AGENDA

NATIONAL COLLEGIATE ATHLETIC ASSOCIATION

DIVISION I COMMUNICATIONS AND COORDINATION COMMITTEE

Conference call
Dial-in Number: 1-866-328-4270
Reservation Number: 4062337

Tuesday, May 12, 2009
3 p.m. Eastern time

1. Welcome and opening remarks.

2. Recap of items of significance from spring Division I governance meetings.

   a. Division I Leadership Council. [Supplement No. 1]

   b. Division I Legislative Council. [Supplement No. 2]

   c. Board of Directors. [Supplement No. 3]

3. Staff thoughts and assessments.

   a. March 16 meeting with staff liaisons. [Supplement No. 4]

   b. March 22 meeting with staff administrative assistants. [Supplement No. 5]

4. National Office initiatives.

   a. Request for bylaw review. [Supplement No. 6]

   b. Policies and Practices Task Force.

5. Communication efforts.

   a. Update on technology efforts.

   b. Membership outreach.

   c. Conference meeting and Regional Rules Seminars.

6. Preview of June cabinet meetings and conference calls.

    a. Academic Cabinet. [Supplement No. 7]

    b. Administration Cabinet. [Supplement No. 8]

    c. Amateurism Cabinet.

    d. Awards, Benefits, Expenses and Financial Aid Cabinet.

    e. Championships/Sports Management Cabinet. [Supplement No. 9]

    f. Recruiting Cabinet. [Supplement No. 10]

7. Leadership succession planning.

8. Meeting schedule.

9. Other business.

10. Proposed future call dates.

11. Adjournment.

SUPPLEMENT NO. 1
DI Communications and
Coordination Committee 5/09

REPORT OF THE NATIONAL COLLEGIATE ATHLETIC ASSOCIATION DIVISION I LEADERSHIP COUNCIL

The NCAA Division I Leadership Council submits this report from its March 24, 2009, in-person meeting in Indianapolis, Indiana.

- ***KEY ITEMS.***

1. **Examination and discussion of Division I membership standards.** The Leadership Council made good progress on its examination of Division I membership standards. Based on comments and themes identified during the meeting, the Council instructed the staff to develop a draft White Paper on Division I membership standards for its review. The Leadership Council will be provided an opportunity to provide its edits and comments regarding the paper over the course of the spring with the goal of sharing its advice with the Division I Board of Directors as early as the August 6, 2009, meeting. Thereafter, the governance substructure and membership will be engaged in this important examination.

2. **Better defining the advisory role of the Leadership Council.** The Leadership Council expressed a desire to further clarify its role in the Division I governance structure given it is charged to serve as the primary policy advisory group to the Board of Directors. The Council wants to ensure it is providing the Board with the advice and counsel it needs to lead Division I.

3. **Review of the Report of the Task Force on Commercial Activity in Intercollegiate Athletics.** The Leadership Council received the report from the Task Force on Commercial Activity in Intercollegiate Athletics, reviewed the included Statement of Principles and offered no objection to the suggested plan for examination of these important issues through the Division I governance structure.

- ***INFORMATION ITEMS.***

1. **Examination and discussion of Division I membership standards.** At the request of the Division I Board of Directors, the Leadership Council continued its examination of Division I membership standards. To help facilitate the dialogue regarding this issue, which is so important to the future of the division, the Leadership Council members divided into six small discussion groups. As a starting point, the

groups were asked to examine a Staff Discussion Document regarding Possible New Membership Model Requirements and to seek to identify additional issues, raise questions and prioritize items for possible inclusion in future membership standards. The small groups engaged in lengthy and free flowing discussions before being asked to report to the full Leadership Council. As a result of this process, a number of themes and priorities were identified along with issues requiring more exploration and possible data. A number of those themes, priorities and questions are set forth below as follows:

a. Foundation.

- The Division I membership process must be thoughtful, seek to ensure institutions are prepared for the transition, emphasize sustainability of programs, help set clear expectations for institutions prior to becoming a Division I member and have a level of accountability throughout the process.

b. Role of Multisport Conference.

(1) Consideration should be given to requiring all future new members to show a bona fide offer of membership in a Division I voting conference. Such a requirement would help promote stability and structure in the Division. Positive byproducts of this requirement could be assistance in scheduling for new members as these members would have set conference opponents, which in turn could have a positive student-athlete well-being impact, and less reliance on RPIs regarding championships selections.

(2) Ensuring institutions are properly prepared to make a successful and sustaining move to Division I should be a goal of the membership process and standards. Requiring a bona fide offer of admission from a conference would place the conference in an appropriate guiding role to help ensure the proper level of preparedness.

(3) Given the potential enhanced role conferences could play in the membership process, conferences should have clear and meaningful membership standards that support any new NCAA Division I standards.

(4) Conferences should play a meaningful and guiding role throughout the entire membership transition process. The earlier the conference involvement the better in helping to ensure the institution is prepared for the transition. Thought should be given to having the conference play an audit role during the process to ensure the institution is meeting its marks. This audit function could occur at the beginning of the process and/or throughout the process. There must be a level of accountability throughout the process and conferences could be helpful in that regard.

c. Governance.

(1) Consistent with the current emphasis on the role of multisport conferences in the Division I governance structure, conferences having access to the structure should continue to be referenced in the NCAA Constitution, Article 4. Any new conference seeking to vote and appoint committees/cabinets/councils/Board representation in to the Division I structure would have to be established through the normal legislative process.

(2) Given the importance of the conference structure in Division I, thought should be given to trying automatic qualification to Division I championships to only Division I multisport conferences that have established voting privileges through Division I legislation.

d. Value of Division I Membership.

(1) There are a certain limited amount of resources, benefits and good will associated with Division I. It would be helpful to establish further data regarding the value of those assets in Division I to ensure that any monetary decisions are not arbitrary and that these existing benefits are not diluted. It was noted it would be helpful to receive more financial data regarding current Division I institutions.

(2) Consideration should be given to establishing a meaningful fee to enter Division I. The fee that should be based on research as to value gained

from being a member of the Division. A number of questions need to be answered in this regard in addition to the amount of the fee. Questions include: Where should the fee go – to the conference or the NCAA? Where should the funds be directed? Should the fee be standard for all members or should it be set by the multisport conferences? What happens to the fee when the institution completes the membership transition process?

(3) Whatever the fee structure, efforts should be made to ensure it does not serve as an incentive for conferences to add new members.

e. Standards.

(1) Institutional academic performance needs to be included in some way in the development of new Division I membership standards. The message and expectations need to be clear that Division I is committed to helping ensure the academic performance of its student-athletes. There are a variety of opinions regarding how this could be demonstrated, from establishing a minimum APR and/or GSR score for all programs to noting that a new member could not be subject to APP historical penalties.

(2) Consideration should be given to maintaining certain grant-in-aid minimums as part of Division I membership standards. What those minimums should be needs to be determined. The determination should be research based and should help serve to adequately prepare institutions to become a member. Given the diversity of institutions in Division I, there will probably need to be a number of options available to institutions as they seek to comply with the grant-in-aid standard as one size will not fit all. If any recommended change would be an increase from current requirements, consideration should be given to allowing a grace period for current Division I member institutions to comply with the requirements.

(3) In an effort to ensure institutions are appropriately prepared, consideration should be given to requiring new member institutions to meet Division I sports sponsorship minimums before applying for reclassification. Similar to establishing minimum grant-in-aid requirements, what those standards

should be has yet to be determined. Whatever the standards, it is clear they should be research based and help promote long term sustainability in Division I.

(4) The process should require a demonstrated commitment to rules compliance and academic support services for student-athletes. How best to achieve this standard requires further exploration. Should there be a more prescriptive direction, or is the process best addressed though enhancing the Athletic Certification Program? Can peer review teams play a helpful role through the process? Ideas should be explored as to how to get institutions to demonstrate their commitments in these areas early in the transition process. Additionally, the role conferences can play in assisting institutions should also be explored.

f. Championships.

