A G E N D A

National Collegiate Athletic Association
Division I Board of Directors

NCAA National Office
Indianapolis, Indiana

October 27, 2011
9 a.m. – 3 p.m.

1. Opening remarks.

2. Report of the August 11, 2011, Board of Directors meeting. (Supplement No. 1) [**Anticipated Action Item]**

3. Report of the Division I Presidential Advisory Group October 26, 2011, meeting. (Supplement No. 2 will be distributed at the meeting.) [No action anticipated.]

4. Report from NCAA President Mark Emmert. (Supplement No. 3)

5. Report from the Committee on Academic Performance. (Supplement No. 4.) [Walter Harrison, chair] **[Anticipated Action Item]**

6. Review of reports from the Transforming Intercollegiate Athletics Working Groups.

   A. Student-Athlete Well Being. (Supplement No. 5) [**Anticipated Action Item]**

   B. Rules. (Supplement No. 6) **[Anticipated Action Item]**

   C. Enforcement.

   D. Resource Allocation.

7. Report from the Division I Bowl Licensing Task Force. [Harvey Perlman, president of the University of Nebraska and chair of the Task Force, will provide the update.] (Supplement No. 7) [**Anticipated Action Item]**

8. Committee on Infractions. (Supplement No. 8) [**Anticipated Action Item]**

   - Request to modify specified provisions of Bylaw 32.

9. Report from Jim Haney, executive director, National Association of Basketball Coaches (NABC).

10. Division I Governance Structure Update.

    a. Report from the October 13, 2011, Division I Leadership Council meeting. (Supplement No. 9) **[Anticipated action on final report regarding a men's basketball recruiting model.]**

    b. Report of the October 17-18, 2011, Division I Legislative Council meeting. (Supplement No. 10 will be posted in advance of the meeting.)

    c. New Division I Online Override Voting Process.

    d. 2012 NCAA Convention. (Supplement Nos. 11A and 11B)

11. Report of the August 11, 2011, meeting of the NCAA Executive Committee. (Supplement No. 12) [No action anticipated – for information only.]

12. Status Report on Review of Division I Athletics Certification Program. (Supplement No. 13)

13. Governmental relations report. (Supplement No. 14) [No action anticipated – for information only.]

14. Other business.

15. Future meeting dates.

    a. January 14, 2012, NCAA Convention, Indianapolis, Indiana.

b. April 26, 2012, TBD, Indianapolis, Indiana.

c. August 2, 2012, NCAA National Office, Indianapolis, Indiana.

d. Tuesday, October 30, 2012, NCAA National Office, Indianapolis, Indiana.

16. Adjournment

REPORT OF THE AUGUST 11, 2011, MEETING OF THE NATIONAL COLLEGIATE ATHLETIC ASSOCIATION DIVISION I BOARD OF DIRECTORS

1. **Report of the April 28, 2011, Board of Directors Meeting. The Board approved the report of its April 28, 2011, meeting, noting that the approval of the recommendations of the Task Force to Clarify the Roles of the Committee on Infractions and the Infractions Appeals Committee should include the following clarification:**

   - **When the Committee on Infractions requests that the academic and membership affairs staff provide an interpretation of applicable legislation based on facts submitted, written notice of the request and the response shall be provided to all involved parties (e.g., institution, enforcement staff, Committee on Infractions).** (Unanimous voice vote) [Reference Supplement No. 2.]

2. **President's Report.** NCAA President Mark Emmert reported on the following items:

   a. **Presidential Retreat.** President Emmert thanked the Board members for their lively discussion during the retreat the previous two days and noted that participants in the retreat have asked that he appoint working groups and establish an agenda with aggressive timelines for the Board to act on their recommendations that address the following areas:

      (1) Financial Sustainability.

         (a) Institutional and NCAA resource efficiencies that can be achieved through the review of NCAA rules and athletics practices (e.g., personnel, travel, recruitment).

         (b) Identification of areas where greater flexibility can be employed on a conference-by-conference basis to use resources in support of the student-athlete well-being, particularly the value of grants-in-aid and multi-year scholarship commitments.

      (2) Integrity of the Collegiate Model.

         (a) Review and amend the NCAA Division I Manual to reduce the volume of unenforceable and inconsequential rules that fail to support our core principles and place an emphasis on the most strategically important matters. The group is also charged with developing filters that ensure new legislation aligns and addresses our core principles and values.

(b) Charge the NCAA Enforcement Staff, Division I Committee on Infractions and Division I Infractions Appeals Committee to propose a multi-level enforcement penalty structure.

BOARD ACTION: The Board directed President Emmert to bring to the Board in October an action plan (including the formation of several working groups and possible action items) that would expeditiously address the issues in the areas of financial sustainability and integrity of the collegiate model. (Unanimous voice vote.)

b. Status Report on Work of Bowl Game Licensing Task Force. Harvey Perlman, chair of the Task Force, provided the Board with an interim report on the work of the Task Force, which included recommendations in the area of governance, advertising and sponsorship, and student-athlete welfare. In its review of bowl game licensing, the Task Force noted that the purpose of NCAA regulation of postseason football bowls should be to assure that the bowls reflect the collegiate model of intercollegiate athletics. In that context, the NCAA has a strong interest in assuring that bowls are governed with integrity, that they are managed in a way that is consistent with student-athlete welfare, and that their commercial, promotional and sponsorship activities be consistent with the values associated with collegiate sports. The Task Force will distribute its preliminary recommendations to constituent groups [e.g., Football Bowl Subdivision (FBS) commissioners, DIA Athletics Directors, DIA Faculty Athletics Representatives, bowl operators) for review and comment with plans to present its final report to the Board in October.

c. NCAA Division I Committee on Academic Performance Report. Walt Harrison, chair of the Committee on Academic Performance (CAP), presented the following committee recommendations to the Board: [Reference Supplement Nos. 1A and 1B.]

(1) Academic Performance Rate (APR) Penalty Benchmark.

(a) That the Board amend the Academic Performance Rate (APR) penalty benchmark from the current multi-year rate of 900 to a multiyear rate of 930 in order to avoid penalties within the new penalty structure.

(b) Replace the current filter system used for determining historical penalties with a single filter system that is based on improvement and is available to all teams/institutions.

(c) Approve a longer transition timeline for lower resourced institutions.

BOARD ACTION: The Board approved the revised APR penalty benchmark and the filter systems. (Unanimous voice vote.)

(2) Academic Performance Program (APP) Penalty Structure. That the Board approve a revised single APP penalty structure that will be cumulative and progressive and consist of five levels.

BOARD ACTION: The Board approved the revised penalty structure in principle and directed CAP to bring to the Board in October a final recommendation for a multi-year penalty structure that incorporates the APR benchmark (930) as the four-year academic performance requirement for a team's eligibility to participate in any postseason event. (Unanimous voice vote.)

(3) Occasion-Three and –Four Historical Penalty Waiver Hearing Procedures. That the Board approve a revision to CAP's current policies and procedures for Occasion-Three and –Four Historical Penalty waiver hearings that requires the institutional staff member responsible for the implementation of the institution's APR improvement plan be in attendance at the institution's in-person penalty waiver hearing.

BOARD ACTION: The Board approved the revision to the waiver hearing policies and procedures as recommended above. (Unanimous voice vote.)

(4) Division I Academic Performance Program Supplemental Support Fund. That the Board approve and fund the APP Supplemental Support Fund (SSF) for two additional years (i.e., 2011-12 and 2012-13).

BOARD ACTION: The Board agreed to approve the APP Supplemental Support Fund for two additional years. (Unanimous voice vote.)

(5) Appointment of Vice Chair. That the Board appoint President Roderick McDavis of Ohio University as vice chair of the committee.

BOARD ACTION: The Board voted to appoint President Roderick McDavis as vice chair of the committee. (Unanimous voice vote.)

It was noted that legislation to address the 2-4 transfer academic requirements are included in the 2011-12 legislative cycle and the Board expressed its intent to consider the legislation by the end of the academic year. In addition, the Board expects the Academic Cabinet to present recommendations regarding enhanced initial

eligibility standards, which could include a partial qualifier group that would qualify for financial assistance but not competition during the initial year in residence.

d. **Institutional and Conference Networks.** Board members previously received a letter from the chair of the Big 12 Board of Directors noting their recent action to set a moratorium of at least a year to prohibit high school content from being broadcast on Big 12 institutional media platforms. In that regard, the staff recommended that the Board endorse a staff interpretation of current recruiting rules to preclude the broadcast of any youth programming on an institutional- or conference-branded network.

BOARD ACTION: The Board voted to endorse the staff interpretation, noting that discussions will continue throughout the upcoming year to determine the best course of action for the Association relative to this issue. (Unanimous voice vote.)

3. **NCAA Executive Committee Report**. During its April 28, 2011, meeting, the Executive Committee took action to recommend restructuring of the inclusion advocacy committees within the Association's governance structure, which included the dissolution of the Executive Committee Subcommittee on Gender and Diversity Issues. The Executive Committee noted the need for greater involvement of presidents within the substructure to provide guidance and insight at the policy development level. To achieve this goal, the Executive Committee recommended that the divisional presidential bodies consider sponsoring legislation to modify the composition of the NCAA Committee on Women's Athletics (CWA) and the NCAA Minority Opportunities and Interests Committee (MOIC) by increasing the size of each committee from 15 to 18 members and to specify that the three additional positions be filled by a president from each division. Further, that there be an equal distribution of committee members from each division. [Reference Supplement Nos. 3A and 3B.]

BOARD ACTION: The Board used its authority to adopt Proposal No. 2011-09 as noncontroversial legislation to modify the composition of the CWA and MOIC as recommended. (Unanimous voice vote.)

4. **Division I Governance Structure Update**.

a. **Report of the August 2, 2011, Meeting of the Leadership Council**. Mike Alden, chair of the Division I Leadership Council, highlighted the following issues from its August 2, 2011, Leadership Council meeting: [Reference Supplement No. 5.]

(1) Men's Basketball Recruiting Model. The Leadership Council received reports from its two men's basketball recruiting subcommittees and developed recommendations for concepts to be considered in a new men's basketball recruiting model. The Council's recommendations will be distributed to various constituent groups for feedback prior to final review in October. The Council will present its final recommendations to the Board during its October meeting, at which time the Board will be asked to sponsor legislation for the 2011-12 legislative cycle.

(2) Agents. The Leadership Council received a report on several strategies being developed to address agent-related issues. The Council took no formal action, but encouraged its Agent Subcommittee to continue discussion and monitoring of agent-related issues.

b. Report of the July 14, 2011, Teleconference of the Division I Legislative Council. Carolyn Campbell-McGovern, chair of the Division I Legislative Council, reported on actions taken during the Legislative Council's July 14, 2011, teleconference. [Reference Supplement No. 6.]

[Note: In accordance with the Division I legislative process, the Board has the authority to consider any action taken by the Legislative Council, but is not required to do so. Where the Board decided to take action on proposals below, you will see the action indicated in bold type. For those proposals on which it did not act, the Legislative Council's actions stand.]

(1) Legislative Actions. Due to the receipt of the requisite number of requests for override votes, the Legislative Council reconsidered its previous actions to adopt Proposal Nos. 2010-30 and 2009-100-A and took the following actions:

(a) Proposal No. 2009-100-A – Recruiting – Nonscholastic Practice and Competition and Institutional Camps or Clinics – Men's Basketball. This proposal would prohibit an institution from hosting a nonscholastic practice/competition on its campus that involves men's basketball prospects, with limited exceptions. The Legislative Council voted to maintain its previous action to adopt the proposal. The Board took no action.

(b) Proposal No. 2010-30 – Recruiting – Telephone Calls – Time Period For Telephone Calls – Sports Other Than Football. This proposal would apply the current telephone rule in men's basketball to all sports other than football. The Legislative Council reversed its previous action and defeated the proposal. The Board took no action.

(2) Board of Directors Resolution. The Legislative Council continued its discussion of the Board's resolution to review the legislative process and developed two concepts for which it requests Board endorsement: [Reference Supplement No. 7.]

(a) Development of a legislative process that consists of two overlapping two-year cycles to allow the membership to focus attention on particular bylaws during each legislative cycle.

BOARD ACTION: The Board endorsed the concept of two overlapping two-year cycles and asked that draft legislation be brought to the Board for review and sponsorship in October. (Unanimous voice vote.)

(b) Increase the requisite number of requests required to initiate an override of the adoption or defeat of a legislative proposal. The recommendation would be to increase the number required for a call for override vote from 30 to 75 and the number to suspend a proposal from 100 to 125. In addition, for Football Championship Subdivision (FCS) specific legislation, the number would increase from 15 to 25 and 40 to 50. Further, it is recommended that the same minimum threshold numbers that are applicable to FCS specific legislation be established for Football Bowl Subdivision (FBS) specific legislation.

BOARD ACTION: **The Board used its authority to adopt Proposal No. 2011-10 as emergency legislation, effective immediately, to increase the requisite number of override requests as recommended above.** (Unanimous voice vote.)

5. **Division I Committee on Infractions**. The NCAA Division I Administration Cabinet requested the Board reappointment Britton Binowsky, commissioner, Conference USA; Melissa Conboy, deputy director of athletics, University of Notre Dame, and John Black, attorney (public member) to the Committee on Infractions. [Reference Supplement No. 9.]

BOARD ACTION: The Board approved the reappointments as recommended. (Unanimous Voice Vote.)

6. **Division I Infractions Appeals Committee**. The committee requested the Board approve several bylaw revisions and the Division I Administration Cabinet recommended one committee appointment and several reappointments. [Reference Supplement No. 10A.]

a. **Bylaw 32.10 Revision.** The committee recommended that the Board approve a revision to Bylaw 32.10 that would establish one action to meet the submission deadlines for written documents and would simplify the determination of whether those deadlines are met.

b. **Bylaw 32.10.6 Revision.** The committee recommended that the Board approve a revision to Bylaw 32.10.6 that would grant the committee the authority to review requests to waive the procedures established for the written appeal process.

c. **Bylaw 32.11.3 Revision.** The committee recommended that the Board approve a revision to Bylaw 32.11.3 that would grant the committee the authority to review requests to waive the policies and procedures for conducting hearings.

BOARD ACTION: The Board approved the three legislative revisions as recommended by the committee. (Unanimous voice vote.)

d. **Committee Appointment and Reappointments**.

(1) Appointment. The Division I Administration Cabinet recommended the Board appoint W. Anthony Jenkins (Dickinson Wright PLLC, Detroit, Michigan) as a public member of the committee. [Reference Supplement No. 10B.]

BOARD ACTION: The Board approved the appointment of W. Anthony Jenkins (Dickinson Wright PLLC, Detroit, Michigan) as a public member of the committee. (Unanimous voice vote.)

(2) Reappointments. The Division I Administration Cabinet recommended the Board reappoint David Williams II, vice chancellor/general counsel, Vanderbilt University, Southeastern Conference, and Jack Friedenthal, professor of law, George Washington University, Atlantic 10 Conference, to the committee. [Reference Supplement No. 10C.]

BOARD ACTION: The Board approved the reappointments as recommended. (Unanimous voice vote.)

7. **Division I Administration Cabinet Recommendation**. The Administration Cabinet recommended that the Board elect Florida Gulf Coast University, Houston Baptist University, University of North Carolina Central and University of South Carolina Upstate to active Division I membership status. The cabinet also recommended that the Board

approve the conference applications of the Great West Conference, a multi-sport conference, and the National Lacrosse Conference, a single-sport conference. [Reference Supplement No. 8.]

BOARD ACTION: The Board voted to elect the four recommended institutions to active Division I membership status and approved the two conference applications. (Unanimous voice vote.)

8. Future Meeting Dates.

a. October 27, 2011, Indianapolis, Indiana.

b. January 14, 2012, in conjunction with the NCAA Convention, Indianapolis, Indiana

c. April 26, 2012, Indianapolis, Indiana.

Board of Directors chair: Judy Genshaft, University of South Florida
Staff Liaisons: S. David Berst, Division I governance
Jacqueline Campbell, Division I governance

ADDENDUM
SUPPLEMENT NO. 1
DI Board of Directors 10/11

NCAA DIVISION I BOARD OF DIRECTORS
August 11, 2011, MEETING ATTENDANCE

Board members in attendance:
Stanley Albrecht, Utah State University, Western Athletic Conference
Guy Bailey, Texas Tech University, Big 12 Conference
William Beauchamp, University of Portland, West Coast Conference
Judy Genshaft, University of South Florida, Big East Conference, chair
Nathan Hatch, Wake Forest University, Atlantic Coast Conference
David Hopkins, Wright State University, Hhorizon League
Sidney McPhee, Middle Tennessee State University, Sun Belt Conference
William Meehan, Jacksonville State University, Ohio Valley Conference
Ann Millner, Weber State University, Big Sky Conference
Harris Pastides, University of South Carolina, Southeastern Conference
John Peters, Northern Illinois University, Mid-American Conference
Edward Ray, Oregon State University, Pacific-12 Conference
David Schmidly, University of New Mexico, Mountain West Conference
Lou Anna Simon, Michigan State University, Big Ten Conference
Steadman Upham, University of Tulsa, Conference USA
Timothy White, University of California, Riverside, Big West Conference

Board members not in attendance:
William R. Harvey, Hampton University, Mid-Eastern Athletic Conference
David Skorton, Cornell University, Ivy League

NCAA staff liaisons in attendance:
S. David Berst, NCAA
Jacqueline Campbell, NCAA, recording secretary

Guests from other Division I governance bodies:
Michael Alden, University of Missouri, chair of the Division I Leadership Council
Carolyn Campbell-McGovern, Ivy League, chair of the Division I Legislative Council
Walter Harrison, University of Hartford, chair of the Division I Committee on Academic Performance
Harvey Perlman, University of Nebtraska, chair of the Division I Bowl Licensing Task Force

Other NCAA staff members in attendance: Scott Bearby, Erik Christainson, Joni Comstock, Diane Dickman, Mark Emmert, Bernard Franklin, Lynn Holzman, Michelle Hosick, Brad Hotstetter, Jim Isch, Amy Kudwa, Kevin Lennon, Steve Mallonee, Keith Martin, Kathleen McNeely, Karen Morrison, Delise O'Meally, Tom Paskus, Todd Petr, Dennie Poppe, Ronnie Ramos, Bill Regan, Donald Remy, Wallace Renfro, Julie Roe Lach, Greg Shaheen, Jennifer Strawley, Robert Vowels, Wendy Walters and Bob Williams.

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MEMORANDUM

October 20, 2011

TO: Division I Board of Directors.

FROM: Mark Emmert
President.

SUBJECT: Division I Presidential Retreat Follow-up.

Attached are the reports and recommendations from the working groups established following the Division I Presidential Retreat in August. The work of these groups has been predicated on a shared commitment from the retreat to a set of values that would guide decisions. These four values are:

- Student-athlete success academically and athletically is paramount.
- The collegiate model, in which athletics is embedded in the values of higher education including shared responsibility and accountability, should be protected and sustained.
- Amateurism guides the relationship between students and institutions in the collegiate model of athletics.
- Competitive equity and fairness among institutions of similar commitment to intercollegiate athletics should guide the administration of the collegiate model.

In August, the Board of Directors took an important step in alignment with these values by establishing for the first time ever an academic standard of 930 APR that teams in Division I must reach for access to championships participation. This is an academic access threshold that has equal standing with athletics performance for championships participation.

There are two umbrella initiatives that constitute efforts of the working group. The first focuses on the success of student-athletes. This initiative includes the ongoing work of the Committee on Academic Performance (CAP) and the Division I Academics Cabinet, as well as two new working groups examining how resources are allocated to benefit student-athletes and how to specifically address the well-being of student-athletes. It is critically important that we not fall into the trap of thinking about this working group's efforts as "cost containment" or "cost savings." That is not the group's charge, and we have worked diligently to keep the discussion on how we best use resources, where they can best be applied, and how we best serve student-athletes.

The second set of working groups are focused on the conduct of intercollegiate athletics. Specifically, they are looking at the context in which rules are made and then how they are enforced. Our approach for setting national policy in the past has been to codify behavior. In doing so, we have drawn ever-finer lines around what we can do – but mostly about what we can not do. More importantly, our dependency on policy designed to fence in our behaviors has choked off the expectation for shared responsibility, which is a critical element of any membership-driven organization.

I have recommended that we move from codifying behavior to establishing principle-based outcomes to guide behavior. What do our principles – informed by those enduring values – tell us about how we should behave? What are the broadest guidelines for how that behavior should be structured (the number of sports we sponsor, the number of grants we provide, the length of seasons, etc.)? All else we should leave to judgment at the conference or institutional level based on a sense of shared responsibility. This is an approach that will dramatically reduce the number of bylaws we have, will eliminate the unenforceable and insignificant, and will provide a new approach to accountability. The Board will be asked to endorse this approach in a resolution.

The second working group focused on the conduct of intercollegiate athletics is addressing a new violations structure and a new penalty structure within the Association's enforcement efforts. As a result, we expect the national office efforts will be focused on the most significant violations.

The timeline for the completion of this total effort is the one we committed to at the retreat. We said we wanted to have all this work finished in this academic year. We are on schedule and pushing very hard.

Whatever the decisions we make within in the larger effort and beyond, we must ensure they align with the enduring values and support our principles. All of this is a work in progress, and there is overlap from one group to the next. When we push in one area, we may see consequences for another. Helping keep all of this on track is the work of the staff, with Jim Isch and Wally Renfro heading the steering committee which has oversight for the entire body of work. David Berst, Kathleen McNeely, Julie Roe Lach and Kevin Lennon are the primary liaisons to each of the working groups.

MAE:mrr

Enclosure

cc: Selected NCAA Staff Members

Post-Presidential Retreat Updates
October 18, 2011

Committee on Academic Performance (CAP)

Presentation to Board: October 2011
Chair: Walter Harrison, President
University of Hartford

Vice Chair: Roderick McDavis, President
Ohio University

Direct questions and feedback to staff contacts:
Kevin Lennon, klennon@ncaa.org
Bernard Franklin, bfranklin@ncaa.org

Group Met
SEPT 13-14

Next Meeting
OCT 24-25

DEVELOPMENTS

The committee is proposing that all conference offices adopt a policy regarding teams that do not meet championship academic access standards with respect to automatic qualification for postseason and revenue distribution. The committee will not require specific items within the policies, but simply that conferences maintain a policy on file.

EXISTING INFORMATION

At the direction of the NCAA Division I Board of Directors at its August meeting, the NCAA Division I Committee on Academic Performance, with the assistance of the Division I Academic Cabinet in a number of areas, is creating a package of academic proposals aimed at improving academic success. The package of proposals includes increased initial-eligibility standards, increased two-year college transfer standards, an increase of the penalty benchmark to 930, and amending the NCAA Division I Academic Performance Program to establish an academic standard of 930 for participation in the postseason.

1. **Initial-Eligibility Standards:** Based in large part on the recommendations of the Division I Academic Cabinet, the committee supports a more rigorous academic standard for competition than for practice and receipt of athletically related financial aid. Setting a higher standard for competition during the first year of enrollment allows for identification of student-athletes who are likely to be academically successful to compete during their first year of enrollment. Student-athletes who need more time to acclimate to college life in order

to ensure academic success may be provided athletically related financial aid and practice (assuming they meet standard for practice and financial aid).

a. **Athletically Related Financial Aid and Practice:** Discussions to date have centered on eligibility standards for practice and receipt of athletically related financial aid at the current non-qualifier level (e.g., 2.0 and sliding scale), or raising the GPA floor to 2.3 with the current sliding scale. Practice would be permitted if this standard is met during a student's first regular term of full-time enrollment. However, in order to be eligible for the second term of enrollment, student-athletes would be required to successfully complete nine semester or eight quarter hours.

b. **Competition During First Year of Enrollment:** CAP is examining two potential models for increasing the minimum combination of high school core GPA and ACT/SAT score needed for competition in a student's first year of collegiate enrollment. One model establishes a higher threshold for eligibility than the other, but both represent substantial increases in the number of student-athletes who would be ineligible for competition during their first year of enrollment.

c. **Core Course Requirements:** The committee supports the concept of requiring students to complete 10 core courses prior to the start of the seventh semester of high school. Discussions will continue regarding whether such a requirement should include a specified number of courses in English, math and science (e.g., six or seven of the 10 required).

d. **Effective Date:** For students first entering college full time August 1, 2015, or after.

2. **Two-Year College Transfer Student-Athletes:** The committee supports the two-year college transfer proposals put forward by the NCAA Division I Academic Cabinet. Specifically, based on data related to the lack of academic success of two-year college transfers, the committee supports increased transfer standards for two-year college transfers.

a. **Increased Standards:** Increase the transferrable grade-point average from 2.0 to 2.5, limit the number of physical education activity courses to two and for non-qualifiers require the completion of a core curriculum (six credits of English, three credits of math and three credits of science).

b. **Year of Academic Readiness:** Provides an opportunity for academically underprepared student-athletes to gain the academic preparation needed to be successful. Allows student-athletes enrolled at a two-year institution to not compete during initial year of enrollment and not start the five-year period of eligibility for purposes of the five-year clock and progress toward degree.

c. **Effective Date:** For student-athletes initially enrolling at a collegiate institution on or after August 1, 2012 (no student-athlete currently enrolled in a two-year collegiate institution will be impacted).

3. **Access to Championships and Division I Academic Performance Program (APP) Penalty Structure:** The committee continued its review of the APP in light of the Board's directive to include a postseason academic access standard of a 930 APR. The 930 APR correlates to an approximate 50 percent Graduation Success Rate (GSR). The committee's discussions to date have centered on the following concepts:

   a. **Penalty Structure:** CAP is exploring a three-level penalty structure. First-level penalties would include a ban on postseason competition and financial aid penalties or practice penalties; the second level adds penalties that would include playing season restrictions (e.g. practice, regular season competitions). The third level would be a menu of penalties that could include restricted membership, coaching suspensions for a designated number of contests and fines, among others. CAP is also considering whether a TV ban should be part of this list of possible penalties.

   b. **Filters / Waivers:** Consideration is being given to including an academic mission filter (e.g. schools in the bottom 15 percent of resources and with a 50 percent GSR receive relief from the penalty). All other teams below 930 would be subject to the postseason ban. The waiver threshold in level one would likely be very rigorous, with approval for only those teams with truly extraordinary circumstances. For levels two and three, the committee is discussing providing a filter based on improvement.

   c. **Effective Date:** For penalties imposed during 2012-13. The committee suggests a two-year timeline for implementation of the new 930 penalty benchmark. For the next two years, an APR benchmark of 900 would be used for the new penalty structure. For the postseason ban penalty, championships conducted in 2012-13 and 2013-14 would require a minimum 900 APR and championships conducted in or after 2014-15 would require a minimum 930 APR.

Student-Athlete Well-Being Working Group

Presentation to Board: October 2011
Chair: Graham Spanier, President,
Pennsylvania State University

Vice Chair: Sidney McPhee, President,
Middle Tennessee State University

Group Met
OCT 4

Direct questions and feedback to staff contact:
David Berst, dberst@ncaa.org

FINAL PROPOSAL

1. <u>Cost of Attendance (COA)</u>.

a. Permit a Division I student-athlete who has received a full grant in aid, i.e. tuition and fees, room and board and required course related books, to receive additional institutional financial aid (athletics or other) up to the value of the institution's "cost of attendance", or up to $2,000, whichever is less.

(1) The additional "miscellaneous expense" amount to be indexed annually to the consumer price index. Further, Student Athlete Opportunity Funds may be used as a potential source, as they often are currently, for these miscellaneous expenses not covered by the full grant.

(2) A Pell Grant will not be included in this calculation and will be considered an exempted government grant for purposes of applying NCAA regulations.

(3) In equivalency sports, only athletically-related aid will be counted toward team limits. All nonathletically-related financial aid will be excluded from team equivalency computations, which will permit student-athletes to receive additional sources of financial aid without affecting team financial aid limits.

(4) Because this legislation is permissive in nature, conferences should be encouraged to consider common application of this legislation among its members and sports.

b. As a best practice, all student-athletes should submit a Free Application for Federal Student Aid (FAFSA).

2. <u>Multiyear Grants in Aid</u>.

a. Period of award.

(1) Maintain, subject to existing exceptions, the requirement that the period of award for athletics aid may be not less than one academic year.

(2) Permit athletics aid, up to the permissible limits, to be awarded for a period beyond the minimum of one academic year, up to the date the student-athlete exhausts eligibility to compete in all sports.

(3) Maintain only nonathletically-related conditions in athletics aid agreements regarding cancellation or reduction of aid during the period of its award.

b. Changing awarded amounts.

(1) Maintain current restrictions and processes on reducing or canceling athletics aid during the period of the award.

(2) Permit institutions discretion to increase athletics aid during the period of its award.

(3) Maintain current requirements for hearing opportunities related to reducing or canceling aid during the period of the award.

c. Minimum equivalency values.

(1) Require institutions to award not less than 10 percent of an equivalency to each student-athlete who receives institutional financial aid based in any degree on athletics ability, regardless of other sources of financial aid. [Note: Institutions currently are required in baseball to award a minimum 0.25 equivalency award to a student-athlete receiving athletics aid, but such an award may include all countable financial aid.]

d. Eligibility for financial aid – former student-athletes.

(1) Eliminate financial aid eligibility restrictions (five years of aid within a six-year period) to permit institutions to provide unearned athletics aid to former student-athletes who remain at, or return to, the institution to complete their baccalaureate degree requirements.

3. <u>Early Enrollment</u>.

- The working group agreed that the practice of early graduation and enrollment in college should receive increased scrutiny to ensure that only qualified students are permitted to engage in the practice. The timing and sequencing of core courses and disproportionate levels of credits earned in a compressed period should disqualify student-athletes from practice and competition until following the normal high school graduation dates of such individuals. Therefore, the working group supports the Academic Cabinet, the NCAA Eligibility Center and the Committee on Academic Performance in the quest to address these issues. The group is concerned that premature high school graduation for the principal purpose of participating in spring practice for fall sports has both led to academic abuses and otherwise is not in the best interests of NCAA student-athletes.

4. <u>Initial Eligibility</u>.

- The working group supports the Committee on Academic Performance's preliminary views regarding an increase in the GPA and test score requirements to attain full eligibility as a freshman. The group also supports consideration of a category of student-athletes who may qualify for financial aid and practice, but not competition in their initial year in residence.

5. <u>Bylaw 16 "Extra Benefits</u>".

- The Well-Being Working Group supported six staff deregulation recommendations and referred them to the Rules Working Group for further consideration. The topics to be addressed include: incidental expense waivers; nutrition; expenses to receive recognized awards; medical and insurance expenses; missed class time waivers, and "entertainment" of family and friends of student-athletes.

Resource Allocation Working Group

Presentation to Board: January 2012
Chair: Michael Adams, President,
University of Georgia

Vice Chair: Ann Millner, President
Weber State University

Direct questions and feedback to staff contact:
Kathleen McNeely, kmcneely@ncaa.org

Group Teleconference
OCT 11

Next Teleconference
NOV 4

DEVELOPMENTS

The Resource Allocation Workgroup held a teleconference on October 11 to review draft recommendations regarding foreign travel, non-championship segment competition, reductions in competition in all sports and reductions in scholarships. The working group:

1. Reaffirmed the vote in favor of elimination of non-championship segment competition.

2. Voted in favor of a 10 percent reduction in regular-season competition for all sports. However, if the elimination of non-championship segment competition is passed by the Division I Board, credit would be given for non-championship reductions.

3. Reaffirmed the unanimous vote to recommend eliminating all foreign travel.

4. Voted in favor of a reduction of:

    a. FBS football scholarships from 85 to 80.

    b. FCS football scholarships from 63 to 60.

    c. Men's basketball scholarships from 13 to 12.

    d. Women's basketball scholarships from 15 to 13. These scholarships will be reapportioned to other women's sports.

e. In addition, the work group requests that the Committee on Academic Performance (CAP) consider incentives that would allow institutions above a certain APR score to maintain FBS football scholarships at 85, FCS scholarships at 63 (with 85 overall counters), men's basketball scholarships at 13 and women's scholarships at 15.

5. Agreed in concept to a reduction in non-coaching staff within programs. The next work group meeting will consider options recommended by Division 1A Athletic Directors' Association, NCAA legislation that is on the agenda for the Division 1 Board and additional staff ideas. The work group also indicated interest in incorporating language related to non-coaching staff that serve the athletics department "in any capacity".

6. The work group also expressed interest in reviewing the current legislation regarding the minimum number of sports mandated for Division I membership. The discussion will include both increases and decreases to the minimum number.

7. Finally, the group agreed to revisit the recommendations before finalizing to ensure each proposal aligns with the values and outcomes agreed upon by work group members at its initial meeting.

Collegiate Model – Rules Working Group

Presentation to Board: April 2012
Chair: James Barker, President
Clemson University

Vice Chair: Steadman Upham, President
University of Tulsa

Direct questions and feedback to staff contact:
Kevin Lennon, klennon@ncaa.org

Group Teleconferenced Week of **SEP 19**

Group Met **OCT 11**

Next Meeting **DEC 13**

DEVELOPMENTS

The NCAA Working Group on Collegiate Model - Rules convened in Indianapolis Tuesday, October 11. The following provides a summary of the pertinent discussion related to the meeting and action taken by the group.

The group:

1. Reviewed feedback provided by membership in response to a 2011 NCAA Presidential Retreat Response Questionnaire.

2. Acknowledged the need to change the regulatory culture in meaningful ways that, in conjunction with an enhanced enforcement structure, will better support the collegiate model by placing appropriate emphasis on the most significant regulations.

3. Recognized the challenges inherent to our current regulatory culture, including the creation of a number of rules that are nationally insignificant, difficult to enforce and do not clearly enhance the academic and athletics success of student-athletes.

4. Discussed the importance of amending the NCAA Division I Manual to reduce the volume of unenforceable and inconsequential rules that fail to support our enduring values.

5. Supported a new approach to the regulatory aspect of intercollegiate athletics that will ensure legislation aligns with and addresses our enduring values.

    a. Decided, in support of this new approach, to:

        (1) Establish principle-based outcomes that will apply to each operating bylaw, promote the fundamental constitutional principle of each operating bylaw and serve as the basis for legislation of national significance that merits inclusion in the Manual;

        (2) Redefine “competitive equity” in terms of fairness to member institutions and student-athletes;

        (3) Identify an appropriate penalty structure that reinforces the need to adhere to established principles; and

        (4) Increase shared responsibility for rules compliance among those who participate in, lead and administer intercollegiate athletics at the campus, conference and national levels, and coaches.

6. Develop a filtering process to evaluate future proposals to ensure that such legislation is consequential, readily enforceable, promotes our enduring values and further identified principle-based outcomes.

7. Agreed concurrent NCAA Division I Board of Directors support for the concepts and direction outlined by the working group is critical to advancing a new approach to the regulatory approach.

8. Encouraged staff to reach out to membership constituents to gather feedback on concepts identified by the working group.

9. Agreed to review specific principle-based outcomes and operational bylaws at its December 2011 meeting.

10. Presentation to Board – April 2012.

Collegiate Model – Enforcement Working Group

Presentation to Board: April 2012
Chair: Edward Ray, President
Oregon State University

Vice Chair: Nancy Zimpher, Chancellor
State University of New York

Direct questions and feedback to staff contact:
Julie Roe Lach, jroe@ncaa.org

Group Teleconferenced
OCT 10

Next Meeting
NOV 2

DEVELOPMENTS

The working group conducted its third conference call October 10. During this call, the group revisited the guiding principles for action, reviewed the history of the current violation and penalty structure and associated processes used to resolve cases and identified advantages and disadvantages of the current system that should be considered when developing the new structure.

The October 10 call focused on the concept of a multi-level violation structure and the group began discussion of a proposed new violation structure consisting of four levels of violations, including defining each level, identifying the types of violations that would fall into each level, citing examples, and examining the process for disposition of each level of violation.

Finally, the group reviewed the bylaws and history related to show-cause requirements and the impact of show-cause orders that have been imposed on coaches and other at-risk individuals.

The work of this group in proposing a multi-level violation structure, a new penalty structure, and re-establishing a sense of shared responsibility shall be undertaken pursuant to the Association's core purpose of governing competition in a fair, safe, equitable and sportsmanlike manner, and integrating intercollegiate athletics into higher education so that the educational experience of the student-athlete is paramount. The Association's enduring values of student-athlete success, the collegiate model, amateurism as a student model and competitive equity should drive the implementation of the new structures.

EXISTING INFORMATION

The timeline contemplates the following:

October

- Continue discussion about a multi-level violation structure on the group's October 24 call.

November

- Consider a proposed penalty structure during the group's November calls.

December

- In-person meeting to finalize violation/penalty structures.
- Work on shared responsibility - defining roles of all parties.
- Work on enforcement process - staff approach to investigations (inclusive of procedural review); Committee on Infractions process for handling cases (written review, hearing, other options); Committee on Infractions/Infractions Appeals Committee composition.

January 2012

- Present concepts to the Division I Board of Directors.

April 2012

- Present final concepts to the Division I Directors of Athletics.

August 2012

- Propose necessary legislative changes to the Board.

In addition, the group shall rely on the following guiding principles:

- **The Principle of Fairness**. Any new violation and penalty structure must be fair to all parties involved in the process and consider the interests of all member institutions that uphold integrity through rules compliance. Appropriate weight should be given to fair process considerations for those culpable for violations or otherwise involved, and potential legal implications. The severity of penalties must have a direct correlation with the significance of the violations, and both need to coincide with the significance of violations as identified by the membership and staff, as well as the NCAA enduring values.

- **The Principle of Accountability**. The new violation and penalty structures should be designed to hold those institutions, coaches, administrators and student-athletes who violate the rules accountable for their conduct, both at the individual and institutional levels. In addition, both the NCAA staff and membership (coaches, administrators, institutions and conferences) must be held accountable for the fairness of the process and

must understand the shared responsibility of accountability to the intercollegiate model, regardless of the direct impact on those involved in violations.

- **Principle of Process Integrity**. Any new structures must be designed to ensure effectiveness and efficiency in the process and its results. The new structures must be easily understood, legitimate, timely, respecting of confidentiality while transparent with process, and sufficiently workable to establish clear and strict guidelines and boundaries.

###

NCAA Division I Board of Directors Consent Package
SETTING ACADEMIC SUCCESS AS A FIRST EXPECTATION

This document outlines concepts and proposals in response to the NCAA Division I Board of Directors charge following the NCAA Presidential Retreat in August. The NCAA Division I Committee on Academic Performance, with help in a number of areas from the NCAA Division I Academic Cabinet, presents the Board of Directors with a package of academic concepts for its adoption and consideration. The recommendations are in three areas: (a) Access to championships; (b) Initial-eligibility standards; and (c) Two-year college academic requirements.

The recommendations emphasize the primacy of academics within Division I and further the embedding of academic success as a first expectation.

Team Success - Access to Championships.

The committee recommends the Board take the following actions:

1. Approve a three-year penalty structure that incorporates the Board's previously approved 930 NCAA Division I Academic Progress Rate (APR) benchmark as the four-year academic requirement for a team's eligibility to participate in any postseason competition.

2. Create a Historically Black Colleges and Universities Advisory Group to the Committee on Academic Performance to assist on issues impacting such institutions.

3. Require all conferences to develop and maintain a written policy regarding teams subject to postseason restriction with respect to participation in automatic qualifications for postseason competition and revenue distribution.

Student-Athlete Success – Initial Eligibility.

Creation of a more academically rigorous initial-eligibility standard for competition is recommended. Student-athletes who do not meet this more stringent standard could be provided athletically related financial aid and some form of practice while not competing in the first year. This concept places greater emphasis on academic success prior to collegiate enrollment ensuring student-athletes who are eligible to compete in first year are better suited to handle college-level academic work at the time of enrollment.

The committee recommends the Board take the following actions:

1. Support the concept of a more academically rigorous initial-eligibility standard for competition and seek membership input.

2. Support the concept that student-athletes who do not meet the rigorous competition of standards be eligible for practice and receipt of athletically related financial aid provided they met some to be determined academic standard.

3. Support the concept of core-course requirements for prospective student-athletes that must be met prior to beginning of the seventh semester (or equivalent) of high school,

Student-Athlete Success – Two-Year College Transfer Standards.

- Data indicates that two-year college transfers lag behind in virtually all academic measurements (e.g., graduation rates, APR).

The committee recommends the Board take the following actions:

1. Adopt NCAA Division I Proposal No. 2011-69 which increases two-year college transfer requirements for qualifiers and nonqualifiers with an effective date of August 1, 2012, for students first entering any collegiate institution (e.g., increases minimum grade-point average from 2.0 to 2.5; limits use of physical education activity credits to two units; requires a transferable physical/natural sciences course for nonqualifiers).

2. Adopt Proposal No. 2011-70, as written, with an effective date of August 1, 2012.

3. Allow Proposal No. 2011-65, the year of academic readiness, to progress through the normal legislative cycle.

NCAA Division I Committee on Academic Performance

Embedding Academic Success

Prepared for the NCAA Division I
Board of Directors
October 2011

CONSENT PACKAGE ELEMENTS

- **Team Success**: Adoption of a three-level penalty structure, including no postseason below 930 multiyear NCAA Division I Academic Progress Rate (APR).
- **Student-Athlete Success**:
  - Creation of a more academically rigorous eligibility model for competition.
  - Increasing two-year transfer standards for competition.

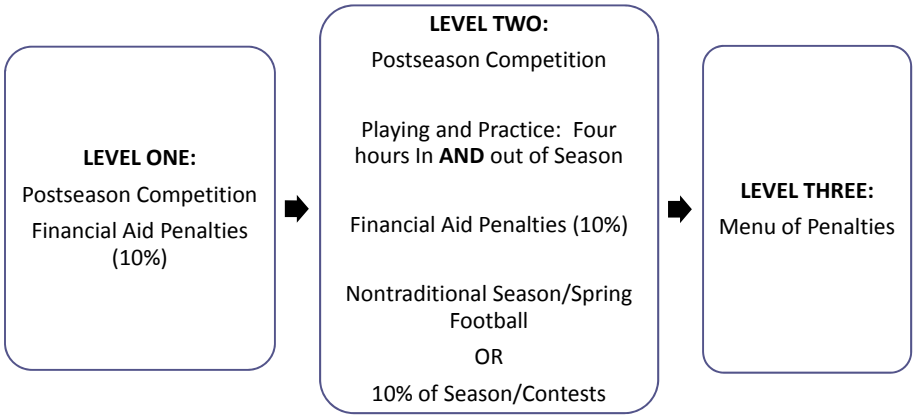
Access to Championships

Team Success
and
Academic Accountability

KEY CONCEPTS

- Enhancing academic accountability by restricting access to postseason when multiyear APR is below 930.
- Change to a three-level penalty structure provides for more meaningful penalties at an earlier stage.
- Focus of the NCAA Division I Academic Performance Program (APP) continues to be on improvement, as all teams below 930 will immediately be required to submit APR Improvement Plans.
- Phased-in implementation of 930 benchmark allows for notice and improvement.

PENALTY STRUCTURE: THREE LEVELS



Penalty Structure: Level One

- Very high bar set for granting any waivers.
- Mission Filter: In bottom 15% of resources, teams with Graduation Success Rate (GSR) above 50% avoids penalty.
  - Filter is only available at Level One.

Teams Estimated to be Below Select Multiyear Benchmarks after 2010-11 Academic Year

Cut-Score	Estimated N Below Cut	N with Squad Size Adjustment (SSA) Applied	N Above Cut after SSA	Net Estimated N Below after SSA
900	115	41	33	82 (1.3%)
930	462	114	93	369 (5.7%)

Note: Estimated impacts shown based on 6,422 teams currently included in APR data. After inclusion of the 2010-11 AY data, all four years of data in the multiyear rate will include the 2.6 transfer adjustment.

Teams Estimated to be Below Select Multiyear Benchmarks after 2010-11 Academic Year (by sport)

Cut-Score	Estimated Impact – MFB	Estimated Impact – MBB
900	6 (3%)	33 (10%)
930	52 (21%)	82 (24%)

Note: Estimated impacts shown based on 6,422 teams currently included in APR data. After inclusion of the 2010-11 AY data, all four years of data in the multiyear rate will include the 2.6 transfer adjustment.

Penalty Structure: Level Two

If multiyear APR remains below 930:

1. Postseason restriction.
2. 10% financial aid penalty.
3. Four hours/one day of practice per week in-season.
   - Must be replaced by academic activities.
4. Four hours of practice per week out-of-season.
   - Must be replaced by academic activities.
5. Cancellation of nontraditional season or spring football.
6. For sports without nontraditional season, 10% reduction in contests and length of season.

Penalty Structure: Level Two

- Improvement filter for teams that have demonstrated meaningful improvement as defined by the Committee on Academic Performance.

Penalty Structure: Level Three

If multiyear APR remains below 930:

- Menu of Penalties.
  - Committee on Academic Performance assigns penalties from a menu of options.
- Improvement filter for teams that have demonstrated meaningful improvement as defined by the Committee on Academic Performance.

Penalty Structure: Level Three

Menu of Penalties Options:

- Postseason Restriction.
- Financial Aid Penalties (10% and up).
- Practice Penalties (4 hours/week and up).
- Contest Reductions (10% up to full season).
- Restricted and Corresponding Membership.
- Coach-Specific Penalties.
- Fines.

Waivers/Appeals – Still Under Consideration by Committee on Academic Performance

- Level One:
  - Staff makes initial decision.
  - Threshold review by chair and possible appeal to the NCAA Division I Committee on Academic Performance Subcommittee on Appeals.
  - Relief provided only for extraordinary mitigation.
- Level Two:
  - Staff makes initial decision.
  - Teleconference appeals with institution and subcommittee.
  - Relief provided based on waiver directive.

Waivers/Appeals – Still Under Consideration by Committee on Academic Performance

- Level Three:
  - Staff makes initial decision, including assignment of penalties from menu.
  - If staff is unable to make decision or decision is not accepted, institution appears at an in-person hearing.
  - Appeals reviewed by NCAA Division I Board of Directors Academic Performance Program Historical Penalties Appeals Subcommittee.
  - Relief provided based on waiver directive.

Conference Policy

- Conferences must adopt a policy regarding teams subject to postseason restriction with respect to automatic qualification for postseason and revenue distribution.
- Allows conference to develop its own policy. Simply requires that a policy exist.

APR Improvement Plans

- Have proven to be successful tool for academic improvement.
- Will be required immediately for all teams under 930 multiyear APR.
- Share best practices and set goals for surpassing penalty benchmark.

Timing for Announcing/Taking Penalties

- Committee reviewed various options for both "real-time" implementation and maintenance of current process.
- Maintain current process for submission/notification.
  - Fall: data submitted for previous academic year.
  - Winter: notice of penalty provided to institution and waiver/hearing processes.
  - Spring/Summer: public release of APR data at end of academic year, including teams subject to postseason restriction in upcoming year.

Implementation Timeline

- Agreement that penalty ***structure***, including postseason restriction at Level One, should be implemented for championships/postseason conducted in 2012-13.
- Phasing in to 930 penalty ***benchmark*** should occur with two years at 900 and then a move to 930.
  - 2012-13 and 2013-14 postseason competitions: 900 APR.
  - 2014-15 postseason competitions and beyond: 930 APR.

Historically Black Colleges and Universities Advisory Group

- Committee on Academic Performance supports the creation of a Historically Black Colleges and Universities (HBCU) Advisory Group to assist on issues that impact HBCU institutions.

