagination to project yourself into the future. What does success look like? What are we trying to achieve as a committee over the next 5-10 years? What really matters that the committee should focus on? What would the desired future state of the committee BE? *(While the current MOIC mission statement articulates who you are when you are at your best – what you are passionate about and how you do it – a good vision statement energizes action toward a future that is better than today.)*

Consider these questions before you draft a vision statement:

- What compels you regarding minority opportunities in athletics?

- What inspires you regarding minority opportunities in athletics?

Now, write your draft MOIC Vision Statement in the present tense.

MOIC Draft Vision Statement

TREND AND EXTERNAL ANALYSIS

What emerging trends in the following areas will affect minority opportunities in athletics both short and long-term?

TREND	SHORT-TERM IMPACT	LONG-TERM IMPACT
Demographics		
Membership Values		
Economic		
Political		
Environmental		
Technical		
Other		

SLOT ANALYSIS

Consider the following questions as you reflect on minority opportunities within the NCAA and in athletics overall. These may be strengths (S), limitations (L), opportunities (O), or threats (T).

- Is our committee/community effectively structured to respond to the future?
- Is our committee/community easy to interface with?
- Where does the responsibility lie for success?
- Have clear stakeholders' expectations been established, and are they monitored?
- Are our current product/service offering(s) adequate to meet the needs of the market?
- Do we have adequate resources in place to support our marketing efforts?
- Is there a high level of effective communications internal to our organization?
- How effective is our committee and are our communities in searching out change and capitalizing on it?

STRENGTHS	**LIMITATIONS**
OPPORTUNITIES	**THREATS**

ANNUAL OBJECTIVES FOR MOIC

As you consider your draft Vision for the MOIC, the existing MOIC Mission statement, and the current objectives for the committee:

- What objectives will have the most impact on our work to promote minority opportunities?
- What is within the span of the committee's control that we should be focused on?
- Of all the objectives listed in the current plan, which are the top 4-6 that we should be focused on?

MEASURING SUCCESS

Consider the 2010-2011 year and the following questions:

- How will we know we are successful at the end of the 2010-2011 year?

- What 2-3 measures will we commit to this year? (should map to the overall MOIC mission and annual Objectives)