(1) Thought should be given to limiting Automatic Qualification (AQ) to all Division I championships to multisport, voting conferences, subject to an exception for single-sport conferences provided for in Bylaw 31.3.4.4.2, which would continue to apply to sports such as men's ice-hockey. Whether no more than 32 AQs may be awarded for any Division I championship is a concept worth exploring but subject to debate.

(2) More consideration is needed regarding the issue of multidivisional classification. Additional information regarding the profile of institutions with multidivisional programs may be helpful to a more informed conversation. Consideration should be given as to whether such a classification will be needed in the future or whether more sports should be precluded from using this classification.

g. Association-wide issue.

(1) Given the goal of helping institutions properly prepare for Division I membership, serious consideration needs to be given to eliminating the seven-year provisional membership process, thereby precluding an institution from entering Division I from outside the Association.

(2) There needs to be a dialogue with Division II regarding the potential impact of any changes to Division I membership standards. For example, are there any negative consequences with eliminating the provisional membership process and requiring institutions to reclassify from Division II? Is there a demonstrated level of success at Division II that would serve as a good indication of potential success at Division I? Ultimately, Division I membership standards need to promote the long-term stability of the Association.

(3) Understanding the motivation as to why institutions have recently transitioned into Division I may be helpful to this examination.

h. Revenue Distribution.

- Issues regarding revenue distribution must be part of this examination. Revenue sharing within a conference should be determined by the appropriate conference.

Based on the themes identified the staff was instructed to develop a draft White Paper on proposed Division I membership standards, which could be shared with the Leadership Council sometime in early spring to allow for individual review, comments and edits. Additionally, the Leadership Council members requested an opportunity to convene in smaller groups via conference call to further review and vet the document. [Note: The staff will plan to schedule two or three conference calls for that purpose in May 2009 so that the Leadership Council members can participate on a call that best fits their schedules.] Depending on the nature of these discussions and the type of feedback received, the Leadership Council noted it may be beneficial to schedule an in-person meeting or video conference for this summer to allow the Leadership Council to provide advice and recommendations to the Board of Directors as early as the Board's August 6, 2009, meeting.

2. Better defining the advisory role of the Leadership Council. As the Leadership Council considered possible strategies for providing its recommendations to the Board regarding membership standards, the Council entered into a lively discussion regarding how best to fulfill its role as the primary policy advisory group to the

Board. Members discussed the importance of seeking to maintain their national and global perspectives as they seek to advise the Board as free from parochial political pressures as is practical. Further, the Leadership Council discussed the benefits of sharing its advice directly with the Board prior to consideration by the governance substructure and membership so as to allow the Board to better direct the broader consideration of issues by those groups.

The Leadership Council suggested it would be helpful to learn more from the Board regarding its views as to the most effective way for the Leadership Council to assist with informed decision making. Additionally, the Leadership Council noted that as the Board assigns issues to the Council and substructure for examination, it would be instructive if the Board could provide a detailed charge and set of expectations regarding consideration of the assigned issue.

3. **Review of the Report of the Task Force on Commercial Activity in Intercollegiate Athletics.** At its January 2009 meeting, the Board of Directors requested that the Leadership Council help manage consideration of the report of the Task Force on Commercial Activity in Intercollegiate Athletics by the Division I governance substructure. To assist the Leadership Council with this role, the Council reviewed the Statement of Principles and best practices recommendations, which are set forth in the report as follows:

   a. Principle 1 - Student-athlete's name or likeness cannot be used in a manner to portray the student-athlete as promoting or endorsing the sale or use of a commercial product or service in a manner that a reasonable person would consider exploitation of the student-athlete.

   b. Principle 2 - Use of a student-athlete's name or likeness (e.g. via game footage) that does not portray the student-athlete in a manner as promoting or endorsing the sale or use of a commercial product or service is permissible if the student athlete has consented to such use, such use is approved by the institution's director of athletics and there is a clear, official and visibly referenced-association between the commercial entity and the institution, conference or NCAA (e.g. "The ABC Company is an official corporate partner of X University and applauds the academic achievements of the institution's student-athletes"). If an institution or student-athlete learns of an improper use of the student-athlete's name or likeness, the member institution must issue a cease and desist notice to the entity.

c. Principle 3 - Use of the student-athlete's name or likeness is permissible if it is part of the actual coverage, in any medium of the student-athlete's competition; or is a representation of that actual competition (e.g. photo, footage), provided such use does not take the form of a fabricated product.

d. Principle 4 - A student-athlete may not be paid in any form for use of his or her name, likeness or athletics reputation.

e. Principle 5 - Commercial Activities Oversight Committee shall be established and empowered to:

(1) Make binding determinations for questions regarding uses of student-athletes' names and likenesses that while not prohibited under NCAA amateurism rules should nonetheless be prohibited as exploitation; and

(2) Monitor and review annually the advertising/marketing/sponsorship and other commercial trends practices and policies.

f. Principle 6 - All institutions, conferences and the National Office shall include specific contractual language in all licensing, marketing/sponsorship, advertising, broadcast and other commercial agreements that would outline the entity's obligation to comply with NCAA bylaws, policies and interpretations, particularly those relating to use of student-athlete's name or likeness.

g. Principle 7 - Each institution, conference and the National Office shall maintain written policies for its licensing, marketing/sponsorship, advertising, broadcast and other commercial agreements.

The Leadership Council members shared some comments regarding the Statement of Principles and the Council offered no objections to the following plan for further examination by the Division I governance structure, which is set forth below:

a. Leadership Council. To specifically examine Principles 5, 6, 7 and the recommended best practices.

b. Amateurism Cabinet. To examine Principles 1, 2, 3, 4 and 5 and to provide recommendations to the Leadership Council.

c. Legislative Council. To examine the process envisioned by Principle 5 and provide feedback to the Leadership Council.

d. Membership outreach.

[NOTE: During the course of this review, the Leadership Council noted that as it is a new governance body, each issue on the Division I agenda that it has been assigned to review is a "case of first impression" from a process standpoint so there may be from time to time debates as to the best process to manage consideration of an issue. The Council suggested that the process to address this issue appears appropriate.]

4. Update regarding efforts to enhance the level of diversity serving in the Division I governance structure.

a. Presentation of information from the Barriers Study. Given the Leadership Council's charge from the Board of Directors to seek to identify strategies to enhance the level of gender, racial, ethnic and positional diversity serving at the Division I cabinets and councils levels, the Leadership Council requested an opportunity to review the findings from the Barriers Study. The goals of this study were to determine what factors continue to influence women's careers in intercollegiate athletics, to determine what motivates women to seek such careers and to ascertain the potential obstacles institutions may face in recruiting and retaining women. As part of the presentation, the Leadership Council reviewed demographic information which showed:

Female Representation	
27	Directors of Athletics
376	Associate Directors of Athletics
284	Assistant Directors of Athletics
87	Faculty Athletics Representatives
329	Senior Woman Administrators
* Total potential female representation in Division I athletics administrative staff is 42.8% or 8,613 positions.	

Racial/Ethnic Minority Representation	
52	Directors of Athletics (44 Men, 8 Women)
154	Associate Directors of Athletics (96 Men, 58 Women)
156	Assistant Directors of Athletics (100 Men, 56 Women)
49	Faculty Athletics Representatives (38 Men, 11 Women)
67	Senior Woman Administrators (1 Man, 66 Women)
* Total potential racial/ethnic minority representation in Division I athletics administrative staff is 16.3% or 3,280 positions.	

The Leadership Council also received suggestions for improving the current situation based on the findings, which included:

(1) Marketing athletics administration opportunities to young women as viable professions.

(2) Making practical experience available in the field athletics administration.

(3) Creating additional networking and communication opportunities to interact with coaches, administrators and officials on a national intercollegiate basis.

(4) Developing mentoring programs to increase the accessibility to role models within college athletics.

(5) Encouraging institutional exploration of hiring practices and procedures.

[NOTE: This presentation was intended to inform future strategic discussions by the Leadership Council on the issue of enhancing diversity in the governance structure.]

b. Update regarding internal review of existing programs. The Leadership Council was informed that the staff is in the process of conducting an assessment of the nearly 20 programs administered by the NCAA focused on enhancing opportunities in athletics administration for women and people who identify themselves as ethnic or racial minorities. The objectives of this assessment are:

(1) To identify and celebrate successful programs.
(2) To recommend improvements for less than successful programs.
(3) To recommend dissolution or realignment of ineffective programs.
(4) To recommend a process for ongoing assessment of programming.