Initial-Eligibility Standards Academics as a First Expectation

KEY CONCEPTS

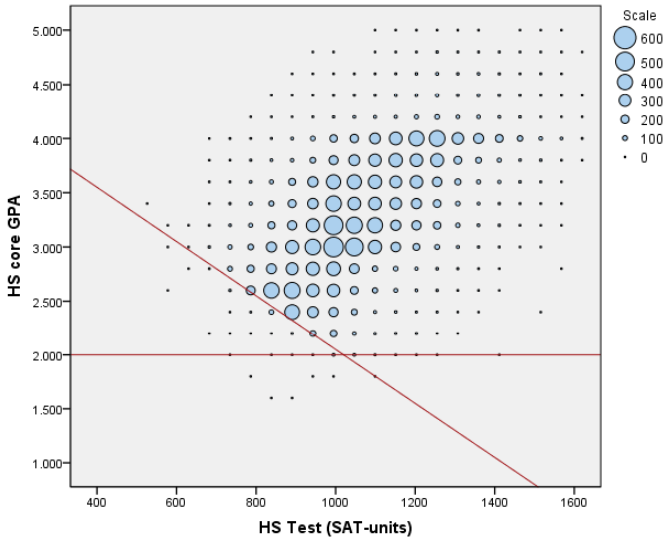
- Academic success as a first expectation through significant raising of initial-eligibility standards.
- More rigorous sliding scale for competition eligibility, while maintaining access to higher education places focus on academic success.
- The higher standard for competition eligibility is intended to focus academically at-risk student-athletes on their studies during their first year in college.
- Focusing on academic preparation of all student-athletes by requiring core-course benchmarks be met in an educationally appropriate progression in high school (e.g., not all in senior year).

CURRENT INITIAL-ELIGIBILITY STANDARDS

- High school graduation.
- Sixteen core courses.
- Minimum 2.0 core GPA.
- GPA and standardized test score must meet sliding scale.
  - 1000 SAT must have at least a 2.025 core GPA.
  - 820 SAT must have at least a 2.500 core GPA.
  - 720 SAT must have at least a 2.750 core GPA.

If student-athlete meets all the standards, is eligible to compete, practice and receive athletics aid. If student-athlete does not meet the standard, is ineligible to receive any athletics aid, and is unable to practice or compete.

Current Initial Eligibility Rule (All SAs)



% Current SAs Ineligible for Competition / Aid	0.4%
% Current SAs Ineligible for Competition Only	0.0%

Note: Current IE rule indicated with dark red line

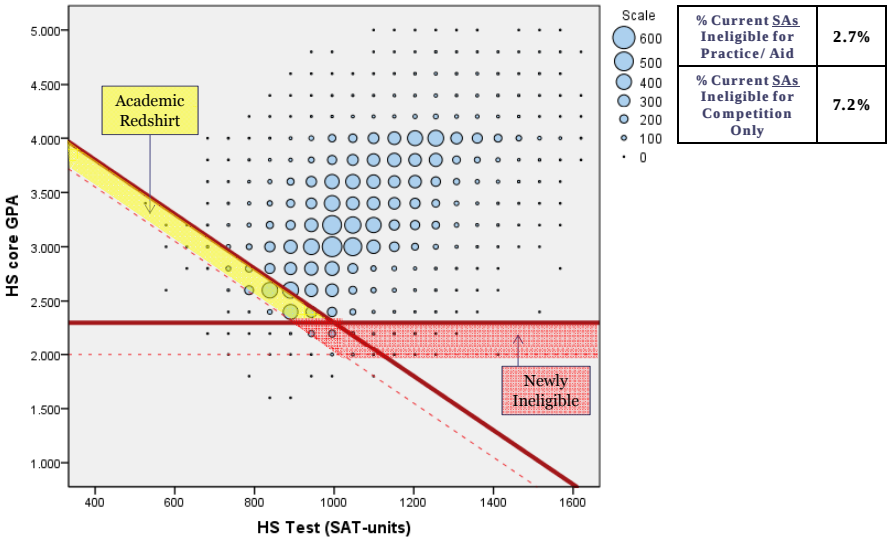
Changes to Initial-Eligibility Standards

- Committee on Academic Performance supports the following changes to initial-eligibility policy:
  - The creation of a more academically rigorous initial eligibility model for competition.
  - A less rigorous standard for student-athletes to receive athletics aid and practice in their first year.
  - Requiring a minimum number of core courses be taken prior to seventh semester or equivalent of high school.

Options 1a and 1b

- Require minimum high school GPA of 2.3 and increase sliding scale for competition.
- Increase minimum GPA to 2.3 and maintain current sliding scale for athletically-related financial aid and practice.
- Current qualifiers under 2.3 GPA would now be nonqualifiers.
- The difference between option 1a and 1b is where the sliding scale is set.
  - Option 1A:
    - Sliding scale increased so that a core GPA of about 0.25 units higher is needed for any given SAT or ACT score:
      - 1000 SAT must have at least a 2.300 core GPA.
      - 820 SAT must have at least a 2.750 core GPA.
      - 720 SAT must have at least a 3.000 core GPA.
  - Option 1B:
    - Sliding scale increased so that a core GPA of about 0.50 units higher is needed for any given SAT or ACT score:
      - 1000 SAT must have at least a 2.500 core GPA.
      - 820 SAT must have at least a 2.950 core GPA.
      - 720 SAT must have at least a 3.200 core GPA.

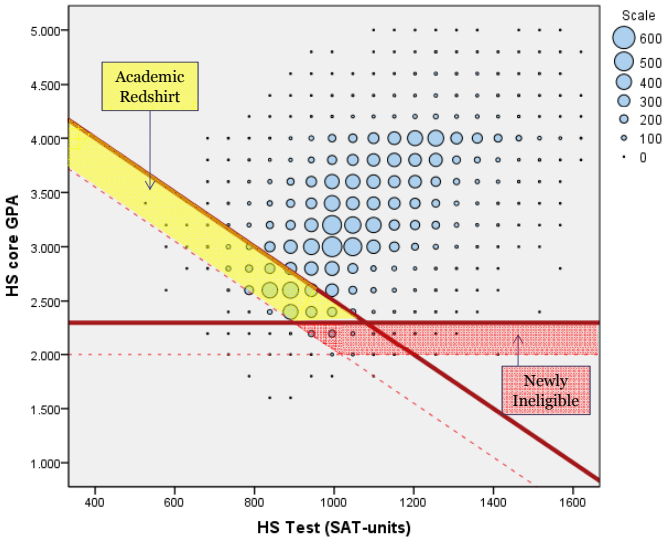
Option 1A: Sliding Scale Elevated to 0.75 SD Below National Mean; 2.30 Floor



% Current SAs Ineligible for Practice/ Aid	2.7%
% Current SAs Ineligible for Competition Only	7.2%

Note: All SAs with HSCGPA <2.30 would be ineligible for competition and aid; SAs in yellow area would be ineligible for competition only. New sliding scale for competition requires HSCGPA ~ 0.25 units higher for given test score compared to current rule.

Option 1B: Sliding Scale Elevated to ~0.5 SD Below National Mean; 2.30 Floor



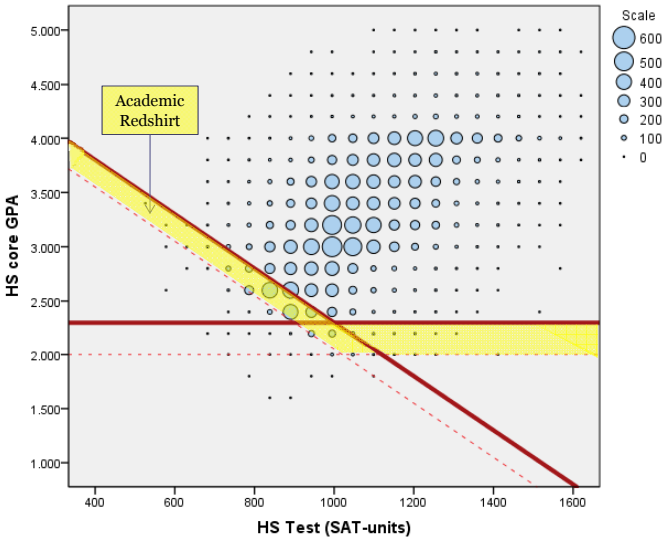
% Current SAs Ineligible for Practice/ Aid	2.7%
% Current SAs Ineligible for Competition Only	13.2%

Note: All SAs with HSCGPA <2.30 would be ineligible for competition and aid; SAs in yellow area would be ineligible for competition only. New sliding scale for competition requires HSCGPA ~ 0.50 units higher for given test score compared to current rule.

Options 2a and 2b

- Require minimum high school GPA of 2.3 and increase sliding scale for competition.
- Current qualifiers would be eligible for practice and athletically related financial aid.
- The difference between option 2a and 2b is where the sliding scale is set.
  - Option 2A:
    - Sliding scale increased so that a core GPA of about 0.25 units higher is needed for any given SAT or ACT score:
      - 1000 SAT must have at least a 2.300 core GPA.
      - 820 SAT must have at least a 2.750 core GPA.
      - 720 SAT must have at least a 3.000 core GPA.
  - Option 2B:
    - Sliding scale increased so that a core GPA of about 0.50 units higher is needed for any given SAT or ACT score:
      - 1000 SAT must have at least a 2.500 core GPA.
      - 820 SAT must have at least a 2.950 core GPA.
      - 720 SAT must have at least a 3.200 core GPA.

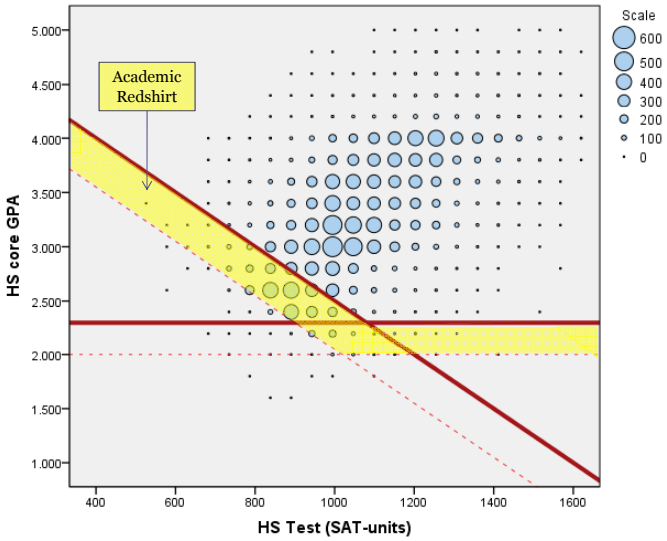
Option 2A: Sliding Scale Elevated to 0.75 SD Below National Mean; 2.30 Floor



% Current SAs Ineligible for Practice/ Aid	0.4%
% Current SAs Ineligible for Competition Only	9.5%

Note: All SAs in yellow area would be ineligible for competition only. New sliding scale for competition requires HSCGPA ~ 0.25 units higher for given test score compared to current rule.

Option 2B: Sliding Scale Elevated to ~0.5 SD Below National Mean; 2.30 Floor



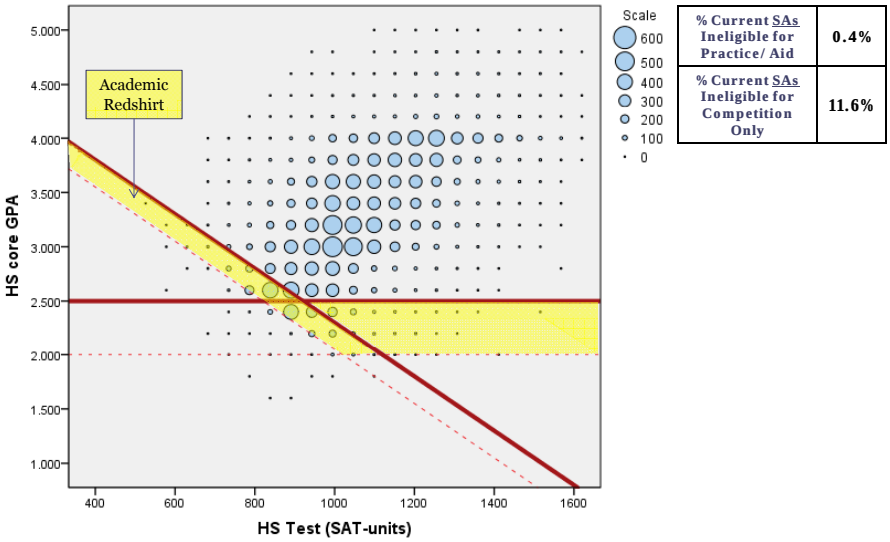
% Current SAs Ineligible for Practice/ Aid	0.4%
% Current SAs Ineligible for Competition Only	15.5%

Note: All SAs in yellow area would be ineligible for competition only. New sliding scale for competition requires HSCGPA ~ 0.50 units higher for given test score compared to current rule.

Option 3a and 3b

- Require minimum high school GPA of 2.5 and increase sliding scale for competition.
- Current qualifiers would be eligible for practice and athletically related financial aid.
- The difference between option 3a and 3b is where the sliding scale is set.
  - Option 3A:
    - Sliding scale increased so that a core GPA of about 0.25 units higher is needed for any given SAT or ACT score:
      - 1000 SAT must have at least a 2.300 core GPA.
      - 820 SAT must have at least a 2.750 core GPA.
      - 720 SAT must have at least a 3.000 core GPA.
  - Option 3B:
    - Sliding scale increased so that a core GPA of about 0.50 units higher is needed for any given SAT or ACT score:
      - 1000 SAT must have at least a 2.500 core GPA.
      - 820 SAT must have at least a 2.950 core GPA.
      - 720 SAT must have at least a 3.200 core GPA.

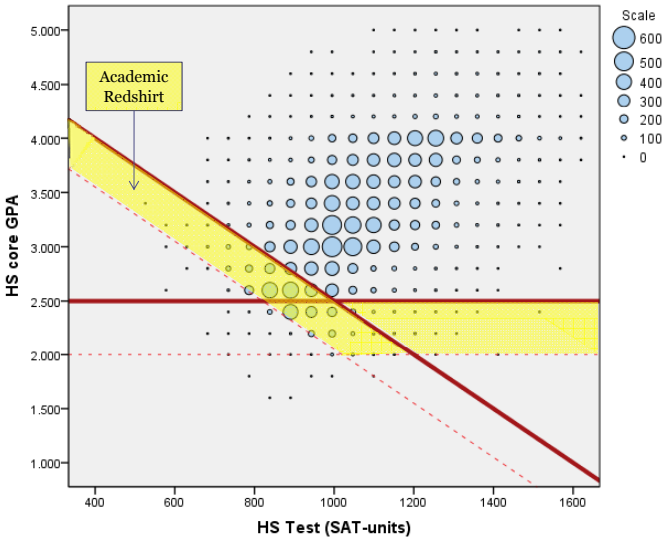
Option 3A: Sliding Scale Elevated to 0.75 SD Below National Mean; 2.50 Floor



% Current SAs Ineligible for Practice/ Aid	0.4%
% Current SAs Ineligible for Competition Only	11.6%

Note: All SAs in yellow area would be ineligible for competition only. New sliding scale for competition requires HSCGPA ~ 0.25 units higher for given test score compared to current rule.

Option 3B: Sliding Scale Elevated to ~0.5 SD Below National Mean; 2.50 Floor



% Current SAs Ineligible for Practice/ Aid	0.4%
% Current SAs Ineligible for Competition Only	16.3%

Note: All SAs in yellow area would be ineligible for competition only. New sliding scale for competition requires HSCGPA ~ 0.50 units higher for given test score compared to current rule.

CORE COURSES

- Committee on Academic Performance is discussing requiring that 10 core courses be completed *prior to* seventh semester (or equivalent) of high school and that seven core courses be in the areas of English, math and science.
- Current rules permit 16 core courses to be earned in any year of high school.
- Data demonstrate that over 99% of prospective student-athletes complete 10 core courses prior to senior year.
- SAs who do not meet this standard significantly underperform academically.

Timeline for Implementing New Standards

- New standards would be effective for students entering any collegiate institution on or after of August 1, 2015.
- Timeline provides notice for student-athletes in their freshman year of high school. Consistent with prior changes to initial-eligibility standards.

Early Qualifiers

- Recommend continuation and enhancement of SA who are obvious qualifiers being certified as eligible after six semesters.

Two-Year College Transfer Standards

Academic Success as a First Expectation

Key Research Findings

- Research data indicates that 2-4 transfer student-athletes lag behind nontransfer and four-year transfer SA's in all measurable academic categories, and leave college ineligible at higher rates than any other group of SA's.
- GPA at two-year institution is the strongest predictor of first year academic success at four-year institution.
- For two-year transfer student ineligibility rates to mirror college freshman, the current 2.00 GPA must increase.
- Number of PE activity credits at two-year institution has a significant negative relationship with four-year college success.
- SAs with more core academic credit perform better at four-year institutions.

Academic Outcomes Among Transfer Student-Athletes in Division I

	Nontransfers Only	4-Year Transfers	2-Year Transfers
NCA Division I Academic Progress Rate (APR) (2008-09)	971	949	926
APR "0/2s" (2008-09 Academic Year)	2.2%	3.8%	5.5%
APR Exhausted Eligibility "0/2s" (2008-09)	2.4%	4.3%	7.6%
Graduation Success Rate (GSR) (2002- Cohort)	80%	77%	65%

Physical Education Activity Credits Transferred by Nonqualifiers from Two-Year Institutions

Physical Education Activity Credits	% Transferring
0-2	25%
3-5	25%
6-8	18%
9-11	11%
12+	21%

First-Year Outcomes at the Four-Year Institution for Two-Year College Nonqualifiers as a Function of Earning Six English, Three Math and Three Science Credits

	Earned 6 English, 3 Math and 3 Science	Did Not Earn 6 English, 3 Math and 3 Science
First-Year Ineligibility Rate	8%	15%
First-Year "0/2" Rate	5%	10%

Two-Year College Transfers

- Committee on Academic Performance supports legislative NCAA Division I Proposal Nos. 2011-69 and 2011-70 sponsored by the NCAA Division I Academic Cabinet.
- Further input on the "academic year of readiness" concept in Proposal No. 2011-65. Allow to continue in current legislative process.
- Committee on Academic Performance supports the cabinet's recommendation to amend the proposals to change the timeline for implementation for students initially enrolling in any college on or after August 1, 2012.

Two-Year College Transfers

- Proposal Nos. 2011-69 and 2011-70 include:
  - Increase the minimum transferable GPA for eligibility for competition to 2.5, from the current 2.0.
  - Permit no more than two credit hours of physical education activity courses.
  - Require completion of three semester or four quarter hours of transferable natural/physical science credit for nonqualifiers.
  - Modify the NCAA Division I Progress-Toward-Degree Waivers Committee structure so that it accommodates requests for waivers to these requirements.

Two-Year College Transfers

- Allow Proposal No. 2011-65, the year of academic readiness, to progress through normal legislative process.

Board of Directors Consent Package of Action Items from the
Transforming Intercollegiate Athletics Student-Athlete Well-Being Working Group
October 27, 2011

***ACTION ITEMS*.**

1. Cost of attendance (COA).

a. Adopt legislation, effective August 1, 2012, to permit a Division I student-athlete who has received a full grant in aid (i.e. tuition and fees, room and board and required course related books) to receive additional athletically related financial aid up to the value of the institution's "cost of attendance," or up to $2,000, whichever is less. The additional "miscellaneous expense allowance" amount to be indexed annually to the consumer price index.

[Note: Student Athlete Opportunity Funds may be used at the institution's discretion toward these miscellaneous expenses as is currently permitted. A Pell Grant will not be included in the NCAA financial aid calculation and is considered an exempted government grant for purposes of applying NCAA regulations.]

b. Adopt legislation, effective August 1, 2012, to provide that only athletically-related aid will be counted toward team limits in equivalency sports.

[Note: All nonathletically-related financial aid now will be excluded from team equivalency computations, which will permit student-athletes to receive additional sources of financial aid without affecting team financial aid limits. The "miscellaneous" expense allowance would be applicable once the total of athletics and other permissible aid exceeds the value of a full grant.]

c. Adopt a best practice that all prospective and enrolled student-athletes should submit the Free Application for Federal Student Aid (FAFSA). Further, because the "miscellaneous expense allowance" legislation is permissive in nature, conferences should be encouraged to consider common application of this legislation among its members and sports.

2. Multiyear grants-in-aid.

a. Period of award.

- **Adopt legislation, effective August 1, 2012, to permit athletics aid to be awarded for a period beyond the minimum of one academic year, up to the date the student-athlete exhausts eligibility to compete in all sports.**

[Note: Maintain, subject to existing exceptions, legislation to require the period of award for athletics aid to be not less than one academic year. Maintain only nonathletically-related conditions in athletics aid agreements regarding cancelation or reduction of aid during the period of its award. Gradation provisions should include:

(1) Maintaining current restrictions and processes on reducing or canceling athletics aid during the period of the award;

(2) Permitting institutions discretion to increase athletics aid during the period of its award, and maintaining current requirements for hearing opportunities related to reducing or canceling aid during the period of the award.]

b. Minimum equivalency values.

- **Adopt legislation, effective August 1, 2012, to require institutions to award at least a prescribed minimum of an equivalency grant to each student-athlete who receives athletics aid in an equivalency sport.**

  [Note: Institutions currently are required in baseball to award a minimum 0.25 equivalency award but the Awards, Benefits, Expenses and Financial Aid Cabinet is developing a "block grant" system. The Well-Being Working Group agreed that a .10 minimum may be appropriate for all sports, but that the group should consider the alternative minimum cabinet model and report a final recommendation to the Board in April 2012.]

c. Eligibility for financial aid – former student-athletes.

- **Adopt legislation, effective immediately, to eliminate financial aid eligibility restrictions (five years of aid within a six-year period) to permit institutions to provide athletics aid to former student-athletes who remain at, or return to, the institution to complete their baccalaureate degree requirements.**

3. <u>Remaining Topics</u>.

- The Well-Being Task Force has completed much of its work, but plans to consider information regarding the minimum equivalency grant level and consider proposed legislation and conference views regarding the issues of "oversigning." The task force will offer recommendations for Board action in either January or April.

DRAFT

MEMORANDUM

October 19, 2011

TO: NCAA Division I Board of Directors

FROM: James Barker, President, Clemson University, chair
Stedman Upham, President, University of Tulsa, vice chair

SUBJECT: Working Group on Collegiate Model - Rules - Board Endorsement of Resolution

The Working Group on Collegiate Model - Rules has been charged to review and amend the NCAA Division I Manual to reduce the volume of unenforceable and inconsequential rules that fail to support our enduring values and place emphasis on legislation that is the most strategically important.

It has become clear, in considering the environment in which intercollegiate athletics is conducted, that bold actions are necessary to change the regulatory culture such that NCAA rules are value-based, meaningful, enforceable and supportive of the collegiate model of sport. The development of processes and procedures that ensure new legislation aligns with and addresses our enduring values is of paramount concern.

The working group agreed that concurrent NCAA Division I Board of Directors support for the concepts and direction outlined by the working group is critical to advancing a new regulatory approach to intercollegiate athletics. To that end, we ask for the Board's support and endorsement of the following resolution as we work to do our part to transform intercollegiate athletics.

Resolution:

> "*Whereas*, the working group has concluded that bold actions are necessary to change the regulatory culture in meaningful ways that, in conjunction with an enhanced enforcement structure, will better support the collegiate model by placing appropriate emphasis on the most significant regulations;
>
> "*Whereas*, the working group recognizes the challenges inherent to our current regulatory culture, including the creation of a number of rules that are nationally insignificant, difficult to enforce and do not clearly enhance the academic and athletics success of student-athletes;
>
> "*Be it therefore resolved*, that the working group shall establish principle-based outcomes that will apply to each operating bylaw, promote the fundamental constitutional principle of each operating bylaw and serve as the basis for legislation of national significance that merits inclusion in the Manual;

"*Be it further resolved*, that the working group shall examine "competitive equity" in terms of fairness of opportunity to compete among institutions or groups of institutions;

"*Be it further resolved*, that the working group shall identify an appropriate penalty structure that reinforces the need to adhere to established principles;

"*Be it further resolved*, that the working group shall identify opportunities to increase shared responsibility for rules compliance among those who participate in, lead and administer intercollegiate athletics at the campus, conference and national levels;

"*Be it further resolved*, that the working group shall develop a filtering process to evaluate future proposals to ensure that such legislation is consequential, readily enforceable, promotes our enduring values and further identified principle-based outcomes;

"*Be it further resolved*, that the working group shall encourage NCAA staff to reach out to membership constituents to gather feedback on concepts identified by the working group; and

"*Be it further resolved*, that the working group shall review specific principle-based outcomes and operational bylaws at its December 2011 meeting."

Executive Summary and Actions from the
Bowl Licensing Task Force
October 27, 2011

Presentation to Board: October 2011
Chair: Harvey Perlman
University of Nebraska-Lincoln

Group Met
June 3
July 28
Sept. 28,
October 7

Vice Chair: Kenneth I. Chenault
Chairman & Chief Executive Officer
American Express Company

Direct questions and feedback to staff contacts:
Donald Remy, dremy@ncaa.org, Dennie Poppe, dpoppe@ncaa.org and Keith Martin, kmartin@ncaa.org

DEVELOPMENTS

The Board of Directors' reviewed the Interim Report of the Task Force in August and encouraged the Task Force to collect additional comments from stakeholders. The Task Force solicited and received input from the Division 1 Board of Directors; the American Football Coaches Association; the Division 1 Faculty Athletic Representatives; the Division 1 Athletic Directors; the Football Bowl Association; Div 1 Student Athlete Advisory Committee; the NCAA Football Licensing Subcommittee, the Div 1 Conference Commissioners Association, Private Bowl Sponsoring Agencies; and the BCS; as well as the chair and special counsel to the Special Committee of the Board of Directors of the Fiesta Bowl. Further the Task Force received a presentation from the Executive Director of the BCS and its tax counsel regarding proposed standards for responsible governance to be applied to BCS bowls. Finally, the Task Force received materials regarding best practices in ethics and compliance and governance from Deloitte's Center for Corporate Governance. The Task Force has met four times to discuss all of the material received and analyze options and recommendations. The Task Force has considered carefully the input obtained and in the attached Report to the NCAA Division 1 Board of Directors of the Football Bowl Licensing the Task Force makes final recommendations to the Board of Directors.

EXISTING INFORMATION

1. **Background**: On April 28, 2011, the NCAA Division 1 Board of Directors approved a moratorium on the licensing of any new postseason football bowls for a period of not more than three years. On that same day, President Mark Emmert announced the formation of the Task Force to look at the bowl licensing process and criteria and report back no later than October 2011. President Emmert appointed to the Task Force as co-chairs, Harvey Perlman, Chancellor of the University of Nebraska and Ken Chenault, Chairman and CEO of American Express. As an additional independent external expert, Emmert appointed Sharon Allen, recently retired Chairman of the board of Deloitte LLP. Further, he appointed several university Presidents and athletics officials to the Task Force including: Dan Beebe, Commissioner of the Big 12[1]; Joe Castiglione, Athletics Director of the University of Oklahoma; Tim Curley, Athletics Director at Penn State University; Judy Genshaft, President of the University of South Florida; Nathan Hatch, President of Wake Forest University; John Peters, President of Northern Illinois University; Greg Sankey, Associate Commissioner of the SEC; Craig Thompson, Commissioner of the Mountain West; and Kevin Weiberg, Deputy Commissioner and Chief Operating Officer of the PAC 12. NCAA staff General Counsel, Donald Remy, Vice President for Football and Baseball, Dennis Poppe, and Managing Director of Finance and Operations, Keith Martin were assigned to assist the Task Force.

President Emmert defined the responsibilities of the Task Force to be as follows:

> The NCAA Division I Bowl Licensing Task Force is charged with undertaking a comprehensive examination of the purposes, criteria, process, and oversight of the NCAA licensing process for postseason football bowl games. The Task Force will clarify the purposes for NCAA licensing of bowl games and align the criteria and procedures for licensing with those purposes. Areas of specific interest will at a minimum include governance and oversight by bowl sponsoring agencies, conflict of interest rules and policies, advertising and title sponsorship standards, and the oversight and transparency of financial management of bowl games. The result of the examination will be a better defined role, structure and accountability for the NCAA Postseason Licensing Subcommittee, clearer and better understood norms for bowl sponsoring agencies, and a better public understanding of the role of the NCAA in its licensing of bowl games.

[1] During the active term of the Task Force, Dan Beebe resigned his post as Commissioner of the Big 12 and was not replaced.

Consistent with this charge, the Task Force has studied relevant information carefully, and proposes these recommendations be approved by the Board and implemented by the NCAA staff.

Recommendation 1.
NCAA regulation of postseason bowls should be consistent with and limited by the core mission of the NCAA. The purpose of a system of NCAA regulation of postseason football bowls should be to assure that the bowls reflect the collegiate model of intercollegiate athletics. In that context, the NCAA and its members have a strong interest in assuring the bowls are governed with integrity, that they are managed in a way that is consistent with student athlete welfare, and that their commercial promotional and sponsorship activities are consistent with the values associated with collegiate sports.

Recommendation 2.
The Task Force recommends that each bowl sponsoring agency be governed by a Board of Directors that has a majority of members from the community in which the bowl is located. The Board shall be responsible for implementing principles of good organizational governance defined in the attached report.

Recommendation 3.

a. The Title or presenting sponsor of a certified bowl shall not advertise or appear to promote products or activities that may be detrimental to the welfare of student-athletes or the image and best interests of higher education and intercollegiate athletics. The NCAA president shall have the authority to rule in cases where doubt exists concerning acceptable Title or presenting sponsors; however such titles or presenting sponsors expressly shall not include references to or contain names popularly associated with the following: alcoholic beverages, cigarettes, smokeless tobacco and other tobacco products, muscle-building dietary supplements, professional sports organizations, and organizations promoting gambling or lotteries. (Note: If an existing title sponsor is not in compliance with these policies, a limited waiver may be obtained in order to honor the existing contractual obligation.)

b. Each bowl sponsoring agency shall adopt policies designed to exclude advertisements associated with the bowls that are inconsistent with the welfare of student-athletes, or the image and best interest of higher education and intercollegiate athletics. The NCAA president shall have the authority to rule in cases where doubt exists concerning acceptable advertising or promotion; however expressly prohibited are advertising or promotion of:

c. Alcoholic beverages that exceed 6 percent alcohol by volume. Advertising of malt beverages, beer and wine products that do not exceed 6 percent alcohol by volume may be used in game programs. Such advertisements, however, shall not compose more than14 percent of the space in the program devoted to advertising or not more than 60 seconds per hour of any telecast or broadcast (either one 60-second commercial or two 30-second commercials);

d. Cigarettes and other tobacco products; and

e. Organizations promoting gambling associated with the outcome of athletic contests;

f. Nontherapeutic drugs; and

g. The advertising or promotion of other goods or services which specifically or in the totality of the advertising is inconsistent with the welfare of student athletes or the image and best interest of higher education or intercollegiate athletics.

The NCAA management, with oversight from the board, should designate a responsible organization and a process within the National Headquarters to review and approve any title or presenting sponsor and such approval shall be a condition of membership participation in the bowl. The same organization may, at the request of the bowl sponsoring agency, review proposed promotions or advertising associated with a bowl game to assure compliance with this recommendation.

Recommendation 4.
Conferences should require as part of their agreement with bowl title and presenting sponsors that the bowl sponsoring agency avoid promotional activities inconsistent with the values of the NCAA or of higher education. Conferences or bowl-sponsoring agencies should be made aware of the advertising and promotional review and approval process utilized with the NCAA for its championships and sponsors. Information regarding proposed presenting or title sponsors should be presented in advance so that Conferences and the NCAA can ensure that it complies with stated NCAA rules and sponsor-related policies. The NCAA process for review of at least title and presenting bowl sponsors should be implemented and adjusted as necessary to provide input from the participating conferences. In the event of a dispute regarding whether a proposed title or presenting sponsor of a bowl meets NCAA criteria, the NCAA president shall have final authority, as is true with proposed advertising airing within NCAA championship broadcasts and approval of NCAA sponsors. (Note: If an existing advertiser is not in compliance with these policies, a limited waiver may be obtained in order to honor the existing contractual obligation.)

Recommendation 5.
Participating conferences should contractually require each bowl to provide a certain number of advertisements promoting the value of intercollegiate athletics and the collegiate model.

Recommendation 6.
The Board for each bowl-sponsoring agency shall ensure that it is in compliance with the designated standards in the report relating to protecting student-athlete welfare, including, but not limited to (see full report for all):

All postseason football bowl games shall be conducted within a time period, no longer than three full weeks including weekends and the following Monday that occurs between the end of the examination schedules of the first semester or fall term and the start of classes for the second semester or winter term for most member institutions. Generally this would result in the first bowl game(s) played no earlier than the third Saturday in December, at which point most institutions have completed their first semester or fall term examinations, and the last bowl game(s) completed no later than the end of the first full week of January, prior to when most institutions start the second semester or winter term. Following are illustrative postseason schedules for the future:

Year	Start Date	Completion Date
2014-15	December 20	January 10
2015-16	December 19	January 9
2016-17	December 17	January 7
2017-18	December 16	January 6
2018-19	December 15	January 5

The vagaries of the calendar make it difficult to provide a specific formula for determining the window within which all bowls should be played. To have a window is important for student athlete welfare, first to prevent bowls from creeping into exam periods and second to try to preserve football as a one-semester sport. A complicating factor is that the bowl season coincides with the NFL playoffs. The recommendation creates a three week window in which the games need to be played. The recommendation is a balance between adequate time to conduct the bowls and the interests of student athletes. The dates listed for specific years are meant to illustrate how the window should be determined, but the overall system would not be implemented until current commitments are honored.

Recommendation 7.
The task force recommends that the new academic standards applied to NCAA Division I championship participation should be equally applied to post-season bowl games. (Note: standard will be implemented with a similar phase in and transition period utilized for NCAA championships)

Recommendation 8.
The Task Force recommends that the NCAA in consultation with conference commissioners, determine whether or not the collection of financial information would serve the interests of intercollegiate athletics.

Recommendation 9:
The NCAA should discontinue its current detailed licensing system and should embrace and develop a certification system that provides assurance that minimum standards of governance and operation are in place. The bowl sponsoring agency's board of directors and its chief executive officer shall annually certify to the NCAA in writing that the agency is in compliance with these recommendations. The Bowl sponsoring agency shall also report to the NCAA within 30 days any significant change in its compliance with these standards. All documents, policies, and written practices related to matters certified shall be maintained and made available to the NCAA upon request. No NCAA member shall participate in any post-season bowl that has not submitted appropriate material and certifications and is not operating in accordance with this procedure.

2. **Effective Date**: If this report is accepted, it is contemplated that inconsistent rules in the current Handbook would be significantly modified. No change is suggested for the determination of eligible teams. The NCAA staff would provide a transparent process for bowl sponsoring agencies to file the certifications necessary to conduct a bowl in which NCAA members could participate.

   The Task Force proposes that the recommendations in this report be implemented at the earliest feasible date. However, the Task Force suggests that its recommendation for the three week window for conducting bowls not be implemented until after the current cycle of media agreements (which it understands to be 2014-2015). The Task Force also recognizes that some contracts, including sponsorship and advertising contracts, between bowls and conferences or between either and third parties may have been executed at a time when the previous licensing regime or existing rules scheduled to be replaced by these recommendations were in place. These contracts should be honored in accordance with their terms. The Task Force recommendation explicitly acknowledges that the imposition of an academic APR standard for bowl games should be implemented on the same time frame as the similar standard for participation in NCAA championships. Otherwise, the Task Force believes its recommendations should be implemented and enforced effective April 1, 2012.

The NCAA staff should be authorized to grant a delay in implementation on a case by case basis if it finds that a particular provision will negatively impact the terms of an existing contract in which a bowl or conference is a party. However, the task force recommends all contracts executed after the board adopts these recommendations must be concluded in a manner that Bowl Licensing Task Force Report October 27, 2011

REPORT TO THE NCAA DIVISION 1 BOARD OF DIRECTORS OF THE FOOTBALL BOWL LICENSING TASK FORCE

This report ("Report") contains the recommendations of the NCAA Division 1 Bowl Licensing Task Force appointed by the NCAA President ("Task Force") to undertake a comprehensive examination of the standards, oversight and management of the NCAA licensing process for all postseason bowls to identify areas of weaknesses and possible improvements.

Background

On April 28, 2011, the NCAA Division 1 Board of Directors approved a moratorium on the licensing of any new postseason football bowls for a period of not more than three years. On that same day, President Mark Emmert announced the formation of the Task Force to look at the bowl licensing process and criteria and report back no later than October 2011. President Emmert appointed to the Task Force as co-chairs, Harvey Perlman, Chancellor of the University of Nebraska and Ken Chenault, Chairman and CEO of American Express. As an additional independent external expert, Emmert appointed Sharon Allen, recently retired Chairman of the board of Deloitte LLP. Further, he appointed several university Presidents and athletics officials to the Task Force including: Dan Beebe, Commissioner of the Big 12[1]; Joe Castiglione, Athletics Director of the University of Oklahoma; Tim Curley, Athletics Director at Penn State University; Judy Genshaft, President of the University of South Florida; Nathan Hatch, President of Wake Forest University; John Peters, President of Northern Illinois University; Greg Sankey, Associate Commissioner of the SEC; Craig Thompson, Commissioner of the Mountain West; and Kevin Weiberg, Deputy Commissioner and Chief Operating Officer of the PAC 12. NCAA staff General Counsel, Donald Remy, Vice President for Football and Baseball, Dennis Poppe, and Managing Director of Finance and Operations, Keith Martin were assigned to assist the Task Force.

[1] During the active term of the Task Force, Dan Beebe resigned his post as Commissioner of the Big 12 and was not replaced.

To perform its responsibilities, the Task Force has gathered and analyzed a variety of data regarding post season football bowls and governance generally. Categories of information reviewed include: a history of post season football; the governance, structure, financial position, revenue, and tax status of bowls; the television ratings, attendance, sponsorship and advertising of bowls; the NCAA governing legislation and handbook; the process and documentation of certification and licensing; the role and activity of the bowl licensing subcommittee and NCAA staff; key member, community and stakeholder responsibilities; and reports regarding the Fiesta Bowl and its various actions taken by the bowl and by the conferences and institutions that participate in the Bowl Championship Series (hereafter BCS"). The Task Force solicited and received input from the Division 1 Board of Directors; the American Football Coaches Association; the Division 1 Faculty Athletic Representatives; the Division 1 Athletic Directors; the Football Bowl Association; Div 1 Student Athlete Advisory Committee; the NCAA Football Licensing Subcommittee, the Div 1 Conference Commissioners Association, Private Bowl Sponsoring Agencies; and the BCS; as well as the chair and special counsel to the Special Committee of the Board of Directors of the Fiesta Bowl. Further the Task Force received a presentation from the Executive Director of the BCS and its tax counsel regarding proposed standards for responsible governance to be applied to BCS bowls. Finally, the Task Force received materials regarding best practices in ethics and compliance and governance from Deloitte's Center for Corporate Governance. The Task Force has met four times to discuss all of the material received and analyze options and recommendations. The task force presented a draft report and preliminary recommendations to the NCAA Div 1 Board of Directors in August 2011.

There are currently 35 different bowls with a variety of organizations, management structures, policies and compliance cultures. Some are organized as non-profit entities: others are sponsored by for-profit entities. Notwithstanding that the NCAA has engaged in a licensing system for bowls in order for NCAA student-athletes to participate, there is considerable diversity in the governance, standards for advertising and sponsorships, and provisions for student-athlete welfare. The Task Force supports the postseason bowl structure and believes that

participation in bowl games provides stimulating experiences for student-athletes and benefits for the communities that sponsor them. The Task Force has sought in its recommendations to establish basic minimum standards for all bowl games, recognizing that their implementation may differ depending on the bowl and the nature of its sponsoring agency.

Since 2004, the NCAA, through its postseason football licensing subcommittee of the football issues committee, has been issuing "licenses" to conduct postseason football contest. Prior to 2004 the NCAA required postseason football contests to meet certain criteria in order to obtain an NCAA "certification," including minimum attendance figures, letter of credit, media and community support and financial guarantees. The shift from certification to a more detailed licensing process was justified in part as a mechanism to protect the goodwill and intellectual property of the NCAA that is at stake in the success or failure of the bowls.

In late 2004, after the change to licensing, the prior "certification" process was challenged by Aloha Sports, Inc., a bowl sponsoring agency that had managed the Aloha Bowl in Hawaii and later the Seattle Bowl. Specifically, the NCAA refused to certify the Aloha Bowl and later decertified the Seattle Bowl, in part, for failure to meet the financial criteria of the certification process. This case was tried in Hawaii state court in September 2011 and resulted in a jury award in favor of the NCAA. The jury's ruling embraced the NCAA argument that it had a legitimate basis to place restrictions on -- and allow or disallow -- bowl games in order to protect the communities, conferences, colleges and student-athletes. The jury found as a matter of fact that when the NCAA refused the recertify the Seattle bowl, it did not interfere with Aloha Sports Inc.'s prospective economic advantages, even though Aloha purported to have a replacement owner

An event impacting the integrity of postseason football bowls occurred in late 2009 when an initial investigation was commenced into various financial practices at the Fiesta Bowl (a BCS Bowl that is licensed by the NCAA) and in March 2011 a report was issued by an outside consultant retained by a Special Committee of the Fiesta Bowl Board charged with completing a

more comprehensive investigation. Among other serious improprieties, the counsel to the special committee report described an earlier imperfect investigation and an attempt to cover it up, a scheme to reimburse improper political campaign contributions, unauthorized and excessive compensation, and inappropriate expenditures and gifts. The BCS Presidential Oversight Committee then created its own task force to review the relationship between the BCS and the entities that own and operate the Fiesta Bowl. The task force recommended, and the BCS adopted seven corrective actions in order for the bowl to continue its participation in the BCS. Those actions included a financial sanction, removal of responsible personnel including board members, adding board members drawn from the collegiate community,, independent audit of internal controls, replacement of the auditing firm or the supervisory partner, increased governance accountability, and hiring a new executive director who not only has relevant experience in business, but also understands the collegiate athletic model and has the highest ethical standards.. Further, the task force recommended, and the BCS retained an independent expert to develop standards for responsible bowl governance.

In the wake of the Fiesta Bowl Special Committee's independent investigation and report and prior to the BCS Presidential Oversight Committee task force recommendations, President Mark Emmert announced the creation of this Task Force.

President Emmert defined the responsibilities of the Task Force to be as follows:

> The NCAA Division I Bowl Licensing Task Force is charged with undertaking a comprehensive examination of the purposes, criteria, process, and oversight of the NCAA licensing process for postseason football bowl games. The Task Force will clarify the purposes for NCAA licensing of bowl games and align the criteria and procedures for licensing with those purposes. Areas of specific interest will at a minimum include governance and oversight by bowl sponsoring agencies, conflict of interest rules and policies, advertising and title sponsorship standards, and the oversight and transparency of financial management of bowl games. The result of the examination will be a better defined role, structure and accountability for the NCAA Postseason Licensing Subcommittee, clearer and better understood norms for bowl sponsoring agencies, and a better public understanding of the role of the NCAA in its licensing of bowl games.

Consistent with this charge, the Task Force has studied relevant information carefully, and proposes these recommendations be approved by the Board and implemented by the NCAA.

Purposes of NCAA Regulation:

Recommendation 1:

> **NCAA regulation of postseason bowls should be consistent with and limited by the core mission of the NCAA. The purpose of a system of NCAA regulation of postseason football bowls should be to assure that the bowls reflect the collegiate model of intercollegiate athletics. In that context, the NCAA and its members have a strong interest in assuring the bowls are governed with integrity, that they are managed in a way that is consistent with student athlete welfare, and that their commercial promotional and sponsorship activities be consistent with the values associated with collegiate sports.**

The currently stated purpose of NCAA licensing of postseason football bowls is "to protect student-athlete safety and well-being . . . [to preserve] benefits to sponsoring communities, participating member institutions and student-athletes . . . [to prevent] a bowl from fail[ing] its purposes, its community, its participating institutions and student-athletes [and to] remedy the situation (if such failure occurs) [and because] the public identifies bowls as a part of NCAA football . . . the goodwill and intellectual property of the NCAA is affected by the success and failure of the bowls [and therefore should be protected]."The National Collegiate Athletic Association Application for License to Conduct Postseason Football Contest, Preamble. The Task Force observed that not all of these stated goals are being met by the current licensing structure and not all licensing provisions are clearly consistent with the purposes announced. For example, while the Task Force acknowledges the inherent NCAA good will and name association that accompanies a bowl event and that such association is oftentimes used by the media, it also was clear in the data that bowls do not directly use the trademarks of the NCAA, and indeed are prohibited from doing so without express approval from the NCAA.

More generally however, the basis for appropriate NCAA regulation of post-season bowls is clear. The bowls utilize the membership of the NCAA and their student-athletes to be successful and thus the conduct of the bowls reflect directly on higher education and intercollegiate athletics. The Task Force believes that the integrity of how bowl sponsoring agencies are governed is within the core mission of the NCAA to assure that its members are participating in an activity that is appropriate for an institution of higher education. Similarly, the NCAA has a direct interest in assuring that bowl games are conducted in such a way that student-athletes receive the benefits of participation and can have assurance that their safety, their academic interests, and their general well-being is fully accounted for in operation of the bowl. While the bowl sponsoring agency depends on television and promotional revenue in order to be successful, the NCAA has a direct interest in assuring that these commercial activities do not unduly encroach on the image of higher education and intercollegiate athletics.

A considerable thrust of current licensing provisions is directed toward the financial viability of the bowls and their ability to reimburse NCAA members for their expenses. However, in today's environment, bowl contracts are negotiated by Conferences, not by individual members, and one view, largely embraced by the Task Force, is that the Conferences should be permitted to assess the financial risk of their bowl partners and should accept the risk of financial failure. Although the *Aloha Bowl Inc*. case shows that the NCAA had a legitimate interest in regulating these issues in 2004, bowls operate in a new paradigm and thus the Task Force proposes to eliminate financial solvency as a justification for NCAA bowl regulation.

The increase in the number of bowls has also raised concerns about what would happen if there were insufficient eligible teams to participate. Currently the NCAA determines the eligibility of teams for bowl participation based on their win-loss record during the season. There are currently 35 bowl games and historically there have been slightly over 70 eligible teams. Additional factors may limit the number of eligible teams. One of the traditional penalties levied on teams that have NCAA infractions is a ban on post-season play. In addition, academic performance standards may be increased—standards that may also impact post-season eligibility.

(This Task Force recommends that the new academic standards applied to NCAA championship participation should also be applied to future post-season bowl games, utilizing a similar phase-in and transition period as will be used in Championships.) The Task Force believes that the NCAA should not attempt to artificially regulate the number of bowls to assure sufficient eligible teams. Rather, conferences and their bowl partners must account for the risk that in any given year there may not be sufficient eligible teams to participate in a particular bowl game.

The Task Force recognizes that if a planned bowl game "goes dark" because of the absence of sufficient eligible teams, there will be considerable disappointment within the community affected. There is, however, no effective way in which the NCAA can assure there always will be teams available, either under the Task Force recommendation or under current practice. There have always been, and likely always will be deserving winning team criteria and from time to time the application of that criteria may result in a lack of participants. Neither the conference nor the NCAA should purport to guarantee eligible teams, nor should they be blamed if that risk materializes. The Task Force, however, is aware of the perspectives of the sports media and fan and the likelihood that the NCAA will get the blame for a failure in this regard. Nonetheless, the task force does not believe that any of its recommendations appreciably heighten that risk or negatively impact the ability of the NCAA to defend against such baseless allegations.

The Task Force thus provides three sets of recommendations that would form the scope of NCAA regulation of post-season bowl games. They are designed to assure governance integrity, the protection of student-athlete welfare, and limitations on the commercial sponsorships of bowl games.

Organizational Governance

Recommendation 2:
The Task Force recommends that each bowl sponsoring agency be governed by a Board of Directors that has a majority of members from the community in which the bowl is located.

The Board shall be responsible for implementing the following principles of good organizational governance:

A. The Board should have requisite expertise among its members to perform its functions. It should hold in-person meetings at least twice a year where a majority of the board members attend, where minutes are kept, and where oversight of management is provided.