[NOTE: The Leadership Council will be kept abreast of the findings of this assessment as these findings will pertinent to the Leadership Council's efforts to identify strategies for enhancing the level of diversity serving in the Division I governance structure.]

5. Report from the Division I Student-Athlete Advisory Committee. The Leadership Council approved the creation of a Division I National Student-Athlete Advisory Committee (SAAC) Award of Excellence. This award is intended to showcase campus SAAC's that have made great contributions to their respective communities through service, sportsmanship, unity, leadership, and/or growth. The selection for this award will be based on the following qualifications:

a. Progress and growth of campus SAAC.
b. Community Service/Outreach.
c. Sportsmanship Initiatives
d. Teamwork.
e. Originality.
f. Leadership.

[NOTE: Selection can be based on any single category, or a combination of multiple categories. The names of award recipients will be published in the quarterly "SAAC Speaks" newsletter.]

Council chair: *Damon Evans, University of Georgia, Southeastern Conference.*
Council liaisons: *David Berst, governance.*
Beth DeBauche, governance.
Bernard Franklin, membership and governance.
Kevin Lennon, academic and membership affairs.

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REPORT OF THE
NCAA DIVISION I LEGISLATIVE COUNCIL MEETING
APRIL 20, 2009

ACTION ITEMS.

- None.

INFORMATIONAL ITEMS.

1. **Legislative Actions.** A list of the NCAA Division I Legislative Council's legislative actions may be found in Attachment A and detailed voting results may be found 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.]

2. **Report of NCAA Division I Legislative Review/Interpretations Committee.** (Voting results may be found in Attachment B.)

- The Legislative Council approved the minute from the March 25, 2009, teleconference (No. 7) as distributed.

3. **Report of the NCAA Division I Legislative Council Subcommittee for Legislative Relief.** (Voting results may be found in Attachment B.)

a. The Legislative Council approved a recommended revision to the guidelines for review of and the required information standards for waiver requests involving NCAA Bylaw 14.2.3.2 (delayed enrollment -- tennis, swimming and diving and women's volleyball) and international mandatory military service. The revised guidelines specify that relief may be provided for situations involving international mandatory military service to permit the student-athlete to regain a season or seasons of competition; however, no relief may be provided for the academic year in residence requirement. Additional mitigation or extenuating circumstances unrelated to the mandatory military service shall be reviewed on a case-by-case basis to determine if relief of the academic year in residence requirement is warranted. The revision is effective January 1, 2010, for any tennis, swimming and diving or women's volleyball student-athlete who initially enrolls as a full-time student at a Division I institution on or after January 1, 2010. (For additional information, see Supplement No. 12 of the Legislative Council meeting materials and the NCAA Division I Legislative Council Subcommittee for Legislative Relief page on the NCAA Web site.)

b. The Legislative Council approved a process by which an institution may apply the outcome of a previously approved Subcommittee for Legislative Relief waiver without filing a waiver request with the NCAA national office in a case in which the institution's circumstances appear on an approved list of previously approved waivers and the established criteria for applying the outcome are satisfied. The established list of previously approved waivers (and accompanying criteria) and the process for applying the outcome of such waivers as outlined by the Subcommittee for Legislative Relief are effective immediately. (For additional information, see Supplement No. 12 of the Legislative Council meeting materials and the Subcommittee for Legislative Relief page on the NCAA Web site.)

4. Future Meeting Dates.

a. October 19-20, 2009, Indianapolis, Indiana.

b. January 13-14, 2010, Atlanta, Georgia, in conjunction with the NCAA Convention.

Council Chair: *Joseph D'Antonio, Big East Conference*
Council Liaisons: *Lynn Holzman, Academic and Membership Affairs*
Amy Huchthausen, Academic and Membership Affairs
Steve Mallonee, Academic and Membership Affairs
Leeland Zeller, Academic and Membership Affairs

SUPPLEMENT NO. 3
DI Communication and
Coordination Committee 5/09

Report of the April 30, 2009, Division I Board of Directors Meeting

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Report of the NCAA Division I Board of Directors meeting
April 30, 2009

1. Opening remarks.

2. **Minutes of the January 17, 2009, Board of Directors meeting.** [Reference BOD Supplement No. 1.]

   BOARD ACTION: Approved the minutes as distributed. (Unanimous Voice Vote.)

3. **Report of the January 17, 2009, meeting of the NCAA Executive Committee**. [Reference BOD Supplement No. 2.]

   BOARD ACTIONS:

   (1) Received a preview of the agenda for the April 30 Executive Committee meeting, which included, among other things, an update regarding the national office's review of diversity programming, information regarding the proposed new committee travel policy and a financial update; and

   (2) Were informed, Michael Adams, president at the University of Georgia, had been asked to remain as chair of the Executive Committee until April 2010, and as a result had been granted a one-year term extension on both the NCAA Executive Committee and on the Division I Board of Directors. President Adams was asked to remain in the chair position to assist in providing a level of continuity in the leadership of the Association during these challenging times.

4. **NCAA report.**

   a. **Youth Basketball Initiative.** [Reference BOD Supplement No. 3.]

      BOARD ACTIONS:

      (1) Were introduced to the new CEO of the NCAA/NBA Youth Basketball Initiatives and received an overview of this exciting new effort. As part of this presentation, the CEO explained that the initiative is focused on:

         - Building of robust website to serve the youth basketball community;

- Establishing an Event Registration Program including standards for event conduct;
- Developing Coach Training and Certification as well as Officiating Development and Certification;
- Creating an Elite Player Program including elements of NCAA First Team; and
- Developing a Grassroots Skill Development Program including elements of the Jr. NBA.

The above listed efforts are intended to result in:

- Players and families who are armed with more information about the value of education, the collegiate recruiting process and eligibility rules, the values of the game and the importance of good citizenship;
- Better prepared coaches who receive enhanced training to improve their ability to teach the game;
- A renewed emphasis on the health and safety of youth basketball participants;
- More uniformity in the conduct of non-scholastic basketball events;
- Athletes who are better trained in the basic skills needed to excel in the sport;
- An improved system for training and advancing officials;
- A more unified set of key stakeholders who are pulling in a common direction regarding youth basketball; and
- An increasing number of boys and girls participating in the sport.

(2) Expressed support for the potential of this initiative but stressed the need to focus on sending messages regarding the importance of academics and early classroom preparation.

b. NCAA Bundled Rights Agreement. Received information regarding the general terms of the NCAA Bundled Rights Agreement and the timelines associated with that agreement and learned that the staff is actively monitoring the current market situation to ensure the staff and NCAA leadership groups are well informed at the time critical decisions need to be made.

5. Financial Issues.

a. Update regarding the Empirical Effects of Intercollegiate Athletics. [Reference BOD Supplement No. 4.]

BOARD ACTIONS:

(1) Received a presentation on a study entitled "The Empirical Effects of Collegiate Athletics: An Update Based on 2004-07 Data," which is a follow-up to two previous studies commissioned by the NCAA designed to investigate trends in operating expenditures for athletics by FBS schools and the relationship between these expenditures and athletics revenues;

(2) Learned that this report re-examined ten hypotheses regarding trends in athletics spending and the relationship between spending and revenue using more recent data along with a new eleventh hypothesis concerning the relationship between changes in a college's athletic capital stock and revenue from athletics.

[Note: To review the actual findings of this study relative to the eleven hypotheses please go to Supplement No. 4A.]

(3) Noted the importance of this information in helping presidents and athletics administrators in making informed leadership decisions relative to intercollegiate athletics and recommended that this information be broadly shared especially with athletics directors.

b. Update regarding financial dashboard indicators. [Reference BOD Supplement No. 5a.]

BOARD ACTIONS:

(1) Were informed that when the second year of the NCAA dashboard indicators program is released in a few weeks, not only will it include four years of data for the first time but that it will include some new features developed as a result of membership feedback. As a result of these new features, presidents will have

more indicators with which to compare their institutions with others, including the Academic Progress Rate and educational and general expenditures. Additionally, presidents will also be able to compare their institutions with more peer groups and have the opportunity to build their own categories; and

(2) Learned that as the program evolves officials hope to devise a measure to illustrate how athletics contributes to the overall university community.

c. Update regarding national office cost savings initiatives. [Reference BOD Supplement No. 5b.]

BOARD ACTIONS: Heard from the NCAA's senior vice president for finance/CFO regarding the national office's efforts to identify strategies to assist the membership during this period of economic downturn with a plan for immediate, midterm and long term responses, which are set forth below as follows:

(1) Immediate Responses.

- The national office has targeted savings of $4,000,000 for fiscal year 2009, with the plan of distributing funds back to the membership in January 2010.

(2) Mid-term Responses.

- **Charged the Division I councils and cabinets to begin an immediate review of all operational aspects under their purview and to identify bylaws and practices that could possibly be modified to provide financial relief to the members. Pursuant to this charge, each Division I cabinet and council at its next meeting shall start developing an exhaustive list of possible bylaw and policy changes ranked in priority order with the relevant projected financial impact on the members. In conducting these reviews, the cabinets and councils should consider the impact of the proposed changes on the principles of fair competition, the well-being of student-athletes, sound academic standards, the integrity of the sport, and costs. The recommendations should be consistent with the NCAA principle governing the economy of athletics program operation, which states that intercollegiate athletics programs shall be administered in keeping with prudent management and fiscal practices to assume the financial stability necessary for providing student-athletes with adequate opportunities for athletics competition as an integral part of a quality educational experience.** (Unanimous Voice Vote.)

[Note: The Leadership Council with the assistance of the Legislative Council is assigned to provide a coordinated approach to this review.]

(3) Long-term Response.

- The national office and the governance structure shall seek to engage experts in brainstorming regarding possible options to provide long term relief and shall conduct further economic research to assist with informed decision making.

6. Litigation update.

BOARD ACTION: Received a report from the NCAA general counsel regarding current cases involving the Association and suggested as a future agenda item a discussion regarding the development of a process for evaluating court cases that are filed against the NCAA.

7. Governmental relations report. [Reference BOD Supplement No. 7.]

BOARD ACTION: Received a report and took no action.

8. Report of the Division I Presidential Advisory Group April 29, 2009, meeting. [Reference BOD Supplement No. 8.]

BOARD ACTIONS:

a. Received a report from the Presidential Advisory Group April 29, 2009, meeting, learned that the group's discussion were enhanced by the inclusion of the FCS and Division I commissioners and heard pertinent comments from the group's chair throughout the meeting.

b. Appointed Ann Millner, president of Weber State University, as chair of the Division I Presidential Advisory Group. President Millner will replace Bruce Grube, president of Georgia State University, whose term on the Board of Directors and Presidential Advisory Group ends at the conclusion of the April 2009 meetings. (Unanimous Voice Vote.)

9. Report from the Committee on Academic Performance. [Reference BOD Supplement No. 9.]

BOARD ACTIONS:

a. Received a report from the chair of the Committee on Academic Performance regarding that group's April 28 – 29, 2009, meeting in which he shared the following highlights:

(1) Data Collection for Study of Two-Four Transfer Issues. With the Legislative Council's recent adoption of NCAA Proposal Nos. 2008-75 (as amended) and 2008-77 (as amended), the committee is positioned to begin data collection this fall to inform the membership's impending examination of issues pertaining to the academic performance of two-year transfer student-athletes.

(2) Head Coaches' APR Portfolio. The committee has worked to resolve remaining procedural questions related to the development of a public database for reporting NCAA Division I Academic Progress Rates (APR) for all Division I head coaches. The committee has determined the portfolio will include APR information dating back to the 2003-04 academic year, which was the first year for which scores were reported. To ease administrative burden, information will be collected and reported over the next two years as follows:

(a) Institutions will submit information regarding head coaches for baseball, men's and women's basketball, football and women's indoor and outdoor track and field during the fall 2009 Academic Performance Census (APC) data collection phase. The portfolios for these sports will be available beginning in 2010.

(b) Submission of information for head coaches from all other sports will occur during the fall 2010 APC data collection phase. The portfolios for these sports will be available beginning in 2011.

(3) Occasion-Three Historical Penalty Waiver Hearings. The committee has completed its first round of Occasion-Three Historical Penalty waiver hearings. Six teams from five institutions participated in hearings.

(4) Release of Public APR and Penalty Reports. The public recognition lists (i.e., "Top Ten" by sport) were released April 22 and are available on the NCAA Web site. The APR and penalty reports will be released May 6. Institutions and conferences have access to their institutional APR and penalty reports now.

b. Received a detailed presentation from the NCAA research staff regarding the APR data submitted last fall for the 2007-08 academic year, which represented the fifth year of APR data collection, along with information regarding the APP penalty program.

[Note: The PAG expressed a desire to receive more information in the future specifically regarding the academic performance of FCS student-athletes.]

c. Were informed that it is anticipated that both the CAP and the Academic Cabinet will examine issues pertaining to initial eligibility standards in the future as the concepts of academic preparation and readiness are further discussed by the structure and membership.

10. Update on the work and recommendations of the Men's Basketball Academic Enhancement Group. [Reference BOD Supplement No. 10.]

BOARD ACTIONS:

a. Received a copy of the April 6, 2009, Men's Basketball Academic Enhancement Group report, which includes the latest recommendations of that group related to summer school enrollment, playing and practice seasons, and academic preparation issues and were informed that this work, which represents the efforts of presidents, coaches, administrators and faculty to come together to develop recommendations to improve the academic performance of men's basketball, is in its first phase, as the Division positions itself to gather more data to address issues pertaining to transfer students; and

b. Learned that the Men's Basketball Academic Enhancement Group after receiving comments and feedback from the membership through conference spring meetings, hopes to provide the Board with its final recommendations in August, thereby placing the Board in the proper position to sponsor any necessary legislative proposal at its October 2009, meeting for inclusion in the 2009-10 cycle.

11. Status report on the efforts of the Football Academic Working Group. [Reference BOD Supplement No. 11.]

BOARD ACTIONS:

a. Received a status report from the Football Academic Working Group, which is a vertically-integrated group charged with examining the academic performance of football student-athletes with the goal of identifying strategies for improving;

b. Learned that the group's current direction informed by research, includes requiring football student-athletes, who do not successfully complete a minimum number of credit hours in the fall term, to be ineligible for participation in the first two contests of the following football season;

c. Recommended that the group consider establishing a substantial credit-hour requirement of perhaps eight hours given the importance of students establishing the proper academic foundation with the possibility of students reducing the two-game penalty by one with successful academic performance in the spring term; and

d. Heard that the group will share its preliminary recommendations with conferences during spring meetings and plans to forward final recommendations to the Division I Board of Directors for consideration during its August or October meetings.

12. Division I Governance Structure Update.

a. Update from the cabinet via the report of the Communications and Coordination Committee. [Reference BOD Supplement No. 12.]

BOARD ACTIONS:

(1) Received a status report regarding progress being made under the new Division I governance structure and heard that while early, the new structure appears to be doing a good job of developing a more coordinated Division I agenda that is focused on the major issues facing the Division, enhancing communication between governance bodies and providing a higher level of expertise in the governance structure; and

(2) Learned that in an effort to ensure the objectives of restructuring are achieved there are plans to not only enhance the level of membership outreach regarding governance activities but to develop a research-based assessment tool to help address any short-comings with the Division's structure.

b. Report of the March 24, 2009, Division I Leadership Council. [Reference BOD Supplement No. 13.]

BOARD ACTIONS:

(1) Received a report on the March 24, 2009, Leadership Council meeting from its chair who reported the group had its most productive meeting to date as it had a more limited agenda focused on examining of possible new Division I membership standards, managing of consideration by the governance structure of the Report of the Task Force of Commercial Activities in Intercollegiate Athletics and enhancing the level of diversity serving in the Division I governance structure;

(2) Learned that the Leadership Council has been discussing how best to serve its leadership advisory role for the Board mindful of the Council's desire to maintain their national and global perspectives on issues as free from parochial political pressures as is practical; and acknowledged while issues are different and may require different strategies, suggested that as a general rule the Board would appreciate receiving advice, counsel and recommendations from the Leadership Council after being fully developed and vetted by the substructure and membership.