B. The Board should have a governance system in place that clearly allocates responsibilities to management and the Board consistent with the following best practice of organizational governance:

Responsibilities of Management	Responsibilities of the Board
• Manage the organization's day-to-day activities and comply with laws and regulations • Assume and exercise the powers and perform the duties vested in management by the board • Establish and maintain policies, procedures, and systems for financial reporting, risk, and internal controls • Develop organizational performance objectives, budgets, financial plans, and risk management processes • Manage the organization's financial and investment decisions • Provide information to the board in a clear, concise and timely manner • Provide appropriate and transparent disclosure to the public and stakeholders	• Contribute to and approve the philosophy and mission of the organization • Establish governance standards • Ensure appropriate policies, procedures, and systems are in place to monitor performance and reporting as well as manage risk and internal control • Hire, manage performance, and terminate the chief executive officer of the organization. • Review, evaluate, approve and monitor management's strategic, financial, and operating plans • Understand and assess management process to address compliance with applicable laws and regulations • Approve budgets, major investments and projects as articulated in the organizational documents and/or delegation of authority

C. The Board should establish the following governance standards and have management adopt and maintain respective written policies:

- A code of conduct and ethics for board members, employees, and volunteers reflecting a commitment to operating in an ethical manner that is consistent with the mission and values of higher education.

- A whistleblower policy that encourages the reporting and enables the investigation of suspected illegal practices, financial irregularities, or violations of organizational policies and identifies an individual or agency (preferably external and independent) to which persons with complaints may report.

- A conflict of interest policy for directors and employees that requires them to disclose potential conflicts, prohibits the conflicted party from participating in deliberations or decision-making regarding the matter as to which there is a conflict, and requires directors and employees to certify annually that they have reviewed and are in compliance with the policy.

- A policy that provides for the payment or reimbursement of expenses for travel, meals, entertainment, gifts, tickets to games and other business expenses only if such expenses are reasonable and necessary to carry out the bowl sponsoring agency's mission and purpose.

- A policy prohibiting any use of the bowl sponsoring agency's resources to support or oppose candidates for public office, political parties, or political organizations.

- A policy governing the expenditure of funds for lobbying purposes, including compliance with applicable federal and state laws regulating or restricting lobbying by the bowl sponsoring agency.

- A philosophy and policy that requires executive compensation, including salary, bonuses, benefits, and perquisites, to be approved by the board and reasonable in amount for services rendered and comparable to compensation paid by similar organizations for similar services.

- An appropriate policy and mechanism for review and approval of business expenses by senior executives and that requires the CEO/President's business expenses are reviewed and approved by a designated board member.

- A policy governing the bowl sponsoring agency's contracting practices, including the process for approval of contracts and when competitive bids are required.

- A policy requiring an annual audit by an independent accounting firm selected by the board or an authorized board committee. The board (or authorized committee) must meet with the independent accounting firm at least annually to

discuss the audit results, management letter issued by the accounting firm and any weaknesses in internal controls identified by the independent accounting firm. The policy should require the periodic rotation of the accounting firm or lead partner.

- A policy requiring approval of an annual budget for the bowl sponsoring agency and monitoring of the expenditure of funds against the approved budget**.**

- A policy requiring the prudent investment of the bowl sponsoring agency's funds.

D. The Board shall ensure that the bowl sponsoring agency has access to inside and/or outside counsel as may be necessary to provide advice on legal matters, including compliance with applicable laws.

E. The Board shall ensure the bowl sponsoring agency's transactions and relationships with government officials are in compliance with federal, state, and/or local laws, rules and regulations applicable to such transactions and relationships.

F. The Board shall ensure the bowl sponsoring agency posts information on its website or elsewhere that is appropriate to provide transparency to the public about the organization's history, mission, governing structure, finances and activities.

G. In the event the bowl participates in the BCS, the Board shall ensure that it is in compliance with all requirements implemented by the conferences and institutions that participate in the BCS.

H. The Board shall require management to establish internal controls to protect the bowl sponsoring agency's assets from diversion or misuse and to ensure the integrity of the bowl sponsoring agency's financial records; receive reports about the operation of such internal controls; and request advice from the independent consultants regarding the sufficiency of such internal controls as appropriate.

I. The Board shall require management to have compliance controls in place to prevent, detect, and monitor compliance with laws and regulations, as well as remediate when necessary. The Board shall require that both the Board and Management receive comprehensive compliance training and regular updates.

J. The Board shall establish and maintain policies regarding document preservation and destruction.

K. If the bowl sponsoring agency is a tax-exempt organization, the Board shall ensure that it is in compliance with all IRS regulations and has policies and practices in place to file a complete, accurate and timely Form 990 with the IRS. The 990 must be reviewed by the board or authorized board committee before it is filed.

Advertising, Promotions, and Sponsorships

Recommendation 3:

The Title or presenting sponsor of a certified bowl shall not advertise or appear to promote products or activities that may be detrimental to the welfare of student-athletes or the image and best interests of higher education and intercollegiate athletics. The NCAA president shall have the authority to rule in cases where doubt exists concerning acceptable Title or presenting sponsors; however such titles or presenting sponsors expressly shall not include references to or contain names popularly associated with the following: alcoholic beverages, cigarettes, smokeless tobacco and other tobacco products, muscle-building dietary supplements, professional sports organizations, and organizations promoting gambling or lotteries.

Each bowl sponsoring agency shall adopt policies designed to exclude advertisements associated with the bowls that are inconsistent with the welfare of student-athletes, or the image and best interest of higher education and intercollegiate athletics. The NCAA president shall have the authority to rule in cases where doubt exists concerning acceptable advertising or promotion; however expressly prohibited are advertising or promotion of:

1. **Alcoholic beverages that exceed 6 percent alcohol by volume. Advertising of malt beverages, beer and wine products that do not exceed 6 percent alcohol by volume may be used in game programs. Such advertisements, however, shall not compose more than14 percent of the space in the program devoted to advertising or not more than 60 seconds per hour of any telecast or broadcast (either one 60-second commercial or two 30-second commercials);**

2. **Cigarettes and other tobacco products; and**

3. **Organizations promoting gambling associated with the outcome of athletic contests;**

4. **Nontherapeutic drugs; and**

5. **The advertising or promotion of other goods or services which specifically or in the totality of the advertising is inconsistent with the welfare of student athletes or the image and best interest of higher education or intercollegiate athletics.**

The NCAA management should designate a responsible organization and a process within the National Headquarters to review and approve any title or presenting sponsor and such approval shall be a condition of membership participation in the bowl. The same organization may, at the request of the bowl sponsoring agency, review proposed promotions or advertising associated with a bowl game to assure compliance with this recommendation.

The Task Force recognizes that the restrictions on advertising and commercial sponsorship adopted by the NCAA for championships is at present more restrictive than that imposed on externally managed and run post-season football bowl sponsoring agencies. At the same time, the bowls reflect intercollegiate athletics and restraints on promotion of alcohol, cigarettes, gambling, and non-therapeutic drugs raises special problems when associated with intercollegiate athletics. No rule can specify precisely the entirety of a list or type of advertising that is clearly inconsistent with college sports. The Task Force believes that more restrictive rules may apply to the title or presenting sponsor than to advertising generally. For example, some bowls have been permitted in the past to allow state lottery advertising on the basis that the proceeds of those lotteries support important governmental services including education. Others have allowed advertising by hotels which contain a casino as long as the gambling enterprise itself is not promoted. Given that most bowls are located in tourist oriented cities, some flexibility may be warranted in advertising but that is far different from asking student athletes or universities to participate in the "X State Lottery Bowl" or the "Harrah's Casino Bowl". Thus the Task Force draws a distinction between the title or presenting sponsor of a bowl and associated advertising.

Currently, the NCAA Postseason Football Handbook and the Licensing Application and Agreement contain provisions relating to advertising and title sponsorship. Nonetheless, a question has arisen regarding relationships and agreements between some bowls and some advertisers and sponsors and whether they are consistent with the image and best interests of higher education and intercollegiate athletics. In November of 2010 the Div 1 Faculty Athletics

Representatives presented a resolution to respond to questions around advertising, but were unable to come to agreement on the specific scope. They agreed to study the issue. There is a tension between assuring that bowl games are financially viable in order to provide opportunities for student-athletes and limitations on sponsors and advertising that can constrain revenues and undermine the financial viability of bowl sponsoring agencies. As described above, the Task Force concluded that NCAA championship (sponsored contest) standards should be applied for presenting and title sponsors of bowl games. ,. However, a standard more in line with the guidelines of contracting conferences or broadcast standards and practices may be appropriate for other non sponsorship advertising, and the Task Force determined not to recommend applying the full set of rules governing advertising at NCAA championships, but rather continue to embrace and enforce the rules that are currently in place for advertising and promotions. The recommendation is consistent with the provisions currently applicable to bowls under the existing licensing arrangements.

Recommendation 4:

Conferences should require as part of their agreement with bowl title and presenting sponsors that the bowl sponsoring agency avoid promotional activities inconsistent with the values of the NCAA or of higher education. Conferences or bowl-sponsoring agencies should be made aware of the advertising and promotional review and approval process utilized with the NCAA for its championships and sponsors. Information regarding proposed presenting or title sponsors should be presented in advance so that Conferences and the NCAA can ensure that it complies with stated NCAA rules and sponsor-related policies. The NCAA process for review of at least title and presenting bowl sponsors should be implemented and adjusted as necessary to provide input from the participating conferences. In the event of a dispute regarding whether a proposed title or presenting sponsor of a bowl meets NCAA criteria, the NCAA president shall have final authority, as is true with proposed advertising airing within NCAA championship broadcasts and approval of NCAA sponsors.

Recommendation 5:

Participating conferences should contractually require each bowl to provide a certain number of advertisements promoting the value of intercollegiate athletics and the collegiate model.

The Task Force recommends that the requirement to provide public service announcements: 1.) Be included in the annual certification of management and the board; and 2.) Be described in an annual report on bowl activity to be provided at the end of each bowl to the Conference and NCAA. Further, the Task Force recommends that the certification of management and board attest not only to compliance with these requirements, but also that the contractual requirements with bowls meet requirements with respect to quality and type of advertising.

STUDENT-ATHLETES' WELFARE AND EXPERIENCE

The Task Force perceives that the postseason football bowl experience can be an exciting time for a student-athlete. They are able to continue their off-the-field education in a different and exciting way. They travel to communities that likely are new to them and play non-Conference opponents whom they don't face during the regular season. Indeed, they are rewarded for their successful season and receive awards and gifts at the end of the bowl. However, when preparing for and playing in postseason games the student-athlete is away from his academic studies, participates in more practices, and is subject to additional risk of injury.

Notwithstanding the emphasis placed on the student-athlete, the Task Force examination has disclosed that there is little in the current licensing process that substantively speaks to student-athlete welfare. The Task Force sees itself presented with the challenge of how to truly align the bowl organization and activities with student-athlete welfare and to make the postseason-experience more positive and memorable.

Recommendation 6:

The Board for each bowl-sponsoring agency shall ensure that it is in compliance with the following standards relating to protecting student-athlete welfare.

- All postseason football bowl games shall be conducted within a time period, no longer than three full weeks including weekends and the following Monday, that occurs between the end of the examination schedules of the first semester or fall term and the start of classes for the second semester or winter term for most member institutions. Generally this would result in the first bowl game(s) played no earlier than the third Saturday in December, at which point most institutions have completed their first semester or fall term examinations, and the last bowl game(s) completed no later than the end of the first full week of January, prior to when most institutions start the second semester or winter term. Following are illustrative postseason schedules for the future:

Year	**Start Date**	**Completion Date**
2014-15	December 20	January 10
2015-16	December 19	January 9
2016-17	December 17	January 7
2017-18	December 16	January 6
2018-19	December 15	January 5

The vagaries of the calendar make it difficult to provide a specific formula for determining the window within which all bowls should be played. To have a window is important for student athlete welfare, first to prevent bowls from creeping into exam periods and second to try to preserve football as a one-semester sport. A complicating factor is that the bowl season coincides with the NFL playoffs. The recommendation creates a three week window in which the games need to be played. The recommendation is a balance between adequate time to conduct the bowls and the interests of student athletes. The dates listed for specific years are meant to illustrate how the window should be determined, but the overall system would not be implemented until current commitments are honored.

- Each bowl should have a clear mission statement and plan of how it will operate consistent with the interests and values of the collegiate model of intercollegiate athletics and how it will enhance the experience and protect the welfare of the student athlete.

- Each bowl should adopt policies that govern the appropriate treatment of all students participating in the bowl experience (student-athletes, band members, cheer leaders, spirit squads, etc).

- Each bowl should specifically identify reasonable, responsible local activities for participating teams that provide educational, enrichment, cultural, and recreational value.

- Each bowl should provide appropriate study and exam-taking facilities at or near the team's hotel.

- Each bowl should provide access to appropriate practice facilities.

- Each bowl should plan for and provide appropriate emergency medical services.

- Maintain a requirement that a student-athlete not be scheduled to attend, and cannot be required to attend, social functions at a venue that permits gambling.

- Maintain a requirement that the bowl may provide student-athletes with awards of no more than $500 in value.

To assure compliance with these proposals, the Task Force recommends that each participating member of each bowl file with the NCAA a post-event evaluation addressing specifically the provisions relative to the student athlete welfare and the general student-athlete experience. This post-event evaluation should include the views, comments and perspectives of each participating

member as well as individual student athletes who participated in the bowl. Further, the Task Force recommends that the NCAA conduct a review of the time demands placed on student-athletes during bowl experience to include when bowls are conducted, time teams spend at a bowl site, conflicts and study demands for final exams, and when practice is required.

Recommendation 7.

The task force recommends that the new academic standards applied to NCAA Division I championship participation should be equally applied to post-season bowl games, utilizing APR data with a similar phase-in and transition period as will be used in Championships.

Financial Reporting

Recommendation 8

The Task Force recommends that the NCAA in consultation with conference commissioners, determine whether or not the collection of financial information would serve the interests of intercollegiate athletics.

The Task Force's recommendations specifically do not contemplate having the NCAA continue to monitor the financial integrity or viability of each bowl, attempt to ensure payouts to conferences, colleges, and communities, or protect against bowl financial failure. It was determined that each conference which contracts with the bowl is better positions to make its own determination on whether the bowl will be able to honor its financial obligations to the conference and its member schools. Although outside the original charge, the Task Force contemplated whether it is useful for the NCAA to continue to act as a clearinghouse for financial information about bowls in order to keep abreast of any emerging issues and the financial impact of the postseason on all of intercollegiate athletics.

If the decision is to move forward with data collection, the Task Force would recommend that each bowl sponsoring agency, as part of its annual certification, indicate that it has complied with the financial reporting requirements. The financial data, once supplied, would have no further bearing on whether or not members were permitted to participate in a particular bowl, but rather would merely serve as a data set to evaluate bowl trends and similar issues.

Enforcement Mechanisms

Recommendation 9:

The NCAA should discontinue its current detailed licensing system and should embrace and develop a certification system that provides assurance that minimum standards of governance and operation are in place. The bowl sponsoring agency's board of directors and its chief executive officer shall annually certify to the NCAA in writing that the agency is in compliance with these recommendations. The Bowl sponsoring agency shall also report to the NCAA within 30 days any significant change in its compliance with these standards. All documents, policies, and written practices related to matters certified shall be maintained and made available to the NCAA upon request. No NCAA member shall participate in any post-season bowl that has not submitted appropriate material and certifications and is not operating in accordance with this procedure.

The Task Force considered a number of enforcement mechanisms to assure that bowl sponsoring agencies complied with these requirements. Generally, the Task Force considered two options: the current licensing model or alternatively a certification model.

A licensing model contemplates a compliance review prior to a bowl sponsoring agency being granted permission to produce a bowl. The current NCAA mechanism is a licensing model with the Bowl Licensing Subcommittee comprised of conference representatives. The Task Force noted that the current subcommittee structure may have perceived or actual conflicts of interest due to the subcommittee members' conference affiliations. In addition, the members may not be in a position to make judgments about the bowls' financial viability required by the imposed standards. Furthermore, this procedure puts the entire onus for management of the bowl on the NCAA Subcommittee, rather than the bowl sponsoring agency itself.

An alternative would be a certification procedure in which the Board of Directors of a bowl-sponsoring agency is required to themselves certify to the NCAA that its agency is in compliance with the standards. Members of the Board from the community would put their own personal reputation on the line with regard to the integrity and management of the bowl. One mechanism for enforcement would be to have a periodic "audit" by NCAA staff of each bowl to determine whether in fact the bowl is in compliance and to make that information available to NCAA conferences and the bowls. The staff, or outside consultants such as an auditor or counsel, could bring the variety of skills necessary for such a review. This would reduce bureaucracy and place primary responsibility for bowl agency behavior on the bowls and contracting conferences. Under this model, the Task Force has not reached a determination about how the NCAA staff or a designated NCAA governance group would enforce the failure by a bowl to meet the required standards and obligations. However, no NCAA member would be authorized to participate in a bowl that was not in compliance with these standards. The Football Issues Committee or another member representative committee could provide oversight to the NCAA staff if an appeal or other review process becomes necessary.

The task force recommends that the NCAA management designate a responsible organization within the National Headquarters to receive the certifications of the bowl sponsoring agencies, evaluate compliance with the requirements of all of the task force recommendations, and take corrective action with respect to bowls not in compliance. Most of this group's work will be evaluation and audit of compliance with requirements and working with bowl sponsoring agencies to assure they are meeting all of their obligations by an appropriate deadline. If persistent failure to comply occurs and the bowl does not cure the deficiencies, the staff must be empowered to disallow members to participate in such a bowl. One area that will require advance review and approval involves sponsorship and advertising. The designated group should work closely with the championships advertising and sponsorships group to assure consistency across all events in which NCAA members participate.

While the identification of the proper group (i.e., finance and operations, legal, championships, enforcement, AMA, or a combination) within the NCAA structure would be left to the NCAA management to assign, the task force recommends that the group be given appropriate internal resources, and access to external resources, to evaluate the volume of material to be submitted. The assigned group would report its actions to the Div 1 Football Issues Committee, which would also serve as an appellate body for decisions that might require a bowl to cease operating.

Conclusion[2]

The Board of Directors' reviewed the Interim Report of the Task Force in August and encouraged the Task Force to collect additional comments from stakeholders. The Task Force has considered the input obtained and makes the foregoing final recommendations to the Board of Directors.

The Task Force proposes that the recommendations in this report be implemented at the earliest feasible date. However, the Task Force suggests that its recommendation for the three week window for conducting bowls not be implemented until after the current cycle of media agreements (which it understands to be 2014-2015). The Task Force also recognizes that some contracts, including sponsorship and advertising contracts, between bowls and conferences or between either and third parties may have been executed at a time when the previous licensing regime or existing rules scheduled to be replaced by these recommendations were in place. These contracts should be honored in accordance with their terms. The Task Force recommendation explicitly acknowledges that the imposition of an academic APR standard for bowl games should be implemented on the same time frame as the similar standard for participation in NCAA championships. Otherwise, the Task Force believes its recommendations should be implemented and enforced effective April 1, 2012.

The NCAA staff should be authorized to grant a delay in implementation on a case by case basis if it finds that a particular provision will negatively impact the terms of an existing contract in which a bowl or conference is a party. However, the task force recommends all contracts executed after the board adopts these recommendations must be concluded in an manner that

[2] If this report is accepted, it is contemplated that inconsistent rules in the current Handbook would be significantly modified. No change is suggested for the determination of eligible teams. The NCAA staff would provide a transparent process for bowl sponsoring agencies to file the certifications necessary to conduct a bowl in which NCAA members could participate.

complies with all of the recommendations.

Football Bowl Subdivision Commissioners

Recommendation Regarding Draft Report of the NCAA Postseason Football Task Force

In a teleconference October 12, the commissioners of Football Bowl Subdivision (FBS) conferences reviewed the draft report and expressed full support of the reform recommendations, such as (i) a phased-in requirement that the academic standards applicable to participation by institutions in NCAA championships also be made applicable to institutional participation in postseason bowl games and (ii) several recommendations related to the governance of bowl organizations. The commissioners also generally supported the recommendations regarding sponsorship.

The FBS conferences are beginning what is anticipated to be a seven- or eight-month review of the postseason football format in preparation for television negotiations that will begin in the summer or fall of 2012. The group will incorporate the Task Force's reform proposals into any future agreements.

Because this review is in its early stages, and because it will be necessary to consider multiple options, the commissioners unanimously suggest that the NCAA Board of Directors adopt the Task Force's reform agenda but delay action on the last permissible bowl-game date until the spring of 2012, pending review of these options by each conference and institution.

The commissioners noted the following:

* The conferences' existing contracts with the bowl games—including the five BCS games—are in place through the 2013-14 season and cannot be affected, so there is no compelling need for an immediate decision.

* The National Football League schedule now substantially overlaps the college bowl season. Not only has the NFL reserved many of the bowl-game stadiums on Fridays, Saturdays and Sundays, but also the NFL teams have stadium priority over bowl organizations. Under the Task Force illustrations in the draft report, the bowl season would end on the first Saturday in January each year; this effectively would become Thursday because of the NFL conflicts.

* Moving multiple bowl games into late December could be challenging for the BCS bowls and other bowl organizations. For example, moving a BCS bowl game from early January to late December would displace another bowl game currently playing in late December. This may have the effect of pushing more games earlier in December and closer to traditional examination periods. It may also devalue certain bowl games and could conceivably reduce postseason opportunities for student-athletes.

* Making the decision about future bowl-game dates now could remove the opportunity to continue the current BCS format or effectively preclude other potentially attractive alternatives even before those options can be considered at the conference and institutional level.

* The conferences and institutions need time to evaluate the consequences of the various alternatives.

* The Task Force's recommended dates ultimately may be feasible; if they are, there is no lost advantage in affirming them in the spring of 2012 after the conferences and institutions have conducted a detailed exploration and discussion of these and other matters.

10-17-2011

REPORT OF THE NCAA DIVISION I COMMITTEE ON INFRACTIONS

ACTION ITEMS.

1. Legislative Items.

a. Amend Bylaw 32.5.1 as follows:

32.5.1 Notice to Institution. **Prior to the enforcement staff coming onto an institution's campus to conduct an inquiry, the enforcement staff shall notify the institution's president or chancellor of the inquiry, either verbally or in writing. This notice shall toll the statute of limitations pursuant to Bylaw 32.6.3. The institution shall be informed of its obligation to cooperate pursuant to Bylaw 32.1.4 and of the confidential nature of the inquiry pursuant to Bylaw 32.1.1.** ~~*If the enforcement staff has developed reasonably reliable information indicating that an institution has been in violation of NCAA legislation that requires further investigation, the enforcement staff shall provide a notice of inquiry in writing to the chancellor or president unless the institution and enforcement staff have agreed to pursue the summary disposition process as set forth in NCAA Bylaw 32.7. The notice of inquiry shall advise the chancellor or president that the enforcement staff will engage in an investigation, that the investigation will be conducted under the direction of the vice president for enforcement services and that members of the enforcement staff if requested, shall meet in person with the chancellor or president to discuss the nature and details of the investigation, and the type of charges that appear to be involved.*~~ **The institution shall be notified** ~~*The notice of inquiry shall state*~~ that if the **inquiry** ~~*investigation*~~ develops significant information of a possible major violation, a notice of allegations will be produced in accordance with the provisions of Bylaw 32.6, or, in the alternative, the institution will be notified that the matter has been concluded. ~~*To the extent possible, the notice of inquiry also shall contain the following information:*~~ *(Adopted: 4/24/03, Revised: 3/8/06, 4/17/07)*
~~*(a) The involved sport;*~~
~~*(b) The approximate time period during which the alleged violations occurred;*~~
~~*(c) The identity of involved individuals;*~~
~~*(d) An approximate time frame for the investigation;*~~
~~*(e) A statement indicating that the institution and involved individuals may be represented by legal counsel at all stages of the proceedings;*~~
~~*(f) A statement requesting that the individuals associated with the institution not discuss the case prior to interviews by the enforcement staff and institution except for reasonable campus communications not intended to impede the investigation of the allegations and except for consultation with legal counsel;*~~
~~*(g) A statement indicating that other facts may be developed during the course of the investigation that may relate to additional violations; and*~~

~~*(h) A statement regarding the obligation of the institution to cooperate in the case.*~~

(1) Recommendation: The committee recommends that the NCAA Division I Board of Directors approve a revision made by the Committee on Infractions, pursuant to Constitution 5.2.3.3 to revise Bylaw 32.5 (Notice of Inquiry) and 32.6 (Notice of Allegations).

(2) Effective Date: Immediate.

(3) Rationale: The purpose of the Notice of Inquiry legislation, as it exists today, no longer is applicable or necessary. When adopted, Bylaw 32.5.1 was intended to be the first and official notice to an institution that the institution was under investigation by the enforcement staff, as the staff often would not notify the institution it was under inquiry until the investigation was complete. Inasmuch as the enforcement staff's now long-standing policy is to notify an institution's president or chancellor of the inquiry prior to coming on campus to conduct interviews, institutions are notified of the inquiry well in advance of the current Notice of Inquiry standard. The current practice of providing institutions notice of an inquiry earlier in the investigative process should be reflected in the legislation. In addition, by codifying the current practice, institutions will receive notice of the cooperative principle and the confidentiality of the process much earlier than under the current standard.

(4) Estimated Budget Impact: None.

(5) Student-Athlete Impact: None.

b. Amend Bylaw 32.5.1.1 as follows:

32.5.1.1 Status Notification within Six Months. The enforcement staff shall inform the involved institution of the general status of the inquiry within six months of the date after the chancellor or president receives the notice of inquiry from the enforcement staff**. If the investigation is continued, additional status reports shall be provided to the institution at least every six months thereafter, until the matter is concluded.** *(Revised: 1/12/04, 10/3/05)*

(1) Recommendation: The committee recommends that the NCAA Division I Board of Directors approve a revision made by the Committee on Infractions, pursuant to Constitution 5.2.3.3 to revise Bylaw 32.5.1.1.

(2) Effective Date: Immediate.

(3) Rationale: This modification simply codifies the requirement for the enforcement staff to keep an institution under investigation apprised of the status of the inquiry every six months.

(4) Estimated Budget Impact: None.

(5) Student-Athlete Impact: None.

c. Eliminate Bylaw 32.5.1.2 as follows:

~~*32.5.1.2 Review After One Year. If the inquiry has not been processed to conclusion within one year of the date that the chancellor or president receives the notice of inquiry from the enforcement staff, the staff shall review the status of the case with the Committee on Infractions. The Committee on Infractions shall determine whether further investigation is warranted, and its decision shall be forwarded to the involved institution in writing. If the investigation is continued, additional status reports shall be provided to the institution in writing at least every six months thereafter, until the matter is concluded.*~~

(1) Recommendation: The committee recommends that the NCAA Division I Board of Directors approve a revision made by the Committee on Infractions, pursuant to Constitution 5.2.3.3 to eliminate Bylaw 32.5.1.2.

(2) Effective Date: Immediate.

(3) Rationale: With regard to the elimination of Bylaw 32.5.1.2, investigations are within the purview of the enforcement staff, not the Committee on Infractions. It is an essential element of the infractions process that the enforcement staff has the sole discretion to continue or terminate an investigation. Given the distinct and necessary separation of the staff and the committee, the references to Committee on Infractions review in this bylaw should be eliminated.

(4) Estimated Budget Impact: None.

(5) Student-Athlete Impact: None.

d. Amend Bylaw 32.5.2 as follows:

32.5.2 Termination of Investigation. The enforcement staff shall terminate the investigation related to any notice of inquiry in which information is developed that does not appear to be of sufficient substance or reliability to warrant a notice of allegation~~., *it being understood that the Committee on Infractions shall review each such decision.*~~ *(Revised 1/12/04)*

(1) Recommendation: The committee recommends that the NCAA Division I Board of Directors approve a revision made by the Committee on Infractions, pursuant to Constitution 5.2.3.3 to amend Bylaw 32.5.2.

(2) Effective Date: Immediate.

(3) Rationale: Similar to the reason for the revision of Bylaw 32.5.1.2, the revision of Bylaw 32.5.2 is necessary because investigations are within the purview of the enforcement staff, rather than the Committee on Infractions. As previously established, the enforcement staff has the discretion to continue or terminate an investigation. Therefore, the references to Committee on Infractions review in this bylaw should be eliminated.

(4) Estimated Budget Impact: None.

(5) Student-Athlete Impact: None.

e. Amend Bylaw 32.6.3 as follows:

32.6.3 Statue of Limitation: Allegations included in a notice of allegations shall be limited to possible violations occurring not earlier than four years before the date the notice of inquiry is ~~*forwarded*~~ **provided** to the institution or the date the institution notifies (or, if earlier, should have notified) the enforcement staff of its inquiries into the matter. However, the following shall not be subject to the four-year limitation: *(Revised 10/12/94, 1/12/04)*

(1) Recommendation: The committee recommends that the NCAA Division I Board of Directors approve a revision made by the Committee on Infractions, pursuant to Constitution 5.2.3.3 to amend Bylaw 32.6.3.

(2) Effective Date: Immediate.

(3) Rationale: Editorial change only.

(4) Estimated Budget Impact: None.

(5) Student-Athlete Impact: None.

f. Amend Bylaw 32.3.8.1 and 32.3.8.2 as follows:

32.3.8.1 Athletics Personnel. At the request of the enforcement staff, the Committee on Infractions may grant limited immunity to an institutional employee with responsibilities related to athletics based on information that the employee reports when such an employee otherwise would be subject to disciplinary action as described in Bylaws 19.5.1-(i) and 19.5.2-(k). Such immunity shall not apply to the employee's involvement in violations of NCAA legislation not reported or to future involvement in violations of NCAA legislation by employee or to any action taken by an institution. ~~*In any case, such immunity shall not be granted unless the employee provides information not otherwise available to the enforcement staff.*~~ *(Revised 10/12/94, 4/24/03, 4/28/11)*

32.3.8.2 Student-Athlete or Prospective Student-Athlete. At the request of the enforcement staff, the Committee on Infractions may grant limited immunity to a student-athlete or prospective student-athlete when such individual otherwise might be declared ineligible for intercollegiate competition based on information reported to the enforcement staff by the individual or a third party associated with the individual. Such immunity shall not apply to the individual's involvement in violations of NCAA legislation by the individual or to any action taken by an institution. ~~*In any case, such immunity shall not be granted unless the relevant information would not otherwise be available to the enforcement staff.*~~ *(Adopted 4/28/11)*

(1) Recommendation: The committee recommends that the NCAA Division I Board of Directors approve a revision pursuant to Constitution 5.2.3.3 to revise Bylaw 32.3.8 (Limited Immunity), to specify that the Committee on Infractions, at the request of the enforcement staff, may grant limited immunity to at-risk individuals, even for information related to those individuals' involvement in violations already known by the staff.

(2) Effective Date: Immediate.

(3) Rationale: The legislation governing immunity restricts the granting of it to only those situations in which the interviewee provides information not previously known to the enforcement staff. The immunity does not protect student-athletes, prospective student-athletes or athletics department staff members from penalties related to their involvement in violations already known to the enforcement staff. The intent of the

limited immunity legislation was to encourage student-athletes and athletics department employees to assist the enforcement staff in obtaining full and complete information. However, the current legislation does not provide relief of possible penalties for information already available to the staff. By allowing immunity to cover any information provided to the enforcement staff, student-athletes, prospects and athletics department employees may be more willing to report additional violations unknown to the staff, recognizing they can benefit from providing the information.

(4) Estimated Budget Impact: None.

(5) Student-Athlete Impact: None.

g. Amend Bylaw 32.7.1.4 as follows:

32.7.1.4.3 Penalties Not Approved. If the Committee on Infractions accepts the agreed-on findings but proposes penalties in addition to those set forth in the summary disposition report, the institution and/or involved individuals may request an expedited hearing on penalties before the Committee on Infractions. **The institution and/or the involved individual have the option to appear before the committee either in person or by videoconference or such other mode of distance communication as the Committee on Infractions may deem appropriate. The institution and/or the involved individual also have the option to provide a written submission in lieu of an in-person appearance.** The committee shall only consider information relevant to the imposition of penalties during the expedited hearing **or written review.** At the conclusion of the expedited hearing, the committee shall prepare a written report and provide notification of the committee's actions consistent with Bylaw 32.9. The institution and/or any involved individuals may appeal the additional penalties to the Infractions Appeals Committee in accordance with Bylaws 32.10 and 32.11. *(Adopted: 1/16/93, Revised: 6/11/07, 8/7/08)*

(1) Recommendation: The committee recommends that the NCAA Division I Board of Directors approve a revision made by the Committee on Infractions, pursuant to Constitution 5.2.3.3 to revise Bylaw 32.7.1.4.

(2) Effective Date: Immediate.

(3) Rationale: Expedited hearings are limited to discussions of penalties in summary disposition cases. Because the issues are very narrow in scope, the Committee on Infractions believes that such hearings can be effectively conducted via videoconferencing or via a written submission.

Similarly, in major infractions hearings where the issues are narrow or relatively uncomplicated, institutions and other involved parties may make a written request to appear before the committee by videoconference. In these instances, the committee will decided on a case-by-case basis whether conducting the hearing by videoconference is appropriate.

(4) Estimated Budget Impact: Although there will be no budgetary impact on the NCAA, the use of videoconferencing will save institutions and involved parties expenses that otherwise would be used for airfare, lodging and meals associated with traveling to the city in which the hearing takes place.

(5) Student-Athlete Impact. None

h. Amend Bylaw 32.8.6 as follows:

32.8.6.1 Request for Specific Individuals. Institutional officials, staff members or enrolled student-athletes who are specifically requested to appear before the Committee on Infractions at an institutional hearing are **normally** expected to appear in person and may be accompanied by personal legal counsel. The Committee on Infractions also may request that former institutional staff members appear at a hearing. Such individuals also are expected to appear in person and may be accompanied by personal legal counsel. **In cases involving a small number of contested issues or where the contested issues are relatively uncomplicated, the institution and/or the involved individual may make a written request to appear before the committee by videoconference or such other mode of distance communication as the Committee on Infractions may deem appropriate. The decision regarding the use of videoconferencing rests with the Committee on Infractions.** Failure to ~~*attend*~~ **appear before the committee** may result in a violation of this bylaw ~~*in*~~ **and** a show-cause action by the Committee on Infractions.

(1) Recommendation. The committee recommends that the NCAA Division I Board of Directors approve a revision made by the Committee on Infractions, pursuant to Constitution 5.2.3.3 to revise Bylaw 32.8.6 (Appearance of Individuals at Hearings).

(2) Effective Date: Immediate.

(3) Rationale: Similar to the rationale to allow for videoconferencing in expedited hearings, hearings for major cases with a limited number of contested issues can also be heard through videoconferencing at the

request of the involved party or parties, with the assent of the Committee on a case-by-case basis.

(4) Estimated Budget Impact: Although there will be no budgetary impact on the national office, the use of videoconferencing will save institutions and involved parties expenses that otherwise would be used for airfare, lodging and meals associated with traveling to the city in which the hearing takes place.

(5) Impact on Student-Athlete's Time: None.

REPORT OF THE NATIONAL COLLEGIATE ATHLETIC ASSOCIATION DIVISION I LEADERSHIP COUNCIL OCTOBER 13, 2011, MEETING

ACTION ITEMS.

1. **Men's Basketball Recruiting Model.** The NCAA Division I Leadership Council continued its discussion of previously developed concepts to be included in a men's basketball recruiting model. The Leadership Council agreed to recommend that the NCAA Division I Board of Directors take final action on a men's basketball recruiting model that provides for earlier and increased access to prospective student-athletes by Division I coaches. [Note: See Attachment A for details of the new recruiting model and the explanation of changes.]

2. **Summer Access to Student-Athletes.** During its discussions regarding a men's basketball recruiting model, the Leadership Council raised the issue of men's basketball coaches having access to their current student-athletes during the summer in order to build better relationships and to further develop athletics skills. The Leadership Council agreed to recommend that the Board of Directors take final action on its recommendation to permit entering and continuing student-athletes to engage in summer athletics development (eight hours of conditioning per week, of which no more than two hours can be devoted to skill instruction), regardless of enrollement in summer school. [Note: See Attachment B for the summer skill development recommendation.]

3. **Multidivisional Reclassification – Opposite Gender -- NCAA Bylaw 20.4.1.2**. The Leadership Council agreed to recommend that the NCAA Division I Board of Directors adopt noncontroversial legislation that would permit current Division II and Division III institutions that had one sport (other than football and basketball) classified in Division I for the 2010-11 academic year to petition to have one sport of the opposite gender reclassified to Division I. The Leadership Council agreed that the reclassification process should be identical to the two-year process that existed before the adoption of Proposal No. 2010-100, that the application fee should be increased to $10,000 and that there be no time limitation for the opportunity to reclassify a second sport.

4. **Definition of an Agent**. The Leadership Council reviewed Proposal No. 2011-23, which would modify the definition of an agent to include any individual who, directly or indirectly, represents or attempts to represent an individual for the purpose of marketing his

or her athletics ability or reputation for financial gain, or seeks to obtain any type of financial gain or benefit from securing a prospective student-athlete's enrollment at an educational institution or from a student-athlete's potential earnings as a professional athlete. The Leadership Council expressed its support for the proposal and agreed to recommend that the NCAA Division I Legislative Council use its authority to adopt the proposal as noncontroversial legislation.

INFORMATION ITEMS.

1. **Report of August 2, 2011, Leadership Council Meeting**. The Leadership Council approved the report of its August 2, 2011, meeting, noting that the last sentence of Item No. 1 of the report should indicate that details regarding the concepts discussed by the Leadership Council regarding a new men's basketball recruiting model could be found in the attachment to the report, rather than implying that the recommendations in the attachment were all inclusive or final.

2. **Update on Presidential Retreat Initiatives**. The Leadership Council received an update regarding the work of the NCAA Division I Committee on Academic Performance (CAP) and the four working groups established as a result of discussions during the retreat. The Council expressed the following concerns:

   a. That there may be unintended consequences with current student-athletes who want to negotiate a new multi-year financial aid agreement and, if not successful, choose to transfer to another institution and be immediately eligible for competition. This could negatively impact the team's Academic Performance Rate (APR).

   b. That the Association may receive negative feedback from the media and the public if there is a $2,000 limit on miscellaneous expenses that student-athletes may receive above the value of a full grant-in-aid, rather than allowing aid up to the actual full cost of attendance.

   c. That when considering enhancements to the initial-eligibility and two-year college transfer requirements, CAP should be mindful of the potential impact on minority prospective student-athletes.

   d. That there be consistent and regular communication with all Division I presidents and other constituent groups as the working groups develop their recommendations.

3. Discussion of Agent Activities. Mark Hollis, chair of the NCAA Division I Amateurism Cabinet, reported on the work of the Division I Amateurism Cabinet regarding the following agent-related issues:

a. Agent Registration Program. The Amateurism Cabinet expressed its support for a national agent registration program, noting that such a program would provide institutions with information about agents that would otherwise be unavailable.

b. Potential Legislation Regarding the Use of Agents and Advisors Prior to Enrollment. The Amateurism Cabinet continued its discussions regarding the use of agents and advisors prior to enrollment for nonopt-in drafts that allow players to be drafted out of high school. The Amateurism Cabinet did not support permitting the use of agents in these sports at this time. Discussion regarding sports-specific legislation regarding agents will continue.

4. Report from the Division I Student-Athlete Advisory Committee. Division I SAAC Chair Scott Krapf presented a report of the committee's priorities for the upcoming year.

5. Future Meetings.

a. January 12, 2012, Indianapolis, IN

b. April 2012, TBD, Indianapolis, IN

Leadership Council chair: Mike Alden, University of Missouri
Staff Liaisons: S. David Berst, Division I governance
Jacqueline Campbell, Division I governance
Kevin Lennon, academic and membership affairs

Preliminary Division I Men's Basketball Recruiting Model

Feature	Current	Leadership Council Recommendation	Additional Comments
Recruiting calendar evaluations			
April	No evaluations permitted at nonscholastic events.	• Permit evaluations at certified nonscholastic events on two weekends. • Neither weekend can fall on ACT/SAT testing dates or Easter. • Events must be subject to NCAA certification program, which should include an additional requirement that the event may not begin before Friday 6 pm and must conclude no later than Sunday 4 pm.	
July	Evaluations permitted at certified nonscholastic events during two 10-day evaluation periods.	• Permit evaluations at nonscholastic certified events during a total of 12 days in July; the 12 days would consist of three four-day periods (with intervening dead periods) that run from Wednesday at 5 pm to Sunday at 5 pm.	• The evaluation period would consist of the first three four-day periods (Wednesday 5 p.m. – Sunday 5 p.m.) beginning with the first Wednesday on or after July 6. • The staff can continue discussion regarding whether event certification criteria should be modified to require events to conclude at an earlier time on the final day.
Communication with PSAs			
Types	Phone, e-mail, fax only.	• Eliminate restrictions on all modes of communication on or after June 15 following the completion of the prospect's sophomore year in high school. • Eliminate communication restrictions applicable to prospects particpating in certified basketball events (April/July). .	
Phone call frequency	• June 15 of sophomore year through July 31 of junior year of high school: One per month. • August 1 prior to senior year of high school: Unlimited during contact period; two per week otherwise. • Two-year institutions and four-year PSAs: One call per week.		

Feature	Current	Leadership Council Recommendation	Additional Comments
Off-campus contacts			
Off-campus contact starting point	July 1 after junior year of high school.	• Off campus contacts may be made with a prospect during the junior year in high school. • Recruiting periods other than April – contacts during the junior year only at the prospect's educational institution. • April recruiting period – contacts during the junior year only at the prospect's educational institution or at the prospect's residence.	• Current rule limiting visits to a prospect's educational institution to not more than once a week would remain applicable.
Off-campus contact in conjunction with an evaluation	Prohibited during evaluation period.	• Permit recuiting opportunities with juniors and seniors to be either contacts or evaluations. Contacts may not be made during the time period when classes are in session or during the day of a prospect's competition. • The current academic year recruiting calendar shall maintain recruiting periods, but will eliminate distinctions between contact and evaluation periods.	• Institutions are permitted to still have seven recuiting opportunities during each academic year.
Official visits			
Starting point	Senior year of high school.	• January 1 of the junior year through the senior year of high school.	• Current requirements (standardized test score, high school transcript, register with Eligiblity Center, placed on institution's IRL) necessary to provide an official visit would remain applicable. • Included in the total number of permissible visits for the prospect and the institution.
Travel expenses	Prospect.	• May be provided to the prospect and two parents/legal guardians.	

Feature	Current	Leadership Council Recommendation	Additional Comments	
On-campus skill evaluations (OCE) (formerly known as tryouts)	Prohibited.	• Support the concept of permitting prospects to participate in OCEs.	The Leadership Council will develop the parameters of an OCE model for consideration at its January 2012 meeting. Possible models for consideration are listed below:	
			Division II Model • On-campus or normal practice/ competition site. • One OCE per PSA per institution. • Must be high school senior or older. • Typically after completion of season. • Pre-OCE physical. • Up to 2 hours. • May include testing and competition with team.	**NABC (Based on recommendations made in 2004)** • On-campus. • 6 OCEs per PSA. • 18 OCEs per institution. • Between first permissible date for official visit and beginning of early NLI period, OCE may only occur during an official visit. • Following the senior season, OCE may occur during official or unofficial visit. • No missed class time for OCE. • Up to 2 hours. • OCEs must be closed and unpublicized. • Only PSAs and S-As may participate.

Summer Relationship Building/Athletics Development

Feature	Current	Leadership Council Recommendation	Additional Comments
Summer Relationship Building/Athletics Development	Prohibited	Permit entering and continuing student-athletes to engage in summer athletics development (eight hours of conditioning per week, of which no more than two hours can be devoted to skill instruction), regardless of enrollment of summer school.	• Participation at the discretion of the student-athlete. • Student-athletes not receiving financial aid to attend summer school would be responsible for expenses.

ADDENDUM
SUPPLEMENT NO. 9
DI Board of Directors 10/11

Leadership Council Recommendations Regarding a New Men's Basketball Recruiting Model

ACTION ITEMS.

1. **Accept the Leadership Council recommendations and report regarding a new Men's Basketball Recruiting Model and adopt the model and necessary legislation changes for full implementation by August 1, 2012.**

   [Note: The model enhances the involvement of collegiate coaches in building relationships with prospective student-athletes and among its provisions, provides for unlimited text messaging and telephone communication to begin on or after June 15 following the prospect's sophomore year in high school, renews evaluation opportunities for coaches on two weekends in April, provides for three four-day evaluation periods in July, permits personal contact during evaluation visits to high schools in the prospects' junior and senior years, increases flexibility in the use of the seven annual recruiting opportunities, permits official paid visits for prospects and two parents/ legal guardians beginning on January 1 of the prospect's junior year and supports the concept of on-campus skill evaluations during campus visits (to be designed more fully by the Leadership Council at its January 2012 meeting).]

2. **Adopt legislation to permit entering and continuing student-athletes to engage in summer skill development (eight hours of conditioning per week of which no more than two can be devoted to skill instruction), regardless of enrollment status in summer school.**

REPORT OF THE NCAA DIVISION I LEGISLATIVE COUNCIL MEETING OCTOBER 17-18, 2011

ACTION ITEMS.

- **None.**

INFORMATIONAL ITEMS.

1. **Update on Presidential Retreat Initiatives.** The NCAA Division I Legislative Council received an update from NCAA President Mark Emmert regarding the work of the NCAA Division I Committee on Academic Performance and the four working groups established as a result of discussions during the presidential retreat. In light of the continuing work of the working groups and the potential for significant changes to Division I legislation, the Legislative Council discussed broad concepts related to the legislative proposals in the 2011-12 cycle and offered feedback to the working groups in a variety of areas. The Legislative Council noted that, during its January meeting, it will likely table proposals that are related to the pending recommendations of the working groups.

2. **Legislative Actions.**

   a. **Legislation Recommended as Emergency or Noncontroversial; Modification of Wording; and Review of Previously Tabled Proposals.** The Legislative Council's actions related to legislation recommended as emergency or noncontroversial; a modification of wording; and previously tabled proposals are listed in Attachment A and voting results are in Attachment B.

   [Note: Per NCAA Constitution 5.3.2.2.4.1, legislation adopted by the Legislative Council shall be subject to possible review by the NCAA Division I Board of Directors at its next meeting. At its discretion, the Board of Directors may ratify, amend or defeat legislation adopted by the Legislative Council.]

   b. **Actions, Preliminary Positions, Points to Consider, Comments and Actions Related to 2011-12 Legislative Cycle Proposals.** The voting results related to the Legislative Council's sponsorship of alternative proposals are listed in Attachment B. Reference Attachment C for details regarding the actions, positions, points to consider and comments related to legislation scheduled for initial consideration in January 2012.

3. Approval of NCAA Division I Legislative Review and Interpretations Committee Minutes. The Legislative Council approved the minutes of the NCAA Division I Legislative Review and Interpretations Committee as distributed.

4. Official Interpretation. Based on the Legislative Council's review of NCAA Proposal No. 2011-42, it issued the following interpretation:

Departments Outside Athletics Hosting Nonathletics High School, Preparatory School or Two-Year College Personnel. The Legislative Council determined that an institutional department outside the athletics department (e.g., president's office, admissions) may host nonathletics high school, preparatory school or two-year college personnel (e.g., guidance counselors, principals) in conjunction with a home intercollegiate athletics event and may provide such individuals reasonable expenses (e.g., food, refreshments, parking, room) and a nominal gift, provided the visit is not related to athletics recruiting and there is no involvement by the institution's athletics department in the arrangements for the visit, other than providing (in accordance with established policy) free admissions to an athletics event.

[References: NCAA Bylaws 13.8.1 (entertainment restrictions) and 13.8.2 (material benefits)]

5. NCAA Division I Board of Directors Resolution – The Division I Legislative Process. The Legislative Council noted that the work of the presidential retreat working groups will have a significant impact on the legislative process. In particular, depending on the ultimate result of the work of the working groups, the Legislative Council's recommendation regarding two overlapping two-year legislative cycles could require further review or prove unnecessary. Therefore, the Legislative Council will revisit the subject after the work related to the presidential retreat has been completed.

6. Future Meeting Dates.

a. January 11-12, 2012, Indianapolis, in conjunction with the NCAA Convention.

b. April 16-17, 2012, Indianapolis.