(3) Reconfirmed its charge to the Leadership Council to examine the level of diversity serving in the governance structure, including positional diversity, noting the importance of ensuring the faculty voice is adequately heard throughout the structure and asked the Leadership Council to thoroughly examine the structure, provide an analysis as to where the faculty voice is most needed and where it might currently be missing. Additionally, asked the Leadership Council to provide recommendations designed to address the situation with supporting rationale. (Unanimous Voice Vote.)

[Note: In issuing this charge, the Board noted academic voices need to be heard on different cabinets and councils, particularly because the faculty perspective is often most similar to the presidential perspective but indicated a preliminary reluctance to set a percentage minimum.]

c. Report of the April 20, 2009, Division I Legislative Council. [Reference BOD Supplement No. 14.]

<u>BOARD ACTIONS</u>:

(1) Received a report from the chair of the Legislative Council regarding that group's April 20, 2009, meeting in which he explained the Legislative Council understands the importance of earning the Board of Directors trust and is working hard to be responsive to the Board's priorities in its consideration of legislation;

(2) Learned that the Legislative Council adopted six legislative proposals as either emergency or noncontroversial, in addition to considering the proposals remaining in the 2008-09 cycle, and reviewed the Council's actions paying particular attention to the following proposals:

- **Proposal No. 2008-46 – Playing and Practice Seasons -- Baseball -- Preseason Practice and First Contest -- Championship Segment.** (Adopted. LGC Vote 26.4 – 24.6 – 0)

- **Proposal No. 2008-59 – Division Membership -- Definitions and Applications -- Emerging Sports for Women -- Sand Volleyball.** (Adopted. LGC Vote 37.8 – 13.2 – 0)

- **Proposal No. 2008-79 (as amended) – Amateurism -- Involvement With Professional Teams -- Professional Basketball Draft -- Four-Year College Student-Athlete -- Men's Basketball Adopted, as amended.** (Adopted – LGC Vote 45.6 – 4.2 – 0)

- **Proposal No. 2008-32-B – Eligibility -- General Eligibility Requirements -- Full-Time Enrollment -- Requirement for Competition -- Nontraditional Courses -- Up to 50 Percent of Minimum Requirement.** (Defeated. – LGC Vote 24.3 – 25.5 – 1.2)

  [NOTE: During this discussion, the Board noted the importance of addressing issues associated with the nontraditional delivery of courses as current legislation does not appear to adequately address academic practices. Members expressed support for the Academic Cabinet continuing its efforts to examine such issues.]

- **Proposal No. 2008-48 – Playing and Practice Seasons -- Baseball -- Maximum Number of Contests – 52.** (Defeated. – LGC Vote 24.9 – 26.1 – 0)

(3) Accepted the Legislative Council's report as presented and took no further legislative action.

(4) Proposal No. 2008-62 -- Committees -- Committees Reporting to Board Of Directors -- Division I Presidential Advisory Group -- Duties -- Legislative Issues. To Specify that members of the NCAA Division I Presidential Advisory

Group who represent Football Championship Subdivision conferences shall have the authority to act on behalf of the Football Championship Subdivision members of the Board of Directors on legislative issues that relate to championship subdivision football, subject to review by the full Board of Directors. (Effective Date: Immediate)

[NOTE: At its January 17, 2009, meeting, the Board of Directors tabled this proposal, which had been adopted by the Division I Legislative Council to allow time to received feedback from the Division I Presidential Advisory Group.]

(a) Learned that the Division I Presidential Advisory Group unanimously indicated support this proposals during its April 29, 2009, meeting.

(b) Removed Proposal No. 2009-62 from the table and adopted the proposal. (Unanimous Voice Vote.)

13. Committee on Infractions and Infractions Appeals Committee. [Reference BOD Supplement No. 15.]

a. Committee on Infractions.

BOARD ACTION: Appointed/reappointed the following members to the Division I Committee on Infractions: (Unanimous Voice Vote.)

- James M. O'Fallon, University of Oregon, Pacific 10 Conference. (Immediate)
- Dennis Thomas, Mid-Eastern Athletic Conference. (Reappointment)
- Rodney J. Uphoff, University of Missouri, Columbia, Big Twelve Conference. (May 1, 2009)

b. Infractions Appeals Committee.

BOARD ACTION: Reappointed Susan Lipnickey, Miami University, Mid-American Conference, to the Division I Committee on Infractions effective after its April meeting: (Unanimous Voice Vote.)

14. Governance transitional issues. [Reference BOD Supplement No. 16.]

a. Board of Directors.

- **<u>BOARD ACTION</u>: Appointed/reappointed the following members to the Division I Board of Directors effective after the April its meeting:** (Unanimous Voice Vote.)

    - Judy Genshaft, president, University of South Florida, Big East Conference.
    - William Harvey, president, Hampton University, Mid-Eastern Athletic Conference.
    - William Meehan, president, Jacksonville State University, Ohio Valley Conference.
    - Harvey Perlman, president, University of Nebraska, Lincoln Big 12 Conference. (Reappointment)
    - John Peters, president, Northern Illinois University, Mid-American Conference. (Reappointment)

b. Presidential Advisory Group.

<u>BOARD ACTION</u>: Appointed/reappointed the following members to the Division I Presidential Advisory Group effective after the April Board of Directors' meeting: (Unanimous Voice Vote.)

- Robert Caret, president, Towson University, Colonial Athletic Association (reappointment).
- Drew Gilpin Faust, president, Harvard University, Ivy Group.
- Joanne Glasser, president, Bradley University, Missouri Valley Conference.
- Penelope Kyle, president, Radford University, Big South Conference.
- Kenneth Peacock, chancellor, Appalachian State University, Southern Conference.

c. Executive Committee.

<u>BOARD ACTION</u>: Appointed the following Board members to the NCAA Executive Committee effective after the April meeting: (Unanimous Voice Vote.)

- Frank Brogan, president, Florida Atlantic University, Sun Belt Conference.
- Ann Millner, president, Weber State University, Big Sky Conference.
- Kevin Mullen, president, Siena College, Metro Atlantic Athletic Association.

15. Future meeting dates.

    a. August 6, 2009, National Office, Indianapolis, Indiana.
    b. October 29, 2009, National Office, Indianapolis, Indiana.

REPORT OF THE MARCH 16, 2009, MEETING OF THE

DIVISION I GOVERNANCE STAFF LIAISONS

1. **Staff impressions and thoughts regarding governance meetings.** Staff liaisons were invited to share comments and practices they thought resulted in successful governance meetings. Comments included the following:

   a. Build agendas in such a way that cabinet and council members are asked to get engaged early. Do not start the meetings with a series of presentations that only require passive listening by the members.

   b. Video and telephonic conferencing seemed to work well both at the point of origin and in the meeting setting.

   c. Conducting small round table discussions within the larger meeting setting appeared to be a successful way to enhance the level of overall group participation and appeared to improve the overall level of fellowship on the cabinet. The cabinet appeared to have more productive dialogue when there was more direction given as to the small group's charge in advance of the round table discussions.

   d. Being more aware of the various cabinets' and councils' priorities has been helpful in shaping governance conversations and it has led to more coordination of efforts between governance bodies. This information has been especially helpful to the Legislative Council as they examine the various proposals in the annual cycle.

   e. The legislative comments from the various cabinets were also helpful to the work of the Legislative Council. The cabinets appeared to be interested in engaging in legislative discussions but that level of interest appeared to be influenced by both the level of importance the staff liaisons placed on the issues and on the amount of influence the cabinets perceived themselves to have on the overall legislative discussion.

   f. Including the actual legislative proposals and not just the intent statements appeared helpful in ensuring the cabinets and councils had informed legislative discussions.

   g. Including a standing report from the Division I Student-Athlete Advisory Committee was a good way to keep the student representative involved in the meeting and brought a nice level of attention to the work of the SAAC. [Note: The SAAC liaison asked for additional feedback regarding ways student-athletes and that committee could be more helpful to the overall work of the Division I governance structure.]

2. Communication efforts.

a. Meeting reports. The comments on the February cabinet reports appeared to be generally positive. The membership seemed to appreciate the Key Items section of the reports along with the slight shorter version of reports. It was noted that it would be helpful to have more uniformity in the report format. Accordingly, it was suggested that the Key Items section be placed at the beginning of the report directly after any Action Items and that the section be of a summary nature with additional detail if necessary captured in the information items in the report. It was also noted that while it is important to provide enough context so that the membership can understand the various perspectives on an issue, reports should not be so lengthy they are not inviting to read.

b. Membership Outreach. The governance staff reported that outreach to the membership and affiliate groups regarding governance issues and communication methods would be a priority in the months ahead.

3. Leadership Succession planning. The liaisons were informed that as the various cabinets and councils looked to appoint vice chairs with the thought of assuming potential leadership roles, thought must be given to coordinating efforts between bodies so that the chairs that make up the Communications and Coordination Committee are a diverse group in terms of gender, ethnicity, position and subdivision. The governance staff noted that it will try to assist with this planning process.

4. Preview of the Leadership Council and Legislative Council meetings.

a. Leadership Council. The liaisons were informed that during its March 24 meeting, the Leadership Council will be asked to focus its attention on Division I membership issues and on the report of the Task Force on Commercial Activity in Intercollegiate Athletics. To achieve this end, the plan is not to spend much time on other governance reports and the Leadership Council was asked to read all reports in advance of the meeting and come prepared to ask questions as there will not be a series of formal presentations.

b. Legislative Council. It was reported that the Legislative Council during its April 20 meeting, will focus its attention on considering the legislative proposals remaining in the 2008-09 cycle. Comments from the cabinets and Leadership Council relative to those proposals will be considered.

5. **Meeting schedule.** The liaisons were informed that to increase efficiencies, assist in cost savings and to help ensure no conflict in meeting schedules, the governance staff has been working with the Shorts Travel staff to enhance negotiating opportunities with hotels and service providers by scheduling all six cabinet meetings back to back over a roughly two week period in the same location. Such an arrangement is intended to lead to easier negotiations with hotels, result in one room settings, assist with arranging for technological support, establish a more streamlined meeting schedule and make for easier planning for both the staff and membership. Efforts are ongoing regarding possible arrangements for the February 2010 cabinet meetings and staff liaisons will be kept informed of developments.

6. **Bylaw review – Possible cost savings**. The liaisons were informed that as they plan for spring cabinet and council meetings, they should plan to allow meeting time for brainstorming regarding possible bylaw changes that could result in possible cost savings. To assist with this discussion, general guiding principles will be developed with the help of legal counsel and possible others. Additionally, it is anticipated the Division I Board of Directors may provide more direction to the governance substructure at its April meeting.

7. **Policies and Practices Task Force.** The liaisons received an update on the ongoing work of the Policies and Practices Task Force and were informed that a number of the cabinets may be asked to examine certain bylaws and issues as early as their June meetings. More specific instructions will be provided along with background information subsequent to the May meeting of that task force.

SUPPLEMENT NO. 6
DI Communications and
Coordination Committee 5/09

MEMORANDUM

May 4, 2009

TO: Members of the Division I Communications and Coordination Committee.

FROM: Beth DeBauche, staff liaison.

SUBJECT: Bylaw and Practices Review.

1. <u>Charge</u>.

Given the current economic conditions that are placing stress on institutional and athletics budgets at many NCAA member institutions, the Division I Board of Directors at its April 30, 2009, meeting, requested that the Division I councils and cabinets begin an immediate review of all operational aspects under their purview to identify bylaws and practices that could possibly be modified to provide financial relief to the membership. Specifically, the Board asked that each governance body at its next meeting start developing an exhaustive list of possible bylaws and policy changes ranked in priority order with the relevant projected financial impact on the membership.

In conducting these reviews, the cabinets and councils should consider the impact of the proposed changes on the principles of fair competition, the well-being of student-athletes, sound academic standards, the integrity of the sport, and costs. The recommendations should be consistent with the NCAA principle governing the economy of athletics program operations, which states that intercollegiate athletics programs shall be administered in keeping with prudent management and fiscal practices to arouse the financial stability necessary for providing student-athletes with adequate opportunities for athletics competition as an integral part of a quality educational experience. The Board of Directors appreciates that some of the bylaws identified in this review may include concepts previously considered by the Division I governance structure but encourages the cabinets and councils to take a fresh look at issues in light of this charge.

2. <u>Illustrations</u>.

The NCAA staff was also asked to seek to think creatively about possible bylaw and policy changes that could provide financial relief on campuses and some of the ideas identified by

staff may be illustrative to the cabinets and councils as they seek to begin their examination. Ideas discussed included: suspending athletic certification for a year or predetermined amount of time; eliminating nontraditional seasons for selected sports; modifying championships bracketing and seeding; eliminating the printing of recruiting materials and media guides and modifying recruiting calendars.

3. Timeline.

Cabinets will be asked to begin this review at their June meetings. Cabinets shall provide a progress report in their June cabinet reports including a listing of bylaws appropriate for possible amendment. Depending on the scope of cabinet jurisdiction, some cabinets may be able to finish their reviews in June, while others may require additional time to formalize recommendations. Those cabinets needing extra time would be encouraged work expeditiously where possible with the goal of concluding their reviews during the September series of meetings. [Note: The Championships/Sports Management Cabinet does not have an in-person meeting scheduled in June but does have a conference call scheduled.]

The Leadership Council, with the help of the Legislative Council, will then be asked to prioritize the work and recommendations of the cabinets to ensure a level of consistency between recommendations in keeping with the priorities on the Division I agenda. The prioritized list of recommended changes will be presented to the Board of Directors during its October meeting, as the Board will be asked to consider sponsoring legislation in the 2009-10 legislative cycle as it deems appropriate. Consideration of the proposals by the membership will occur thereafter under the normal legislative process. It is hoped that as a result of this process appropriate legislative changes will be adopted that will result in cost savings from an operational standpoint on campus that will in no way compromise the well-being of student-athletes, sound academic standards, and the integrity of the sports.

SUPPLEMENT NO. 7
DI Communications and
Coordination Committee 5/09

A G E N D A

National Collegiate Athletic Association

Division I Academic Cabinet

Marriott Portland City Center
Portland, Oregon

June 29-30, 2009

1. Welcome and announcements.

   - Please review the cabinet roster and notify Matt Burgemeister of any changes.

2. Review the February report of the NCAA Division I Academic Cabinet. [Supplement No. 1] (Carolyn Callahan)

3. Updates from the Division I governance structure.

   a. NCAA Division I Board of Directors update. [Supplement No. 2] (Beth DeBauche)

   b. NCAA Division I Leadership Council update. [Supplement No. 3] (DeBauche)

   c. NCAA Division I Communications and Coordination Committee update. [Supplement No. 4] (DeBauche)

   d. NCAA Division I Basketball Academic Enhancement Group update. [Supplement No. 5] (Julie Cromer)

   e. NCAA Football Academic Working Group update. [Supplement No. 6] (Cromer)

   f. NCAA Division I Committee on Academic Performance update. [Supplement No. 7] (Diane Dickman)

   g. Other Division I cabinets updates. [Supplement No. 8] (Matt Burgemeister)

   h. NCAA Division I Student-Athlete Advisory Committee update. [Supplement No. 9] (Brittany Loisel)

DRAFT

4. Review of legislation and interpretations. [Supplement No. 10] (Burgemeister)

5. Annual student-athlete academic performance report. [Supplement No. 11] (Cromer, Tom Paskus and Todd Petr)

6. Review most recent data on initial-eligibility academic standards and consider possible changes to standards. [Supplement No. 12] (Cromer, Paskus and Petr)

   a. Impact of 16 core courses.

   b. Impact of sliding scale changes (removal of test score minimum).

   c. Data on early academic certification standards.

   d. Review impact of higher standard for competition (e.g., increased sliding scale).