Council Chair: *Carolyn Campbell-McGovern, Ivy League*
Council Liaisons: *Lynn Holzman, Academic and Membership Affairs*
Steve Mallonee, Academic and Membership Affairs
Binh Nguyen, Academic and Membership Affairs
Leeland Zeller, Academic and Membership Affairs

ATTACHMENT A

1. NCAA Division I Legislative Council Actions Related to Proposals Recommended as Emergency or Noncontroversial Legislation

NCAA Proposal Number	Title	Source	Effective Date	Intent	LGC Action
2011-23	AMATEURISM -- DEFINITIONS AND APPLICATIONS -- AGENT	NCAA Division I Amateurism Cabinet	Immediate	To specify that an agent is any individual who, directly or indirectly, represents or attempts to represent an individual for the purpose of marketing his or her athletics ability or reputation for financial gain, or seeks to obtain any type of financial gain or benefit from securing a prospective student-athlete's enrollment at an educational institution or from a student-athlete's potential earnings as a professional athlete.	Not supported as emergency or noncontroversial legislation. Will be considered in January 2012 as part of the 2011-12 legislative cycle. (See Attachment C.)
2011-92	RECRUITING -- OFFICIAL (PAID) VISIT -- NUMBER OF OFFICIAL VISITS -- TO DIVISION II INSTITUTIONS	NCAA Division I Recruiting and Athletics Personnel Issues Cabinet	Immediate	To specify that the limitation of five expense paid visits per prospective student-athlete shall apply only to visits to Division I institutions.	Supported as noncontroversial legislation. Adopted.
2011-93	DIVISION MEMBERSHIP -- MULTIDIVISION CLASSIFICATION/RECLASSIFICATION OF FOOTBALL SUBDIVISION -- COMPLIANCE REVIEW REQUIREMENT -- FAILURE TO MEET DEADLINE	NCAA Division I Administration Cabinet	Immediate	To specify that a multidivisional institution that fails to complete a compliance review and submit a copy of the report to the Administration Cabinet by the end each four-year period shall be subject to specified penalties; further; to specify that the Administration Cabinet may grant a waiver of the penalties based on extenuating circumstances that prevent the completion of the compliance review and submission of the report.	Supported as noncontroversial legislation. Adopted.

2. Action Related to a Modification of Wording.

Proposal Number	Title	Source	Effective Date	Intent	Legislative Council Action
M-2011-7	FINANCIAL AID -- MAXIMUM INSTITUTIONAL GRANT-IN-AID LIMITATIONS BY SPORT -- EQUIVALENCY COMPUTATIONS -- CALCULATION OF BOOKS -- MIDYEAR ENROLLMENT	NCAA Division I Legislative Council	August 1, 2012	To clarify that if a student-athlete enrolls midyear (e.g., second semester, second or third quarter) and receives any portion of a book allowance, the institution must use the amount in the numerator that is proportionate to the number of terms of enrollment ($400 for semester systems, $534 or $267 for quarter systems).	Approved.

3. Review of Previously Tabled Proposals.

NCAA Proposal Number	Title	Source	Effective Date	Intent	LGC Action
2010-16-C	PERSONNEL -- LIMITATIONS ON THE NUMBER AND DUTIES OF COACHES -- NONCOACHING STAFF MEMBERS -- BASKETBALL -- LIMIT OF TWO	NCAA Division I Legislative Council	August 1, 2012	In basketball, to specify that there shall be a limit of two noncoaching staff members (two for men's basketball and two for women's basketball) whose duties include support of the basketball program in any capacity (e.g., director of operations, video coordinator, quality control personnel, director of player development, director of community relations) who may be employed (either on a salaried or a volunteer basis) by the institution; further, to specify that clerical staff and managers and noncoaching institutional staff members whose responsibilities relate to basketball, but who do not directly support the basketball program (e.g., sports information personnel, equipment manager, academic advisor, athletic trainer, marketing staff) are exempt from the limitation on the number of noncoaching staff members.	No action. Proposal remains tabled pending the recommendations of the presidential retreat collegiate model working groups.

NCAA Proposal Number	Title	Source	Effective Date	Intent	LGC Action
2010-16-C-1	PERSONNEL -- LIMITATIONS ON THE NUMBER AND DUTIES OF COACHES -- NONCOACHING STAFF MEMBERS -- BASKETBALL -- LIMIT OF FOUR -- EXCEPTION FOR FULL-TIME STUDENTS	NCAA Division I Recruiting and Athletics Personnel Issues Cabinet	August 1, 2012	To amend NCAA Proposal No. 2010-16-C, in basketball, to specify that there shall be a limit of four noncoaching staff members (four for men's basketball and four for women's basketball) whose duties include support of the basketball program in any capacity (e.g., clerical staff, director of operations, video coordinator, quality control personnel, director of player development, director of community relations) who may be employed (either on a salaried or a volunteer basis) by the institution; further to specify that a full-time undergraduate or graduate student at the certifying institution who performs duties in support of the basketball program is exempt from the limitation on the number of noncoaching staff members.	No action. Proposal remains tabled pending the recommendations of the presidential retreat collegiate model working groups.

NCAA Proposal Number	Title	Source	Effective Date	Intent	LGC Action
2010-16-C-2	PERSONNEL -- LIMITATIONS ON THE NUMBER AND DUTIES OF COACHES -- NONCOACHING STAFF MEMBERS -- BASKETBALL -- LIMIT OF TWO -- EXCEPTION FOR VIDEO PERSONNEL WHO ARE FULL-TIME UNDERGRADUATE STUDENTS	Atlantic Coast Conference	August 1, 2012	To amend NCAA Proposal No. 2010-16-C, in basketball, to specify that a videographer who is a full-time undergraduate student at the certifying institution is exempt from the limitation on the number of noncoaching staff members.	No action. Proposal remains tabled pending the recommendations of the presidential retreat collegiate model working groups.

NCAA Proposal Number	Title	Source	Effective Date	Intent	LGC Action
2010-18-C	PERSONNEL -- LIMITATIONS ON THE NUMBER AND DUTIES OF COACHES -- BOWL SUBDIVISION FOOTBALL -- NONCOACHING STAFF MEMBERS -- LIMIT OF SIX	NCAA Division I Legislative Council	August 1, 2012	In bowl subdivision football, to specify that there shall be a limit of six noncoaching staff members whose duties include support of the football program in any capacity (e.g., director of operations, video coordinator, quality control personnel, director of player development, director of community relations) who may be employed (either on a salaried or a volunteer basis) by the institution; further, to specify that clerical staff and managers and noncoaching institutional staff members whose responsibilities relate to football, but who do not directly support the football program (e.g., sports information personnel, equipment manager, academic advisor, athletic trainer, marketing staff) are exempt from the limitation on the number of noncoaching staff members.	No action. Proposal remains tabled pending the recommendations of the presidential retreat collegiate model working groups.

NCAA Proposal Number	Title	Source	Effective Date	Intent	LGC Action
2010-18-C-1	PERSONNEL -- LIMITATIONS ON THE NUMBER AND DUTIES OF COACHES -- BOWL SUBDIVISION FOOTBALL -- NONCOACHING STAFF MEMBERS -- LIMIT OF NINE -- EXCEPTION FOR FULL-TIME STUDENTS	NCAA Division I Recruiting and Athletics Personnel Issues Cabinet	August 1, 2012	To amend NCAA Proposal No. 2010-18-C, in bowl subdivision football, to specify that there shall be a limit of nine noncoaching staff members whose duties include support of the football program in any capacity (e.g., clerical staff, director of operations, video coordinator, quality control personnel, director of player development, director of community relations) who may be employed (either on a salaried or a volunteer basis) by the institution; further to specify that a full-time undergraduate or graduate student at the certifying institution who performs duties in support of the football program is exempt from the limitation on the number of noncoaching staff members.	No action. Proposal remains tabled pending the recommendations of the presidential retreat collegiate model working groups.

NCAA Proposal Number	Title	Source	Effective Date	Intent	LGC Action
2010-18-C-2	PERSONNEL -- LIMITATIONS ON THE NUMBER AND DUTIES OF COACHES -- BOWL SUBDIVISION FOOTBALL -- NONCOACHING STAFF MEMBERS -- LIMIT OF SIX -- EXCEPTION FOR VIDEO PERSONNEL WHO ARE FULL-TIME UNDERGRADUATE STUDENTS	Atlantic Coast Conference	August 1, 2012	To amend NCAA Proposal No. 2010-18-C, in bowl subdivision football, to specify that a videographer who is a full-time undergraduate student at the certifying institution is exempt from the limitation on the number of noncoaching staff members.	No action. Proposal remains tabled pending the recommendations of the presidential retreat collegiate model working groups.

NCAA Proposal Number	Title	Source	Effective Date	Intent	LGC Action
2010-20-C	PERSONNEL -- LIMITATIONS ON THE NUMBER AND DUTIES OF COACHES -- CHAMPIONSHIP SUBDIVISION FOOTBALL -- NONCOACHING STAFF MEMBERS -- LIMIT OF FOUR	NCAA Division I Legislative Council	August 1, 2012	In championship subdivision football, to specify that there shall be a limit of four noncoaching staff members whose duties include support of the football program in any capacity (e.g., director of operations, video coordinator, quality control personnel, director of player development, director of community relations) who may be employed (either on a salaried or a volunteer basis) by the institution; further, to specify that clerical staff and managers and noncoaching institutional staff members whose responsibilities relate to football, but who do not directly support the football program (e.g., sports information personnel, equipment manager, academic advisor, athletic trainer, marketing staff) are exempt from the limitation on the number of noncoaching staff members.	No action. Proposal remains tabled pending the recommendations of the presidential retreat collegiate model working groups.

NCAA Proposal Number	Title	Source	Effective Date	Intent	LGC Action
2010-20-C-1	PERSONNEL -- LIMITATIONS ON THE NUMBER AND DUTIES OF COACHES -- CHAMPIONSHIP SUBDIVISION FOOTBALL -- NONCOACHING STAFF MEMBERS -- LIMIT OF SIX -- EXCEPTION FOR FULL-TIME STUDENTS	NCAA Division I Recruiting and Athletics Personnel Issues Cabinet	August 1, 2012	To amend Proposal No. 2010-20-C, in championship subdivision football, to specify that there shall be a limit of six noncoaching staff members whose duties include support of the football program in any capacity (e.g., clerical staff, director of operations, video coordinator, quality control personnel, director of player development, director of community relations) who may be employed (either on a salaried or a volunteer basis) by the institution; further, to specify that a full-time undergraduate or graduate student at the certifying institution who performs duties in support of the football program is exempt from the limitation on the number of noncoaching staff members.	No action. Proposal remains tabled pending the recommendations of the presidential retreat collegiate model working groups.
2010-26, as amended by 2010-26-3	AMATEURISM -- PROMOTIONAL ACTIVITIES -- USE OF A STUDENT-ATHLETE'S NAME OR LIKENESS	NCAA Division I Amateurism Cabinet	August 1, 2011	To revise the regulations related to use of a student-athlete's name or likeness for promotions, advertisements and media activities, as specified.	Forwarded for consideration by the presidential retreat collegiate model working groups.

NCAA Proposal Number	Title	Source	Effective Date	Intent	LGC Action
2010-58-C	ELIGIBILITY, FINANCIAL AID AND PLAYING AND PRACTICE SEASONS -- SUMMER ACADEMIC PREPARATION AND COLLEGE ACCLIMATIZATION -- MEN'S BASKETBALL -- NATIONAL SERVICE ACADEMY EXCEPTION	Mountain West Conference	August 1, 2011; effective beginning with the summer 2012.	In men's basketball, to establish a summer academic preparation and college acclimatization model, as specified, including exceptions for national service academies.	No action. Proposal remains tabled, pending review of the men's basketball recruiting model by the NCAA Division I Board of Directors.

NCAA Division I Legislative Council
October 17-18, 2011

ATTACHMENT B

Conference -- Voting Delegate	Conference Type	Voting Weight	LRIC Minutes	LGC 6-11 Ad Comm Report	10/18/2011 Official Interpretation	M-2011-7	2011-92 as noncontroversial	2011-92	2011-93 as noncontroversial	2011-93	2011-23 as emergency	Sponsor alternative to 2011-29
America East M. Bronner	I	1.2				Y	Y	Y	Y	Y	Y	Y
Atlantic 10 E. Pasque	I	1.2				Y	Y	Y	Y	Y	Y	Y
Atlantic Coast S. Lyons	FBS	3								Y	Y	Y
Atlantic Sun K. Capriotti	I	1.2				Y	Y	Y	Y	Y	Y	Y
Big 12 D. Flores	FBS	3				Y	Y	Y	Y	Y	Y	Y
Big East J.F. D'Antonio, Jr.	FBS	3				Y	Y	Y	Y	Y	Y	Y
Big Sky J. Gee	FCS	1.2				Y	Y	Y	Y	Y	Y	Y
Big South M. Eaker	FCS	1.2				Y	Y	Y	Y	Y	Y	Y
Big Ten J. Bolin	FBS	3				Y	Y	Y	Y	Y	N	Y
Big West C. Masner	I	1.2	A	A	A	Y	Y	Y	Y	Y	N	A
Colonial Athletic Assoc. P. Bowden	FCS	1.2	P	P	P	Y	Y	Y	Y	Y	Y	Y
Conference USA R. Philippi	FBS	3	P	P	P	Y	Y	Y	Y	Y	N	Y
Horizon League E. Jacobs	I	1.2	R	R	R	Y	Y	Y	Y	Y	Y	Y
Ivy Group C. Campbell-McGovern	FCS	1.2	O	O	O	Y	Y	Y	Y	Y	Y	Y
Metro Atlantic Athletic W. Maher	I	1.2	V	V	V	Y	Y	Y	Y	Y	Y	Y
Mid-American J. Mynarski	FBS	1.5	E	E	E	Y	Y	Y	N	Y	Y	Y
Mid-Eastern Athletic Q. Wright	FCS	1.2	D	D	D	Y	Y	Y	Y	Y	Y	Y
Missouri Valley M. Cross/M. Mulvenna	FCS	1.2				Y	Y	Y	Y	N	N	Y
Mountain West J. Larson	FBS	1.5				Y	Y	Y	Y	Y	Y	Y
Northeast A. Alford	FCS	1.2				Y	Y	Y	Y	Y	Y	N
Ohio Valley M. Banker	FCS	1.2				Y	Y	Y	Y	Y	Y	Y
Pac-12 B. Goode	FBS	3				Y	Y	Y	Y	Y	N	Y
Patriot League Q. Smith	FCS	1.2				Y	Y	Y	Y	Y	Y	Y
Southeastern G. Sankey	FBS	3				Y	Y	Y	Y	Y	N	A
Southern R. Johnson	FCS	1.2				Y	Y	Y	Y	Y	Y	Y
Southland S. McDonald	FCS	1.2				Y	Y	Y	Y	Y	Y	Y
Southwestern Athletic A. Robinson	FCS	1.2				Y	N	Y	N	N	Y	Y
Sun Belt K. Keene	FBS	1.5				Y	Y	Y	Y	Y	Y	Y
The Summit League K. Heylens	I	1.2				Y	Y	Y	Y	Y	Y	Y
West Coast S. Fink	I	1.2				Y	Y	Y	Y	Y	N	Y
Western Athletic M. Burgemeister	FBS	1.5				Y	Y	Y	Y	Y	N	Y
Adopt/Yes (Y)						**48**	**46.8**	**48**	**45.3**	**49**	**33.9**	**45.6**
Defeat/No (N)						**0**	**1.2**	**0**	**2.7**	**2.4**	**17.1**	**1.2**
Abstain (A)						**0**	**0**	**0**	**0**	**0**	**0**	**4.2**
Not Present (Blank)						**3**	**3**	**3**	**3**	**0**	**0**	**0**
Total						**51**	**51**	**51**	**51**	**51**	**51**	**51**

ATTACHMENT C

NCAA Division I Legislative Council
Actions, Preliminary Positions, Points to Consider and Comments Related to 2011-12 Legislative Cycle Proposals

This attachment describes the details of the Legislative Council's actions, preliminary positions, points to consider and comments related to legislation schedule for initial consideration in January 2012.

Please note that a position of preliminary support for a proposal reflects that the Legislative Council supported the sponsor's rationale statement and any additional rationale for support expressed in the position statements for the particular proposal. Further, a position of preliminary opposition reflects that it is likely the Legislative Council agreed with opposition expressed in position statements for the particular proposal. If no preliminary position is noted for a particular proposal, the Legislative Council took no position, but noted comments and points for membership consideration in preparation for its initial formal review of the legislation in January 2011. The Legislative Council noted that it may be advisable to table some proposals pending the recommendations of the various Division I collegiate model working groups established as a result of the Division I Presidential Retreat.

Please note that the NCAA Division I Official Notice will be available on the NCAA Web site by November 15, 2011. The Official Notice will include all of the 2011-12 legislative cycle proposals that are to be initially considered in January 2012.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments
NCAA Proposal No. 2011-11	ORGANIZATION -- GOVERNANCE STRUCTURE -- REMOVAL OF BYLAW 21	To specify that the Administration Cabinet shall oversee the administrative functions related to the management of the Division I governance structure and Division I representation on Association-wide and common committees; further, to remove Bylaw 21 from the Division I Manual and specify that policies and procedures related to selection, composition, duties, term of office and operation of committees and cabinets shall be published on the NCAA website.	No position. • Noted the proposal would result in a significant reduction in the size of the manual. • Noted that the NCAA Division I Administration Cabinet would maintain oversight responsibilities over the appointment process, but would have greater flexibility to make changes to elements of a committee [e.g., composition]. • Expressed concerns that the Administration Cabinet does not have representation from each Division I conference. • Noted potential complexity with coordinating changes to Association-wide committees among all divisions.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments
Proposal No. 2011-12	PERSONNEL -- DEFINITIONS AND APPLICATIONS -- GRADUATE ASSISTANT COACH -- BASKETBALL	In basketball, to permit an institution to employ one graduate assistant coach.	Preliminary recommendation to table in January pending the recommendations of the presidential retreat collegiate model working groups.
Proposal No. 2011-13	PERSONNEL -- DEFINITIONS AND APPLICATIONS -- GRADUATE ASSISTANT COACH -- BOWL SUBDIVISION FOOTBALL -- NO PREVIOUS FOOTBALL BOWL SUBDIVISION OR PROFESSIONAL COACHING EXPERIENCE	In bowl subdivision football, to specify that a graduate assistant coach must have either received his or her first baccalaureate degree or have exhausted athletics eligibility (whichever occurs later) within the previous seven years; or the individual must not have not previously served as a coach (either on a salaried or volunteer basis) at a Football Bowl Subdivision institution or in a professional football league.	Preliminary recommendation to table in January pending the recommendations of the presidential retreat collegiate model working groups.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments
Proposal No. 2011-14	PERSONNEL -- DEFINITIONS AND APPLICATIONS -- GRADUATE ASSISTANT COACH -- BOWL SUBDIVISION FOOTBALL -- NO PREVIOUS COLLEGIATE OR PROFESSIONAL COACHING EXPERIENCE	In bowl subdivision football, to specify that a graduate assistant coach shall have no previous professional or collegiate football coaching experience as a head or assistant coach.	Preliminary recommendation to table in January pending the recommendations of the presidential retreat collegiate model working groups.
Proposal No. 2011-15	PERSONNEL -- DEFINITIONS AND APPLICATIONS -- STUDENT ASSISTANT COACH -- FULL-TIME GRADUATE STUDENT WITHIN FIVE-YEAR PERIOD OF ELIGIBILITY	To permit a full-time graduate student within his or her five-year period of eligibility to serve as a student assistant coach, provided he or she meets additional criteria, as specified.	Preliminary support.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments
Proposal No. 2011-16	PERSONNEL -- DEFINITIONS AND APPLICATIONS -- UNDERGRADUATE STUDENT ASSISTANT COACH -- EXCEPTION -- NONPARTICIPANT -- FOOTBALL	To specify that in football, an individual who has neither engaged in intercollegiate football competition for the certifying institution nor engaged in other countable athletically related activities in intercollegiate football beyond a 14-consecutive-day period at the certifying institution may serve as an undergraduate student assistant coach, provided the individual meets the remaining criteria applicable to an undergraduate student assistant coach, as specified.	FCS- Preliminary support. Recommended that the sponsor consider modifying the proposal to specify that the individual shall forfeit any remaining eligibility in the sport at the institution at which he or she serves as an undergraduate assistant coach.. FBS- No position. • Noted increased opportunities for more students to explore the coaching profession as a possible option. • Expressed some concern regarding unintended consequences of involving outside individuals in the program and resultant decreases in opportunities for student-athletes. • Noted that it may be advisable to table in January pending the recommendations of the presidential retreat collegiate model working groups.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments
Proposal No. 2011-17	PERSONNEL -- CONTRACTUAL AGREEMENTS -- ATHLETICALLY RELATED INCOME -- PART-TIME OR VOLUNTEER STAFF WITH SPORT-SPECIFIC RESPONSIBILITIES	To specify that contractual agreements between a part-time or volunteer athletics department staff member with sport-specific responsibilities and an institution shall include the stipulation that the staff member is required to provide a written detailed account annually to the president or chancellor for all athletically related income and benefits from sources outside the institution.	Preliminary recommendation to table in January pending the recommendations of the presidential retreat collegiate model working groups.
Proposal No. 2011-18	PERSONNEL AND RECRUITING -- RECRUITING COORDINATION FUNCTIONS -- TELEPHONE CALLS -- RECEIPT OF CALLS FROM PROSPECTIVE STUDENT-ATHLETES	To eliminate the restriction on the receipt of telephone calls from prospective student-athletes (or prospective student-athletes' parents, legal guardians or coaches) that requires such calls to be received by the head coach or one or more of the assistant coaches who count toward the numerical limitations.	• Support the concept of deregulation of recruiting coordination functions. • Preliminary recommendation to table in January pending the recommendations of the presidential retreat collegiate model working groups.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments
Proposal No. 2011-19	PERSONNEL -- LIMITATIONS ON NUMBER OF OFF-CAMPUS RECRUITERS AT ANY ONE TIME -- FOOTBALL -- EXCEPTION -- SPRING EVALUATION PERIOD	In bowl subdivision football, to specify that all nine assistant coaches may evaluate prospective student-athletes at any one time during the spring evaluation period; further, in championship subdivision football, to specify that all 11 coaches may evaluate prospective student-athletes at any one time during the spring evaluation period.	FCS- Preliminary support. FBS- • Support the concept of deregulation of the number of off-campus recruiters “at any one time” (the baton rule). • Preliminary recommendation to table in January pending the recommendations of the presidential retreat collegiate model working groups.
Proposal No. 2011-20	PERSONNEL -- LIMITATIONS ON THE NUMBER AND DUTIES OF COACHES -- OFF-CAMPUS RECRUITING -- WOMEN'S BASKETBALL -- NONSCHOLASTIC EVENTS DURING SPRING EVALUATION PERIOD	In women's basketball, to specify that four coaches may evaluate prospective student-athletes at any one time at nonscholastic events during the spring evaluation period.	• Support the concept of deregulation of the number of off-campus recruiters “at any one time” (the baton rule). • Preliminary recommendation to table in January pending the recommendations of the presidential retreat collegiate model working groups.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments
Proposal No. 2011-21	PERSONNEL -- LIMITATIONS ON NUMBER OF OFF-CAMPUS RECRUITERS AT ANY ONE TIME -- EXCEPTION -- FOOTBALL -- CONTACT PERIOD	In football, to specify that during a contact period, a replaced coach is not required to return to the institution's campus before engaging in additional recruiting activities, provided not more than seven coaches engage in off-campus recruiting activities each day.	FCS- Preliminary support, FBS- • Support the concept of deregulation of the number of off-campus recruiters “at any one time” (the baton rule). • Preliminary recommendation to table in January pending the recommendations of the presidential retreat collegiate model working groups.
Proposal No. 2011-22	PERSONNEL -- BENCH PERSONNEL RESTRICTION -- MEN'S BASKETBALL	In men's basketball, to specify that during a contest against outside competition, institutional bench personnel shall be limited to four coaches, one director of basketball operations (or similar position) and two additional individuals (e.g., athletic trainer, team physician, manager).	Preliminary recommendation to table in January pending the recommendations of the presidential retreat collegiate model working groups.
Proposal No. 2011-23	AMATEURISM -- DEFINITIONS AND APPLICATIONS -- AGENT	To specify that an agent is any individual who, directly or indirectly, represents or attempts to represent an individual for the purpose of marketing his or her athletics ability or reputation for financial gain, or seeks to obtain any type of financial gain or benefit from securing a prospective student-athlete's enrollment at an educational institution or from a student-athlete's potential earnings as a professional athlete.	Defeated a motion to support the proposal as emergency legislation [75% support required]. Preliminary support.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments
Proposal No. 2011-24	AMATEURISM -- AMATEUR STATUS -- EXPENSES FROM A SPONSOR FOR PRACTICE OR COMPETITION IN INDIVIDUAL SPORTS PRIOR TO FULL-TIME COLLEGIATE ENROLLMENT	In individual sports, to specify that, prior to full-time collegiate enrollment, a prospective student-athlete may accept up to actual and necessary expenses associated with an athletics event and practice immediately preceding the event, from a sponsor (e.g., neighbor, business) other than an agent, a member institution or a representative of an institution's athletics interests.	Preliminary support.
Proposal No. 2011-25	AMATEURISM -- EXCEPTIONS TO AMATEURISM RULE -- PRIZE MONEY PRIOR TO FULL-TIME COLLEGIATE ENROLLMENT -- TENNIS -- $10,000 PER YEAR	In tennis, to specify that, prior to full-time collegiate enrollment, an individual may accept prize money based on his or her place finish or performance in open athletics events, not to exceed $10,000 per calendar year; further, to specify that once the individual has reached the $10,000 limit, he or she may receive additional prize money on a per-event basis, provided such prize money does not exceed his or her actual and necessary expenses for participation in the event.	Preliminary support.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments
Proposal No. 2011-26	AMATEURISM, RECRUITING, ELIGIBILITY AND AWARDS, BENEFITS AND EXPENSES -- WORLD UNIVERSITY CHAMPIONSHIPS	To include the World University Championships in all bylaws that apply to the World University Games.	Preliminary support.
Proposal No. 2011-27	AMATEURISM AND EXECUTIVE REGULATIONS -- FINANCIAL DONATIONS AND ADVERTISING AND SPONSORSHIP OF INTERCOLLEGIATE EVENTS -- PROFESSIONAL SPORTS ORGANIZATIONS	To specify that a professional sports organization may serve as a financial sponsor of an intercollegiate competition event, including regular season and postseason events, provided the organization is not publicly identified as such; and that a professional sports organization may serve as a financial sponsor of an activity or promotion that is ancillary to the competition event and may be publicly identified as such; further, to eliminate the prohibition on professional sports organizations or personnel as acceptable advertisers in conjunction with NCAA championships.	Preliminary support.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments
Proposal No. 2011-28	RECRUITING -- PERMISSIBLE RECRUITERS -- GENERAL EXCEPTIONS -- PARENTS OF ENROLLED STUDENT-ATHLETES	To specify that on-campus contacts between a prospective student-athlete or the prospective student-athlete's parents (or legal guardians) and the parents (or legal guardians) of an enrolled student-athlete that occur on the day of a regularly scheduled on-campus athletics event shall be permissible.	Sponsor agreed to modify the proposal to expand the application to other family members (traditional and nontraditional) who accompany the prospect on a visit. Preliminary support.
Proposal No. 2011-29	RECRUITING -- PERMISSIBLE RECRUITERS -- STUDENT-ATHLETE -- OFF-CAMPUS CONTACTS DURING AN UNOFFICIAL VISIT	To specify that off-campus, in-person contacts between enrolled student-athletes and a prospective student-athlete are permissible if such contacts do not occur at the direction of a coaching staff member and the prospective student-athlete has notified the institution that he or she is making an unofficial visit.	Sponsored an alternative proposal to specify that any off-campus, in-person contact between an enrolled student-athlete and a prospective student-athlete is permissible under any circumstances, provided the contact does not occur at the direction of an institutional staff member.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments
Proposal No. 2011-30	RECRUITING -- TELEPHONE CALLS AND ELECTRONIC CORRESPONDENCE -- NO LIMITS ON OR AFTER FIRST PERMISSIBLE DATE	To deregulate the restrictions on telephone calls and electronically transmitted correspondence, as specified.	FCS- Preliminary opposition. Preference for Proposal No. 2011-31. FBS and Division I- • Support June 15 following the prospect's sophomore year in high school as the initial date for making calls, sending correspondence and providing other permissible recruiting materials to prospective student-athletes with no limitations on frequency or mode of communication. • Preliminary recommendation to table in January pending the recommendations of the presidential retreat collegiate model working groups.
Proposal No. 2011-31	RECRUITING -- TELEPHONE CALLS -- NO LIMITS AFTER FIRST PERMISSIBLE DATE	To eliminate the limitations on the number and frequency of telephone calls to prospective student-athletes, as specified.	FCS- Preliminary support. FBS and Division I- • Support June 15 following the prospect's sophomore year in high school as the initial date for making calls to prospective student-athletes with no limitations on frequency or mode of communication. • Preliminary recommendation to table in January pending the recommendations of the presidential retreat collegiate model working groups.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments
Proposal No. 2011-32	RECRUITING -- TELEPHONE CALLS -- PERMISSIBLE CALLERS -- EXCEPTIONS -- PRIOR TO COMMITMENT -- COMPLIANCE ADMINISTRATORS	To permit compliance administrators to make telephone calls to or receive telephone calls from a prospective student-athlete (or the prospective student-athlete's parents or legal guardians) with no limit on the timing or number of such calls, provided the calls relate only to compliance issues.	• Support the concept of deregulation of recruiting coordination functions. • Preliminary recommendation to table in January pending the recommendations of the presidential retreat collegiate model working groups.
Proposal No. 2011-33	RECRUITING -- CONTACTS AND EVALUATIONS -- RECRUITING PERSON DAYS -- WOMEN'S BASKETBALL, WOMEN'S SAND VOLLEYBALL AND WOMEN'S VOLLEYBALL	In women's basketball, women's sand volleyball and women's volleyball, to eliminate the limitation on the number of evaluations per prospective student-athlete.	Support concept of more flexible recruiting calendar based on recruiting-person days. Preliminary support.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments
Proposal No. 2011-34	RECRUITING -- BASKETBALL EVALUATIONS -- WOMEN'S BASKETBALL -- EVALUATIONS DURING ACADEMIC YEAR EVALUATION PERIODS -- LIVE EVALUATIONS	In women's basketball, to specify that evaluations of live athletics activities during the academic year evaluation periods (other than permissible nonscholastic events) shall be limited to regularly scheduled high school, preparatory school and two-year college contests/tournaments and practices; and regular scholastic activities involving prospective student-athletes enrolled only at the institution at which the regular scholastic activities occur.	Preliminary support.
Proposal No. 2011-35	RECRUITING -- RECRUITING MATERIALS -- SPORTS OTHER THAN MEN'S BASKETBALL AND MEN'S ICE HOCKEY -- JUNE 15 AT CONCLUSION OF SOPHOMORE YEAR	In sports other than men's basketball and men's ice hockey, to specify that an institution shall not provide recruiting materials, including general correspondence related to athletics, to an individual (or his or her parents or legal guardians) until June 15 at the conclusion of his or her sophomore year in high school.	Withdrawn.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments
Proposal No. 2011-36	RECRUITING -- RECRUITING MATERIALS -- ELECTRONIC CORRESPONDENCE -- ALL FORMS PERMITTED ON OR AFTER SEPTEMBER 1 OF JUNIOR YEAR	To specify that an institution shall not send electronic correspondence (e.g., email, chat, instant messages, text messages) to an individual (or his or her parents or legal guardians) until September 1 at the beginning of his or her junior year in high school.	• Support June 15 following the prospect's sophomore year in high school as the initial date for sending correspondence and providing other permissible recruiting materials to prospective student-athletes with no limitations on frequency or mode of communication. • Preliminary recommendation to table in January pending the recommendations of the presidential retreat collegiate model working groups.
Proposal No. 2011-37	RECRUITING -- RECRUITING MATERIALS -- ELECTRONIC CORRESPONDENCE -- ALL FORMS OF DIRECT CORRESPONDENCE PERMITTED	To specify that an institution shall not provide recruiting materials, including general correspondence related to athletics, to an individual (or his or her parents or legal guardians) until July 1 following the completion of his or her sophomore year in high school, or the opening day of classes of his or her junior year in high school (as designated by the high school), whichever is earlier; further, to specify that electronic correspondence (e.g., email, instant messages, facsimiles, text messages) may be sent to a prospective student-athlete (or the prospective student-athlete's parents or legal guardians), provided the correspondence is sent directly to the prospective student-athlete (or his or her parents or legal guardians) and is private between only the sender and recipient (e.g., no use of chat rooms, message boards, posts to "walls").	• Support June 15 following the prospect's sophomore year in high school as the initial date for sending correspondence and providing other permissible recruiting materials to prospective student-athletes with no limitations on frequency or mode of communication. • Preliminary recommendation to table in January pending the recommendations of the presidential retreat collegiate model working groups.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments
Proposal No. 2011-38	RECRUITING -- RECRUITING MATERIALS -- ELECTRONIC TRANSMISSIONS -- EXCEPTION -- SOCIAL MEDIA PLATFORMS -- AUTOMATED NOTIFICATIONS	To specify that electronic mail sent to a prospective student-athlete from a social media platform as the result of an institutional staff member's response to a prospective student-athlete's request to establish a connection with the staff member (e.g., accepting friend request) shall not be considered electronic mail from the institutional staff member.	Preliminary support.
Proposal No. 2011-39	RECRUITING -- RECRUITING MATERIALS -- ADVERTISEMENTS AND PROMOTIONS -- CAMP OR CLINIC ADVERTISEMENTS -- CAMP OR CLINIC BROCHURES AVAILABLE AT EVENT VENUE	To specify that an institution may make institutional camp or clinic brochures available at the venue of an athletics event involving prospective student-athletes.	• Support the concept of deregulation of restrictions governing advertisements and the distribution of camp/clinic brochures. • Preliminary recommendation to table in January pending the recommendations of the presidential retreat collegiate model working groups.
Proposal No. 2011-40	RECRUITING -- OFFICIAL (PAID) VISIT -- ENTERTAINMENT/TICKETS ON OFFICIAL VISIT -- STUDENT HOST -- ENTERTAINMENT ALLOWANCE	To increase, from $30 to $40, the allowance that an institution may provide a student host for each day of a prospective student-athlete's official visit to cover all actual costs of entertaining the student host(s) and the prospective student-athlete; further, to increase, from $15 to $20, the additional allowance an institution may provide the student host per day for each additional prospective student-athlete the host entertains.	Preliminary support.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments
Proposal No. 2011-41	RECRUITING -- UNOFFICIAL (NONPAID) VISIT -- FIRST OPPORTUNITY TO VISIT	To specify that a prospective student-athlete may not make an athletically-related unofficial visit (e.g., no contact with coaching staff, no athletics-specific tour) before June 15th at the conclusion of the prospective student-athlete's freshman year of high school.	Preliminary opposition. • Noted the proposal does not solve the problems related to early recruitment issues and further noted the value of early unofficial visits. • Expressed concern regarding potential enforceability issues/inadvertent violations.
Proposal No. 2011-42	RECRUITING -- ENTERTAINMENT, REIMBURSEMENT AND EMPLOYMENT OF HIGH SCHOOL/COLLEGE-PREPARATORY SCHOOL/TWO-YEAR COLLEGE COACHES AND OTHER INDIVIDUALS ASSOCIATED WITH PROSPECTIVE STUDENT-ATHLETES -- EXCEPTION -- NONATHLETICS PERSONNEL	To permit an institutional department outside the athletics department (e.g., president's office, admissions) to host nonathletics high school, preparatory school or two-year college personnel (e.g., guidance counselors, principals) at a home intercollegiate athletics event and may provide such individuals food, refreshments, room expenses and a nominal gift, provided the visit is not related to athletics recruiting and there is no involvement by the institution's athletics department in the arrangements for the visit, other than providing (in accordance with established policy) free admissions to an athletics event.	Proposal rendered moot based on the Legislative Council's issuance of an official interpretation.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments
Proposal No. 2011-43	RECRUITING AND FINANCIAL AID -- LETTER-OF-INTENT PROGRAMS, FINANCIAL AID AGREEMENTS -- LETTER OF INTENT RESTRICTION -- LIMITATION ON NUMBER OF SIGNINGS -- BOWL SUBDIVISION FOOTBALL	In bowl subdivision football, to specify that there shall be an annual signing limit of 25 on the number of prospective student-athletes who may sign a National Letter of Intent or institutional offer of financial aid from December 1 through May 31; further to specify that a prospective student-athlete who signs a National Letter of Intent or an institutional offer of financial aid and becomes an initial counter for the same academic year in which the signing occurred (e.g., midyear enrollee) shall not count toward the annual limit on signings.	Preliminary support. Noted the Collegiate Model Student-Athlete Well-Being Working Group is reviewing this issue and it is anticipated that group will make a recommendation to the NCAA Division I Board of Directors for consideration at its January meeting.
Proposal No. 2011-44	RECRUITING -- LETTER-OF-INTENT PROGRAMS, FINANCIAL AID AGREEMENTS -- SUBMISSION OF TRANSCRIPT TO ELIGIBILITY CENTER BEFORE SIGNING	To specify that an institution shall not permit a high school prospective student-athlete (other than a prospective student-athlete who attends a secondary school in a foreign country) to sign a National Letter of Intent or an institution's written offer of athletically related financial aid until the NCAA Eligibility Center has received an official high school transcript for each high school the prospective student-athlete has attended through his or her sixth semester (or equivalent) of enrollment.	No position. • Noted the proposal will assist in identifying academic issues earlier and also may result in an increase in early academic certifications. • Expressed concern regarding the administrative burden placed on institutions to ensure that prospective student-athletes submit timely transcripts.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments
Proposal No. 2011-45	RECRUITING -- TRYOUTS -- NONSCHOLASTIC PRACTICE OR COMPETITION AND NONINSTITUTIONAL CAMPS AND CLINICS -- WOMEN'S BASKETBALL	In women's basketball, to specify that an institution [including any institutional department (e.g., athletics, recreational/intramural)] shall not host, sponsor or conduct a nonscholastic basketball practice or competition in which women's basketball prospective student-athletes participate on its campus or at an off-campus facility regularly used by the institution for practice and/or competition by any of the institution's sport programs, and to establish limited exceptions, as specified; further, to specify that the use of an institution's facilities for noninstitutional camps is limited to the months of June, July and August; finally, to prohibit evaluations at noninstitutional events, camps or clinics that occur on a Division I campus during evaluation periods.	No position. Noted the potential impact a result of the override vote on Proposal No. 2009-100-A.
Proposal No. 2011-46	RECRUITING -- TRYOUTS -- NONSCHOLASTIC PRACTICE OR COMPETITION AND NONINSTITUTIONAL CAMPS OR CLINICS – FOOTBALL	In football, to specify that an institution [including any institutional department (e.g., athletics, recreational/intramural)] shall not host, sponsor or conduct a nonscholastic football practice or competition (e.g., seven-on-seven events) in which football prospective student-athletes participate on its campus or at an off-campus facility regularly used by the institution for practice and/or competition by any of the institution's sport programs; further, to limit the use of institutional facilities for noninstitutional camps or clinics that include prospect-aged participants to June and July in bowl subdivision football and to June, July and August in championship subdivision football.	FCS- No position Noted the potential impact a result of the override vote on Proposal No. 2009-100-A and that concerns related to nonscholastic influences are more prevalent in the Football Bowl Subdivision. FBS – Preliminary support.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments
Proposal No. 2011-47	RECRUITING -- TRYOUTS -- LOCAL SPORTS CLUBS – FOOTBALL	In football, to prohibit a coach or a noncoaching staff member with football-specific responsibilities from being involved in any capacity in a football club that includes prospective student-athletes.	FCS- No position. Noted that this was not an issue of national significance in the subdivision and that concerns related to nonscholastic influences are more prevalent in the Football Bowl Subdivision. FBS- Preliminary support.
Proposal No. 2011-48	RECRUITING -- SPORTS CAMPS AND CLINICS -- RECRUITING CONVERSATIONS DURING INSTITUTION'S CAMPS AND CLINICS -- EXCEPTION -- SPORTS OTHER THAN MEN'S BASKETBALL	In sports other than men's basketball, to specify that it is permissible for an institution's coaches to engage in recruiting conversations with prospective student-athletes during the institution's camps or clinics. In bowl subdivision football, to specify that an institution's head coach may participate as a volunteer (e.g. counselor, guest lecturer, consultant) on one day in June or July outside the designated two periods of 15 consecutive days at a charitable or nonprofit camp or clinic, as specified.	Preliminary support.
Proposal No. 2011-49	RECRUITING -- SPORTS CAMPS AND CLINICS -- EMPLOYMENT AT CAMP OR CLINIC -- ATHLETICS STAFF MEMBERS -- NONINSTITUTIONAL, PRIVATELY OWNED CAMPS OR CLINICS -- BOWL SUBDIVISION FOOTBALL -- HEAD COACH EXCEPTION -- CHARITABLE OR NONPROFIT CAMP OR CLINIC	In bowl subdivision football, to specify that an institution's head coach may participate as a volunteer (e.g. counselor, guest lecturer, consultant) on one day in June or July outside the designated two periods of 15 consecutive days at a charitable or nonprofit camp or clinic, as specified.	Preliminary opposition. Noted that further discussion may be appropriate to determine if institutions/conferences should have the discretion to approve opportunities for coaches to participate in charitable/non-profit camps/clinics outside the 15 day period.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments
Proposal No. 2011-50	RECRUITING -- USE OF RECRUITING FUNDS -- RECRUITING OR SCOUTING SERVICES -- CRITERIA FOR SUBSCRIPTION	In sports other than basketball and football, to specify that an institution may subscribe to a recruiting or scouting service involving prospective student-athletes, provided the service is made available to all institutions desiring to subscribe and at the same fee rate for all subscribers; further, to specify that an institution is permitted to subscribe to a service that provides scholastic and/or nonscholastic video. In basketball and football, to eliminate the restriction on subscribing to a service that includes access to nonscholastic video.	FCS –No position. Noted general concerns related to nonscholastic influences; however, it is permissible for FCS coaches to attend nonscholastic events. FBS- Preliminary support. All Other DI Sports- Preliminary support.
Proposal No. 2011-51	RECRUITING -- USE OF RECRUITING FUNDS -- RECRUITING OR SCOUTING SERVICES -- CRITERIA FOR SUBSCRIPTION -- SPORTS OTHER THAN BASKETBALL AND FOOTBALL	In sports other than basketball and football, to specify that an institution may subscribe to a recruiting or scouting service involving prospective student-athletes, provided the service is made available to all institutions desiring to subscribe and at the same fee rate for all subscribers; further, to specify that an institution is permitted to subscribe to a service that provides scholastic and/or nonscholastic video.	Preliminary support. Expressed a preference for Proposal No. 2011-50 instead of Proposal No. 2001-51.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments
Proposal No. 2011-52	RECRUITING -- USE OF RECRUITING FUNDS -- RECRUITING OR SCOUTING SERVICES -- CRITERIA FOR SUBSCRIPTION -- NCAA APPROVAL -- BASKETBALL AND FOOTBALL	In basketball and football, to specify that an institution shall not subscribe to a recruiting or scouting service unless the service has been approved by the NCAA pursuant to an annual approval process.	FCS-Preliminary support. FBS –Preliminary support. All Other DI Sports- Preliminary Support.
Proposal No. 2011-53	RECRUITING -- PRECOLLEGE EXPENSES -- DONATION OF ATHLETICS EQUIPMENT -- ELIMINATION OF 30-MILE RADIUS	To eliminate the restriction that precludes an institution from donating athletics equipment to a bona fide youth organization outside a 30-mile radius of the institution's campus.	Preliminary support.
Proposal No. 2011-54	RECRUITING -- RECRUITING CALENDARS -- WOMEN'S BASKETBALL -- JULY EVALUATION AND DEAD PERIODS	In women's basketball, to specify that during the time period of July 6-31, the recruiting calendar shall consist of, consecutively, a seven-day evaluation period, a 10-day dead period, a seven-day evaluation period and a two-day dead period.	Preliminary support.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments
Proposal No. 2011-55	RECRUITING -- RECRUITING CALENDARS -- BOWL SUBDIVISION FOOTBALL -- EARLY JANUARY DEAD PERIOD	In bowl subdivision football, to revise the recruiting calendar to specify that January 4 through the Sunday during the week of the annual convention of the American Football Coaches Association shall be a dead period.	Preliminary support.
Proposal No. 2011-56	RECRUITING -- RECRUITING-PERSON DAYS AND RECRUITING CALENDAR -- FENCING	In fencing, to establish recruiting-person days and a recruiting calendar, as specified.	Preliminary support.
Proposal No. 2011-57	RECRUITING -- RECRUITING-PERSON DAYS AND RECRUITING CALENDAR -- FIELD HOCKEY	In field hockey, to establish recruiting-person days and a recruiting calendar, as specified.	Preliminary support.
Proposal No. 2011-58	RECRUITING -- RECRUITING CALENDARS -- WOMEN'S GYMNASTICS	In women's gymnastics, to establish a recruiting calendar, as specified.	Preliminary support.
Proposal No. 2011-60	RECRUITING -- RECRUITING CALENDARS -- WRESTLING	In wrestling, to establish a recruiting calendar, as specified.	Preliminary support.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments
Proposal No. 2011-61	RECRUITING -- BASKETBALL EVENT CERTIFICATION -- WOMEN'S BASKETBALL -- NO EMPLOYMENT OF CURRENT STUDENT-ATHLETES	In women's basketball, to specify that a certified event shall not employ (either on a salaried or a volunteer basis) a current women's basketball student-athlete.	Preliminary opposition. Expressed concern regarding lost employment opportunities for female student-athletes.
Proposal No. 2011-62	ELIGIBILITY -- GENERAL ELIGIBILITY REQUIREMENTS -- ELIGIBILITY FORM -- INTERNATIONAL STUDENT-ATHLETE	To eliminate the requirement that the eligibility of an international student-athlete shall be certified on an international student-athlete eligibility form.	Preliminary support.
Proposal No. 2011-63	ELIGIBILITY -- GENERAL ELIGIBILITY REQUIREMENTS -- GRADUATE STUDENT/POSTBACCALAUREATE PARTICIPATION -- POSTSEASON EVENT FOLLOWING LAST TERM OF ELIGIBILITY	To specify that a student-athlete who is eligible during the term in which degree work is completed (or is eligible as a graduate) remains eligible for any postseason event that begins within 60 days after the end of the term in which the student completes the requirements for the degree (or graduate eligibility).	Preliminary support.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments
Proposal No. 2011-64	ELIGIBILITY -- SEASONS OF COMPETITION: FIVE-YEAR RULE -- FIVE SEASONS OF ELIGIBILITY -- FOOTBALL	In football, to specify that a student-athlete shall not engage in more than five seasons of intercollegiate competition and may only engage in a fifth season at an institution at which the student-athlete previously used a season of competition.	FCS- Preliminary opposition. • Expressed concerns regarding the requisite increase in financial aid to cover the five seasons of competition and the potential impact on timely graduation. • Noted the additional year applies only to football and not other sports. FBS- Preliminary opposition.
Proposal No. 2011-65	ELIGIBILITY -- TWO-YEAR COLLEGE TRANSFERS -- YEAR OF ACADEMIC READINESS AT TWO-YEAR COLLEGE	To establish a year of academic readiness for two-year college transfers, as specified.	Preliminary opposition. • Expressed concern regarding logistical issues in the tracking/monitoring the application of the legislation. • Noted that the proposed increase in two-year college transfer regulations may be sufficient to address concerns regarding lack of academic preparedness on transfer to a four year institution.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments
Proposal No. 2011-66	ELIGIBILITY -- SEASONS OF COMPETITION -- MINIMUM AMOUNT OF COMPETITION -- EXCEPTION -- NONCHAMPIONSHIP SEGMENT COMPETITION -- SOFTBALL	In softball, to permit a student-athlete to compete in an institution's non-championship segment without using a season of competition, as specified.	• Preliminary recommendation to table in January pending the recommendations of the presidential retreat collegiate model working groups. • Expressed support to permit student-athletes to engage in limited competition during the non-championship segment without using a season of competition if the Resource Allocation Working Group agrees to support some competition opportunities for student-athletes during the non-championship segment.
Proposal No. 2011-67	ELIGIBILITY -- FRESHMAN ACADEMIC REQUIREMENTS -- ADVANCED PLACEMENT -- INTERNATIONAL CERTIFICATION	To specify that for purposes of fulfilling the advanced placement requirements for initial eligibility, "similar proficiency examination," must be an advanced or higher level, nationally administered proficiency exam with a uniform grading scale that is taken after high school graduation; further, to specify that an institution shall use the NCAA Eligibility Center to determine the initial eligibility of an international student-athlete pursuant to the advanced placement criteria.	Preliminary support.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments
Proposal No. 2011-68	ELIGIBILITY -- PROGRESS-TOWARD-DEGREE REQUIREMENTS -- ELIGIBILITY FOR COMPETITION -- FULFILLMENT OF CREDIT-HOUR REQUIREMENTS -- ADDITIONAL REQUIREMENTS -- FOOTBALL -- EXCEPTION -- TEAM ACADEMIC PROGRESS RATE	In football, to specify that a student-athlete shall not be subject to the eligibility penalty for failure to successfully complete at least nine-semester hours or eight-quarter hours of academic credit during the fall term and earn the Academic Progress Rate eligibility point for the fall term, provided the institution's Academic Progress Rate for football is 965 or higher as of the first day of classes of the fall term in which the penalty would otherwise apply.	FCS- Preliminary opposition. FBS- Preliminary opposition.
Proposal No. 2011-69	ELIGIBILITY -- TRANSFER REGULATIONS -- 2-4 AND 4-2-4 COLLEGE TRANSFERS	To revise the two-year college and 4-2-4 college transfer requirements, as specified.	Noted that Board of Directors is expected to take action on the proposal at its October meeting.
Proposal No. 2011-70	ELIGIBILITY AND COMMITTEES -- 2-4 AND 4-2-4 TRANSFERS -- WAIVERS -- PROGRESS-TOWARD-DEGREE WAIVERS COMMITTEE	To increase, from eight to 14, the number of members of the NCAA Division I Progress-Toward-Degree Waivers Committee; further, to specify that the duties of the Progress-Toward-Degree Waivers Committee shall include oversight of the process for reviewing requests for waivers of the 2-4 and 4-2-4 transfer requirements.	Noted that Board of Directors is expected to take action on the proposal at its October meeting.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments
Proposal No. 2011-71	ELIGIBILITY -- TRANSFER REGULATIONS -- FOUR-YEAR COLLEGE TRANSFERS -- ONE-TIME TRANSFER EXCEPTION -- WOMEN'S ICE HOCKEY	To specify that the one-time transfer exception to the four-year transfer residence requirement shall not be applicable to student-athletes in women's ice hockey.	No position. Noted that intra-conference transfer rules may sufficiently address the issue.
Proposal No. 2011-72	ELIGIBILITY -- OUTSIDE COMPETITION -- EXCEPTION -- USA FENCING NATIONAL CHAMPIONSHIPS	In fencing, to specify that a student-athlete may compete during the academic year as a member of a USA Fencing member club team at the USA Fencing National Championships.	Preliminary support.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments
Proposal No. 2011-73	FINANCIAL AID AND AWARDS, BENEFITS AND EXPENSES -- TRAINING-TABLE MEALS -- ONE MEAL PER DAY -- STUDENT-ATHLETES NOT RECEIVING FULL BOARD -- FOOTBALL	In bowl subdivision football, to permit an institution to provide one training-table meal per day to a student-athlete who does not receive athletically related financial aid; further, in championship subdivision football, to permit an institution to provide one training-table meal per day to a student-athlete who does not receive athletically related financial aid that covers the full cost of board; finally, to specify that the provision of the one training-table meal per day to such a student-athlete shall not be considered financial aid.	FCS- Preliminary opposition. • As the proposal would currently apply to championship subdivision football, it would expand equivalencies. FBS – No position. • Expressed support for institutions at their discretion to have greater flexibility to provide food items to student-athletes. • Noted that it may be advisable to table in January pending the recommendations of the presidential retreat collegiate model working groups.
Proposal No. 2011-74	FINANCIAL AID -- SUMMER FINANCIAL AID -- ENROLLED STUDENT-ATHLETES -- PROPORTIONALITY RESTRICTION -- EXHAUSTED ELIGIBILITY EXCEPTION	To specify that the summer aid proportionality restriction shall not apply to a student-athlete who has exhausted his or her eligibility and is enrolled in course work acceptable toward his or her degree requirements.	Preliminary support.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments
Proposal No. 2011-75	FINANCIAL AID -- SUMMER FINANCIAL AID -- PRIOR TO INITIAL FULL-TIME ENROLLMENT -- FOOTBALL -- COUNTER FOR THE ENSUING ACADEMIC YEAR	In football, to specify that a prospective student-athlete who receives athletically related financial aid during a summer term prior to initial full-time enrollment at the certifying institution shall be an initial and overall counter for the ensuing academic year.	FCS- No position. • The committee recommends that the sponsor consider a modification that would provide an exception for nonqualifiers who are certified as such after summer aid is received. • FBS- Forwarded the issue to the Resource Allocation Working Group for discussion prior to the Legislative Council's January meeting.
Proposal No. 2011-76	FINANCIAL AID -- MAXIMUM INSTITUTIONAL GRANT-IN-AID LIMITATIONS BY SPORT -- EQUIVALENCY COMPUTATIONS	To specify that in calculating equivalencies, an institution may use either the actual or average amount received by the student-athlete as the numerator and either the actual full grant-in-aid value for the student-athlete or the average amount of a full grant-in-aid for all students at the institution as the denominator.	Preliminary support.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments
Proposal No. 2011-77	FINANCIAL AID -- MAXIMUM INSTITUTIONAL GRANT-IN-AID LIMITATIONS BY SPORT -- BASEBALL LIMITATIONS -- MINIMUM EQUIVALENCY VALUE -- EXCEPTION -- FINAL YEAR OF ELIGIBILITY AND NOT PREVIOUSLY AIDED	In baseball, to specify that an institution may provide less than 25 percent of an equivalency to a student-athlete, provided the student-athlete is in the final year of eligibility and has not previously received athletically related financial aid in baseball.	Preliminary support.
Proposal No. 2011-78	AWARDS, BENEFITS AND EXPENSES -- HOUSING AND MEALS -- FRUIT, NUTS AND BAGELS -- BAGEL SPREADS	To permit an institution to provide bagel spreads (e.g., butter, peanut butter, jelly, cream cheese) with bagels it may provide to a student-athlete at any time.	• Expressed support for deregulation of the current rule as it is not national in significance. • Expressed support for institutions at their discretion to have greater flexibility to provide food items to student-athletes. • Noted that it may be advisable to table in January pending the recommendations of the presidential retreat collegiate model working groups.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments
Proposal No. 2011-79	AWARDS, BENEFITS AND EXPENSES -- EXPENSES FOR STUDENT-ATHLETE'S FRIENDS AND RELATIVES -- PERMISSIBLE EXPENSES -- LIFE-THREATENING INJURY OR ILLNESS -- EXPENSES FOR ANY STUDENT-ATHLETE	To specify that the institution may pay transportation, housing and meal expenses for any student-athlete to be present in situations in which a student-athlete or a family member or legal guardian of a student-athlete suffers a life-threatening injury or illness, or in the event of a student-athlete's or student-athlete's family member or legal guardian's death.	Preliminary support.
Proposal No. 2011-80	AWARDS, BENEFITS AND EXPENSES -- EXPENSES PROVIDED BY THE INSTITUTION FOR PRACTICE AND COMPETITION -- NATIONAL TEAM TRYOUTS -- NOT MORE THAN TWO EVENTS	To permit an institution to provide actual and necessary expenses for a student-athlete to participate in not more than two national team tryout competition events, including events from which participants are selected for another tier of tryout competition or events from which final selections are made for the national team that will participate in the Olympic Games, Pan American Games, World Championships, World Cup or World University Games.	Preliminary support.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments
Proposal No. 2011-81	AWARDS, BENEFITS AND EXPENSES -- OTHER TRAVEL EXPENSES PROVIDED BY THE INSTITUTION -- CONFERENCE-SPONSORED LIFE SKILLS PROGRAM	To permit an institution or conference to pay actual and necessary expenses for a student-athlete to attend a conference-sponsored life skills program (e.g., leadership, personal development, conflict resolution).	Preliminary support.
Proposal No. 2011-82	AWARDS, BENEFITS AND EXPENSES -- PROVISION OF EXPENSES BY INDIVIDUALS OR ORGANIZATIONS OTHER THAN THE INSTITUTION -- BENEFITS, GIFTS, AND SERVICES -- MISCELLANEOUS BENEFITS -- FUNDRAISERS FOR STUDENT-ATHLETES OR IMMEDIATE FAMILY MEMBERS	To specify that proceeds from fundraisers for student-athletes (or their immediate families) due to extreme circumstances beyond the student-athlete's control (e.g., life-threatening illness, natural disaster) may be given directly to the beneficiaries, with receipt kept on file by the institution, which must include the amount of expenses incurred and the total amount received.	Preliminary support.
Proposal No. 2011-83	PLAYING AND PRACTICE SEASONS -- BASEBALL -- MAXIMUM NUMBER OF CONTESTS -- 52	In baseball, to reduce, from 56 to 52, the limitation on the maximum number of contests with outside competition.	No position. Noted that it may be advisable to table in January pending the recommendations of the presidential retreat collegiate model working groups.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments
Proposal No. 2011-84	PLAYING AND PRACTICE SEASONS -- BASKETBALL -- PRESEASON PRACTICE -- ON-COURT PRACTICE -- ELIMINATION OF 5 P.M. START TIME ON FIRST PERMISSIBLE PRACTICE DATE	In basketball, to eliminate the 5 p.m. start time on the first permissible practice date.	Preliminary support in women's basketball. Preliminary opposition in men's basketball. Noted that sections A and B of the proposal will be considered separately in January.
Proposal No. 2011-85	PLAYING AND PRACTICE SEASONS -- MEN'S BASKETBALL -- PRESEASON PRACTICE -- ON-COURT PRACTICE -- 30 DAYS OF COUNTABLE ACTIVITIES WITHIN 40 DAYS PRIOR TO FIRST CONTEST	In men's basketball, to specify that an institution shall not commence on-court preseason basketball practice sessions prior to 5 p.m. on the date that is 40 days prior to the date of the institution's first regular-season contest; further, to specify that an institution shall not engage in more than 30 days of countable athletically related activities prior to its first regular-season contest.	Preliminary opposition.
Proposal No. 2011-86	PLAYING AND PRACTICE SEASONS -- WOMEN'S BASKETBALL -- FIRST PERMISSIBLE CONTEST DATE -- TUESDAY BEFORE THE SECOND FRIDAY OF NOVEMBER	In women's basketball, to specify that an institution shall not play its first contest (game or scrimmage) with outside competition in women's basketball prior to the Tuesday before the second Friday of November.	Preliminary opposition.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments
Proposal No. 2011-87	PLAYING AND PRACTICE SEASONS -- FOOTBALL -- NUMBER OF CONTESTS -- ANNUAL EXEMPTIONS -- COLLEGE FOOTBALL INVITATIONAL	In football, to specify that one contest played in a college football invitational event is exempt from the maximum number of football contests, as specified.	FCS-Preliminary opposition. The committee notes that the proposal will have little or no practical application for championship subdivision football. FBS- Preliminary opposition.
Proposal No. 2011-88	PLAYING AND PRACTICE SEASONS -- GOLF -- PRESEASON PRACTICE AND FIRST DATE OF COMPETITION -- EXCEPTION -- TOPY CUP	In golf, to specify that an institution selected to participate in the Topy Cup may commence practice sessions five days before the practice round of the event and that the institution may participate in the competition before the legislated date for the first date of competition.	Preliminary support.
Proposal No. 2011-89	COMMITTEES -- ASSOCIATION-WIDE COMMITTEES -- RULES COMMITTEES WITHOUT CHAMPIONSHIPS ADMINISTRATION RESPONSIBILITIES -- SWIMMING AND DIVING, TRACK AND FIELD AND CROSS COUNTRY AND WRESTLING	To establish separate Men's and Women's Swimming and Diving Rules Committee, a separate Men's and Women's Track and Field and Cross Country Rules Committee and a separate Wrestling Rules Committee without championships administration responsibilities, as specified.	Preliminary support.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments
Proposal No. 2011-90	COMMITTEES -- DIVISION I CABINETS AND COMMITTEES -- APPOINTMENT OF COMMITTEES -- CONFERENCE APPOINTMENT FOR REMAINDER OF A TERM -- SPORTS COMMITTEES	To specify that if a member of a sports committee resigns or is removed from his or her position on the committee, the conference of which the committee member's institution was a member at the time of resignation or removal shall appoint an individual to complete the term of the committee member who resigned or was removed.	Preliminary opposition. Noted that the current Administration Cabinet policies appropriately address situations involving the resignation or removal of a sport committee member, while maintaining necessary flexibility in the replacement process.
Proposal No. 2011-91	EXECUTIVE REGULATIONS -- DAY OF COMPETITION -- NOON START TIME -- EXCEPTION -- MEN'S GOLF CHAMPIONSHIPS	In men's golf, to specify that in instances in which the final day of the men's golf championships occurs on a Sunday, competition may begin prior to noon.	Preliminary support.