Anticipated Action Item:

- **Develop guiding principles for ongoing review of this issue.**

7. Updates from committees reporting to the cabinet.

   a. NCAA International Student Records Committee. [Supplement No. 13] (Frank Arredondo and Jobrina Perez)

   b. Progress-Toward-Degree Waiver Committee.

   c. NCAA Student Records Review Committee. [Supplement Nos. 14, 15 and 16] (Clar and Alex Smith)

Anticipated Action Items:

(1) Approve updated policies and procedures.

(2) Approve updated prospective student-athlete review trigger list.

DRAFT

8. Discuss nontraditional courses with a focus on courses used for initial eligibility. [Supplement No. 17] (Burgemeister)

   a. Review current legislation.

   b. Review case studies.

   c. Update on academic agencies also working in this area.

   d. Review report and recommendations of Student Records Review Committee. [Reference Supplement No. 18]

Anticipated Action Item:

- **Consider possible changes to legislation or policy regarding the use of nontraditional courses to satisfy initial-eligibility requirements.**

9. Discuss degree selection. [Supplement No. 19] (Burgemeister)

   a. Legislative history.

   b. Progress-toward-degree waiver information.

   c. Discuss next steps.

10. Update on review of two-year college transfer student-athletes. [Supplement No. 20] (Burgemeister)

    - Discuss review of data collected via Academic Performance Census.

11. Review of legislation for possible cost savings. [Supplement No. 21] (Burgemeister)

12. Review Policies and Practices Task Force report. [Supplement No. 22]

DRAFT

13. Academic waivers.

a. Update on transition of initial-eligibility waiver and prospective student-athlete review cases to academic and membership affairs staff. (Bob Chichester)

b. Review and approve waiver application forms and policies and procedures for initial-eligibility and progress-toward-degree waivers. [Supplement Nos. 23 and 24] (Steve Clar and Katy Yurk)

Anticipated Action Item:

- **Approve waiver application forms and policies and procedures.**

c. Consider waiver requests initially reviewed by the NCAA Division I Academic Cabinet Progress-Toward-Degree Waiver Appeals Subcommittee. [Supplement No. 25] (Burgemeister and Yurk)

Anticipated Action Item:

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d. Consider policy change related to use of a student-athlete's high school academic record and initial-eligibility waivers in the decision analysis for progress-toward-degree waivers. [Supplement No. 26] (Yurk)

Anticipated Action Item:

- **Amend progress-toward-degree waiver policies to allow for consideration of an individual's high school academic record and initial-eligibility waivers.**

e. Review progress-toward-degree waivers citing disciplinary suspension as mitigation for failure to satisfy eligibility requirements. [Supplement No. 27] (Yurk)

Anticipated Action Item:

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DRAFT

f. Consider the appropriate avenue for review of waivers of transfer legislation. [Supplement No. 28] (Cromer)

Anticipated Action Item:

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14. Recommendation regarding chair of cabinet.

Anticipated Action Item:

- **The cabinet chair, per policies for all cabinets, may serve a two-year term. The current chair is eligible for reappointment for one additional year. During this meeting the cabinet will recommend reappointment of the current chair for one additional year or appointment of a new chair for a two-year term.**

15. Updates on communications/outreach plans. [Supplement No. 29]

a. Updates from identified contacts.

b. Working groups on communication strategies and successes.

c. Letter from National Association for Athletics Compliance Legislation & Governance Committee. [Supplement No. 30]

d. Develop key communication points from this meeting.

16. Review dates and sites of future cabinet meetings.

a. September 14-15; Indianapolis.

- September 13 - Travel anytime.
- September 14 - Meeting from 8 a.m. to 5 p.m.
- September 15 - Meeting from 8 a.m. to noon.
  Return travel after 2 p.m.

DRAFT

b. February 1-2, 2010; Indianapolis.

- January 31 - Travel anytime.
- February 1 - Meeting from 8 a.m. to 5 p.m.
- February 2 - Meeting from 8 a.m. to noon.
  Return travel after 2 p.m.

17. Other business.

18. Adjournment.

DRAFT

SUPPLEMENT NO. 8
DI Communications and
Coordination Committee 5/09

A G E N D A

National Collegiate Athletic Association
Division I Administration Cabinet

Cedric Dempsey Room
NCAA National Office
Indianapolis, Indiana

June 30, 2009
8:30 a.m. – 5 p.m.

1. Welcome and opening comments.

2. Governance Updates.

   a. Report of the February 12 - 14, 2009, Administration Cabinet meeting. [Supplement No. 1] [No action anticipated.]

   b. Report from the Administrative Committee of the Administration Cabinet. [Supplement No. 2]

      Background: *The cabinet will be asked to approve the minutes of Administrative Committee's conference calls.*

   c. Communications and Coordination Committee reports. [Supplement No. 3]

      Background: *The cabinet will receive information regarding the work and priorities of the other cabinets and councils.*

   d. Updates from the Spring Division I Board of Directors, Leadership Council and Legislative Council meetings. [Supplement Nos. 4, 5 and 6]

      Background: *The cabinet will receive a brief update highlighting important issues discussed on the Division I agenda during the recently concluded Spring governance meetings.*

   e. Report from the Division I Student-Athlete Advisory Committee. [Supplement No. 7]

      Background: *The cabinet will receive a report from its Division I Student-Athlete Advisory Committee member.*

3. Cost savings bylaw review. [Supplement No. 8] [Possible action item.]

draft

Background: *Pursuant to a charge from the Division I Board of Directors, the cabinet will begin examining NCAA bylaws and policies under its jurisdiction to determine whether any proposed amendments should be consider to help provide for potential cost savings for member institutions.*

4. Issues pertaining to Division I membership.

   a. Update on the Leadership Council's discussions regarding membership issues. [No action anticipated.]

      Background: *The cabinet will receive an update regarding the ongoing conversations of the Leadership Council. A more in-depth conversation is anticipated at the cabinet's September 2009, meeting.*

   b. Annual Review/Advancement of Provisional/Reclassifying Members – Review of Updated Strategic Plans and Annual Reports. [Materials for review provided in advance of the meeting.] [Action anticipated.]

      Background: *The cabinet will consider whether institutions currently in the provisional or reclassifying process should be recommended for advancement.*

   c. Waiver of Minimum Women's Sports Sponsorship Requirements – Bylaw 20.9.4.2-Virginia Military Institute. [Supplement No.9] [Action anticipated].

      Background: *The cabinet will consider a request by VIM to waive the minimum women's sports sponsorship criterion.*

5. Committee Appointments.

   a. Debrief from February meeting. [Supplement No. 10] [Action possible]

      Background: *The cabinet will be asked to review the process used at its February meeting to determine if there are ways to further enhance the process.*

   b. Review of nominating form. [Supplement No. 11] [Action possible]

      Background: *The cabinet will be asked to review the current form used in the committee nomination process to determine if the cabinet is receiving the level and type of information it needs to make committee appointments.*

draft

c. Update on efforts to enhance the level of diversity serving in the governance structure. [No action anticipated]

Background: *The cabinet will receive an update regarding the ongoing conversations of the Leadership Council. A more in-depth conversation is anticipated at the September 2009 meeting.*

d. Committee nominations. [Supplement No. 12] [Action item]

Background: *The cabinet will consider appointments for approximately 15 committees.*

6. Update and conversation regarding the development of a governance assessment tool. [Supplement No. 13] [No action anticipated.]

Background: *The cabinet will receive an update from the NCAA research staff on plans for the development of a governance assessment tool.*

7. Association-wide reports. [Supplement No. 14] [No action anticipated.]

Background: *The cabinet will receive reports from committees under its jurisdiction.*

a. Postgraduate Scholarship Committee.

b. Walter Byers Committee.

8. Consideration of Work-Life Balance initiatives. [No action anticipated.]

Background: *The cabinet will be provided an opportunity to explore possible initiatives.*

9. Other issues and business.

10. Important issues discussed that should be shared with the membership and the other cabinets.

11. Suggested agenda items for the September cabinet meeting.

draft

12. Future meeting dates and sites.

    a. September 16 – 17, 2009, Indianapolis, IN (TBD).

    b. February , 2010 Indianapolis. (TBD).