Division I Meetings
2012 Annual Convention Meeting Schedule

	Wednesday January 11		Thursday, January 12				Friday, January 13	Saturday, January 14
7	LGC/SAAC Breakfast (7 – 8 a.m.)							
7:30		Conference Meetings (7:30 a.m.–7 p.m.						
8	**Legislative Council (LGC) (8 a.m. - 5 p.m.)**		Legislative Council (LGC) (8 – 10 a.m.)			Leadership Council (8 a.m. – 3:30 p.m.)		Joint SAAC/BOD Breakfast (8 – 9:30 a.m.)
8:30					Conference Meetings (8:30 a.m. – 3:30 p.m.)			
9							Status of Presidential Retreat Initiatives (9 a.m. – noon)	
9:30				Assn-wide Programming (9:30 – 11a.m.)				Board of Directors Meeting (9:30 a.m. – 5 p.m.)
10								
10:30								
11				Assn-wide Programming (11:15 – 12:15)				
11:30			LDC/SAAC Luncheon (11:30 – 1 p.m.)					
Noon								BOD Luncheon (12 - 1 p.m.)
12:30				Assn. Luncheon (12:30 – 2 p.m.)				
1								Board of Directors Meeting Continues
1:30							Executive Committee Meeting *(1:30 – 4:30 p.m.)*	
2				Assn-wide Programming (2:15 – 3:45 p.m.)				
2:30								
3								
3:30			Opening Business Session (4 – 5:30 p.m.) (Doors open at 3:30)					
4								
4:30								
5								
5:30			Delegates Reception (5:30 – 7 p.m.)					
6							Honors Celebration (6-8 p.m.)	
6:30								
7								
7:30								
8								
8:30								
9								
10								

Meetings either DI LGC/LDC Councils should attend. Additional Association-wide events. Meetings DI Board would be interested in attending.

All meetings will be held in the Marriott unless specified differently.

09/15/11:vlm

NCAA Convention
2012 INDIANAPOLIS

Filter Schedule of Events

Tuesday, January 10, 2012

7 a.m. to 6 p.m.	NCAA Convention Registration *Who Can Attend: All attendees*
8 a.m. to 4 p.m.	NCAA/NACUBO Athletics Business Officer Program *Who Can Attend: By pre-registration only*
1 to 2:45 p.m.	Scholarly Colloquium - NCAA Academic Reform: History, Context, and Challenges *Who Can Attend: All attendees*
2 to 10 p.m.	NCAA Division I Student-Athlete Advisory Committee Meeting *Who Can Attend: Division I national SAAC members*
3 to 4:30 p.m.	Scholarly Colloquium - NCAA Academic Reform: Results *Who Can Attend: All attendees*
4 to 6 p.m.	NCAA Division I Football Championship Subdivision Governance Committee *Who Can Attend: Must be a member of this committee to attend*
4:45 to 6 p.m.	Scholarly Colloquium - Presentation of Selected Papers *Who Can Attend: All attendees*

Wednesday, January 11, 2012

6:30 to 7:15 a.m.	NCAA Be Well Fitness Class - Yoga *Who Can Attend: All attendees*
7 a.m. to 6 p.m.	NCAA Convention Registration *Who Can Attend: All attendees*
8 a.m. to 2 p.m.	NCAA Playing Rules Oversight Panel Meeting *Who Can Attend: Must be a member of this committee to attend*
8 a.m. to 4 p.m.	NCAA/NACUBO Athletics Business Officer Program *Who Can Attend: By pre-registration only*

8 a.m. to 5 p.m.	NCAA Division I Legislative Council *Who Can Attend: Must be a member of this committee to attend*
8:30 a.m. to 10 p.m.	NCAA Division I Student-Athlete Advisory Committee Meeting *Who Can Attend: Division I national SAAC members*
10:15 to 11:45 a.m.	NCAA Educational Session - Athletics and Student Affairs: Partnering for Student-Athlete Success *Who Can Attend: All attendees*
10:15 to 11:45 a.m.	NCAA Educational Session - Structuring and Staffing the Intercollegiate Athletics Department *Who Can Attend: All attendees*
10:15 to 11:45 a.m.	NCAA Educational Session - The New Era in NCAA Championships 89:ONE *Who Can Attend: All attendees*
Noon to 1:30 p.m.	NCAA Keynote Luncheon *Who Can Attend: By pre-registration only, standby line also available as space allows*
1:30 to 5 p.m.	NCAA Convention Trade Show *Who Can Attend: All attendees*
1:45 to 2:45 p.m.	NCAA Educational Session - Academic Success and Missed Class Time *Who Can Attend: All attendees*
1:45 to 2:45 p.m.	NCAA Educational Session - NCAA Inclusion Summit ... What's Next? *Who Can Attend: All attendees*
1:45 to 2:45 p.m.	NCAA Educational Session - Telling the Story of the Student-Athlete *Who Can Attend: All attendees*
1:45 to 3 p.m.	Scholarly Colloquium - Presidents, Chancellors and Athletics Directors Discuss Academic Reform **(Note: panel will continue until 3:30 p.m.)** *Who Can Attend: All attendees*
3 to 4 p.m.	Scholarly Colloquium - **(Panel continued)** Academic Reform Panel, Conclusions, Discussions and Closing Remarks *Who Can Attend: All attendees*
3 to 4 p.m.	NCAA Educational Session - Compliance in the Contemporary Athletics Environment *Who Can Attend: All attendees*
3 to 4 p.m.	NCAA Educational Session - Inclusion of Transgender Student-Athletes *Who Can Attend: All attendees*

3 to 4 p.m.	NCAA Educational Session - Students First: Giving Student-Athletes the College Experience They Deserve *Who Can Attend: All attendees*
3 to 4 p.m.	NCAA National Office Building Expansion Tour *Who Can Attend: All attendees*
5 to 6:30 p.m.	NCAA Convention Trade Show Reception *Who Can Attend: All attendees*

Thursday, January 12, 2012

6:30 to 7:15 a.m.	NCAA Be Well Fitness Class - Zumba *Who Can Attend: All attendees*
7 a.m. to 6 p.m.	NCAA Convention Registration *Who Can Attend: All attendees*
8 to 10 a.m.	NCAA Division I Legislative Council *Who Can Attend: Must be a member of this committee to attend*
8:30 a.m. to 3 p.m.	NCAA Division I Leadership Council *Who Can Attend: Must be a member of this committee to attend*
9 to 11 a.m.	NCAA Educational Session - Enforcement Experience *Who Can Attend: All attendees*
9:30 to 10:30 a.m.	NCAA National Office Building Expansion Tour *Who Can Attend: All attendees*
9:30 to 11 a.m.	I-AAA Athletics Directors Association Membership Meeting *Who Can Attend: Must be a member of this association to attend*
9:30 to 11 a.m.	NCAA Educational Session - Education-Impacting Disabilities: Student-Specific Impact, Campus-Wide Solutions *Who Can Attend: All attendees*
9:30 to 11 a.m.	NCAA Educational Session - The Division III Student-Athlete Experience *Who Can Attend: All attendees*
9:30 to 11 a.m.	NCAA Educational Session - Title lX: The Latest Developments and Trends *Who Can Attend: All attendees*

9:30 a.m. to 3:30 p.m.	NCAA Convention Trade Show *Who Can Attend: All attendees*
11:15 a.m. to 12:15 p.m.	NCAA Educational Session - Addressing Violence: Cross-Campus Solutions *Who Can Attend: All attendees*
11:15 a.m. to 12:15 p.m.	NCAA Educational Session - Budgeting to Success *Who Can Attend: All attendees*
11:15 a.m. to 12:15 p.m.	NCAA Educational Session - Getting Our Attention: Non-Medical Use of ADHD Stimulants on College Campuses *Who Can Attend: All attendees*
11:15 a.m. to 12:15 p.m.	NCAA Educational Session - Using Technology to Work Smarter on NCAA Division III Campuses *Who Can Attend: All attendees*
12:30 to 2 p.m.	NCAA Association Luncheon *Who Can Attend: By pre-registration only, standby line also available as space allows*
2:15 to 3:45 p.m.	NCAA Educational Session - New NCAA Division I Athletics Certification Program *Who Can Attend: All attendees*
2:15 to 3:45 p.m.	NCAA Educational Session - Social Media: Building and Engaging an Online Community *Who Can Attend: All attendees*
2:15 to 3:45 p.m.	NCAA Educational Session - The FAR in the Enforcement Process: Contributing to Institutional Control *Who Can Attend: All attendees*
4 to 5:30 p.m.	NCAA Opening Business Session *Who Can Attend: All attendees*
5:30 to 7 p.m.	NCAA Delegates Reception *Who Can Attend: All attendees*

Friday, January 13, 2012

6:30 to 7:15 a.m.	NCAA Be Well Fitness Class - Pilates *Who Can Attend: All attendees*

7 a.m. to 8 p.m.	NCAA Convention Registration *Who Can Attend: All attendees*
7:30 to 9 a.m.	NCAA President's Breakfast *Who Can Attend: Presidents and Chancellors only*
9 a.m. to noon	NCAA Division I Session - Status of Presidential Retreat Initiatives *Who Can Attend: All Division I attendees*
1:30 to 4:30 p.m.	NCAA Executive Committee *Who Can Attend: Must be a member of this committee to attend*
6 to 8 p.m.	NCAA Honors Celebration *Who Can Attend: By pre-registration only, standby line also available as space allows*

Saturday, January 14, 2012

6:30 to 7:15 a.m.	NCAA Be Well Fitness Class - Boot Camp *Who Can Attend: All attendees*
6:30 a.m. to 1 p.m.	NCAA Convention Registration *Who Can Attend: All attendees*
7 to 8:30 a.m.	NCAA Delegates Breakfast *Who Can Attend: All attendees*
8 to 9:30 a.m.	NCAA Division I Board of Directors/Student-Athlete Advisory Committee Breakfast *Who Can Attend: Must be a member of one of these committees to attend*
9:30 a.m. to 5 p.m.	NCAA Division I Board of Directors *Who Can Attend: Must be a member of this committee to attend*
11:30 a.m. to 1:30 p.m.	NCAA Delegates Lunch *Who Can Attend: All attendees*
Noon to 1 p.m.	NCAA Division I Board of Directors Luncheon *Who Can Attend: Must be a member of this committee to attend*

MINUTES OF THE

NATIONAL COLLEGIATE ATHLETIC ASSOCIATION

EXECUTIVE COMMITTEE

Westin Indianapolis
Indianapolis, Indiana

August 11, 2011

Participants:

Michael Alden, University of Missouri, Columbia
William Beauchamp, University of Portland
Drew Bogner, Molloy College
James Bultman, Hope College
Rick Cole Jr., Dowling College
Judy Genshaft, University of South Florida
Nathan Hatch, Wake Forest University
Chris Martin, College Conference of Illinois and Wisconsin
Sidney McPhee, Middle Tennessee State University
William Meehan, Jacksonville State University
Ann Millner, Weber State University
J. Patrick O'Brien, West Texas A&M University
Harris Pastides, University of South Carolina, Columbia
John Peters, Northern Illinois University
Edward Ray, Oregon State University, chair
David Schmidly, University of New Mexico
James Schmotter, Western Connecticut State University
Lou Anna Simon, Michigan State University
Mark Emmert, NCAA
Bernard Franklin, NCAA
Delise O'Meally, NCAA, recording secretary

William Harvey, Hampton University, was unable to attend.

Also in attendance were: Gary Brown, director of NCAA News; Joni Comstock, senior vice president of championships/senior woman administrator; Jim Isch, chief operating officer; Julie Lach, vice president of enforcement services; Kevin Lennon, vice president of academic and membership affairs; Kathleen McNeely, vice president of administration and chief financial officer; Karen Morrison, director of gender inclusion; Todd Petr, managing director of research; Donald Remy, vice president of legal affairs/general counsel; Wallace Renfro, vice president and chief policy advisor; Greg Shaheen, interim executive vice president of championships and alliances; Robert Vowels, vice president of student-athlete affairs and leadership development programs and resources; Bob Williams, vice president of communications; David Berst,

Daniel Dutcher and Mike Racy, NCAA governance vice presidents; and Jackie Campbell, Leah Kareti and Terri Steeb, NCAA governance directors.

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

The meeting was called to order at 1:15 p.m. by the chair, President Ray. All members were present as noted above.

1. Welcome and announcements. Ray welcomed William Beauchamp, president of the University of Portland, and William Meehan, president of Jacksonville State University.

2. Approval of April 28, 2011, meeting minutes.

   It was VOTED

   "To approve the Executive Committee minutes of the April 28, 2011, meeting as distributed."

3. Update from national student-athlete advisory committee (SAAC). Representatives from each of the divisional national SAACs shared key issues with the presidents. Scott Krapf, the Division I national SAAC chair, discussed the creation of a student-athlete voice project team that will focus on ensuring that student-athletes are included in significant matters that impact well-being. Krapf also discussed the division's interest in a division-wide community service initiative. Lastly, he covered other key topics areas on the Division I SAAC agenda including text messaging, men's basketball recruiting and opportunities for transgender student-athletes. Division II initiatives were presented by Sarah Hebberd, the Division II national SAAC vice chair, and she discussed the Make-a-Wish Foundation fundraiser, efforts to educate on student athlete mental health, as well as multimedia communication initiatives designed to increase the Division II student-athlete voice. Finally, Division III topics were presented by Azure Davey, NCAA staff liaison, and focused on issues around text messaging, as well as the Division III partnership with Special Olympics.

4. NCAA President's report. President Emmert called on Jim Isch to provide an overview of the national office "One Team, One Future" initiative. The initiative, which was launched in May of this year, focuses directly on the mission-critical priorities of embedding academics; protecting and sustaining the collegiate model; and delivering membership-defined value. Isch noted that the national office also would focus on accountability and the implementation of various performance metrics. At its next meeting, the Committee will receive additional updates on the One Team, One Future initiative and will be asked to review and approve a presidential scorecard.

   Emmert also provided an update on the Native American Mascot Policy and called on Bernard Franklin to alert the Committee to a meeting that is to be held with representatives from the University of North Dakota, the North Dakota state legislature, and the North Dakota governor's office. Franklin noted that the parties would discuss the recent North Dakota state law that requires the institution to maintain its logo and nickname despite the settlement agreement between the institution and the Association. The Committee expressed continued support for the implementation of the policy, as well as the terms of the settlement agreement.

5. NCAA Executive Committee Finance Committee report.

   a. Audit Charter proposed changes. The Finance Committee recommended a change to the Audit Charter that would add an additional member to serve as a financial expert. The addition of a financial expert is a best practice for not-for-profit organizations and will assist the Finance Committee in fulfilling its financial oversight responsibilities.

      The Finance Committee noted the following:

      (1) In order to obtain the financial expertise, the financial expert could be an individual who is outside the NCAA committee structure.

      (2) The financial expert committee member would have a term of four years, with the option for renewal by the Executive Committee for one additional four-year term.

      (3) Other minor changes to the charter include the addition of the chief operating officer as part of management that would meet separately with the committee.

      The Finance Committee recommended the appointment of David E. Lechner, vice president for business and finance, University of Nebraska System, as the financial expert for the Finance Committee for the next four years. Lechner is a

certified public accountant and has been the chief financial officer of the Nebraska system for 11 years and, prior to joining Nebraska, was a director with Deloitte in its audit practice.

It was VOTED

"To approve the changes to the Audit Charter and to appoint David Lechner as the financial expert."

b. Third Quarter FY 2010-11 budget-to-actual. The Finance Committee reviewed the third quarter budget-to-actual report and noted that the Association is on track to meet its budget projections

(1) Revenue. The Association has received 99 percent of budgeted revenues, which is in line with the prior year.

(2) Expenses. Total Association-wide expenses through the first nine months were 69 percent of budget, which also aligns with the prior year. The remaining amounts will be distributed in the fourth quarter of the year.

(3) Audit firm. As reported in April, the Finance Committee interviewed three audit and tax firms (KPMG, Deloitte and Crowe Horwath). Unanimously, the committee voted to offer the engagement to Deloitte for the next five years. The agreement with Deloitte is complete, and work on the 2010-11 audit has started.

6. Transgender student-athlete participation policy. The Committee reviewed a request from the NCAA Competitive Safeguards and Medical Aspects of Sport Committee (CSMAS) and the NCAA Committee on Women's Athletics (CWA) to consider adopting a policy that would assist the membership with questions about fair and equitable participation by student-athletes who identify as transgender. A person who was born female and transitions to male is termed trans-male. A person who was born male and transitions to female is termed trans-female.

In consultation with medical and research experts who have advised both the Olympic committee and others working with transgender athletes, CSMAS and CWA support the following to provide direction regarding the participation of a transgender student-athlete:

(1) A [trans-male] student-athlete who has received a medical exception for treatment with testosterone for diagnosed Gender Identity Disorder (GID), for the purposes of NCAA competition may compete on a men's team, but is no longer eligible to compete on a women's team without changing that team status to a mixed team.

(2) A [trans-female] student-athlete being treated with testosterone suppression medication for GID, for the purposes of NCAA competition may continue to compete on a men's team but may not compete on a women's team without changing it to a mixed team status until completing one calendar year of testosterone suppression treatment.

(3) It is the responsibility of the NCAA institution to submit the request for a medical exception for testosterone treatment prior to the student-athlete competing while undergoing treatment. In the case of testosterone suppression, the institution must submit written documentation of the year of treatment and ongoing monitoring of testosterone suppression.

(4) For the purpose of NCAA competition, cases of GID treatment being interrupted will be reviewed on a case-by-case basis.

In addition to addressing policy, the above committees and NCAA staff have developed a resource handbook and a video to help the membership with full understanding of the issues.

It was VOTED

"To approve the policy for transgender student-athlete participation as noted above."

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

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

(1) Presidential Retreat. Received a report on the Presidential Retreat and directed President Emmert to bring to the Board in October an action plan to address the various issues discussed at the retreat, which may include legislation for immediate adoption.

(2) Committee reports. Received several updates and expects final reports in October related to men's basketball recruiting, NCAA postseason bowl licensing and NCAA Division I Committee on Academic Progress penalty structure, including an academic performance requirement for championships eligibility.

(3) Committee restructuring. Adopted noncontroversial legislation to modify the composition of the CWA and the NCAA Minority Opportunities and

Interests Committee by increasing the size of each committee from 15 to 18 members and to specify that the three additional positions be filled by a president from each division. Further, that there be an equal distribution of committee members from each division.

(4) Membership. Elected Florida Gulf Coast University, Houston Baptist University, University of North Carolina Central and the University of South Carolina Upstate to active Division I membership status. The Board also approved conference applications from the Great West Conference, a multisport conference, and the single-sport National Lacrosse Conference.

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

(1) Presidents Council-sponsored legislation.

a. Membership. Sponsored a set of proposals that support the strategic growth of the Division II membership. The proposals deal with the required number of institutions to be considered an active Division II conference; the benefits provided to conferences; and the process related to conference membership.

b. Recruitment. Sponsored three legislative proposals that align recruitment of student-athletes with overall institutional recruitment efforts and provide an ease of burden on Division II administrators and coaches. The concepts will allow for an unlimited number of in-person, off-campus recruiting contacts made with a prospective student-athlete each year; permit unlimited electronic communication (e.g., text messaging, instant messaging) with prospects; and permit an unlimited number of telephone calls to prospective student-athletes, all starting June 15 prior to the prospect's junior year in high school.

c. Sickle Cell Testing. Agreed to sponsor legislation for the 2012 NCAA Convention to require a sickle cell solubility test as part of the mandatory medical examination, unless documented results of a prior test are provided to the institution or the student-athlete declines the test and signs a written release.

(2) Model strategic communications document for Division II. Endorsed a model communications document, which was developed by members of the College Sports Information Directors of America, Division II Sports Information Directors of America, Division II Athletics Directors Associa-

tion, Division II Conference Commissioners Association and NCAA staff, and builds on the work of the Division II Model Strategic Communications Toolkit, reflecting the need to develop strategic and purposeful communications.

(3) Transgender student-athlete participation. Endorsed the proposed policy regarding participation of transgender student-athletes.

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

(1) Identity activation. Received an update on the Division III Identity initiative activation.

(a) Special Olympics partnership. Student-athletes will work events, coach teams or fund-raise on behalf of Special Olympics. All Division III championships will include Special Olympics events. A website has been launched to support and track on this initiative.

(b) Division III week. During a seven-day period beginning April 6, National Student-Athlete Day, every member institution and conference will be asked to conduct an outreach activity related to academic accomplishment, athletics experience or community outreach. The division will communicate nationally the number of student-athletes and projects, and institutions can locally describe their contributions.

(2) Amendments to Division III Philosophy Statement. Formally sponsored a series of amendments to the Division III philosophy statement. As a final action related to the division's 2008 white paper series on membership growth, the Presidents Council will sponsor a proposal for the 2012 NCAA Convention that will update the philosophy statement to:

(a) Emphasize that Division III intercollegiate athletics is primarily focused on a four-year, undergraduate experience.

(b) Clarify that initial- and continuing-eligibility standards are best left to institutional and conference autonomy.

(c) Express a commitment to supporting a student-athlete's right to meaningful participation in nonathletics pursuits as a method of enriching the overall educational experience.

(3) Other legislative actions.

(a) Sponsored 2012 Convention legislation relaxing current restrictions on how professional sports organizations may serve as financial sponsors of competitions and ancillary events, consistent with the other divisions.

(b) Also sponsored legislation to mirror the Division I requirements around the sickle cell solubility test.

(c) Received an update that the Management Council sponsored a proposal to allow coaches to use text messaging in the recruiting process.

(d) In response to a related Executive Committee action to dissolve its subcommittee on gender and diversity, ratified the Management Council vote to increase MOIC's and CWA's size from 15 to 18 members, with the three additional positions to be filled by a president from each division.

(4) Strategic initiatives. The Presidential Advisory Group advised the Presidents Council on a series of the division's strategic initiatives. Specifically, the Advisory Group advised the Council on:

(a) Future drug-education models, endorsing the pursuit of a partnership with the student-affairs community through the National Association of Student Personnel Administrators and advising that the division should not allocate any funding towards year round drug testing.

(b) Financial aid education for nonathletics staff.

(c) How to best leverage the positive results of the division's ongoing academic reporting pilot.

(d) Enhancing presidential leadership in Division III.

(5) The student-athlete experience – findings from the Cooperative Institutional Research Program (CIRP) studies. Heard a presentation on research conducted by the CIRP through the Higher Education Research Institute at University of California, Los Angeles. The surveys are similar to the

NCAA's GOALS and SCORE studies, but they contain much more Division III-specific data. Overall, the studies strongly reinforced the positive experience of Division III student-athletes. In particular, the findings indicated Division III student-athletes:

(a) Are highly engaged in campus activities;

(b) Report active academic engagement and participation in academic "extras" that are offered by their institution (e.g., research with faculty, study abroad, capstone/senior thesis);

(c) Report significant gains in personal skills and attributes, including problems solving, ability to get along with other races and leadership; and

(d) Report significantly greater gains in time management and leadership when compared with nonathletes.

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

9. Adjournment. Ray adjourned the meeting at 2:32 p.m.

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NCAA Division I Board of Directors
Update of NCAA Division I Athletics Certification Program

Review of Charge and Update.

During its April 2011 meeting the NCAA Division I Board of Directors approved the suspension of the NCAA Division I athletics certification program until August 2013 in order to develop a streamlined and technology-driven program that focuses on the student-athlete experience.

Over the last five months the NCAA Division I Committee on Athletics Certification and the NCAA staff have surveyed member institutions from Cycle 3 of the current athletics certification program, interviewed key institutional leaders and collected information from the membership. Based on this feedback, the committee is making the following recommendations for the Board's consideration.

New Program Purpose Statement.

The central purpose of the NCAA Division I <new program title TBD> shall be to facilitate member institutions in reviewing their athletics programs based on identified measures that align with the core values and principles of the NCAA and the institution's mission. This shall include data compiled by the NCAA for the chancellor's/president's review and analysis. Appropriate accountability measures will also be a part of the program. The program will assist the Division I membership in continual enhancement of the student-athlete experience.

Board Discussion:

- *Does the Board support this purpose or have changes to suggest?*

System Development.

1. Replace the current once-every-ten-years narrative self-study report with a web-based/ IT infrastructure for input and output of data annually. The new program would provide institutions with consistency in the analysis of data and have the ability to establish measurements.

2. Annual review will occur in four areas of focus: academics, fiscal, student-athlete experience and inclusion which includes gender and diversity. Approximately eighty percent of the data that will be used in the new program is currently collected by the NCAA.

3. Institutions and conferences will receive score cards, to assist with decision making and information.

4. Replace the peer-review team with an issue-focused review when necessary. Campus visits may occur when an institution has fallen below committee determined measurements. Therefore, not all would have campus visits.

5. The new program will provide information to the institution's chancellor/president in a dashboard format. Issues or concerns will be self-evident due to measurements and indicators. If no issues or concerns are identified, the process is complete, no additional response is needed.

6. For institutions that are below an identified measurement, resources will be indentified to assist with the issue. Possible resources include:

    a. Best practices;

    b. Consultant pool;

    c. NCAA staff visit; and

    d. Supplemental funds.

Board Discussion:

- *Does the Board support this structural framework or have any changes to suggest?*

Organizational Change.

1. The roles and responsibilities for the committee will include the following;

    a. Establish an ongoing and efficient review process for all Division I institutions that includes an annual indicator system;

    b. Develop a streamlined educational/orientation program for all Division I institutions;

    c. Establish baseline measurements and comparisons for each of the four areas, when appropriate;

    d. Oversee and monitor submission deadlines and implement penalties; and

e. Coordinate issue-focused external review when appropriate, including the selection, approval and evaluation of peer experts. The committee would identify and partner with outside organizations [e.g., National Association of College and University Business Officers (NACUBO), National Association of Student Personnel Administrators (NASPA), National Association of Diversity Officers in Higher Education (NADOHE)] to train and serve as peer experts.

2. The number of committee members would remain at eighteen; however, the composition would consist of the following:

   a. One chancellor/president from each subdivision;

   b. Two at-large chancellors/presidents. Each chancellor/president to chair one focus area with one chancellor/president to chair full committee;

   c. One chancellor/president to be representative from the Board;

   d. Thirteen subject matter experts by focus area as noted above (member will be ex-officio if not from institution – e.g., NACUBO); and

   e. One student-athlete representative from NCAA Division I Student-Athlete Advisory Committee.

3. The committee recommends that it reports to the Board and that a Board representative serve on the committee to provide committee reports and updates. If the committee is unable to report to the Board, it is recommended that the committee report to NCAA Division I Leadership Council rather than the NCAA Division I Legislative Council.

Board Discussion:

- *Does the Board support these program changes?*

<u>Accountability Spectrum</u>.

The committee developed a list that included a range from low accountability to high accountability at three distinct levels: institutional, regional/conference and national. The result will be a spectrum of accountability measures that encompasses these three levels. The low accountability level represents very little oversight from the NCAA staff and committee. Medium accountability represents some involvement by the NCAA staff, committee or some other oversight body. Finally, high accountability infers that the NCAA staff and committee is not only actively involved, but may require action by the institution.

Institutional Accountability Measures.

Activity Required	Individuals/Offices Responsible	Low, Medium or High Accountability
Chancellor/president selects individuals to conduct the review of data he or she deems appropriate.	Chancellor/ President	Low Accountability
Peer comparison developed by institution.	Chancellor/ President or Designee	Low Accountability
Chancellor/president provides annual report to faculty senate, all student-athletes and athletics department staff.	Chancellor/ President or Designee	Medium Accountability
Chancellor/president must make an annual report to the governing board.	Chancellor/ President or Designee	Medium Accountability

Regional Accountability Measures.

Activity Required	Individuals/Offices Responsible	Low, Medium or High Accountability
Conference office is identified as an available resource to its institutions when an institution falls below a benchmark.	Conference and Institution	Low Accountability

Activity Required	Individuals/Offices Responsible	Low, Medium or High Accountability
Conference office randomly audits institutions to ensure annual reports have occurred.	Conference and Institution	Medium Accountability
Conference office creates the benchmarks and has the responsibility/ability to impose sanctions on institutions accordingly.	Conference and Institution	High Accountability
Chancellor/president must make an annual report to the governing board.	Chancellor/ President or Designee	High Accountability

National Accountability Measures.

Activity Required	Individuals/Offices Responsible	Low, Medium or High Accountability
Institution's chancellor/president and athletics director signoff on the annual report/process.	Chancellor/ President and NCAA	Low Accountability
Institution must report back to the committee/staff actions regarding remediation plans.	Chancellor/ President and NCAA	Medium Accountability

Activity Required	Individuals/Offices Responsible	Low, Medium or High Accountability
Institution has issue focused visit from staff and the committee.	Chancellor/ President and NCAA	High Accountability
Institution has issue focused visit from staff and the committee.	Chancellor/ President and NCAA	High Accountability
Public release of information on an annual basis [similar to the NCAA Division I Academic Progress Rate (APR) release].	Chancellor/ President and NCAA	High Accountability
Audit of information submitted by institutions. This could be done through the department that oversees the collection of the areas being audited (e.g., academic and membership affairs for the APR data; office of inclusion for gender and diversity data).	Chancellor/ President and NCAA	High Accountability
Institution receives postseason championship ineligibility.	Chancellor/ President and NCAA	High Accountability
Institution must appear in front of the committee for hearing.	Chancellor/ President and NCAA	High Accountability
Institution receives practice and/or regular season competition penalties.	Chancellor/ President and NCAA	High Accountability

Board Discussion:

- *Does the Board support this accountability measure spectrum?*

Next Steps.

If the Board accepts the report, the committee will then engage in a series of activities to develop the new program. These steps are as follows:

November 2011.

1. Seek input from Division I conferences about framework.
2. Engage other constituent groups to seek input (e.g., faculty and committees)
3. Committee will start developing measures and benchmarks.

January 11-13, 2012.

- 2012 NCAA Convention roundtable discussion.

February 2012.

- Committee approval of process and measurements.

April 2012.

- Board of Directors approves legislative package regarding the new program.

Spring – Summer 2012.

1. Determine best practices for institutions.
2. Determine a consultant pool.
3. Determine whether NCAA staff visits the institution.
4. Determine whether the supplemental fund should be used in areas where institution is below the benchmark.

NCAA Government Relations Report

(September 2011)

1. Congressional Overview.

Continued challenging economic conditions in the United States and around the world have led Congress to make the nation's overall fiscal health the focus of its agenda for the remainder of 2011. Prior to its annual August recess, Congress passed the Budget Control Act of 2011, which raised the debt ceiling and required a bipartisan joint-select committee to propose ways to reduce the deficit. If proposals from this committee are not passed by December 23, 2011, as much as $1.2 trillion dollars in cuts will occur in defense and non-defense spending. Policymakers appointed to this joint committee include: Senator John Kerry (D-MA), Senator Max Baucus (D-MT), Senator Patty Murray (D-WA), Senator John Kyl (R-AZ), Senator Rob Portman (R-OH), Senator Patrick Toomey (R-PA), Representative Dave Camp (R-MI), Representative Fred Upton (R-MI), Representative Jeb Hensarling (R-TX), Representative Xavier Becerra (D-CA), Representative James Clyburn (D-SC), and Representative Chris Van Hollen (D-MD).

With the legislative deadlines implemented under the Budget Control Act, Congress and the White House will be under pressure to come to an agreement before the end of the year. Other issues expected to gain attention this year include the expiring exemptions to the Alternative Minimum Tax, consideration of the defense authorization bill and an attempt to write a multi-year solution to prevent scheduled cuts in reimbursement rates for physicians who take Medicare patients.

To date, sports issues have not seen a significant amount of legislative attention. However, Congress has paid close attention to the labor negotiations of the professional sports leagues, proposed testing of HGH in the NFL, improved safety standards for athletes at all levels of play, and the realignment of conference affiliations in college sports.

2. Federal Issues.

a. Concussions and Helmet Safety.

Congress has continued to express an interest in addressing concerns with mild traumatic brain injuries and the utility of the equipment being used to protect athletes on all levels of play. The NCAA government relations office is actively tracking legislation relevant to this issue including H.R. 1127 and its companion measure in

the Senate, S. 601, the Children's Sports Athletic Equipment Safety Act. This legislation would give industry groups nine months to improve the voluntary football helmet standards for youth athletes. The Consumer Product Safety Commission (CPSC) would be given the responsibility of determining if those standards are adequate. If deemed inadequate, the CPSC would launch an effort to establish mandatory standards for football helmets worn by high school and younger athletes. Also of interest is H.R. 469, the Protecting Student-Athletes from Concussions Act of 2011. Under this bill, public elementary and secondary schools would be required to educate students, parents and personnel on concussion safety and implement a standard plan for concussion safety and management.

To date, these measures have not received a significant amount of legislative attention. However, the NCAA government relations staff and NCAA health and safety staff have continued to work with interested parties and share relevant information to identify ways to protect student-athletes on all levels of play.

b. Internet Gambling.

In September 2006, Congress passed the SAFE Port Act, which included language seeking to curb Internet gambling. The language, which was taken from the Unlawful Internet Gambling Enforcement Act (UIGEA), prohibits any person engaged in the business of betting or wagering from knowingly accepting certain financial instruments, credit cards and fund transfers for unlawful Internet gambling. At the time of passage there was opposition from some members of Congress because of the bill's strong restrictions while others were bothered that the language was included as an amendment to the SAFE Port Act, which was a larger security measure. In response to these concerns, several measures have been introduced during the 112th Congress.

H.R. 1174, the Internet Gambling Regulation, Consumer Protection, and Enforcement Act, was introduced by Representative John Campbell (R-CA) on March 17, 2011. The measure, which has the support of Financial Services Ranking Member Barney Frank (D-MA), would essentially overturn the 2006 law and prescribe administrative and licensing requirements for Internet betting. If passed, the bill would also permit states to opt-out of Internet gambling activities within their respective jurisdictions.

H.R. 2366, the Internet Gambling Prohibition, Poker Consumer Protection, and Strengthening UIGEA Act of 2011, was introduced by Representative Joe Barton (R-TX) on June 24, 2011. This measure would allow for the licensing, regulation, and taxation of Internet poker. Similar to H.R. 1174, this bill would provide states the opportunity to opt out of online poker within their respective jurisdiction.

H.R. 2230, the Internet Gambling Regulation and Tax Enforcement Act of 2011, was introduced by Representative Jim McDermott (D-WA) on June 16, 2011. This bill would establish a structure to regulate and tax Internet gambling operations. Specifically, the measure would impose a two percent federal tax on Internet gambling providers, require those providers to submit detailed information on individual betters, and require the withholding of tax on net Internet gambling winnings.

It is important to note that H.R. 1174 and H.R. 2366 both contain language specifically prohibiting wagering on athletic competitions. Since introduction, these measures have not received significant legislative attention. NCAA government relations staff will continue to track legislation in this area.

c. President's Council on Fitness, Sports and Nutrition.

The NCAA Government Relations staff has worked as a liaison with the staff of the President's Council on Physical Fitness, Sport and Nutrition and our headquarters' colleagues to incorporate participation in the Presidential Active Lifestyle Award program within our other fitness initiatives at NCAA championships. The NCAA efforts were acknowledged by Health and Human Services Secretary Kathleen Sebelius and the Board of the President's Council during the Worldwide Day of Play event held at the White House Ellipse on September 24, 2011.

3. <u>State Issues</u>.

a. Lystedt Law.

In an effort to address concerns with mild traumatic brain injuries suffered by athletes on all levels of play, the NCAA has joined with the NFL and several medical organizations to seek passage of the Lystedt law throughout the country. The Lystedt

law, which was initially passed in the state of Washington in 2009, establishes a concussion management policy for youth athletes. Under the law, athletes, parents, and coaches will be educated about the dangers associated with concussions. Also, any student-athlete who is suspected of having a concussion must be removed from play and the athlete will not be allowed to return to play until he/she is cleared by a licensed physician.

To date, the NFL and NCAA have been successful in seeking passage of the Lystedt law in more than half of the states. While many state legislatures have adjourned for the year, the measure is still under consideration in Wisconsin, Ohio and Pennsylvania. The NCAA and NFL will continue to work in a collaborative manner to seek adoption of the Lystedt law in all fifty states.

b. Uniform Athlete Agents Act.

The Uniform Athlete Agents Act (UAAA) is a state model act designed to protect student-athletes and membership institutions from the unscrupulous conduct of some athlete agents. The act establishes uniform athlete agent registration procedures and places limitations on the type of conduct that an athlete-agent may engage in when dealing with a student-athlete. In addition, the act imposes criminal, civil and/or administrative penalties against unscrupulous agents.

During the last year, nearly a quarter of the 40 states that adopted the UAAA, have considered legislation to amend the act. Concerns about the effectiveness of the law have driven the discussion in this area. Most of these new measures have sought to increase the criminal and civil penalties for violating the law, alter the definition of athlete-agent to broaden the scope of individuals who must adhere to the law, and add a provision requiring that notice be given to a membership institution before an athlete-agent may have contact with a student-athlete.

In an attempt to maintain uniformity amongst the various state laws and to explore the effectiveness of the model act, the NCAA government relations staff and the NCAA enforcement staff are planning to hold a summit to probe these issues on November 17, 2011. Attendees will include state representatives who administer and enforce the act as well as personnel from professional sports leagues and membership institutions.

c. Higher Education Associations.

NCAA government relations staff continues to build strong relationships with various higher education associations. The American Council on Education (ACE), the Association of American Universities (AAU), the Association of Public and Land-grant Universities (APLU), and the National Association of Colleges and University Business Officers (NACUBO) among others, continue to provide guidance and support on issues of common interest. The NCAA government relations staff looks forward to continuing these mutually beneficial relationships to better formulate and further the NCAA's legislative goals.

NCAA Division I Board of Directors Consent Package
SETTING ACADEMIC SUCCESS AS A FIRST EXPECTATION

This document outlines concepts and proposals in response to the NCAA Division I Board of Directors charge following the NCAA Presidential Retreat in August. The NCAA Division I Committee on Academic Performance, with help in a number of areas from the NCAA Division I Academic Cabinet, presents the Board of Directors with a package of academic concepts for its adoption and consideration. The recommendations are in three areas: (a) Access to championships; (b) Initial-eligibility standards; and (c) Two-year college academic requirements.

The recommendations emphasize the primacy of academics within Division I and further the embedding of academic success as a first expectation.

Team Success - Access to Championships.

The committee recommends the Board take the following actions:

1. Approve a three-year penalty structure that incorporates the Board's previously approved 930 NCAA Division I Academic Progress Rate (APR) benchmark as the four-year academic requirement for a team's eligibility to participate in any postseason competition.

2. Create a Historically Black Colleges and Universities Advisory Group to the Committee on Academic Performance to assist on issues impacting such institutions.

3. Require all conferences to develop and maintain a written policy regarding teams subject to postseason restriction with respect to participation in automatic qualifications for postseason competition and revenue distribution.

Student-Athlete Success – Initial Eligibility.

Creation of a more academically rigorous initial-eligibility standard for competition is recommended. Student-athletes who do not meet this more stringent standard could be provided athletically related financial aid and some form of practice while not competing in the first year. This concept places greater emphasis on academic success prior to collegiate enrollment ensuring student-athletes who are eligible to compete in first year are better suited to handle college-level academic work at the time of enrollment.

The committee recommends the Board take the following actions:

1. Support the concept of a more academically rigorous initial-eligibility standard for competition and seek membership input.

2. Support the concept that student-athletes who do not meet the rigorous competition of standards be eligible for practice and receipt of athletically related financial aid provided they met some to be determined academic standard.

3. Support the concept of core-course requirements for prospective student-athletes that must be met prior to beginning of the seventh semester (or equivalent) of high school,

Student-Athlete Success – Two-Year College Transfer Standards.

- Data indicates that two-year college transfers lag behind in virtually all academic measurements (e.g., graduation rates, APR).

The committee recommends the Board take the following actions:

1. Adopt NCAA Division I Proposal No. 2011-69 which increases two-year college transfer requirements for qualifiers and nonqualifiers with an effective date of August 1, 2012, for students first entering any collegiate institution (e.g., increases minimum grade-point average from 2.0 to 2.5; limits use of physical education activity credits to two units; requires a transferable physical/natural sciences course for nonqualifiers).

2. Adopt Proposal No. 2011-70, as written, with an effective date of August 1, 2012.

3. Allow Proposal No. 2011-65, the year of academic readiness, to progress through the normal legislative cycle.

NCAA Division I Committee on Academic Performance

Embedding Academic Success

Prepared for the NCAA Division I
Board of Directors
October 2011

CONSENT PACKAGE ELEMENTS

- **Team Success**: Adoption of a three-level penalty structure, including no postseason below 930 multiyear NCAA Division I Academic Progress Rate (APR).
- **Student-Athlete Success**:
  - Creation of a more academically rigorous eligibility model for competition.
  - Increasing two-year transfer standards for competition.

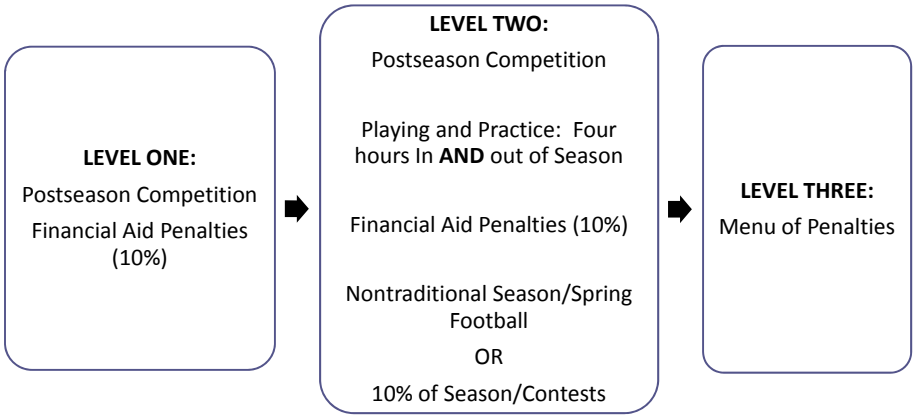
Access to Championships

Team Success
and
Academic Accountability

KEY CONCEPTS

- Enhancing academic accountability by restricting access to postseason when multiyear APR is below 930.
- Change to a three-level penalty structure provides for more meaningful penalties at an earlier stage.
- Focus of the NCAA Division I Academic Performance Program (APP) continues to be on improvement, as all teams below 930 will immediately be required to submit APR Improvement Plans.
- Phased-in implementation of 930 benchmark allows for notice and improvement.

PENALTY STRUCTURE: THREE LEVELS



Penalty Structure: Level One

- Very high bar set for granting any waivers.
- Mission Filter: In bottom 15% of resources, teams with Graduation Success Rate (GSR) above 50% avoids penalty.
  - Filter is only available at Level One.

Teams Estimated to be Below Select Multiyear Benchmarks after 2010-11 Academic Year

Cut-Score	Estimated N Below Cut	N with Squad Size Adjustment (SSA) Applied	N Above Cut after SSA	Net Estimated N Below after SSA
900	115	41	33	82 (1.3%)
930	462	114	93	369 (5.7%)

Note: Estimated impacts shown based on 6,422 teams currently included in APR data. After inclusion of the 2010-11 AY data, all four years of data in the multiyear rate will include the 2.6 transfer adjustment.

Teams Estimated to be Below Select Multiyear Benchmarks after 2010-11 Academic Year (by sport)

Cut-Score	Estimated Impact – MFB	Estimated Impact – MBB
900	6 (3%)	33 (10%)
930	52 (21%)	82 (24%)

Note: Estimated impacts shown based on 6,422 teams currently included in APR data. After inclusion of the 2010-11 AY data, all four years of data in the multiyear rate will include the 2.6 transfer adjustment.

Penalty Structure: Level Two

If multiyear APR remains below 930:

1. Postseason restriction.
2. 10% financial aid penalty.
3. Four hours/one day of practice per week in-season.
   - Must be replaced by academic activities.
4. Four hours of practice per week out-of-season.
   - Must be replaced by academic activities.
5. Cancellation of nontraditional season or spring football.
6. For sports without nontraditional season, 10% reduction in contests and length of season.

Penalty Structure: Level Two

- Improvement filter for teams that have demonstrated meaningful improvement as defined by the Committee on Academic Performance.

Penalty Structure: Level Three

If multiyear APR remains below 930:

- Menu of Penalties.
  - Committee on Academic Performance assigns penalties from a menu of options.
- Improvement filter for teams that have demonstrated meaningful improvement as defined by the Committee on Academic Performance.

Penalty Structure: Level Three

Menu of Penalties Options:

- Postseason Restriction.
- Financial Aid Penalties (10% and up).
- Practice Penalties (4 hours/week and up).
- Contest Reductions (10% up to full season).
- Restricted and Corresponding Membership.
- Coach-Specific Penalties.
- Fines.

Waivers/Appeals – Still Under Consideration by Committee on Academic Performance

- Level One:
  - Staff makes initial decision.
  - Threshold review by chair and possible appeal to the NCAA Division I Committee on Academic Performance Subcommittee on Appeals.
  - Relief provided only for extraordinary mitigation.
- Level Two:
  - Staff makes initial decision.
  - Teleconference appeals with institution and subcommittee.
  - Relief provided based on waiver directive.

Waivers/Appeals – Still Under Consideration by Committee on Academic Performance

- Level Three:
  - Staff makes initial decision, including assignment of penalties from menu.
  - If staff is unable to make decision or decision is not accepted, institution appears at an in-person hearing.
  - Appeals reviewed by NCAA Division I Board of Directors Academic Performance Program Historical Penalties Appeals Subcommittee.
  - Relief provided based on waiver directive.

Conference Policy

- Conferences must adopt a policy regarding teams subject to postseason restriction with respect to automatic qualification for postseason and revenue distribution.
- Allows conference to develop its own policy. Simply requires that a policy exist.

APR Improvement Plans

- Have proven to be successful tool for academic improvement.
- Will be required immediately for all teams under 930 multiyear APR.
- Share best practices and set goals for surpassing penalty benchmark.

Timing for Announcing/Taking Penalties

- Committee reviewed various options for both "real-time" implementation and maintenance of current process.
- Maintain current process for submission/notification.
  - Fall: data submitted for previous academic year.
  - Winter: notice of penalty provided to institution and waiver/hearing processes.
  - Spring/Summer: public release of APR data at end of academic year, including teams subject to postseason restriction in upcoming year.

Implementation Timeline

- Agreement that penalty ***structure***, including postseason restriction at Level One, should be implemented for championships/postseason conducted in 2012-13.
- Phasing in to 930 penalty ***benchmark*** should occur with two years at 900 and then a move to 930.
  - 2012-13 and 2013-14 postseason competitions: 900 APR.
  - 2014-15 postseason competitions and beyond: 930 APR.

Historically Black Colleges and Universities Advisory Group

- Committee on Academic Performance supports the creation of a Historically Black Colleges and Universities (HBCU) Advisory Group to assist on issues that impact HBCU institutions.

Initial-Eligibility Standards Academics as a First Expectation

KEY CONCEPTS

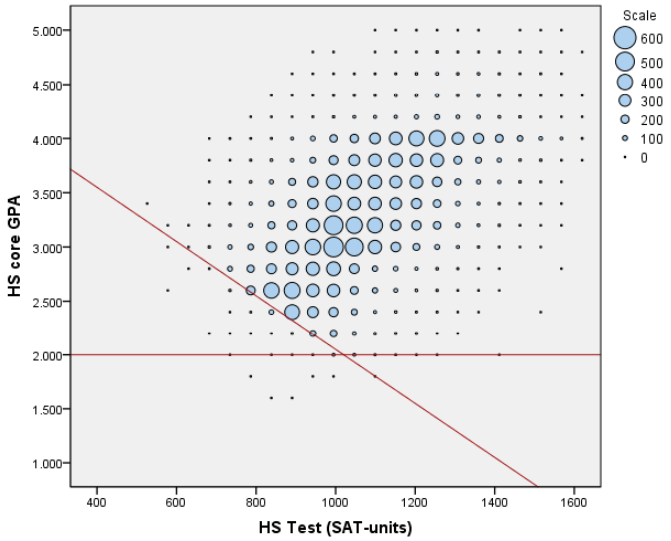
- Academic success as a first expectation through significant raising of initial-eligibility standards.
- More rigorous sliding scale for competition eligibility, while maintaining access to higher education places focus on academic success.
- The higher standard for competition eligibility is intended to focus academically at-risk student-athletes on their studies during their first year in college.
- Focusing on academic preparation of all student-athletes by requiring core-course benchmarks be met in an educationally appropriate progression in high school (e.g., not all in senior year).

CURRENT INITIAL-ELIGIBILITY STANDARDS

- High school graduation.
- Sixteen core courses.
- Minimum 2.0 core GPA.
- GPA and standardized test score must meet sliding scale.
  - 1000 SAT must have at least a 2.025 core GPA.
  - 820 SAT must have at least a 2.500 core GPA.
  - 720 SAT must have at least a 2.750 core GPA.

If student-athlete meets all the standards, is eligible to compete, practice and receive athletics aid. If student-athlete does not meet the standard, is ineligible to receive any athletics aid, and is unable to practice or compete.

Current Initial Eligibility Rule (All SAs)



% Current SAs Ineligible for Competition / Aid	0.4%
% Current SAs Ineligible for Competition Only	0.0%

Note: Current IE rule indicated with dark red line

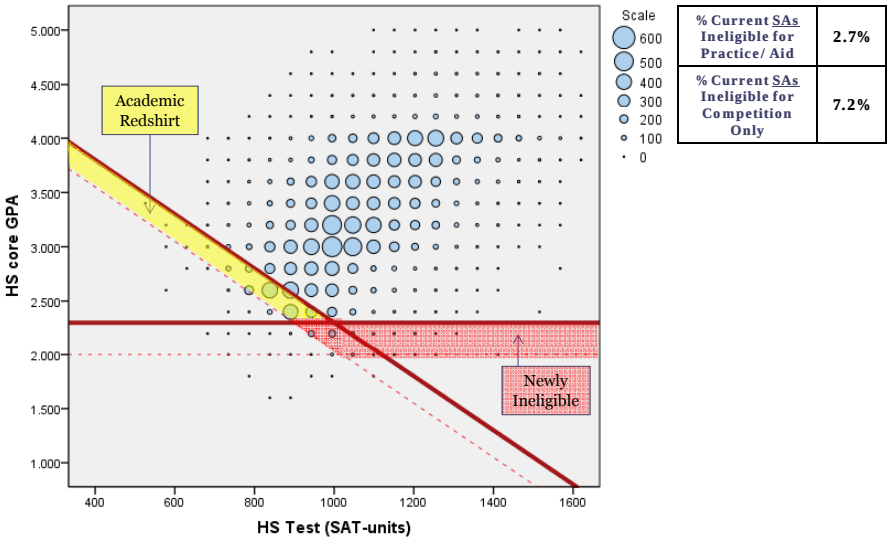
Changes to Initial-Eligibility Standards

- Committee on Academic Performance supports the following changes to initial-eligibility policy:
  - The creation of a more academically rigorous initial eligibility model for competition.
  - A less rigorous standard for student-athletes to receive athletics aid and practice in their first year.
  - Requiring a minimum number of core courses be taken prior to seventh semester or equivalent of high school.

Options 1a and 1b

- Require minimum high school GPA of 2.3 and increase sliding scale for competition.
- Increase minimum GPA to 2.3 and maintain current sliding scale for athletically-related financial aid and practice.
- Current qualifiers under 2.3 GPA would now be nonqualifiers.
- The difference between option 1a and 1b is where the sliding scale is set.
  - Option 1A:
    - Sliding scale increased so that a core GPA of about 0.25 units higher is needed for any given SAT or ACT score:
      - 1000 SAT must have at least a 2.300 core GPA.
      - 820 SAT must have at least a 2.750 core GPA.
      - 720 SAT must have at least a 3.000 core GPA.
  - Option 1B:
    - Sliding scale increased so that a core GPA of about 0.50 units higher is needed for any given SAT or ACT score:
      - 1000 SAT must have at least a 2.500 core GPA.
      - 820 SAT must have at least a 2.950 core GPA.
      - 720 SAT must have at least a 3.200 core GPA.

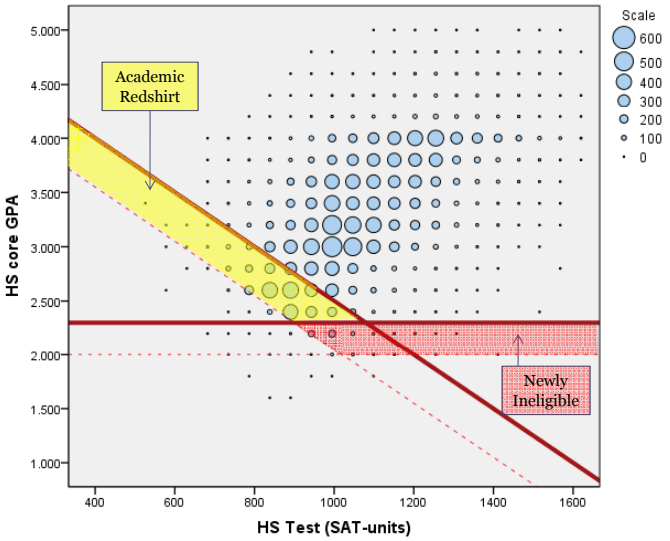
Option 1A: Sliding Scale Elevated to 0.75 SD Below National Mean; 2.30 Floor



% Current SAs Ineligible for Practice/ Aid	2.7%
% Current SAs Ineligible for Competition Only	7.2%

Note: All SAs with HSCGPA <2.30 would be ineligible for competition and aid; SAs in yellow area would be ineligible for competition only. New sliding scale for competition requires HSCGPA ~ 0.25 units higher for given test score compared to current rule.

Option 1B: Sliding Scale Elevated to ~0.5 SD Below National Mean; 2.30 Floor



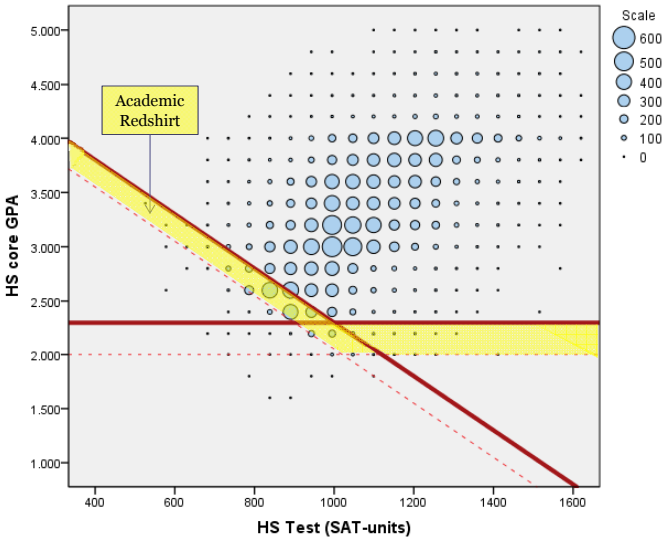
% Current SAs Ineligible for Practice/ Aid	2.7%
% Current SAs Ineligible for Competition Only	13.2%

Note: All SAs with HSCGPA <2.30 would be ineligible for competition and aid; SAs in yellow area would be ineligible for competition only. New sliding scale for competition requires HSCGPA ~ 0.50 units higher for given test score compared to current rule.

Options 2a and 2b

- Require minimum high school GPA of 2.3 and increase sliding scale for competition.
- Current qualifiers would be eligible for practice and athletically related financial aid.
- The difference between option 2a and 2b is where the sliding scale is set.
  - Option 2A:
    - Sliding scale increased so that a core GPA of about 0.25 units higher is needed for any given SAT or ACT score:
      - 1000 SAT must have at least a 2.300 core GPA.
      - 820 SAT must have at least a 2.750 core GPA.
      - 720 SAT must have at least a 3.000 core GPA.
  - Option 2B:
    - Sliding scale increased so that a core GPA of about 0.50 units higher is needed for any given SAT or ACT score:
      - 1000 SAT must have at least a 2.500 core GPA.
      - 820 SAT must have at least a 2.950 core GPA.
      - 720 SAT must have at least a 3.200 core GPA.

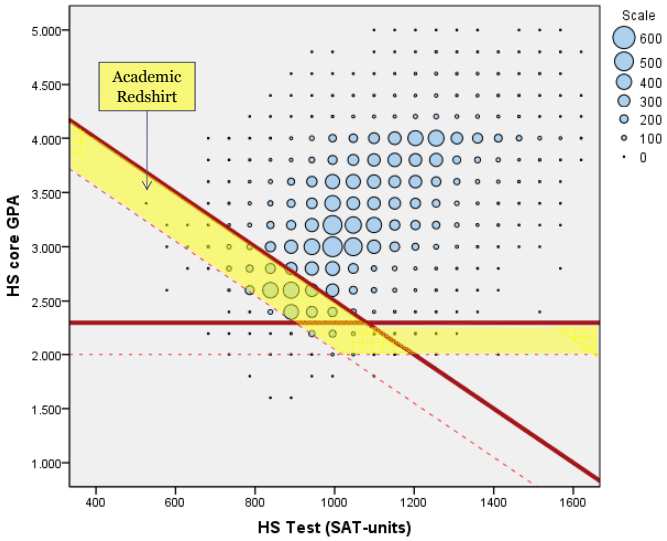
Option 2A: Sliding Scale Elevated to 0.75 SD Below National Mean; 2.30 Floor



% Current SAs Ineligible for Practice/ Aid	0.4%
% Current SAs Ineligible for Competition Only	9.5%

Note: All SAs in yellow area would be ineligible for competition only. New sliding scale for competition requires HSCGPA ~ 0.25 units higher for given test score compared to current rule.

Option 2B: Sliding Scale Elevated to ~0.5 SD Below National Mean; 2.30 Floor



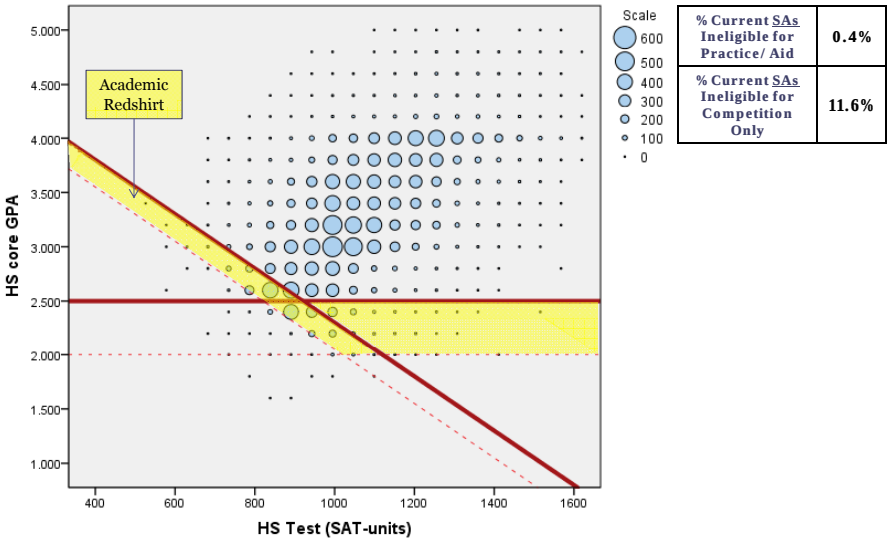
% Current SAs Ineligible for Practice/ Aid	0.4%
% Current SAs Ineligible for Competition Only	15.5%

Note: All SAs in yellow area would be ineligible for competition only. New sliding scale for competition requires HSCGPA ~ 0.50 units higher for given test score compared to current rule.

Option 3a and 3b

- Require minimum high school GPA of 2.5 and increase sliding scale for competition.
- Current qualifiers would be eligible for practice and athletically related financial aid.
- The difference between option 3a and 3b is where the sliding scale is set.
  - Option 3A:
    - Sliding scale increased so that a core GPA of about 0.25 units higher is needed for any given SAT or ACT score:
      - 1000 SAT must have at least a 2.300 core GPA.
      - 820 SAT must have at least a 2.750 core GPA.
      - 720 SAT must have at least a 3.000 core GPA.
  - Option 3B:
    - Sliding scale increased so that a core GPA of about 0.50 units higher is needed for any given SAT or ACT score:
      - 1000 SAT must have at least a 2.500 core GPA.
      - 820 SAT must have at least a 2.950 core GPA.
      - 720 SAT must have at least a 3.200 core GPA.

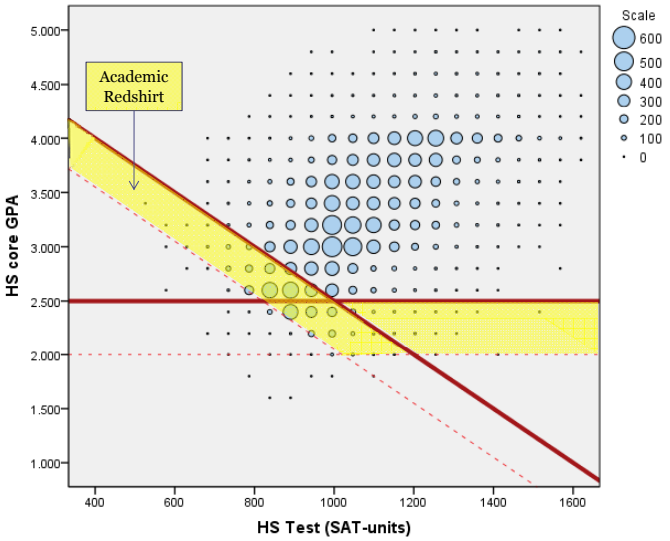
Option 3A: Sliding Scale Elevated to 0.75 SD Below National Mean; 2.50 Floor



% Current SAs Ineligible for Practice/ Aid	0.4%
% Current SAs Ineligible for Competition Only	11.6%

Note: All SAs in yellow area would be ineligible for competition only. New sliding scale for competition requires HSCGPA ~ 0.25 units higher for given test score compared to current rule.

Option 3B: Sliding Scale Elevated to ~0.5 SD Below National Mean; 2.50 Floor



% Current SAs Ineligible for Practice/ Aid	0.4%
% Current SAs Ineligible for Competition Only	16.3%

Note: All SAs in yellow area would be ineligible for competition only. New sliding scale for competition requires HSCGPA ~ 0.50 units higher for given test score compared to current rule.

CORE COURSES

- Committee on Academic Performance is discussing requiring that 10 core courses be completed *prior to* seventh semester (or equivalent) of high school and that seven core courses be in the areas of English, math and science.
- Current rules permit 16 core courses to be earned in any year of high school.
- Data demonstrate that over 99% of prospective student-athletes complete 10 core courses prior to senior year.
- SAs who do not meet this standard significantly underperform academically.

Timeline for Implementing New Standards

- New standards would be effective for students entering any collegiate institution on or after of August 1, 2015.
- Timeline provides notice for student-athletes in their freshman year of high school. Consistent with prior changes to initial-eligibility standards.

Early Qualifiers

- Recommend continuation and enhancement of SA who are obvious qualifiers being certified as eligible after six semesters.

Two-Year College Transfer Standards

Academic Success as a First Expectation

Key Research Findings

- Research data indicates that 2-4 transfer student-athletes lag behind nontransfer and four-year transfer SA's in all measurable academic categories, and leave college ineligible at higher rates than any other group of SA's.
- GPA at two-year institution is the strongest predictor of first year academic success at four-year institution.
- For two-year transfer student ineligibility rates to mirror college freshman, the current 2.00 GPA must increase.
- Number of PE activity credits at two-year institution has a significant negative relationship with four-year college success.
- SAs with more core academic credit perform better at four-year institutions.

Academic Outcomes Among Transfer Student-Athletes in Division I

	Nontransfers Only	4-Year Transfers	2-Year Transfers
NCA Division I Academic Progress Rate (APR) (2008-09)	971	949	926
APR "0/2s" (2008-09 Academic Year)	2.2%	3.8%	5.5%
APR Exhausted Eligibility "0/2s" (2008-09)	2.4%	4.3%	7.6%
Graduation Success Rate (GSR) (2002- Cohort)	80%	77%	65%

Physical Education Activity Credits Transferred by Nonqualifiers from Two-Year Institutions

Physical Education Activity Credits	% Transferring
0-2	25%
3-5	25%
6-8	18%
9-11	11%
12+	21%

First-Year Outcomes at the Four-Year Institution for Two-Year College Nonqualifiers as a Function of Earning Six English, Three Math and Three Science Credits

	Earned 6 English, 3 Math and 3 Science	Did Not Earn 6 English, 3 Math and 3 Science
First-Year Ineligibility Rate	8%	15%
First-Year "0/2" Rate	5%	10%

Two-Year College Transfers

- Committee on Academic Performance supports legislative NCAA Division I Proposal Nos. 2011-69 and 2011-70 sponsored by the NCAA Division I Academic Cabinet.
- Further input on the "academic year of readiness" concept in Proposal No. 2011-65. Allow to continue in current legislative process.
- Committee on Academic Performance supports the cabinet's recommendation to amend the proposals to change the timeline for implementation for students initially enrolling in any college on or after August 1, 2012.

Two-Year College Transfers

- Proposal Nos. 2011-69 and 2011-70 include:
  - Increase the minimum transferable GPA for eligibility for competition to 2.5, from the current 2.0.
  - Permit no more than two credit hours of physical education activity courses.
  - Require completion of three semester or four quarter hours of transferable natural/physical science credit for nonqualifiers.
  - Modify the NCAA Division I Progress-Toward-Degree Waivers Committee structure so that it accommodates requests for waivers to these requirements.

Two-Year College Transfers

- Allow Proposal No. 2011-65, the year of academic readiness, to progress through normal legislative process.

NCAA Division I Committee on Academic Performance
Summary of Suggested Action Items for the NCAA Division I Board of Directors
Regarding Setting Academic Success as a First Expectation

This document outlines concepts and proposals in response to the NCAA Division I Board of Directors charge following the NCAA Presidential Retreat in August. The NCAA Division I Committee on Academic Performance, with help in a number of areas from the NCAA Division I Academic Cabinet, presents the Board of Directors with a package of academic concepts for its adoption and consideration. The recommendations are in three areas: (a) Access to championships; (b) Initial-eligibility standards; and (c) Two-year college academic requirements.

The recommendations emphasize the primacy of academics within Division I and further the embedding of academic success as a first expectation. **[Note: The details regarding these recommendations are included in the attached PowerPoint.]**

Student-Athlete Success – Initial Eligibility.

1. Sponsor legislation in the area of initial eligibility, to be acted on in January or April as summarized below.

   a. Require prospective student-athletes to meet the current qualifier standard for eligibility for practice during the first regular academic term of full-time enrollment and receipt of athletically related financial aid during the first year. Second semester (and second and third quarter) eligibility for practice would be based on passing nine semester or eight quarter hours in the first regular academic term of enrollment.

   b. Require prospective student-athletes to meet the following standard in order to compete in the first year of full-time enrollment:

      - Require a core grade-point average/test score that is set at approximately one-half of a standard deviation below the national student body mean. This represents an increase from the current one standard deviation below the national student mean. The new sliding scale requires a high school core grade-point average to be approximately 0.5 grade-point average units higher for a given test score compared to the current qualifier standard (e.g., SAT of 1000 would require 2.5 high school core grade-point average for competition).

      - Require successful completion of 10 core courses prior to the seventh semester (or equivalent) of high school. Seven of the 10 core courses must be successfully completed in English, math and natural/physical science. These 10 core courses must be used in the core GPA calculation.

   c. Expansion of the early academic qualifier program, details of which will be worked out over the next year after the initial-eligibility standard is adopted.

Student-Athlete Success – Two-Year College Transfer Standards.

1. Adopt NCAA Division I Proposal No. 2011-69 which increases two-year college transfer requirements for qualifiers and nonqualifiers with an effective date of August 1, 2012, for students first entering any collegiate institution (e.g., increases minimum grade-point average from 2.0 to 2.5; limits use of physical education activity credits to two units; requires a transferable physical/natural sciences course for nonqualifiers).

2. Adopt Proposal No. 2011-70, as written, with an effective date of August 1, 2012.

3. Allow Proposal No. 2011-65, the year of academic readiness, to progress through the normal legislative cycle.

Team Success - Access to Championships and a New NCAA Division I Academic Performance Program (APP) Penalty Structure.

Adopt legislation and amend policy, as summarized below, regarding the Academic Performance Program:

1. Establish 930 NCAA Division I Academic Progress Rate (APR) as a minimum academic standard to participate in postseason competition. This includes a mission filter only the first time a team fails to meet the benchmark and an improvement filter the second time and beyond.

2. Transition to the 930 APR to occur over the next three years.

3. Approve a three-level penalty structure.

4. Create a Historically Black Colleges and Universities Advisory Group.

5. Require all conferences to develop and maintain a written policy regarding teams subject to postseason restriction with respect to automatic qualifications for postseason competition and revenue distribution.

REPORT OF THE OCTOBER 27, 2011, MEETING OF THE NATIONAL COLLEGIATE ATHLETIC ASSOCIATION DIVISION I BOARD OF DIRECTORS

1. **Report of the August 11, 2011, Board of Directors Meeting. The Board approved the report of its August 11, 2011, meeting.** (Unanimous voice vote)

2. **President's Report.** NCAA President Mark Emmert thanked the group for participating in a joint meeting with the Presidential Advisory Group (PAG) the previous day in order to review the reports of the four Transforming Intercollegiate Athletics Working Groups and the NCAA Division I Committee on Academic Performance (CAP). He noted that this Board meeting may be one of the most important in the NCAA's history as the Board will take actions that will begin a transformation of intercollegiate athletics. President Emmert emphasized the fact that the decisions made during this meeting should align with the NCAA's enduring values and support the Association's principles.

3. **Presidential Retreat Initiatives.**

   a. **NCAA Division I Committee on Academic Performance**. Walt Harrison, chair of the Committee on Academic Performance, presented the following recommendations:

      (1) Student-Athlete Success – Initial Eligibility.

         (a) That the Board adopt emergency legislation that requires prospective student-athletes, at a minimum, to meet the current qualifier standard in order to be eligible for practice during the first regular academic term and receipt of athletically related financial aid during the first year. Second semester (and second and third quarter) eligibility for practice will be based on successful completion of nine semester or eight quarter hours in the first regular academic term of enrollment.

         (b) That the Board adopt emergency legislation that requires prospective student-athletes to meet the following standard in order to compete in the first academic year:

            i. A grade-point average/test score average that is set at approximately one-half of a standard deviation below the national student body mean. This represents an increase from the current one standard deviation below the national student mean. The new sliding scale requires a high school core grade-point average to be approximately 0.5 grade-point average units higher for a given test score compared to the current qualifier standard (e.g., SAT of 1000 would require 2.5

high school core grade-point average for competition vs. 2.0 currently).

ii. A successful completion of 10 core courses *prior to* seventh semester (or equivalent) of high school. Seven of the 10 core courses must be successfully completed in English, math and natural/physical science.

(c) That the Board adopt legislation to expand the early academic qualifier program, details of which will be worked out over the next year.

(2) Student-Athlete Success – Two-Year College Transfer Standards.

(a) That the Board adopt as emergency legislation NCAA Proposal No. 2011-69, which increases two-year college transfer requirements for qualifiers and nonqualifiers with an effective date of August 1, 2012, for students first entering any collegiate institution (e.g., increases minimum grade-point average from 2.0 to 2.5; limits use of physical education activity credits to two units; requires a transferable physical/natural sciences course for nonqualifiers) on or after August 1, 2012.

(b) That the Board adopt as emergency legislation Proposal No. 2011-70, as written, with an effective date of August 1, 2012.

(c) That the Board allow Proposal No. 2011-65, the year of academic readiness, to progress through the normal legislative cycle.

(3) Team Success - Access to Championships and a New NCAA Division I Academic Performance Program (APP) Penalty Structure.

(a) That the Board approve a 930 NCAA Division I Academic Progress Rate (APR) as a minimum academic standard to participate in postseason competition. This includes a mission filter only in the first year a team fails to meet the benchmark and an improvement filter in the second year and beyond.

(b) That the Board approve the transition to the 930 APR to occur over the next three years.

(c) That the Board approve a three-level APP penalty structure.

(d) That the Board approve the creation of an Advisory Group for Historically Black Colleges and Universities and other low resourced institutions.

(e) That all conferences be required to develop and maintain a written policy regarding teams subject to postseason restriction with respect to automatic qualifications for postseason competition and revenue distribution.

BOARD ACTION: **The Board approved all recommendations and necessary legislative changes regarding student-athlete and team academic success as described above.** (Unanimous Voice Vote)

b. Transforming Intercollegiate Athletics Student-Athlete Well-Being Working Group. Sidney McPhee, vice chair of the Student-Athlete Well-Being Group, presented the following recommendations:

(1) Cost of Attendance.

(a) That the Board adopt legislation for aid awards that take effect August 1, 2012, or thereafter (awards may be executed before that date), to permit a Division I student-athlete who has received institutional financial aid equal to the value of a full grant-in-aid (i.e. tuition and fees, room and board and required course related books) to receive additional athletically related financial aid up to the value of the institution's "cost of attendance," or up to $2,000, whichever is less. The additional "miscellaneous expense allowance" amount is to be indexed annually to the consumer price index.

[Note: Student Athlete Opportunity Funds may be used at the institution's discretion toward these miscellaneous expenses as is currently permitted. A Pell Grant will not be included in the NCAA financial aid calculation and is considered an exempted government grant for purposes of applying NCAA regulations.]

(b) That the Board adopt legislation, effective August 1, 2012, to provide that only athletically-related aid will be counted toward team limits in equivalency sports.

[Note: All nonathletically-related financial aid now will be excluded from team equivalency computations, which will permit student-athletes to receive additional sources of financial aid without affecting team financial aid limits. The "miscellaneous expense allowance" would be applicable

once the total of athletics and other permissible aid exceeds the value of a full grant.]

(c) That the Board adopt a best practice that all prospective and enrolled student-athletes should submit the Free Application for Federal Student Aid (FAFSA). Further, because the "miscellaneous expense allowance" legislation is permissive in nature, conferences should be encouraged to consider common application of this legislation among their members and sports.

(2) Multiyear Grants-In-Aid.

(a) That the Board adopt legislation to redefine the period of award for aid awards that take effect August 1, 2012, or thereafter (awards may be executed before that date), to permit athletics aid to be awarded for a period beyond the minimum of one academic year, up to the date the student-athlete exhausts eligibility to compete in all sports.

[Note: Maintain, subject to existing exceptions, legislation to require the period of award for athletics aid to be not less than one academic year. Maintain only nonathletically-related conditions in athletics aid agreements regarding cancelation or reduction of aid during the period of its award. Gradation provisions should include:

i. Maintaining current restrictions and processes on reducing or canceling athletics aid during the period of the award;

ii. Permitting institutions discretion to increase athletics aid during the period of its award, and maintaining current requirements for hearing opportunities related to reducing or canceling aid during the period of the award.]

(b) That the Board adopt legislation to be effective for awards executed on or after August 1, 2012, to require institutions to award at least a prescribed minimum of an equivalency grant to each student-athlete who receives athletics aid in an equivalency sport.

[Note: Institutions currently are required in baseball to award a minimum 0.25 equivalency award but the Awards, Benefits, Expenses and Financial Aid Cabinet is developing a "block grant" system. The Student-Athlete Well-Being Working Group agreed that a .10 minimum may be appropriate for all sports, but the group will consider the alternative

minimum cabinet model and report a final recommendation to the Board for action in January or April 2012.]

(c) That the Board adopt legislation, effective immediately, to eliminate financial aid eligibility restrictions (five years of aid within a six-year period) to permit institutions to provide athletics aid to former student-athletes who remain at, or return to, the institution to complete their baccalaureate degree requirements.

BOARD ACTION: The Board approved all the working group's recommendations and necessary legislative changes as emergency legislation as described above. In addition, the Board agreed that the $2,000 "miscellaneous expense allowance" should be maintained for no less than three years. (Unanimous voice vote.)

c. **Transforming Intercollegiate Athletics Rules Working Group**. Steadman Upham, vice chair of the Rules Working Group, requested the Board endorse a resolution that summarizes the concepts and direction outlined by the working group as they do their part to transform intercollegiate athletics. [See Attachment A for the resolution.]

BOARD ACTION: The Board endorsed the resolution. (Unanimous voice vote)

d. **Transforming Intercollegiate Athletics Enforcement Working Group**. Ed Ray, chair of the Enforcement Working Group, noted that the working group continues to review a tiered violation structure, penalty structure and the process for adjudication. The working group plans to continue discussions and make recommendations to the Board in April or August 2012, depending on when the Rules Working Group concludes its work.

e. **Transforming Intercollegiate Athletics Resource Allocation Working Group**. Ann Millner, vice chair of the Resource Allocation Working Group, noted that the working group has received much feedback on various concepts it has discussed, particularly those regarding a reduction in playing seasons (championship and nonchampionship) and a reduction in scholarships (football and men's and women's basketball). The working group plans to continue discussions and make recommendations to the Board in January 2012.

4. **Communications Plan.** Bob Williams, NCAA vice president of communications, and Bob Knapp, chief executive officer of Neubrand, reviewed with the Board a communications plan/strategy that will be used to assist the NCAA in the communication of actions related to Presidential Retreat initiatives. The intent is that communication should be immediate

and consistent, so that the NCAA membership and the general public are aware of the context and importance of the changes, as well as the potential impact on intercollegiate athletics.

5. **Final Report of the Bowl Game Licensing Task Force.** Harvey Perlman, chair of the Task Force, presented the final report of the Task Force, which included the following recommendations in the area of governance, advertising and sponsorship, and student-athlete welfare:

   a. NCAA regulation of postseason bowls should be consistent with and limited by the core mission of the NCAA.

   b. That each bowl-sponsoring agency be governed by a Board of Directors that has a majority of its members from the community in which the bowl is located.

   c. The title or presenting sponsor of a certified bowl shall not advertise or appear to promote products or activities that may be detrimental to the welfare of student-athletes or the image and best interests of higher education and intercollegiate athletcs. Each bowl-sponsoring agency shall adopt policies designed to exclude advertisements associated with bowls that are inconsistent with the welfare of student-athletes, or the image and best interest of higher education and intercollegiate athletics.

   d. That conferences should require as part of their agreement with bowl title and presenting sponsors that the bowl-sponsoring agency avoid promotional activities inconsistent with the values of the NCAA or of higher education.

   e. That participating conferences should contractually require each bowl to provide a certain number of advertisements promoting the value of intercollegiate athletics and the collegiate model.

   f. That the Board for each bowl-sponsoring agency shall ensure that it is in compliance with the designated standards in the Task Force report relating to protecting student-athlete welfare, which includes the conduct of bowl games within a specified time period.

   g. That the new academic standards applied to NCAA Division I championship participation shall be equally applied to postseason bowl games.

h. That the NCAA, in consultation with conference commissioners, determine whether or not the collection of financial information would serve the interests of intercollegiate athletics.

i. That the NCAA discontinue its current detailed licensing system and should embrace and develop a certification system that provides assurance that minimum standards of governance and operation are in place.

BOARD ACTION: The Board approved all the Task Force recommendations except the portion of Item No. 4-f above specifying the period of time within which bowl games may occur. [Unanimous Voice Vote of Football Bowl Subdivision (FBS) Board members.]

The Board directed staff to bring back to the Board recommendations regarding how to address the issue of possibly not having enough teams that qualify for the number of bowl games in a given year.

BOARD ACTION: While the Board endorsed the principles expressed in Item No. 4-f above, it directed staff/Task Force to work with the FBS commissioners to address a new time period for bowl games that can be considered by the Board at its April 2012 meeting. (Unanimous Voice Vote.)

6. <u>Division I Governance Structure Update</u>.

a. Report of the October 13, 2011, Meeting of the Leadership Council. Mike Alden, chair of the Division I Leadership Council, presented the following recommendations:

(1) Men's Basketball Recruiting Model. The Leadership Council concluded its discussions of concepts to be included in a men's basketball recruiting model. The Leadership Council recommended that the Board of Directors take final action to adopt a men's basketball recruiting model that provides for earlier and increased access to prospective student-athletes by Division I coaches. [Reference Attachment B for details of the new recruiting.]

BOARD ACTION: The Board adopted the recommended men's basketball recuiting model for full implementation by August 1, 2012. (Unanimous Voice Vote.)

(2) Summer Relationship and Skill Development for Student-Athletes. During its discussions regarding a men's basketball recruiting model, the Leadership

Council agreed to recommend that the Board of Directors take final action to permit entering and continuing student-athletes to engage in summer athletics development (eight hours of conditioning per week, of which no more than two hours can be devoted to skill instruction), regardless of enrollment in summer school.

BOARD ACTION: The Board supported the concept of coaches having access to prospective and current student-athletes during the summer, but asked the Leadership Council to bring back to the Board in January models for further consideration (e.g., requiring enrollment in summer school in order to participate in summer athletics activities; permitting participation in summer athletics activities without enrollment in summer school, provided student-athlete meets specified academic criteria) (Unanimous Voice Vote.)

(3) Multidivisional Reclassification – Opposite Gender -- NCAA Bylaw 20.4.1.2. The Leadership Council agreed to recommend that the Board of Directors adopt noncontroversial legislation that would permit current Division II and Division III institutions that had one sport (other than football and basketball) classified in Division I for the 2010-11 academic year to petition to have one sport of the opposite gender reclassified to Division I. The Leadership Council agreed that the reclassification process should be identical to the two-year process that existed before the adoption of Proposal No. 2010-100, that the application fee should be increased to $10,000 and that there be no time limitation for the opportunity to reclassify a second sport.

BOARD ACTION: The Board adopted noncontroversial legislation as recommended. (Unanimous Voice Vote.)

b. Report of the October 17-18, 2011, Meeting of the Division I Legislative Council. Carolyn Campbell-McGovern, chair of the Division I Legislative Council, noted that in light of the continuing work of the working groups and the potential for significant changes to Division I legislation, the Council discussed broad concepts related to the legislative proposals in the 2011-12 cycle and offered feedback to the working groups in a variety of areas and anticipate guidance on processing the legislative proposals in the current cycle.

7. <u>Division I Committee on Infractions</u>. The committee recommended the Board ratify the committee's revisions to specified provisions within Bylaw 32.

BOARD ACTION: The Board approved the bylaw revisions as recommended. (Unanimous Voice Vote.)

8. **National Association of Basketball Coaches (NABC) Report**. Jim Haney, executive director of the NABC, thanked the Board for the opportunities extended to the NABC and to him personally to participate in discussions regarding important matters facing the NCAA and that affect the sport of men's basketball. He outlined continuing concerns of coaches related to the APR effects when there are coaching changes and expressed support for initiatives to encourage summer school for prospective and enrolled student-athletes, and for the Leadership Council's men's basketball recruiting model. He noted that graduation and retention are key focus areas for the NABC and that new initial eligibility requirements, structure for academic redshirts and increased standards for two-year college transfers increase the need for coaches to build meaningful relationships with prospects and enrolled student-athletes to monitor and help manage academic performance.

9. **Future Meeting Dates**.

a. January 14, 2012, in conjunction with the NCAA Convention, Indianapolis, Indiana.

b. April 26, 2012, Indianapolis, Indiana.

c. August, 2, 2012, Indianapolis, Indiana.

d. Tuesday, October 30, 2012, Indianapolis, Indiana.

Board of Directors chair: Judy Genshaft, University of South Florida
Staff Liaisons: S. David Berst, Division I governance
Jacqueline Campbell, Division I governance

NCAA DIVISION I BOARD OF DIRECTORS
October 27, 2011, MEETING ATTENDANCE

Board members in attendance:
Stanley Albrecht, Utah State University, Western Athletic Conference
Guy Bailey, Texas Tech University, Big 12 Conference
William Beauchamp, University of Portland, West Coast Conference
Judy Genshaft, University of South Florida, Big East Conference, chair
Nathan Hatch, Wake Forest University, Atlantic Coast Conference
David Hopkins, Wright State University, Horizon League
Sidney McPhee, Middle Tennessee State University, Sun Belt Conference
William Meehan, Jacksonville State University, Ohio Valley Conference
Ann Millner, Weber State University, Big Sky Conference
Harris Pastides, University of South Carolina, Southeastern Conference
John Peters, Northern Illinois University, Mid-American Conference
Edward Ray, Oregon State University, Pacific-12 Conference
David Schmidly, University of New Mexico, Mountain West Conference
Lou Anna Simon, Michigan State University, Big Ten Conference
David Skorton, Cornell University, Ivy League
Steadman Upham, University of Tulsa, Conference USA

Board members not in attendance:
William R. Harvey, Hampton University, Mid-Eastern Athletic Conference
Timothy White, University of California, Riverside, Big West Conference

NCAA staff Liaisons in attendance:
S. David Berst, NCAA
Jacqueline Campbell, NCAA, recording secretary

Guests from other Division I governance bodies:
Michael Alden, University of Missouri, chair of the Division I Leadership Council
Carolyn Campbell-McGovern, Ivy League, chair of the Division I Legislative Council
Jim Haney, executive director of the National Association of Basketball Coaches (NABC)
Walter Harrison, University of Hartford, chair of the Division I Committee on Academic Performance
Harvey Perlman, University of Nebtraska, chair of the Division I Bowl Licensing Task Force

Guests from the NCAA Pathway Program:
Sherie Cornish Gordon, Norfolk State University
Kimberly Johnson, Texas Christian University
Monica Love, United States Military Academy
Diane O'Brien, University of California, Santa Barbara
Melody Reifel Werner, Eastern Michigan University
Alice Tym, University of Illinois at Chicago

Other Guests:
Bob Knapp, chief executive officer, Neubrand

Other NCAA staff members in attendance: Troy Arthur, Erik Christainson, Joni Comstock, Diane Dickman, Mark Emmert, Bernard Franklin, Lynn Holzman, Michelle Hosick, Tom Hosty, Jim Isch, Kevin Lennon, Steve Mallonee, Kathleen McNeely, Delise O'Meally, Tom Paskus, Todd Petr, Dennie Poppe, Bill Regan, Donald Remy, Wallace Renfro, Greg Shaheen, Jennifer Strawley, Robert Vowels, Wendy Walters and Bob Williams.

Resolution

"*Whereas*, the working group has concluded that bold actions are necessary to change the regulatory culture in meaningful ways that, in conjunction with an enhanced enforcement structure, will better support the collegiate model by placing emphasis on the most significant regulations;

"*Whereas*, the working group recognizes the challenges inherent to our current regulatory culture, including the creation of a number of rules that are nationally insignificant, difficult to enforce and do not clearly enhance the academic and athletics success of student-athletes;

"*Be it therefore resolved*, that the working group shall establish principle-based outcomes that will apply to each operating bylaw, promote the fundamental constitutional principle of each operating bylaw and serve as the basis for legislation of national significance that merits inclusion in the Manual;

"*Be it further resolved*, that the working group shall examine "competitive equity" in terms of fairness of opportunity to compete among institutions or groups of institutions;

"*Be it further resolved*, that the working group shall identify an appropriate penalty structure that reinforces the need to adhere to established principles;

"*Be it further resolved*, that the working group shall identify opportunities to increase shared responsibility for rules compliance among those who participate in, lead and administer intercollegiate athletics at the campus, conference and national levels;

"*Be it further resolved*, that the working group shall develop a filtering process to evaluate future proposals to ensure that such legislation is consequential, readily enforceable, promotes our enduring values and further identified principle-based outcomes;

"*Be it further resolved*, that the working group shall encourage NCAA staff to reach out to membership constituents to gather feedback on concepts identified by the working group; and

"*Be it further resolved*, that the working group shall review specific principle-based outcomes and operational bylaws at its December 2011 meeting."

Division I Men's Basketball Recruiting Model

Feature	Leadership Council Recommendation	Additional Comments	Effective Date
Recruiting calendar evaluations			
April	• Permit evaluations at certified nonscholastic events on two weekends. • Neither weekend can fall on ACT/SAT testing dates or Easter. • Events must be subject to NCAA certification program, which should include an additional requirement that the event may not begin before Friday 6 pm and must conclude no later than Sunday 4 pm.		**Immediately**
July	• Permit evaluations at nonscholastic certified events during a total of 12 days in July; the 12 days would consist of three four-day periods (with intervening dead periods) that run from Wednesday at 5 pm to Sunday at 5 pm.	• The evaluation period would consist of the first three four-day periods (Wednesday 5 p.m. – Sunday 5 p.m.) beginning with the first Wednesday on or after July 6. • The staff can continue discussion regarding whether event certification criteria should be modified to require events to conclude at an earlier time on the final day.	**Immediately**
Communication with PSAs			
Types of Communication and Phone Call Frequency	• Eliminate restrictions on all modes of communication on or after June 15 following the completion of the prospect's sophomore year in high school. • Eliminate communication restrictions applicable to prospects participating in certified basketball events (April/July).		**June 15, 2012**

Feature	Leadership Council Recommendation	Additional Comments	Effective Date
Off-campus contacts			
Off-campus contact starting point	• Off campus contacts may be made with a prospect during the junior year in high school. • Recruiting periods other than April – contacts during the junior year only at the prospect's educational institution. • April recruiting period – contacts during the junior year only at the prospect's educational institution or at the prospect's residence.	• Current rule limiting visits to a prospect's educational institution to not more than once a week would remain applicable.	**August 1, 2012**
Off-campus contact in conjunction with an evaluation	• Permit recuiting opportunities with juniors and seniors to be either contacts or evaluations. Contacts may not be made during the time period when classes are in session or during the day of a prospect's competition. • The current academic year recruiting calendar shall maintain recruiting periods, but will eliminate distinctions between contact and evaluation periods.	• Institutions are permitted to still have seven recuiting opportunities during each academic year.	**August 1, 2012**
Official visits			
Starting point	• January 1 of the junior year through the senior year of high school.	• Current requirements (standardized test score, high school transcript, register with Eligiblity Center, placed on institution's IRL) necessary to provide an official visit would remain applicable. • Included in the total number of permissible visits for the prospect and the institution.	**August 1, 2012**
Travel expenses	• May be provided to the prospect and two parents/legal guardians.		**August 1, 2012**

A G E N D A

National Collegiate Athletic Association
Division I Board of Directors and Presidential Advisory Group Joint Meeting

NCAA National Office
Indianapolis, Indiana

October 26, 2011
3-6 p.m.

1. Welcome and review of plans for the joint meeting, and the Board of Directors' Thursday meeting.

2. Comments by NCAA President Mark Emmert. (Supplement No. 1)

3. Status report from the NCAA Division I Committee on Academic Performance (CAP). (Supplement No. 2) [Walt Harrison, chair of CAP, to present report.]

4. Status report from the Transforming Intercollegiate Athletics Working Groups.

   A. Student-Athlete Well Being. (Supplement No. 3) [Graham Spanier, working group chair, to present report.]

   B. Rules. (Supplement No. 4) [Steadman Upham, working group vice chair, to present report.]

   C. Enforcement. [Ed Ray, working group chair, to present report.]

   D. Resource Allocation. [Ann Millner, working group vice chair, to present report.]

5. Communication plan regarding Presidential Retreat initiatives.

6. Other Business.

7. Adjournment

MEMORANDUM

P.O. Box 6222
Indianapolis, Indiana 46206
Telephone: 317/917-6222

Shipping/Overnight Address:
1802 Alonzo Watford Sr. Drive
Indianapolis, Indiana 46202

www.ncaa.org

October 20, 2011

TO: Division I Board of Directors.

FROM: Mark Emmert
President.

SUBJECT: Division I Presidential Retreat Follow-up.

Attached are the reports and recommendations from the working groups established following the Division I Presidential Retreat in August. The work of these groups has been predicated on a shared commitment from the retreat to a set of values that would guide decisions. These four values are:

- Student-athlete success academically and athletically is paramount.
- The collegiate model, in which athletics is embedded in the values of higher education including shared responsibility and accountability, should be protected and sustained.
- Amateurism guides the relationship between students and institutions in the collegiate model of athletics.
- Competitive equity and fairness among institutions of similar commitment to intercollegiate athletics should guide the administration of the collegiate model.

In August, the Board of Directors took an important step in alignment with these values by establishing for the first time ever an academic standard of 930 APR that teams in Division I must reach for access to championships participation. This is an academic access threshold that has equal standing with athletics performance for championships participation.

There are two umbrella initiatives that constitute efforts of the working group. The first focuses on the success of student-athletes. This initiative includes the ongoing work of the Committee on Academic Performance (CAP) and the Division I Academics Cabinet, as well as two new working groups examining how resources are allocated to benefit student-athletes and how to specifically address the well-being of student-athletes. It is critically important that we not fall into the trap of thinking about this working group's efforts as "cost containment" or "cost savings." That is not the group's charge, and we have worked diligently to keep the discussion on how we best use resources, where they can best be applied, and how we best serve student-athletes.

The second set of working groups are focused on the conduct of intercollegiate athletics. Specifically, they are looking at the context in which rules are made and then how they are enforced. Our approach for setting national policy in the past has been to codify behavior. In doing so, we have drawn ever-finer lines around what we can do – but mostly about what we can not do. More importantly, our dependency on policy designed to fence in our behaviors has choked off the expectation for shared responsibility, which is a critical element of any membership-driven organization.

I have recommended that we move from codifying behavior to establishing principle-based outcomes to guide behavior. What do our principles – informed by those enduring values – tell us about how we should behave? What are the broadest guidelines for how that behavior should be structured (the number of sports we sponsor, the number of grants we provide, the length of seasons, etc.)? All else we should leave to judgment at the conference or institutional level based on a sense of shared responsibility. This is an approach that will dramatically reduce the number of bylaws we have, will eliminate the unenforceable and insignificant, and will provide a new approach to accountability. The Board will be asked to endorse this approach in a resolution.

The second working group focused on the conduct of intercollegiate athletics is addressing a new violations structure and a new penalty structure within the Association's enforcement efforts. As a result, we expect the national office efforts will be focused on the most significant violations.

The timeline for the completion of this total effort is the one we committed to at the retreat. We said we wanted to have all this work finished in this academic year. We are on schedule and pushing very hard.

Whatever the decisions we make within in the larger effort and beyond, we must ensure they align with the enduring values and support our principles. All of this is a work in progress, and there is overlap from one group to the next. When we push in one area, we may see consequences for another. Helping keep all of this on track is the work of the staff, with Jim Isch and Wally Renfro heading the steering committee which has oversight for the entire body of work. David Berst, Kathleen McNeely, Julie Roe Lach and Kevin Lennon are the primary liaisons to each of the working groups.

MAE:mrr

Enclosure

cc: Selected NCAA Staff Members

Post-Presidential Retreat Updates
October 18, 2011

Committee on Academic Performance (CAP)

Presentation to Board: October 2011
Chair: Walter Harrison, President
University of Hartford

Vice Chair: Roderick McDavis, President
Ohio University

Direct questions and feedback to staff contacts:
Kevin Lennon, klennon@ncaa.org
Bernard Franklin, bfranklin@ncaa.org

Group Met
SEPT 13-14

Next Meeting
OCT 24-25

DEVELOPMENTS

The committee is proposing that all conference offices adopt a policy regarding teams that do not meet championship academic access standards with respect to automatic qualification for postseason and revenue distribution. The committee will not require specific items within the policies, but simply that conferences maintain a policy on file.

EXISTING INFORMATION

At the direction of the NCAA Division I Board of Directors at its August meeting, the NCAA Division I Committee on Academic Performance, with the assistance of the Division I Academic Cabinet in a number of areas, is creating a package of academic proposals aimed at improving academic success. The package of proposals includes increased initial-eligibility standards, increased two-year college transfer standards, an increase of the penalty benchmark to 930, and amending the NCAA Division I Academic Performance Program to establish an academic standard of 930 for participation in the postseason.

1. **Initial-Eligibility Standards:** Based in large part on the recommendations of the Division I Academic Cabinet, the committee supports a more rigorous academic standard for competition than for practice and receipt of athletically related financial aid. Setting a higher standard for competition during the first year of enrollment allows for identification of student-athletes who are likely to be academically successful to compete during their first

year of enrollment. Student-athletes who need more time to acclimate to college life in order to ensure academic success may be provided athletically related financial aid and practice (assuming they meet standard for practice and financial aid).

a. **Athletically Related Financial Aid and Practice:** Discussions to date have centered on eligibility standards for practice and receipt of athletically related financial aid at the current non-qualifier level (e.g., 2.0 and sliding scale), or raising the GPA floor to 2.3 with the current sliding scale. Practice would be permitted if this standard is met during a student's first regular term of full-time enrollment. However, in order to be eligible for the second term of enrollment, student-athletes would be required to successfully complete nine semester or eight quarter hours.

b. **Competition During First Year of Enrollment:** CAP is examining two potential models for increasing the minimum combination of high school core GPA and ACT/SAT score needed for competition in a student's first year of collegiate enrollment. One model establishes a higher threshold for eligibility than the other, but both represent substantial increases in the number of student-athletes who would be ineligible for competition during their first year of enrollment.

c. **Core Course Requirements:** The committee supports the concept of requiring students to complete 10 core courses prior to the start of the seventh semester of high school. Discussions will continue regarding whether such a requirement should include a specified number of courses in English, math and science (e.g., six or seven of the 10 required).

d. **Effective Date:** For students first entering college full time August 1, 2015, or after.

2. **Two-Year College Transfer Student-Athletes:** The committee supports the two-year college transfer proposals put forward by the NCAA Division I Academic Cabinet. Specifically, based on data related to the lack of academic success of two-year college transfers, the committee supports increased transfer standards for two-year college transfers.

a. **Increased Standards:** Increase the transferrable grade-point average from 2.0 to 2.5, limit the number of physical education activity courses to two and for non-qualifiers require the completion of a core curriculum (six credits of English, three credits of math and three credits of science).

b. **Year of Academic Readiness:** Provides an opportunity for academically underprepared student-athletes to gain the academic preparation needed to be successful. Allows student-athletes enrolled at a two-year institution to not compete during initial year of

enrollment and not start the five-year period of eligibility for purposes of the five-year clock and progress toward degree.

c. **Effective Date:** For student-athletes initially enrolling at a collegiate institution on or after August 1, 2012 (no student-athlete currently enrolled in a two-year collegiate institution will be impacted).

3. **Access to Championships and Division I Academic Performance Program (APP) Penalty Structure:** The committee continued its review of the APP in light of the Board's directive to include a postseason academic access standard of a 930 APR. The 930 APR correlates to an approximate 50 percent Graduation Success Rate (GSR). The committee's discussions to date have centered on the following concepts:

   a. **Penalty Structure:** CAP is exploring a three-level penalty structure. First-level penalties would include a ban on postseason competition and financial aid penalties or practice penalties; the second level adds penalties that would include playing season restrictions (e.g. practice, regular season competitions). The third level would be a menu of penalties that could include restricted membership, coaching suspensions for a designated number of contests and fines, among others. CAP is also considering whether a TV ban should be part of this list of possible penalties.

   b. **Filters / Waivers:** Consideration is being given to including an academic mission filter (e.g. schools in the bottom 15 percent of resources and with a 50 percent GSR receive relief from the penalty). All other teams below 930 would be subject to the postseason ban. The waiver threshold in level one would likely be very rigorous, with approval for only those teams with truly extraordinary circumstances. For levels two and three, the committee is discussing providing a filter based on improvement.

   c. **Effective Date:** For penalties imposed during 2012-13. The committee suggests a two-year timeline for implementation of the new 930 penalty benchmark. For the next two years, an APR benchmark of 900 would be used for the new penalty structure. For the postseason ban penalty, championships conducted in 2012-13 and 2013-14 would require a minimum 900 APR and championships conducted in or after 2014-15 would require a minimum 930 APR.

Student-Athlete Well-Being Working Group

Presentation to Board: October 2011
Chair: Graham Spanier, President,
Pennsylvania State University

Vice Chair: Sidney McPhee, President,
Middle Tennessee State University

Direct questions and feedback to staff contact:
David Berst, dberst@ncaa.org

Group Met
OCT 4

FINAL PROPOSAL

1. <u>Cost of Attendance (COA)</u>.

a. Permit a Division I student-athlete who has received a full grant in aid, i.e. tuition and fees, room and board and required course related books, to receive additional institutional financial aid (athletics or other) up to the value of the institution's "cost of attendance", or up to $2,000, whichever is less.

(1) The additional "miscellaneous expense" amount to be indexed annually to the consumer price index. Further, Student Athlete Opportunity Funds may be used as a potential source, as they often are currently, for these miscellaneous expenses not covered by the full grant.

(2) A Pell Grant will not be included in this calculation and will be considered an exempted government grant for purposes of applying NCAA regulations.

(3) In equivalency sports, only athletically-related aid will be counted toward team limits. All nonathletically-related financial aid will be excluded from team equivalency computations, which will permit student-athletes to receive additional sources of financial aid without affecting team financial aid limits.

(4) Because this legislation is permissive in nature, conferences should be encouraged to consider common application of this legislation among its members and sports.

b. As a best practice, all student-athletes should submit a Free Application for Federal Student Aid (FAFSA).

2. <u>Multiyear Grants in Aid</u>.

a. Period of award.

(1) Maintain, subject to existing exceptions, the requirement that the period of award for athletics aid may be not less than one academic year.

(2) Permit athletics aid, up to the permissible limits, to be awarded for a period beyond the minimum of one academic year, up to the date the student-athlete exhausts eligibility to compete in all sports.

(3) Maintain only nonathletically-related conditions in athletics aid agreements regarding cancellation or reduction of aid during the period of its award.

b. Changing awarded amounts.

(1) Maintain current restrictions and processes on reducing or canceling athletics aid during the period of the award.

(2) Permit institutions discretion to increase athletics aid during the period of its award.

(3) Maintain current requirements for hearing opportunities related to reducing or canceling aid during the period of the award.

c. Minimum equivalency values.

(1) Require institutions to award not less than 10 percent of an equivalency to each student-athlete who receives institutional financial aid based in any degree on athletics ability, regardless of other sources of financial aid. [Note: Institutions currently are required in baseball to award a minimum 0.25 equivalency award to a student-athlete receiving athletics aid, but such an award may include all countable financial aid.]

d. Eligibility for financial aid – former student-athletes.

(1) Eliminate financial aid eligibility restrictions (five years of aid within a six-year period) to permit institutions to provide unearned athletics aid to former student-athletes who remain at, or return to, the institution to complete their baccalaureate degree requirements.

3. Early Enrollment.

- The working group agreed that the practice of early graduation and enrollment in college should receive increased scrutiny to ensure that only qualified students are permitted to engage in the practice. The timing and sequencing of core courses and disproportionate levels of credits earned in a compressed period should disqualify student-athletes from practice and competition until following the normal high school graduation dates of such individuals. Therefore, the working group supports the Academic Cabinet, the NCAA Eligibility Center and the Committee on Academic Performance in the quest to address these issues. The group is concerned that premature high school graduation for the principal purpose of participating in spring practice for fall sports has both led to academic abuses and otherwise is not in the best interests of NCAA student-athletes.

4. Initial Eligibility.

- The working group supports the Committee on Academic Performance's preliminary views regarding an increase in the GPA and test score requirements to attain full eligibility as a freshman. The group also supports consideration of a category of student-athletes who may qualify for financial aid and practice, but not competition in their initial year in residence.

5. Bylaw 16 "Extra Benefits".

- The Well-Being Working Group supported six staff deregulation recommendations and referred them to the Rules Working Group for further consideration. The topics to be addressed include: incidental expense waivers; nutrition; expenses to receive recognized awards; medical and insurance expenses; missed class time waivers, and "entertainment" of family and friends of student-athletes.

Resource Allocation Working Group

Presentation to Board: January 2012
Chair: Michael Adams, President,
University of Georgia

Vice Chair: Ann Millner, President
Weber State University

Direct questions and feedback to staff contact:
Kathleen McNeely, kmcneely@ncaa.org

Group Teleconference
OCT 11

Next Teleconference
NOV 4

DEVELOPMENTS

The Resource Allocation Workgroup held a teleconference on October 11 to review draft recommendations regarding foreign travel, non-championship segment competition, reductions in competition in all sports and reductions in scholarships. The working group:

1. Reaffirmed the vote in favor of elimination of non-championship segment competition.

2. Voted in favor of a 10 percent reduction in regular-season competition for all sports. However, if the elimination of non-championship segment competition is passed by the Division I Board, credit would be given for non-championship reductions.

3. Reaffirmed the unanimous vote to recommend eliminating all foreign travel.

4. Voted in favor of a reduction of:

    a. FBS football scholarships from 85 to 80.

    b. FCS football scholarships from 63 to 60.

    c. Men's basketball scholarships from 13 to 12.

    d. Women's basketball scholarships from 15 to 13. These scholarships will be reapportioned to other women's sports.

e. In addition, the work group requests that the Committee on Academic Performance (CAP) consider incentives that would allow institutions above a certain APR score to maintain FBS football scholarships at 85, FCS scholarships at 63 (with 85 overall counters), men's basketball scholarships at 13 and women's scholarships at 15.

5. Agreed in concept to a reduction in non-coaching staff within programs. The next work group meeting will consider options recommended by Division 1A Athletic Directors' Association, NCAA legislation that is on the agenda for the Division 1 Board and additional staff ideas. The work group also indicated interest in incorporating language related to non-coaching staff that serve the athletics department "in any capacity".

6. The work group also expressed interest in reviewing the current legislation regarding the minimum number of sports mandated for Division I membership. The discussion will include both increases and decreases to the minimum number.

7. Finally, the group agreed to revisit the recommendations before finalizing to ensure each proposal aligns with the values and outcomes agreed upon by work group members at its initial meeting.

Collegiate Model – Rules Working Group

Presentation to Board: April 2012
Chair: James Barker, President
Clemson University

Vice Chair: Steadman Upham, President
University of Tulsa

Direct questions and feedback to staff contact:
Kevin Lennon, klennon@ncaa.org

Group Teleconferenced Week of **SEP 19**

Group Met **OCT 11**

Next Meeting **DEC 13**

DEVELOPMENTS

The NCAA Working Group on Collegiate Model - Rules convened in Indianapolis Tuesday, October 11. The following provides a summary of the pertinent discussion related to the meeting and action taken by the group.

The group:

1. Reviewed feedback provided by membership in response to a 2011 NCAA Presidential Retreat Response Questionnaire.

2. Acknowledged the need to change the regulatory culture in meaningful ways that, in conjunction with an enhanced enforcement structure, will better support the collegiate model by placing appropriate emphasis on the most significant regulations.

3. Recognized the challenges inherent to our current regulatory culture, including the creation of a number of rules that are nationally insignificant, difficult to enforce and do not clearly enhance the academic and athletics success of student-athletes.

4. Discussed the importance of amending the NCAA Division I Manual to reduce the volume of unenforceable and inconsequential rules that fail to support our enduring values.

5. Supported a new approach to the regulatory aspect of intercollegiate athletics that will ensure legislation aligns with and addresses our enduring values.

    a. Decided, in support of this new approach, to:

        (1) Establish principle-based outcomes that will apply to each operating bylaw, promote the fundamental constitutional principle of each operating bylaw and serve as the basis for legislation of national significance that merits inclusion in the Manual;

        (2) Redefine “competitive equity” in terms of fairness to member institutions and student-athletes;

        (3) Identify an appropriate penalty structure that reinforces the need to adhere to established principles; and

        (4) Increase shared responsibility for rules compliance among those who participate in, lead and administer intercollegiate athletics at the campus, conference and national levels, and coaches.

6. Develop a filtering process to evaluate future proposals to ensure that such legislation is consequential, readily enforceable, promotes our enduring values and further identified principle-based outcomes.

7. Agreed concurrent NCAA Division I Board of Directors support for the concepts and direction outlined by the working group is critical to advancing a new approach to the regulatory approach.

8. Encouraged staff to reach out to membership constituents to gather feedback on concepts identified by the working group.

9. Agreed to review specific principle-based outcomes and operational bylaws at its December 2011 meeting.

10. Presentation to Board – April 2012.

Collegiate Model – Enforcement Working Group

Presentation to Board: April 2012
Chair: Edward Ray, President
Oregon State University

Vice Chair: Nancy Zimpher, Chancellor
State University of New York

Direct questions and feedback to staff contact:
Julie Roe Lach, jroe@ncaa.org

Group Teleconferenced
OCT 10

Next Meeting
NOV 2

DEVELOPMENTS

The working group conducted its third conference call October 10. During this call, the group revisited the guiding principles for action, reviewed the history of the current violation and penalty structure and associated processes used to resolve cases and identified advantages and disadvantages of the current system that should be considered when developing the new structure.

The October 10 call focused on the concept of a multi-level violation structure and the group began discussion of a proposed new violation structure consisting of four levels of violations, including defining each level, identifying the types of violations that would fall into each level, citing examples, and examining the process for disposition of each level of violation.

Finally, the group reviewed the bylaws and history related to show-cause requirements and the impact of show-cause orders that have been imposed on coaches and other at-risk individuals.

The work of this group in proposing a multi-level violation structure, a new penalty structure, and re-establishing a sense of shared responsibility shall be undertaken pursuant to the Association's core purpose of governing competition in a fair, safe, equitable and sportsmanlike manner, and integrating intercollegiate athletics into higher education so that the educational experience of the student-athlete is paramount. The Association's enduring values of student-athlete success, the collegiate model, amateurism as a student model and competitive equity should drive the implementation of the new structures.

EXISTING INFORMATION

The timeline contemplates the following:

October

- Continue discussion about a multi-level violation structure on the group's October 24 call.

November

- Consider a proposed penalty structure during the group's November calls.

December

- In-person meeting to finalize violation/penalty structures.
- Work on shared responsibility - defining roles of all parties.
- Work on enforcement process - staff approach to investigations (inclusive of procedural review); Committee on Infractions process for handling cases (written review, hearing, other options); Committee on Infractions/Infractions Appeals Committee composition.

January 2012

- Present concepts to the Division I Board of Directors.

April 2012

- Present final concepts to the Division I Directors of Athletics.

August 2012

- Propose necessary legislative changes to the Board.

In addition, the group shall rely on the following guiding principles:

- **The Principle of Fairness**. Any new violation and penalty structure must be fair to all parties involved in the process and consider the interests of all member institutions that uphold integrity through rules compliance. Appropriate weight should be given to fair process considerations for those culpable for violations or otherwise involved, and potential legal implications. The severity of penalties must have a direct correlation with the significance of the violations, and both need to coincide with the significance of violations as identified by the membership and staff, as well as the NCAA enduring values.

- **The Principle of Accountability**. The new violation and penalty structures should be designed to hold those institutions, coaches, administrators and student-athletes who violate the rules accountable for their conduct, both at the individual and institutional levels. In addition, both the NCAA staff and membership (coaches, administrators, institutions and conferences) must be held accountable for the fairness of the process and

must understand the shared responsibility of accountability to the intercollegiate model, regardless of the direct impact on those involved in violations.

- **Principle of Process Integrity**. Any new structures must be designed to ensure effectiveness and efficiency in the process and its results. The new structures must be easily understood, legitimate, timely, respecting of confidentiality while transparent with process, and sufficiently workable to establish clear and strict guidelines and boundaries.

###

NCAA Division I Board of Directors Consent Package
SETTING ACADEMIC SUCCESS AS A FIRST EXPECTATION

This document outlines concepts and proposals in response to the NCAA Division I Board of Directors charge following the NCAA Presidential Retreat in August. The NCAA Division I Committee on Academic Performance, with help in a number of areas from the NCAA Division I Academic Cabinet, presents the Board of Directors with a package of academic concepts for its adoption and consideration. The recommendations are in three areas: (a) Access to championships; (b) Initial-eligibility standards; and (c) Two-year college academic requirements.

The recommendations emphasize the primacy of academics within Division I and further the embedding of academic success as a first expectation.

Team Success - Access to Championships.

The committee recommends the Board take the following actions:

1. Approve a three-year penalty structure that incorporates the Board's previously approved 930 NCAA Division I Academic Progress Rate (APR) benchmark as the four-year academic requirement for a team's eligibility to participate in any postseason competition.

2. Create a Historically Black Colleges and Universities Advisory Group to the Committee on Academic Performance to assist on issues impacting such institutions.

3. Require all conferences to develop and maintain a written policy regarding teams subject to postseason restriction with respect to participation in automatic qualifications for postseason competition and revenue distribution.

Student-Athlete Success – Initial Eligibility.

Creation of a more academically rigorous initial-eligibility standard for competition is recommended. Student-athletes who do not meet this more stringent standard could be provided athletically related financial aid and some form of practice while not competing in the first year. This concept places greater emphasis on academic success prior to collegiate enrollment ensuring student-athletes who are eligible to compete in first year are better suited to handle college-level academic work at the time of enrollment.

The committee recommends the Board take the following actions:

1. Support the concept of a more academically rigorous initial-eligibility standard for competition and seek membership input.

2. Support the concept that student-athletes who do not meet the rigorous competition of standards be eligible for practice and receipt of athletically related financial aid provided they met some to be determined academic standard.

3. Support the concept of core-course requirements for prospective student-athletes that must be met prior to beginning of the seventh semester (or equivalent) of high school,

Student-Athlete Success – Two-Year College Transfer Standards.

- Data indicates that two-year college transfers lag behind in virtually all academic measurements (e.g., graduation rates, APR).

The committee recommends the Board take the following actions:

1. Adopt NCAA Division I Proposal No. 2011-69 which increases two-year college transfer requirements for qualifiers and nonqualifiers with an effective date of August 1, 2012, for students first entering any collegiate institution (e.g., increases minimum grade-point average from 2.0 to 2.5; limits use of physical education activity credits to two units; requires a transferable physical/natural sciences course for nonqualifiers).

2. Adopt Proposal No. 2011-70, as written, with an effective date of August 1, 2012.

3. Allow Proposal No. 2011-65, the year of academic readiness, to progress through the normal legislative cycle.

NCAA Division I Committee on Academic Performance

Embedding Academic Success

Prepared for the NCAA Division I
Board of Directors
October 2011

CONSENT PACKAGE ELEMENTS

- **Team Success**: Adoption of a three-level penalty structure, including no postseason below 930 multiyear NCAA Division I Academic Progress Rate (APR).
- **Student-Athlete Success**:
  - Creation of a more academically rigorous eligibility model for competition.
  - Increasing two-year transfer standards for competition.

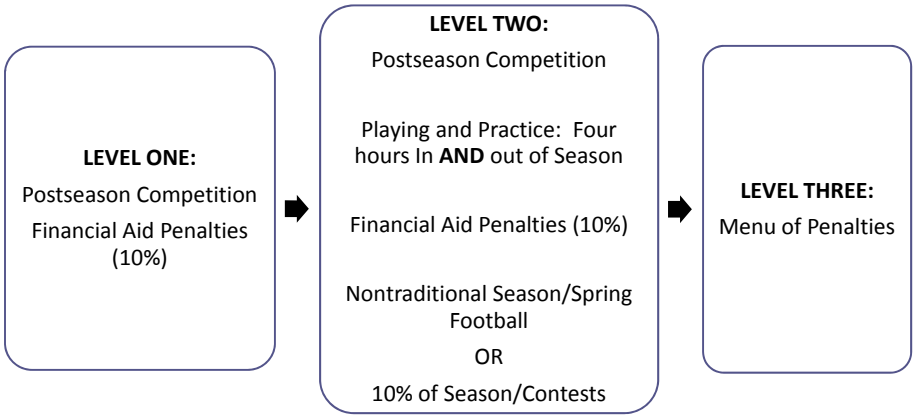
Access to Championships

Team Success
and
Academic Accountability

KEY CONCEPTS

- Enhancing academic accountability by restricting access to postseason when multiyear APR is below 930.
- Change to a three-level penalty structure provides for more meaningful penalties at an earlier stage.
- Focus of the NCAA Division I Academic Performance Program (APP) continues to be on improvement, as all teams below 930 will immediately be required to submit APR Improvement Plans.
- Phased-in implementation of 930 benchmark allows for notice and improvement.

PENALTY STRUCTURE: THREE LEVELS



Penalty Structure: Level One

- Very high bar set for granting any waivers.
- Mission Filter: In bottom 15% of resources, teams with Graduation Success Rate (GSR) above 50% avoids penalty.
  - Filter is only available at Level One.

Teams Estimated to be Below Select Multiyear Benchmarks after 2010-11 Academic Year

Cut-Score	Estimated N Below Cut	N with Squad Size Adjustment (SSA) Applied	N Above Cut after SSA	Net Estimated N Below after SSA
900	115	41	33	82 (1.3%)
930	462	114	93	369 (5.7%)

Note: Estimated impacts shown based on 6,422 teams currently included in APR data. After inclusion of the 2010-11 AY data, all four years of data in the multiyear rate will include the 2.6 transfer adjustment.

Teams Estimated to be Below Select Multiyear Benchmarks after 2010-11 Academic Year (by sport)

Cut-Score	Estimated Impact – MFB	Estimated Impact – MBB
900	6 (3%)	33 (10%)
930	52 (21%)	82 (24%)

Note: Estimated impacts shown based on 6,422 teams currently included in APR data. After inclusion of the 2010-11 AY data, all four years of data in the multiyear rate will include the 2.6 transfer adjustment.

Penalty Structure: Level Two

If multiyear APR remains below 930:

1. Postseason restriction.
2. 10% financial aid penalty.
3. Four hours/one day of practice per week in-season.
   - Must be replaced by academic activities.
4. Four hours of practice per week out-of-season.
   - Must be replaced by academic activities.
5. Cancellation of nontraditional season or spring football.
6. For sports without nontraditional season, 10% reduction in contests and length of season.

Penalty Structure: Level Two

- Improvement filter for teams that have demonstrated meaningful improvement as defined by the Committee on Academic Performance.

Penalty Structure: Level Three

If multiyear APR remains below 930:

- Menu of Penalties.
  - Committee on Academic Performance assigns penalties from a menu of options.
- Improvement filter for teams that have demonstrated meaningful improvement as defined by the Committee on Academic Performance.

Penalty Structure: Level Three

Menu of Penalties Options:

- Postseason Restriction.
- Financial Aid Penalties (10% and up).
- Practice Penalties (4 hours/week and up).
- Contest Reductions (10% up to full season).
- Restricted and Corresponding Membership.
- Coach-Specific Penalties.
- Fines.

Waivers/Appeals – Still Under Consideration by Committee on Academic Performance

- Level One:
  - Staff makes initial decision.
  - Threshold review by chair and possible appeal to the NCAA Division I Committee on Academic Performance Subcommittee on Appeals.
  - Relief provided only for extraordinary mitigation.
- Level Two:
  - Staff makes initial decision.
  - Teleconference appeals with institution and subcommittee.
  - Relief provided based on waiver directive.

Waivers/Appeals – Still Under Consideration by Committee on Academic Performance

- Level Three:
  - Staff makes initial decision, including assignment of penalties from menu.
  - If staff is unable to make decision or decision is not accepted, institution appears at an in-person hearing.
  - Appeals reviewed by NCAA Division I Board of Directors Academic Performance Program Historical Penalties Appeals Subcommittee.
  - Relief provided based on waiver directive.

Conference Policy

- Conferences must adopt a policy regarding teams subject to postseason restriction with respect to automatic qualification for postseason and revenue distribution.
- Allows conference to develop its own policy. Simply requires that a policy exist.

APR Improvement Plans

- Have proven to be successful tool for academic improvement.
- Will be required immediately for all teams under 930 multiyear APR.
- Share best practices and set goals for surpassing penalty benchmark.

Timing for Announcing/Taking Penalties

- Committee reviewed various options for both "real-time" implementation and maintenance of current process.
- Maintain current process for submission/notification.
  - Fall: data submitted for previous academic year.
  - Winter: notice of penalty provided to institution and waiver/hearing processes.
  - Spring/Summer: public release of APR data at end of academic year, including teams subject to postseason restriction in upcoming year.

Implementation Timeline

- Agreement that penalty ***structure***, including postseason restriction at Level One, should be implemented for championships/postseason conducted in 2012-13.
- Phasing in to 930 penalty ***benchmark*** should occur with two years at 900 and then a move to 930.
  - 2012-13 and 2013-14 postseason competitions: 900 APR.
  - 2014-15 postseason competitions and beyond: 930 APR.

Historically Black Colleges and Universities Advisory Group

- Committee on Academic Performance supports the creation of a Historically Black Colleges and Universities (HBCU) Advisory Group to assist on issues that impact HBCU institutions.

Initial-Eligibility Standards Academics as a First Expectation

KEY CONCEPTS

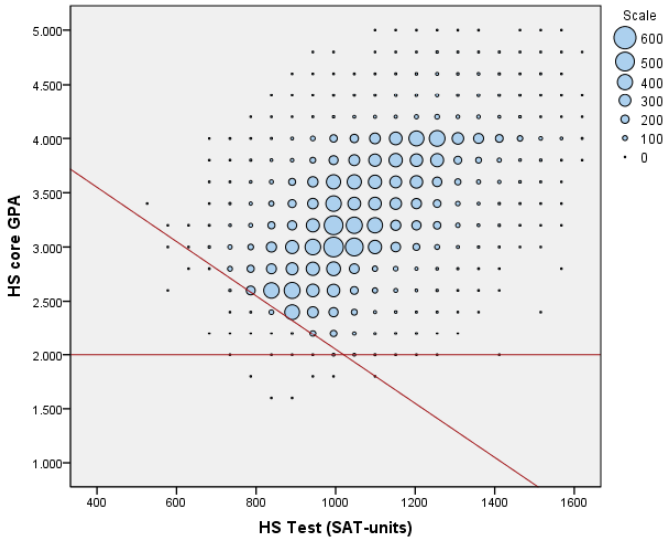
- Academic success as a first expectation through significant raising of initial-eligibility standards.
- More rigorous sliding scale for competition eligibility, while maintaining access to higher education places focus on academic success.
- The higher standard for competition eligibility is intended to focus academically at-risk student-athletes on their studies during their first year in college.
- Focusing on academic preparation of all student-athletes by requiring core-course benchmarks be met in an educationally appropriate progression in high school (e.g., not all in senior year).

CURRENT INITIAL-ELIGIBILITY STANDARDS

- High school graduation.
- Sixteen core courses.
- Minimum 2.0 core GPA.
- GPA and standardized test score must meet sliding scale.
  - 1000 SAT must have at least a 2.025 core GPA.
  - 820 SAT must have at least a 2.500 core GPA.
  - 720 SAT must have at least a 2.750 core GPA.

If student-athlete meets all the standards, is eligible to compete, practice and receive athletics aid. If student-athlete does not meet the standard, is ineligible to receive any athletics aid, and is unable to practice or compete.

Current Initial Eligibility Rule (All SAs)



% Current SAs Ineligible for Competition / Aid	0.4%
% Current SAs Ineligible for Competition Only	0.0%

Note: Current IE rule indicated with dark red line

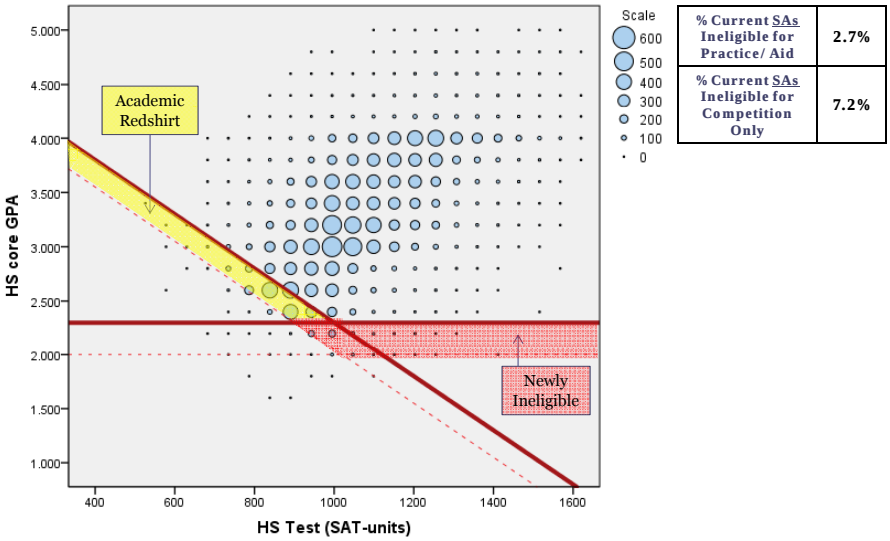
Changes to Initial-Eligibility Standards

- Committee on Academic Performance supports the following changes to initial-eligibility policy:
  - The creation of a more academically rigorous initial eligibility model for competition.
  - A less rigorous standard for student-athletes to receive athletics aid and practice in their first year.
  - Requiring a minimum number of core courses be taken prior to seventh semester or equivalent of high school.

Options 1a and 1b

- Require minimum high school GPA of 2.3 and increase sliding scale for competition.
- Increase minimum GPA to 2.3 and maintain current sliding scale for athletically-related financial aid and practice.
- Current qualifiers under 2.3 GPA would now be nonqualifiers.
- The difference between option 1a and 1b is where the sliding scale is set.
  - Option 1A:
    - Sliding scale increased so that a core GPA of about 0.25 units higher is needed for any given SAT or ACT score:
      - 1000 SAT must have at least a 2.300 core GPA.
      - 820 SAT must have at least a 2.750 core GPA.
      - 720 SAT must have at least a 3.000 core GPA.
  - Option 1B:
    - Sliding scale increased so that a core GPA of about 0.50 units higher is needed for any given SAT or ACT score:
      - 1000 SAT must have at least a 2.500 core GPA.
      - 820 SAT must have at least a 2.950 core GPA.
      - 720 SAT must have at least a 3.200 core GPA.

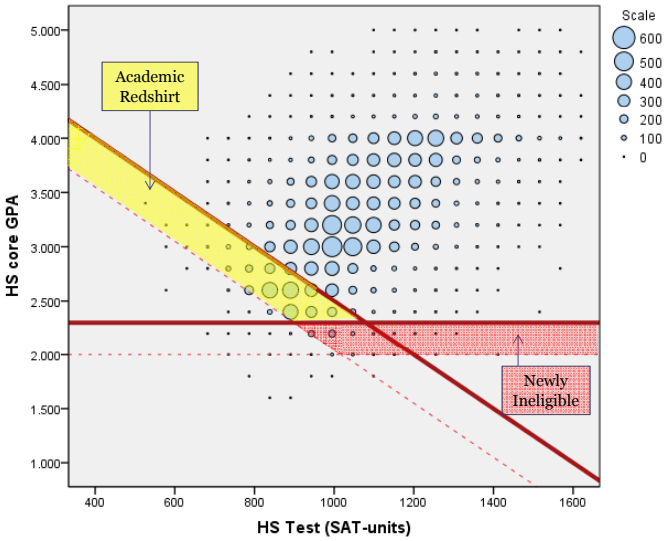
Option 1A: Sliding Scale Elevated to 0.75 SD Below National Mean; 2.30 Floor



% Current SAs Ineligible for Practice/ Aid	2.7%
% Current SAs Ineligible for Competition Only	7.2%

Note: All SAs with HSCGPA <2.30 would be ineligible for competition and aid; SAs in yellow area would be ineligible for competition only. New sliding scale for competition requires HSCGPA ~ 0.25 units higher for given test score compared to current rule.

Option 1B: Sliding Scale Elevated to ~0.5 SD Below National Mean; 2.30 Floor



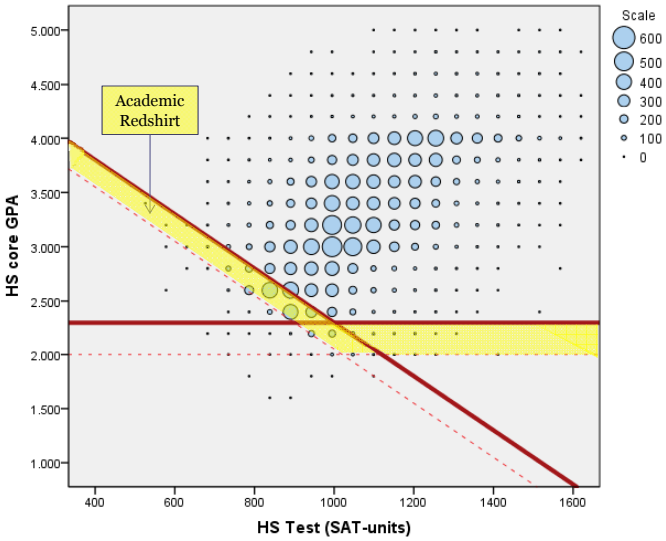
% Current SAs Ineligible for Practice/ Aid	2.7%
% Current SAs Ineligible for Competition Only	13.2%

Note: All SAs with HSCGPA <2.30 would be ineligible for competition and aid; SAs in yellow area would be ineligible for competition only. New sliding scale for competition requires HSCGPA ~ 0.50 units higher for given test score compared to current rule.

Options 2a and 2b

- Require minimum high school GPA of 2.3 and increase sliding scale for competition.
- Current qualifiers would be eligible for practice and athletically related financial aid.
- The difference between option 2a and 2b is where the sliding scale is set.
  - Option 2A:
    - Sliding scale increased so that a core GPA of about 0.25 units higher is needed for any given SAT or ACT score:
      - 1000 SAT must have at least a 2.300 core GPA.
      - 820 SAT must have at least a 2.750 core GPA.
      - 720 SAT must have at least a 3.000 core GPA.
  - Option 2B:
    - Sliding scale increased so that a core GPA of about 0.50 units higher is needed for any given SAT or ACT score:
      - 1000 SAT must have at least a 2.500 core GPA.
      - 820 SAT must have at least a 2.950 core GPA.
      - 720 SAT must have at least a 3.200 core GPA.

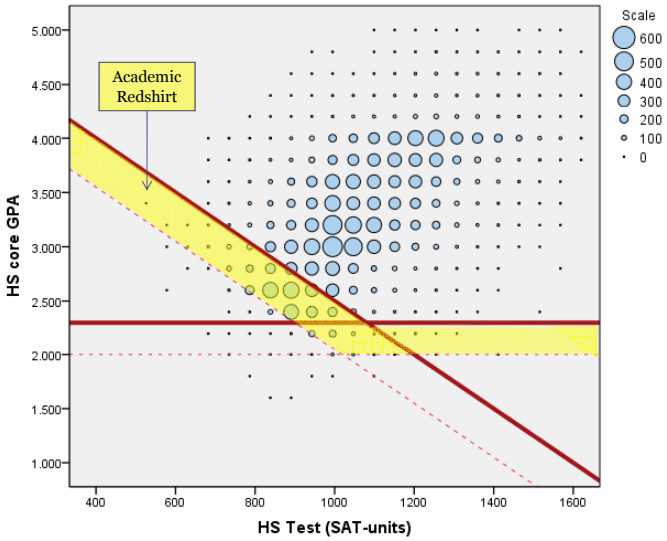
Option 2A: Sliding Scale Elevated to 0.75 SD Below National Mean; 2.30 Floor



% Current SAs Ineligible for Practice/ Aid	0.4%
% Current SAs Ineligible for Competition Only	9.5%

Note: All SAs in yellow area would be ineligible for competition only. New sliding scale for competition requires HSCGPA ~ 0.25 units higher for given test score compared to current rule.

Option 2B: Sliding Scale Elevated to ~0.5 SD Below National Mean; 2.30 Floor



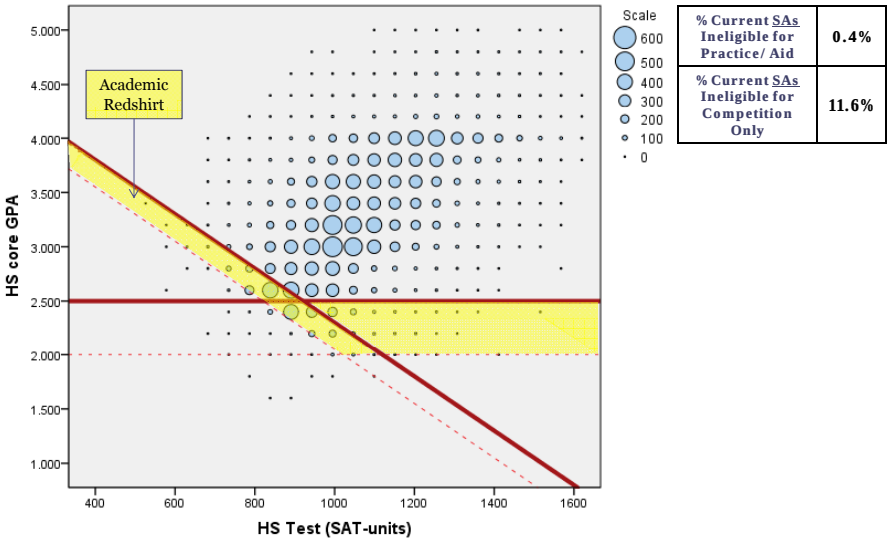
% Current SAs Ineligible for Practice/ Aid	0.4%
% Current SAs Ineligible for Competition Only	15.5%

Note: All SAs in yellow area would be ineligible for competition only. New sliding scale for competition requires HSCGPA ~ 0.50 units higher for given test score compared to current rule.

Option 3a and 3b

- Require minimum high school GPA of 2.5 and increase sliding scale for competition.
- Current qualifiers would be eligible for practice and athletically related financial aid.
- The difference between option 3a and 3b is where the sliding scale is set.
  - Option 3A:
    - Sliding scale increased so that a core GPA of about 0.25 units higher is needed for any given SAT or ACT score:
      - 1000 SAT must have at least a 2.300 core GPA.
      - 820 SAT must have at least a 2.750 core GPA.
      - 720 SAT must have at least a 3.000 core GPA.
  - Option 3B:
    - Sliding scale increased so that a core GPA of about 0.50 units higher is needed for any given SAT or ACT score:
      - 1000 SAT must have at least a 2.500 core GPA.
      - 820 SAT must have at least a 2.950 core GPA.
      - 720 SAT must have at least a 3.200 core GPA.

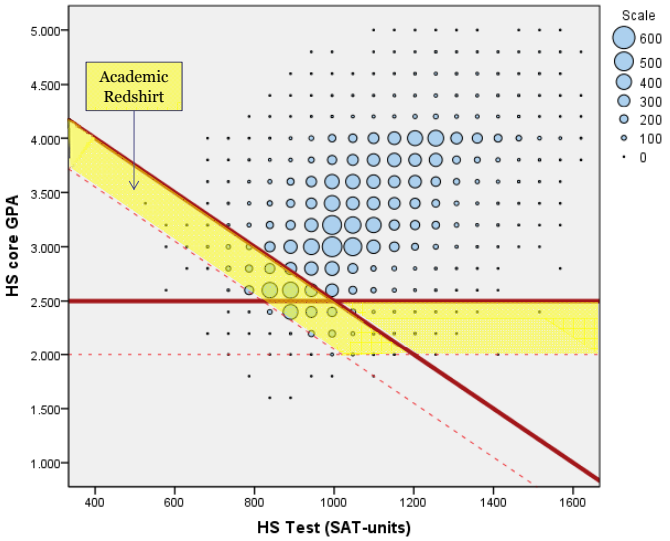
Option 3A: Sliding Scale Elevated to 0.75 SD Below National Mean; 2.50 Floor



% Current SAs Ineligible for Practice/ Aid	0.4%
% Current SAs Ineligible for Competition Only	11.6%

Note: All SAs in yellow area would be ineligible for competition only. New sliding scale for competition requires HSCGPA ~ 0.25 units higher for given test score compared to current rule.

Option 3B: Sliding Scale Elevated to ~0.5 SD Below National Mean; 2.50 Floor



% Current SAs Ineligible for Practice/ Aid	0.4%
% Current SAs Ineligible for Competition Only	16.3%

Note: All SAs in yellow area would be ineligible for competition only. New sliding scale for competition requires HSCGPA ~ 0.50 units higher for given test score compared to current rule.

CORE COURSES

- Committee on Academic Performance is discussing requiring that 10 core courses be completed *prior to* seventh semester (or equivalent) of high school and that seven core courses be in the areas of English, math and science.
- Current rules permit 16 core courses to be earned in any year of high school.
- Data demonstrate that over 99% of prospective student-athletes complete 10 core courses prior to senior year.
- SAs who do not meet this standard significantly underperform academically.

Timeline for Implementing New Standards

- New standards would be effective for students entering any collegiate institution on or after of August 1, 2015.
- Timeline provides notice for student-athletes in their freshman year of high school. Consistent with prior changes to initial-eligibility standards.

Early Qualifiers

- Recommend continuation and enhancement of SA who are obvious qualifiers being certified as eligible after six semesters.

Two-Year College Transfer Standards

Academic Success as a First Expectation

Key Research Findings

- Research data indicates that 2-4 transfer student-athletes lag behind nontransfer and four-year transfer SA's in all measurable academic categories, and leave college ineligible at higher rates than any other group of SA's.
- GPA at two-year institution is the strongest predictor of first year academic success at four-year institution.
- For two-year transfer student ineligibility rates to mirror college freshman, the current 2.00 GPA must increase.
- Number of PE activity credits at two-year institution has a significant negative relationship with four-year college success.
- SAs with more core academic credit perform better at four-year institutions.

Academic Outcomes Among Transfer Student-Athletes in Division I

	Nontransfers Only	4-Year Transfers	2-Year Transfers
NCA Division I Academic Progress Rate (APR) (2008-09)	971	949	926
APR "0/2s" (2008-09 Academic Year)	2.2%	3.8%	5.5%
APR Exhausted Eligibility "0/2s" (2008-09)	2.4%	4.3%	7.6%
Graduation Success Rate (GSR) (2002- Cohort)	80%	77%	65%

Physical Education Activity Credits Transferred by Nonqualifiers from Two-Year Institutions

Physical Education Activity Credits	% Transferring
0-2	25%
3-5	25%
6-8	18%
9-11	11%
12+	21%

First-Year Outcomes at the Four-Year Institution for Two-Year College Nonqualifiers as a Function of Earning Six English, Three Math and Three Science Credits

	Earned 6 English, 3 Math and 3 Science	Did Not Earn 6 English, 3 Math and 3 Science
First-Year Ineligibility Rate	8%	15%
First-Year "0/2" Rate	5%	10%

Two-Year College Transfers

- Committee on Academic Performance supports legislative NCAA Division I Proposal Nos. 2011-69 and 2011-70 sponsored by the NCAA Division I Academic Cabinet.
- Further input on the "academic year of readiness" concept in Proposal No. 2011-65. Allow to continue in current legislative process.
- Committee on Academic Performance supports the cabinet's recommendation to amend the proposals to change the timeline for implementation for students initially enrolling in any college on or after August 1, 2012.

Two-Year College Transfers

- Proposal Nos. 2011-69 and 2011-70 include:
  - Increase the minimum transferable GPA for eligibility for competition to 2.5, from the current 2.0.
  - Permit no more than two credit hours of physical education activity courses.
  - Require completion of three semester or four quarter hours of transferable natural/physical science credit for nonqualifiers.
  - Modify the NCAA Division I Progress-Toward-Degree Waivers Committee structure so that it accommodates requests for waivers to these requirements.

Two-Year College Transfers

- Allow Proposal No. 2011-65, the year of academic readiness, to progress through normal legislative process.

Board of Directors Consent Package of Action Items from the
Transforming Intercollegiate Athletics Student-Athlete Well-Being Working Group
October 27, 2011

***ACTION ITEMS*.**

1. Cost of attendance (COA).

a. Adopt legislation, effective August 1, 2012, to permit a Division I student-athlete who has received a full grant in aid (i.e. tuition and fees, room and board and required course related books) to receive additional athletically related financial aid up to the value of the institution's "cost of attendance," or up to $2,000, whichever is less. The additional "miscellaneous expense allowance" amount to be indexed annually to the consumer price index.

[Note: Student Athlete Opportunity Funds may be used at the institution's discretion toward these miscellaneous expenses as is currently permitted. A Pell Grant will not be included in the NCAA financial aid calculation and is considered an exempted government grant for purposes of applying NCAA regulations.]

b. Adopt legislation, effective August 1, 2012, to provide that only athletically-related aid will be counted toward team limits in equivalency sports.

[Note: All nonathletically-related financial aid now will be excluded from team equivalency computations, which will permit student-athletes to receive additional sources of financial aid without affecting team financial aid limits. The "miscellaneous" expense allowance would be applicable once the total of athletics and other permissible aid exceeds the value of a full grant.]

c. Adopt a best practice that all prospective and enrolled student-athletes should submit the Free Application for Federal Student Aid (FAFSA). Further, because the "miscellaneous expense allowance" legislation is permissive in nature, conferences should be encouraged to consider common application of this legislation among its members and sports.

2. Multiyear grants-in-aid.

a. Period of award.

- **Adopt legislation, effective August 1, 2012, to permit athletics aid to be awarded for a period beyond the minimum of one academic year, up to the date the student-athlete exhausts eligibility to compete in all sports.**

[Note: Maintain, subject to existing exceptions, legislation to require the period of award for athletics aid to be not less than one academic year. Maintain only nonathletically-related conditions in athletics aid agreements regarding cancelation or reduction of aid during the period of its award. Gradation provisions should include:

(1) Maintaining current restrictions and processes on reducing or canceling athletics aid during the period of the award;

(2) Permitting institutions discretion to increase athletics aid during the period of its award, and maintaining current requirements for hearing opportunities related to reducing or canceling aid during the period of the award.]

b. Minimum equivalency values.

- **Adopt legislation, effective August 1, 2012, to require institutions to award at least a prescribed minimum of an equivalency grant to each student-athlete who receives athletics aid in an equivalency sport.**

  [Note: Institutions currently are required in baseball to award a minimum 0.25 equivalency award but the Awards, Benefits, Expenses and Financial Aid Cabinet is developing a "block grant" system. The Well-Being Working Group agreed that a .10 minimum may be appropriate for all sports, but that the group should consider the alternative minimum cabinet model and report a final recommendation to the Board in April 2012.]

c. Eligibility for financial aid – former student-athletes.

- **Adopt legislation, effective immediately, to eliminate financial aid eligibility restrictions (five years of aid within a six-year period) to permit institutions to provide athletics aid to former student-athletes who remain at, or return to, the institution to complete their baccalaureate degree requirements.**

DRAFT

MEMORANDUM

October 19, 2011

TO: NCAA Division I Board of Directors

FROM: James Barker, President, Clemson University, chair
Stedman Upham, President, University of Tulsa, vice chair

SUBJECT: Working Group on Collegiate Model - Rules - Board Endorsement of Resolution

The Working Group on Collegiate Model - Rules has been charged to review and amend the NCAA Division I Manual to reduce the volume of unenforceable and inconsequential rules that fail to support our enduring values and place emphasis on legislation that is the most strategically important.

It has become clear, in considering the environment in which intercollegiate athletics is conducted, that bold actions are necessary to change the regulatory culture such that NCAA rules are value-based, meaningful, enforceable and supportive of the collegiate model of sport. The development of processes and procedures that ensure new legislation aligns with and addresses our enduring values is of paramount concern.

The working group agreed that concurrent NCAA Division I Board of Directors support for the concepts and direction outlined by the working group is critical to advancing a new regulatory approach to intercollegiate athletics. To that end, we ask for the Board's support and endorsement of the following resolution as we work to do our part to transform intercollegiate athletics.

Resolution:

> "*Whereas*, the working group has concluded that bold actions are necessary to change the regulatory culture in meaningful ways that, in conjunction with an enhanced enforcement structure, will better support the collegiate model by placing appropriate emphasis on the most significant regulations;
>
> "*Whereas*, the working group recognizes the challenges inherent to our current regulatory culture, including the creation of a number of rules that are nationally insignificant, difficult to enforce and do not clearly enhance the academic and athletics success of student-athletes;
>
> "*Be it therefore resolved*, that the working group shall establish principle-based outcomes that will apply to each operating bylaw, promote the fundamental constitutional principle of each operating bylaw and serve as the basis for legislation of national significance that merits inclusion in the Manual;

"*Be it further resolved*, that the working group shall examine "competitive equity" in terms of fairness of opportunity to compete among institutions or groups of institutions;

"*Be it further resolved*, that the working group shall identify an appropriate penalty structure that reinforces the need to adhere to established principles;

"*Be it further resolved*, that the working group shall identify opportunities to increase shared responsibility for rules compliance among those who participate in, lead and administer intercollegiate athletics at the campus, conference and national levels;

"*Be it further resolved*, that the working group shall develop a filtering process to evaluate future proposals to ensure that such legislation is consequential, readily enforceable, promotes our enduring values and further identified principle-based outcomes;

"*Be it further resolved*, that the working group shall encourage NCAA staff to reach out to membership constituents to gather feedback on concepts identified by the working group; and

"*Be it further resolved*, that the working group shall review specific principle-based outcomes and operational bylaws at its December 2011 meeting."

NCAA Division I Committee on Academic Performance

Embedding Academic Success

NCAA Division I Board of Directors

and

NCAA Division I Presidential Advisory Group

October 2011

Overview of Discussion

- Initial-Eligibility Standards.
- Two-Year College Transfer Standards.
- Changes to the NCAA Division I Academic Performance Program, including eligibility for postseason competition.

Initial-Eligibility Standards: Academics as a First Expectation

Key Concepts

- Academic success as a first expectation through more rigorous initial-eligibility standards.
- Establish an academic redshirt year during initial year of collegiate enrollment at Division I institution. Permit practice and athletic financial aid during this year.
- More rigorous combination of high school grades and ACT/SAT scores required for competition in year one.
- Focus on academic preparation of prospective student-athletes by requiring core-course benchmarks be met in an educationally appropriate progression during high school.

New Initial-Eligibility Standard Practice and Athletically Related Financial Aid

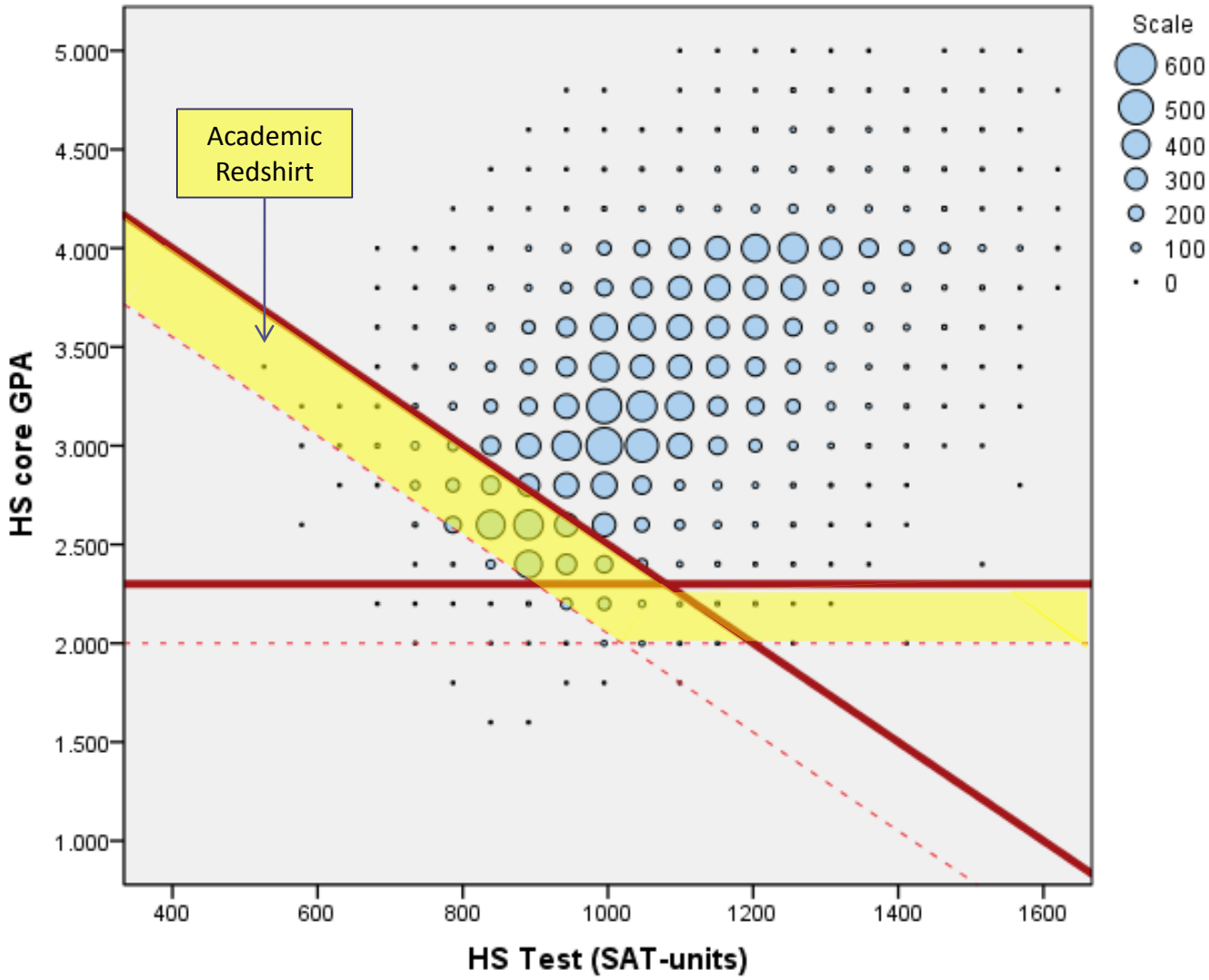
Sponsor legislation in the area of initial eligibility, as outlined below:

- Require PSAs to meet the current qualifier standard for eligibility for practice during the first regular academic term and receipt of athletically related financial aid during the first year. Second semester (and second and third quarter) eligibility for practice based on successful completion of nine semester or eight quarter hours in the first regular academic term of enrollment.

New Initial-Eligibility Standard Competition

- PSAs must meet the following standard in order to compete in the first year of full-time collegiate enrollment:
  - Obtain a core GPA/test score that is set at approximately one-half of a standard deviation below the national student body mean. This represents an increase from the current one standard deviation below the national student mean. The new sliding scale requires a high school core GPA to be approximately 0.5 GPA units higher for a given test score compared to the current qualifier standard (e.g., SAT of 1000 requires 2.5 high school core GPA for competition).
  - Obtain a minimum core GPA of 2.3 in the 16 core courses currently required.
  - Meet core-course requirements described in slide 8.

Sliding Scale Elevated to ~0.5 SD Below National Mean; 2.30 Floor



% Current SAs Ineligible for Practice/ Aid	0.4%
% Current SAs Ineligible for Competition Only	15.5%

Note: All SAs in yellow area would be ineligible for competition only. New sliding scale for competition requires HSCGPA ~ 0.50 units higher for given test score compared to current rule.

Core Course Progression
-For Competition in First Year-

- Successfully complete 10 core courses *prior to* seventh semester (or equivalent) of high school.
- Seven of the 10 core courses must be successfully completed in English, math and natural/physical science.
- These core courses must be used in calculating the core GPA for purposes of meeting the sliding scale and GPA minimum.
- This requirement must be met in order to compete in the first year of full-time collegiate enrollment.

Timeline for Implementing New Standards

- New initial-eligibility standards will be effective for students entering any collegiate institution on or after of August 1, 2015.

- Timeline provides notice for student-athletes in their freshman year of high school. Consistent with prior changes to initial-eligibility standards.

Early Academic Qualifiers

- Continuation and enhancement of prospective student-athletes who are early academic qualifiers being certified as eligible after six semesters.

- Details to be finalized over the next year.

Two-Year College Transfer Standards

Academic Success as a First Expectation

Key Research Findings

- Research data indicate that two-year college transfer student-athletes lag behind nontransfer and four-year transfer SAs in all measurable academic categories, and leave college ineligible at much higher rates than any other group of SAs.
- GPA at the two-year institution is the strongest predictor of first-year academic success at the four-year institution.
- For two-year college transfer ineligibility rates to mirror those of college freshman, the current 2.00 GPA minimum at the two-year school must increase.
- Number of PE activity credits at two-year institution has a significant independent negative relationship with four-year college success.
- SAs with more core academic credits perform better at four-year institutions.

Two-Year College Transfers

- Adopt NCAA Division I Proposal Nos. 2011-69 and 2011-70 sponsored by the NCAA Division I Academic Cabinet.
- Allow Proposal No. 2011-65 (academic year of readiness) to continue in normal legislative cycle, which could result in Board vote in January or April 2012.
- Effective for students initially enrolling in any college on or after August 1, 2012.

Two-Year College Transfers

- Proposal Nos. 2011-69 and 2011-70 include:
  - Increase the minimum transferable GPA for eligibility for competition to 2.5, from the current 2.0.
  - Permit use of no more than two credit hours of physical education activity courses in all sports to meet requirements.
  - Require completion of three semester or four quarter credits hours of transferable natural/physical science credit for nonqualifiers.
  - Modified the NCAA Division I Progress-Toward-Degree Waivers Committee structure so that it accommodates requests for waivers to these requirements.

Academic Performance Program

Team Success
and
Academic Accountability

Access to Postseason Competition

- Establish 930 Academic Progress Rate (APR) as a minimum academic standard to participate in postseason competition. Transition to this benchmark to occur over next three years.
- Postseason includes all postseason events conducted after last regular season contest or end of conference tournament (e.g., includes bowl games, NIT, WNIT, etc.).
- Denied access to postseason includes individual competitors for teams not meeting academic standard.
- Appeals/waivers via penalty structure process.

Mission Filter for Postseason Access Only

- **Mission Filter**: Institution is in bottom 15% of resources as defined by the current Committee on Academic Performance policy AND the team's most recent four year Graduation Success Rate (GSR) is 50% or higher.
  - Filter provides relief only to access to postseason competition, not to Level One, Two and Three penalties.
  - This filter is only available the first time a team is below the penalty benchmark. A team that is below the penalty benchmark for a second occasion and beyond would not be permitted to use this filter and would therefore be ineligible for postseason competition.
  - The Historically Black Colleges and Universities (HBCU) Advisory Group to the Committee on Academic Performance will be given an opportunity to provide feedback on this filter and offer possible modifications.

Improvement Filter for Access to Postseason Competition

Improvement filter for teams that have demonstrated meaningful improvement, defined as:

- Team must have an average APR of 950 over the two most recent years to demonstrate meaningful improvement.
- This filter only applies the <u>second time and beyond</u> that a team is subject to postseason ineligibility.

Conference Policy

- Require that conferences adopt a written policy regarding teams subject to a postseason restriction with respect to the conference's automatic qualification for postseason/championships and revenue distribution.

- Allows conference to develop its own policy. Simply requires that a written policy exist.

New PENALTY STRUCTURE: THREE LEVELS

LEVEL ONE:

Playing and Practice:

(4 hours/1 day per week in -season, to be replaced with academic activities)

LEVEL TWO:

Playing and Practice: Four hours/1 day week in-season **AND** out of season as follows:

Non-championship season/spring football eliminated

OR

10% of season/contests for sports with no non-championship season.

LEVEL THREE:

Menu of Penalties

Teams would be subject to level three penalties until APR improves.

Note on the Ongoing Work of Other NCAA Working Groups

- Financial aid penalties were removed at the earliest levels of the penalty structure. The committee may revisit this recommendation based on outcomes from other working groups.

- At Level Two, currently the committee has a variety of non-championship season penalties. If the concept of reducing or eliminating the non-championship season progresses, the committee will revisit these penalties.

Penalty Structure: Level One

Level One:

- Reduction of four hours/one day of practice per week in-season. Results in 16 hours per week rather than 20 and five days per week rather than six.

- Must be replaced by academic activities.

Penalty Structure: Level Two

1. Reduction of four hours/one day of practice per week in-season.
   - Must be replaced by academic activities.
2. Reduction of four hours of practice per week out-of-season.
   - Must be replaced by academic activities.
3. Cancellation of non-championship season or spring football.
4. For sports without non-championship season, 10% reduction in contests **and** length of season.

Penalty Structure: Level Three Menu of Penalties

Teams would be subject to Level Three menu of penalties repeatedly until APR improves.

Menu options:

- Financial Aid Penalties (any amount, any type).
- Practice Penalties (reduction of 4 hours/week and up).
- Contest Reductions (10% up to full season).
- Restricted and Corresponding Membership.
- Coach-Specific Penalties, including game restrictions, recruiting restrictions.
- Restricting access to practice for incoming student-athletes that fall below pre-determined academic standards.
- Multiyear postseason competition ban.

Three “Clean” Years Concept Penalty Structure

- The current policy that allows teams to “reset” back to Occasion/Level One only after three years in which no penalties are assessed would continue to apply in the new penalty structure.

- The new penalty structure is cumulative and progressive consistent with the current structure.

Improvement Filter for Penalty Levels Two and Three

Improvement filter for teams that have demonstrated meaningful improvement, defined as:

- Team must have a 950 APR average over the two most recent years to demonstrate meaningful improvement.
  - Does not apply to Level One penalties – applies to Level Two and Three penalties only.

Transitioning to the New 930 Benchmark

- Beginning with postseason competition that occurs in the 2012-13 academic year, a minimum academic expectation will be in place in order to be eligible for postseason competition (see next slide for implementation specifics).
- The new penalty structure and filters will be in place for 2012-13 academic year. For penalties associated with the penalty structure, the following phased in approach will be used:

  2012-13 – penalty benchmark 900 APR

  2013-14 – penalty benchmark 900 APR

  2014-15 – penalty benchmark 930 APR

- Full implementation of the new 930 APR benchmark begins with postseason competition in the 2015-16 year.

APR Benchmarks during Transitional Phase for Access to Postseason

Championship/Postseason Competition Year	Multiyear APR to Avoid Ineligibility for Postseason	Two Most Recent Years Average APR to Avoid Ineligibility for Postseason
2011-12	Status Quo – current penalty structure and benchmarks apply.	N/A
2012-13	Four-Year APR of 900 OR	Two most recent years average at or above 930
2013-14	Four-Year APR of 900 OR	Two most recent years average at or above 930
2014-15	Four-Year APR of 930 OR	Two most recent years average at or above 940
2015-16 and beyond	Four-Year APR of 930 *Improvement filter applies the second time and beyond team below 930. Reference slide 18.	N/A

Note – Mission filter applies only first time a team is subject to postseason ineligibility

Waivers/Appeals Process

- Access to Postseason - First Occasion Team Below Penalty Benchmark / Level One penalties:
  - Staff makes initial decision on any submitted waiver.
  - Institution may appeal to the NCAA Division I Committee on Academic Performance Subcommittee on Appeals “on paper”.
  - Relief provided only for extraordinary mitigation. Expect few, if any, waivers to be granted.
- Access to Postseason - Second Occasion Team Below Penalty Benchmark / Level Two penalties:
  - Staff makes initial decision on any submitted waiver.
  - Teleconference appeals with institution and the CAP appeals subcommittee.
  - Relief provided based on waiver directive.

Waivers/Appeals Process

- Access to Postseason - Third Occasion Team Below Penalty Benchmark / Level Three penalties:
  - Institutions are required to submit proposed penalties from menu of options. Staff makes initial decision on proposed penalties.
  - If staff is unable to make decision or decision is not accepted, institution appears at an in-person Committee on Academic Performance hearing.
  - Relief provided based on waiver directive.
  - Appeals reviewed by NCAA Division I Board of Directors Academic Performance Program Historical Penalties Appeals Subcommittee.

APR Improvement Plans

- Will be required immediately for all teams under 930 multiyear APR.
- Plans must include element that assesses and evaluates team's academic admissions profiles and academic outcomes with resulting institutional changes.

Timing for Announcing/Taking Penalties

Committee on Academic Performance recommends continuation of the current data collection and penalty announcement process.

- Data submitted in fall, opportunity for waivers in winter/spring and announcement after last postseason event.
- Penalties taken in next academic year.

The current process has a number of positive aspects, including:

- Promotion of student-athlete well-being by providing notice to student-athletes prior to start of season allowing student-athletes to make informed decisions;
- Not announcing teams ineligibility for postseason in the middle of a season.
- Allowance of sufficient time for waivers and appeals; and
- Treatment of fall sports similar to winter/spring sports.

Committee will continue to study the feasibility of a more rapid collection and turn around of data to expedite the timing of the announcement of APRs.

Teams Transitioning within Penalty Structure

- Teams will be reset to Level One of new penalty structure, except for those teams that have already been subject to Occasion Two penalties. Teams that have previously been subject to Occasion Two penalties will continue to move through the penalty structure (i.e., to level three penalties if do not experience three “clean” years).

- Teams that are subject to the new penalty structure based on submission of 2010-11 data AND that have already been subject to Historical Penalties Occasion Two penalties would immediately be subject to the Level Three menu of penalties, and possible in-person hearings in spring 2012.

Historically Black Colleges and Universities Advisory Group

- Create a Historically Black Colleges and Universities (HBCU) Advisory Group to assist on issues that impact HBCU institutions.

Presidents Communications Grid
October 26, 2011

FOCUS	GOAL	APPROACH
Student Athlete	Academic Success	✓ Cost of attendance ✓ Academic support ✓ Eligibility standards ✓ Multi year grants
Conduct	Fairness & Integrity	✓ Guiding principles/values ✓ Shared responsibility ✓ Focused enforcement ✓ New violations reporting ✓ New penalty structure
Process	Simplicity & Clarity	✓ Atypical process ✓ Driven by presidents ✓ Streamline rules ✓ Affect material change

NACWAA

October 25, 2011

Dear President Emmert,

Thank you for the work you are doing to improve the state of intercollegiate athletics. This letter is in response to the information you sent regarding updates from the working groups from the Division I Presidential Retreat. We appreciate you involving NACWAA in the dialogue and providing us an opportunity to offer feedback.

In reviewing the information you forwarded, the NACWAA Board of Directors and membership have concerns regarding the proposed changes from the working groups, and the potential unintended consequences they might have on women and minority student-athletes, as well as Title IX compliance efforts on campuses.

Our perception regarding some of the information contained in the updates is that the working groups are preparing to make sweeping changes that affect ALL sports and student-athletes based primarily on issues affecting the high profile sports of football and men's basketball. We applaud the efforts to address these issues. In this process, we respectfully request that the working groups and the Board of Directors take an opportunity to review the matters that directly impact women's sports. There are several initiatives under consideration that could have an adverse effect. We encourage the working groups to consider developing mechanisms for holding schools accountable for administering the approved changes consistent with Title IX and gender equity.

We would be happy to identify individuals to work collaboratively with the working groups to provide additional or specific information regarding our concerns, and we are eager to continue to be part of this process moving forward.

Thanks again for the opportunity to provide feedback. Please don't hesitate to reach out if we can be of further assistance at this time.

To our future,

Patti Phillips

Patti Phillips
CEO, NACWAA

Julie Hermann

Julie Hermann
President

Sent via email

October 19, 2011

Mark Emmert
President
NCAA
P.O. Box 6222
Indianapolis, IN 46206

Dear Mark,

We are writing to continue the conversation we initiated in our August 4 memorandum.

Prior to the August Presidents' retreat, you identified three key areas for continued work -- financial sustainability, integrity and academic performance -- and said, "We need in several areas to have pretty systemic change if we are going to get ahead of these issues." And reports of the Retreat, and of the work of the Board's various task forces, do indicate productive approaches to change in specific areas.

At the same time, we remain strongly concerned that the goals, process and time tables of this work simply will not consider or produce the type of "systemic" change that you referenced and that we support. Ongoing developments with regard to football-driven conference realignments, renegotiated television arrangements and more allegations of major rules violations all further emphasize the need for a fundamentally different value system and change of direction in Division I athletics – not simply for practical adjustments, however useful those adjustments may be.

Without a true focus on the underlying conditions that have produced our current problems, that system will continue to produce similar problems in the future. In contrast, as described in our earlier memorandum, we believe that truly re-connecting Division I athletics to our core values requires:

- A new governance approach that prioritizes those values over conference and institutional self-interest;
- Ending the fragmentation of Division I goals and governance that is inherent in the separate and dominant status of BCS football, so that it is clear to the public who is responsible for the integrated direction of college athletics;
- Providing an approach to finances that will sustain broad-based men's and women's athletics throughout Division I, consistent with institutions' academic and other financial constraints and regardless of the sport in which specific revenues originate;
- Strongly recognizing student-athlete academic success in the distribution of NCAA and BCS national and conference revenues;
- Implementing simplified, consistent and effective rules and enforcement that clearly value integrity rather than merely compliance;

- Considering whether it may now be appropriate to treat student-athletes in "big-time" football differently from athletes in other sports, acknowledging that this would be a substantial change; and,
- In all these ways, establishing a national culture and incentive structure that will promote ethical behavior by institutions, coaches and student-athletes.

We realize that these and the other items outlined in our earlier communication provide summary statements of complicated problems. But with all due respect, in the context of the goals noted above we do not believe that the Board's proposed agenda, courses of action, or consideration of outside views have been or will be adequate to the fundamental tasks at hand.

Individually and collectively, we thus urge the Board to reshape the January 2012 NCAA Convention to focus on open conversations about these fundamental issues, involving a wide spectrum of the membership. This focus would both acknowledge the importance of these deeper issues and provide an organized forum for a truly national exchange of ideas – a forum that is otherwise impossible under the "restructured" and "representative" governance system.

We recognize that this approach differs in many respects from what you and the Board have determined to be the Board's current courses of action – but we strongly believe it is imperative that these broader issues be acknowledged and addressed.

Most sincerely,

Bob Bowlsby
Tom Jernstedt
Scott Kretchmar
Jon LeCrone
Craig Littlepage
Jeffrey Orleans
Amy Perko
Todd Turner
Wright Waters

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October 25, 2011

Dr. Mark Emmert
President
NCAA
P.O. Box 6222
Indianapolis, Indiana 46206

Dear Dr. Emmert:

On behalf of the Division I Student-Athlete Advisory Committee (SAAC), I would like to extend our sincere appreciation for the opportunity to be involved in the progress of the working groups. It truly is a transformational time for Division I athletics and your leadership has been inspiring.

Division I SAAC will hold our in-person meeting November 18-20. In advance of this meeting, the committee is soliciting feedback on the proposed changes that are outlined in the updates. Generally, positive comments have been received thus far on items such as: additional financial aid up to the full cost of attendance, multiyear grants in aid, and increasing initial eligibility standards. However, in anticipation of the Board of Directors meeting, and recognizing that action will be taken at this meeting, SAAC has identified the following points that we would very much appreciate being brought to the Board's attention.

1. Elimination of Nonchampionship Segment Competition: Division I student-athletes view opportunities to compete as one of the highest priorities to their overall experience. The elimination of competition during the nonchampionship segment would prove costly to this priority. In the past two legislative cycles, NCAA Division I Proposal Nos. 2009-79-B and 2010-86 were adopted, that placed new restrictions on institutions and sports for travel during the nonchampionship season. These two proposals have demonstrated positive strides taken by the Division I membership to curtail negative perceptions that exist in terms of travel and missed class time during the nonchampionship segment.

   The nonchampionship segment has far too many benefits for student-athletes to be considered for elimination. In speaking with Division I student-athletes at the national, conference and campus SAAC levels, many have indicated that the already limited time of the nonchampionship segment allows for a chance to build team chemistry and camaraderie. The NCAA is centered on the student-athlete experience, to take these opportunities away would be discouraging to see from the standpoint of student-athletes.

While I understand the current economic climate of collegiate athletics, there have to be other measures that can be put in place to help defray the costs and assist institutions financially without jeopardizing the well-being of student-athletes and their experiences. In fact, speaking directly with a number of administrators within the Division I membership, the overall costs that would be saved by eliminating competition in the nonchampionship segment seems like a "drop in the bucket" in the grand scheme of fiscal budgets.

2. 10 Percent Reduction in Regular Season Competition for All Sports: Consistent with the above statements, Division I student-athletes value opportunities to compete. Of concern is the general "blanket recommendation" for the 10 percent reduction in regular season competition to apply to all sports. There are some sports with a significantly higher number of contests that might not seem to feel the impact of this recommendation however; other sports with more limited regular season competition opportunities will surely feel this impact. Division I student-athletes would appreciate if regular season contests could be preserved and that this recommendation be examined on a sport-by-sport basis.

3. Elimination of Foreign Travel: Division I SAAC opposed NCAA Division I Proposal No. 2010-99, which was ultimately defeated, to eliminate foreign tours. As student-athletes, our experiences are such that we are limited in taking advantage of study abroad and other academically centered foreign travel opportunities. While Division I student-athletes value having the opportunity to participate in foreign tours, I do anticipate that they would rather see foreign travel be eliminated before the nonchampionship segment and/or a reduction in regular season contests.

In addition to these comments, Division I SAAC anticipates further discussion on the progress of the working groups at our November meeting. We hope that you will be able to join us for what will be a very productive dialogue on these topics. Again, thank you for the opportunity to continue to be involved in these very important discussions.

Respectfully,

Scott A. Krapf

Mr. Scott Krapf
NCAA Division I SAAC, chair

SK:lmt

cc: Selected NCAA Staff Members

Response to Proposals Emerging from the Committee on Academic Performance and Four Working Groups

from the Division I Members of the Executive Committee of the Faculty Athletics Representatives Association (FARA)

Primary Authors

David E. Clough
University of Colorado, Boulder
President-Elect, FARA

Alan J. Hauser
Appalachian State University
Past President, FARA

The following comments are offered to provide a perspective of Division I Faculty Athletics Representatives across all subdivisions (FBS, FCS, Div I no football) represented by FARA. These remarks do not represent a voted consensus of Division I FARs, as there has not been time for that, but, rather, are a reasonable estimate of the faculty view provided by the Division I members of FARA's Executive Committee. Our reference document is the Post-Presidential Retreat Updates of October 18, 2011.

Committee on Academic Performance (CAP)

Faculty are generally supportive of disallowing competition for student-athletes during the first year based on an assessment of academic risk.

The amount of time, both countable and "voluntary" hours per week, devoted by student-athletes in certain sports, especially football, is still a matter of great concern to faculty. Although we do not know how to achieve a reduction in this time investment, since the "voluntary" aspect is difficult to address, such a reduction is called for for those who have not qualified for competition in their first year.

Additionally, we assume that the current qualifier/nonqualifier distinction will remain in place. Several Division I conferences have rules in place that prohibit or limit the matriculation of nonqualifiers without their first attending a 2-year institution and completing degree requirements there. Most FARs, we believe, support the maintenance of this distinction.

We see it most logical to increase both the minimum high school core GPA (to 2.3, as stated) <u>and</u> increase the sliding scale test score by at least 100 SAT points in order to define the "partial qualifier" status (practice and aid, no competition) while leaving in place the current standards defining the qualifier/nonqualifier boundary. This scheme represents a practical, workable solution that would provide a year-long academic benefit to those entering student-athletes who meet qualifier standards but not the higher boundary.

We view the qualification for continued practice after the first semester of enrollment as a positive aspect of the proposal. Our remaining concern is the amount of time dedicated by student-athletes in the partial qualifier status to practice during the first semester, especially in the sport of football.

Given our observations of a small number of prospects "loading up" on core courses late in their high school careers, we support the requirement of completion of ten core courses prior to the start of the seventh semester of high school. At the same time, we realize that this will cause an additional burden in terms of tracking and verification at the Eligibility Center, and, inevitably, we will discover that there will be many, justifiable cases requiring the filing of waivers regarding this policy. Still, this will likely be a worthwhile step.

The current legislation regarding two-year college transfers and the academic year in readiness has encountered resistance amongst the membership. This resistance is mainly focused on the academic year in readiness element. As FARs, we urge caution in going forward with any imposed legislative change when there may be a clear indication that it does not have membership support. From an observational point of view, we believe that FARs support an increase in the minimum transferable GPA based on our evidence that this GPA drops significantly once these students are at our institutions. A concern shared by FARs and others is the impact that this legislation might have on under-represented minority student-athletes. This concern would be amplified if the increase in standards were instituted without the academic year in readiness, and, since many question the potential effectiveness of the year in readiness, the concern remains even with it in place.

The proposed change in penalty structure of the Academic Performance Program will be generally acceptable to FARs, although we believe that a measurable number of institutions, especially some in FCS and Div I no-football will find it difficult to meet the 930 standard. In these cases, a fine-tuning of the proposed filters and waivers scheme may be required. It is also appropriate to phase this abrupt change in policy in, as indicated in the Update document.

Student-athlete Well-being Working Group

The first recommendation of the Working Group related to an increment in financial aid above the full grant in aid amount. A compromise amount of $2,000/year constrained by the institution's stated value of full cost of attendance is proposed. We believe that some FARs will be concerned by the aspect of this proposal associated with equivalency sports, as this increment, or a proportion of it, is not recommended. The exclusion of non-athletic aid from the team limits calculation will assist certain members of equivalency sports teams, but not others; whereas, the increment for head-count sports is across the board for counters. There is unevenness here that gives us some pause.

Regarding the proposal for multiyear grants in aid, we believe that FARs have mixed views here. Based on what we have read, we do not understand whether partial grants in equivalency sports may or may not be adjusted from year to year within certain bounds. We also recognize that this will add a complicating dimension to recruiting, where institutions will have to consider their competitive position in the term of grant offered to a prospect. We do not understand whether "leapfrog" grants could be offered or not, i.e., first and third year, for example. We support the 10% floor on equivalency awards and only question whether that is the most appropriate level while baseball is at 25%. And, it is evident that there is strong opposition to multiyear grants on the part of coaches. As a sample, in one of our institutions, this opposition is unanimous amongst our head coaches.

Allowing institutions to provide unearned financial aid to former student-athletes will promote graduation. FARs, we believe, will be supportive of this change. We assume that aid to these students would not affect counter and team financial aid limits, but we are uncertain on that point.

The Working Group recommends scrutiny of the practice of early high school graduation and early collegiate enrollment. We believe that, for certain highly-qualified high school students, this practice should not be inhibited, but, where the purpose is to get an early athletic start, and the consequence is a compression of the high school academic plan to the detriment of the student, we believe that restrictions should be implemented.

Resource Allocation Working Group

FARs will generally support the reduction in the length of playing seasons, and the elimination of non-championship season competition, as these would help students be more focused on academics and help them be regular college students for a part of the year. But, will this also result in a reduction of practice time outside of the regular playing season? The answer to that must be yes, if this is to be truly meaningful. Out of season practice needs to be explicitly addressed. Will this also result in a shortening of the football and basketball playing seasons, even though these are the major revenue sports? To not shorten them because they provide so much revenue, while shortening all the others, would be hypocritical. Here is where tough decisions will need to be made, and here is where we will find out if we are really serious about this proposal.

The majority of Division I FARs, we believe, hold that eliminating foreign travel is not a good idea, because foreign travel, when planned appropriately, can provide a solid educational experience for student athletes. Will Canada, Mexico, and nearby offshore islands be considered "foreign?" For some schools, these provide a substantial number of their opponents. It does concern us, however, when foreign tours are arranged with little cultural content, but correcting that is appropriately left as an institutional responsibility and faculty should have influence there.

We do wish to raise a question. If we reduce scholarships in football and basketball, is this not counterproductive when another working group is recommending raising the amount of a full scholarship to include, all or part of, the cost of attendance? We seem to be working at cross purposes here. If the purpose here is to save money, how does the cost of attendance initiative fit into this? What is the specific reason for reducing the number of scholarships? That is not stated. How does this fit in with stated goals of the NCAA? We should not reduce scholarships without a clearly stated goal in mind. At this juncture, we believe that most FARs oppose these reductions.

We are supportive of the reduction in non-coaching staff positions within programs, as long as this does not mean a reduction in academic support personnel or medical support staff. These are vital.

Rules Working Group

In theory, placing emphasis on the more significant regulations and on the violation of them, while toning down emphasis on less consequential rules and violations of them, sounds sensible and necessary. What is of concern to FARA involves two questions. What will be the *process* for separating out the significant from the insignificant and inconsequential, and *who* will have a voice in this decision making process? There is a great deal of "stuff" that will need to be gone over in the Division I Manual. Often the devil is in the details, and that will really be true here. This will be a monumental task, one not easily or quickly accomplished, since consensus will often be difficult to achieve on which rules are vital and which are inconsequential. Additionally, the monitoring and reporting of secondary violations, including the associated corrective actions, provides for an active environment of compliance which

serves to avert more serious errors. Will a reduction in these compliance efforts invite more higher-level violations?

We believe that Division I FARs would agree that the penalty structure needs rethinking and restructuring, especially as it relates to personnel and coaches who move frequently from school to school, leaving messes behind them. We must find a way to effectively punish coaches and athletics personnel who violate rules, bring havoc upon a school, and then quickly move on.

We would ask, What type of filtering process will be put into place concerning the consideration of new rules? Whoever controls this process will have a great deal of power.

Enforcement Working Group

FARs would agree that there is a great need to revise the current violations structure, which is too simplistic and archaic. Whether four is the correct number for levels of violations for a new penalty structure is difficult to say until one can look at what would be contained within each structure, and how cases would be treated within each level. Why was the number four chosen? More detail here would make it easier to respond.

We emphatically agree with the statement that "The severity of penalties must have a direct correlation with the significance of the violations." This is currently a serious problem.

Holding individuals accountable for their actions is important, but this is not easy to accomplish. What new tools may need to be created to accomplish this, and what are their legal implications?
We view this as a vital but difficult task to be accomplished. It may not be easy to design and implement, in a short time frame, an effective process for imposing penalties on individuals.

We would note that encouraging fairness and clarity of response from NCAA staff dealing with violations is a laudable goal. Without doubt, NCAA staff in enforcement are overworked and under a great deal of pressure, but we need to find a way to help them be more clear, consistent, and prompt in dealing with enforcement matters. We suspect they would agree.

As a concluding remark, faculty athletics representatives are generally eager to see many of the proposed changes implemented, and we recognize the need to move quickly for those changes that will impact students entering their high school years. We recognize that many of the changes are dramatic. We do not wish to recommend inordinate delays in the consideration of these proposals; yet, the pace at which the proposals have been developed and the prospect of early adoption do give us some pause to consider whether the proposals should be given more time for review, not for the purpose of imposing a delay, rather to allow full discussion and consensus-building in the membership. This is especially true for the proposals that do not require early notice to secondary schools. To be clear, we are speaking of three to six months and not a year or more. There will be opportunities at various meetings including the 2012 Convention for these discussions.

26 October 2011
Boulder, Colorado
Boone, North Carolina