13. Adjournment.

draft

SUPPLEMENT NO. 9
DI Communications and
Coordination Committee 5/09

A G E N D A

National Collegiate Athletic Association

Division I Championships/Sports Management Cabinet

Teleconference June 25, 2009

1. Opening remarks and review of schedule. [Supplement No. 1] [No action anticipated.]

2. Review of minutes of February 17-18, 2009, Division I Championships/Sports Management Cabinet meeting. [Minutes were sent previously to all cabinet members.] [**Action anticipated**.]

3. Cabinet Policies and Operating Procedures. [Supplement No. 2] [No action anticipated.]

   Background: *Note cabinet mission and principles on page 2 of Policies and Operating Procedures Manual. Also note Appendixes P, Academic Performance Program, and Q, Budget Timeline, were added.*

4. National office cost reduction efforts. (Jim Isch) [No action anticipated.]

5. Brainstorming session – possible cost savings. (All)

   Background: *Cabinet discussion of cost of championships to the membership and the Association and possible cost savings. Also review possible bylaw changes that could result in possible cost savings.*

6. Consent package. [Supplement No. 3] [**Action anticipated**.]

   Background: R*outine matters such as approving the appointment of new committee chairs and the automatic qualification (AQ) of conference teams have been pulled from the sports committee supplements and placed in a consent package for cabinet member approval. Any item may be removed from the consent package at the request of a cabinet member.*

7. Report of Olympic Sports Liaison Committee. [Supplement No. 4] (Chris Hoyles) [**Action anticipated**.]

Background:

8. Report of Men's Basketball Issues Committee. [Supplement No. 5] (Larry Williams) [**Action anticipated**.]

   Background:

9. Report of Football Issues Committee. [Supplement No. 6] (Keith Tribble) [**Action anticipated.**]

   Background: *The Football Issues Committee is requesting the cabinet's approval of its legislative recommendations for the 2009-10 legislative cycle.*

10. Report of Committee on Competitive Safeguards and Medical Aspects of Sports. [Supplement No. 7] (Connie Dillon) [**Action anticipated.]**

    Background:

11. Sand volleyball playing and practice season. (Brad Hostetter) [**Action anticipated.**]

    Background: The *cabinet will be asked to vote on legislative proposals for the length of the playing and practice season for this emerging sport.*

12. Report of the Sportsmanship and Ethical Conduct Committee. [Supplement No. 8] (Rachel Newman) [No action anticipated.]

    Background: *The Executive Committee position will be that any institution in any division cannot host a non-predetermined round in the states of Montana and Nevada (Delaware pending); however, both predetermined and non-predetermined could be mitigated potentially by the definition of "metropolitan."*

13. Sports committees' recommendations regarding Division I and National Collegiate Championships. (Committee or liaison listed in parenthesis) [**Action anticipated**.]

    Background: *The cabinet will review informational items and formulate a position and/or offer suggested modifications regarding the action items contained in the following sport committee requests:*

a. Football Championship Subdivision Committee. [Supplement No. 9] (Greg Burke) [**Action anticipated.**]

Background: *The Football Championship Subdivision Committee is requesting approval of AQs.*

b. Division I Wrestling Committee. [Supplement No. 10] (Jim Fallis) [No action anticipated.]

Background: *The Wrestling Committee is considering a proposal from ESPN to change the date of the Division I Wrestling Championships to the same weekend as the Division I Men's Ice Hockey Championship.*

14. Update travel cost and capacity effort. [Supplement No. 11] (Steve Brown) [No action anticipated.]

Background: *The cabinet will be provided an update on championships travel, cost and capacity.*

15. Report on bid proposals from April 17, opening. [Supplement No. 12] (Sharon Cessna) [No action anticipated.]

Background: *The cabinet will be provided information regarding bids received to date.*

16. Performance review of championships – 2008-09 outcomes. [Supplement No. 13] (Joni Comstock) [No action anticipated.**]**

Background: *The cabinet will be provided an evaluation of the championships from all involved including student-athletes, tournament directors, officials and institutions.*

17. Report from Division I Leadership Council, Division I Board of Directors and Executive Committee April 2009 meetings. (Beth DeBauche) [No action anticipated.]

18. Report from Division I Student-Athlete Advisory Committee. (Danielle Neault) [No action anticipated.]

19. Future meeting dates and sites.

a. September 15-16, 2009; Indianapolis Downtown Marriott, Indianapolis.

b. February 16-17, 2010; TBD, Indianapolis.

c. September 14-15, 2010; TBD.

20. Other business.

21. Adjournment.

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SUPPLEMENT NO. 10
DI Communications and
Coordination Committee 5/09

A G E N D A

National Collegiate Athletic Association

Division I Recruiting and Athletics Personnel Issues Cabinet

Hyatt Regency
Newport Beach, California

June 8-9, 2009

1. Welcome.

2. Review cabinet roster. [Supplement No. 1]

3. Report from the NCAA Division I Leadership Council Communications and Coordination Group. [Supplement No. 2]

   ***Background*:** The cabinet will review the group's previous minutes.

   ***Anticipated Action*:** None.

4. Discuss communication strategies within conferences.

   ***Background*:** The cabinet will discuss the strategies used within their respective conferences to identify best practices to ensure information is flowing effectively in both directions.

   ***Anticipated Action*:** None.

5. Review cabinet's guiding principles. [Supplement No. 3]

   ***Background*:** As part of the cabinet's normal procedures, it will regularly review its guiding principles at each meeting.

   ***Anticipated Action*:** None.

6. Report from the NCAA Division I Legislative Council. [Supplement No. 4]

***Background*:** The cabinet will review the report from the NCAA Division I Legislative Council's April meetings.

***Anticipated Action*:** None.

7. Enforcement update. [Supplement No. 5]

Background: The cabinet will receive an update on recent major infractions cases related to recruiting issues.

Anticipated Action: None.

8. Bylaw review – Financial directive. [Supplement No. 6]

Background: The NCAA Division I Board of Directors recently charged the governance structure to review legislation in light of the increased financial pressures on the membership.

Anticipated Action: Develop preliminary list of areas for consideration.

9. Update from NCAA Policies and Practices Committee. [Supplement No. 7]

Background: The cabinet will receive an update on the Policies and Practices Committee report.

Anticipated Action: None.

10. Cabinet priority – Review coaching limits and athletics personnel issues. [Supplement No. 8]

***Background*:** The cabinet will review feedback from the discussion document distributed in April. In addition, the cabinet will discuss "package" deals in hiring individuals connected to prospective student-athletes.

***Anticipated Action*:** The cabinet may sponsor legislation for the 2009-10 legislative cycle.

11. Cabinet priority – Review impact of technology on printed recruiting materials. [Supplement No. 9]

***Background*:** The cabinet will discuss issues related to the impact of technology on printed recruiting materials in Bylaw 13.4.1.1.

***Anticipated Action*:** The cabinet may sponsor legislation for the 2009-10 legislative cycle.

12. Review issues related to general correspondence. [Supplement No. 10]

Background: The cabinet will review legislation applicable to general correspondence and discuss the increasing number of questions and concerns related to this issue, particularly those related to institutional letterhead.

Anticipated Action: The cabinet may affirm the current legislation or sponsor legislation for the 2009-10 legislative cycle.

13. Review recreational activities legislative concepts. [Supplement No. 11]

***Background*:** This item was referred by the Legislative Council during its October meeting. Specifically, the cabinet was asked to review the history and intent of the legislation as compared to current practice.

***Anticipated Action*:** The cabinet may sponsor legislation for the 2009-10 legislative cycle.

14. Review sand volleyball legislative concepts. [Supplement No. 12]

***Background*:** The Legislative Council adopted Proposal No. 2008-59 which added sand volleyball as an emerging sport for women. Accordingly, legislation must be established in all areas to address this new emerging sport.

***Anticipated Action*:** The cabinet may sponsor legislation for the 2009-10 legislative cycle to establish coaching limits and evaluation days for institutions sponsoring sand volleyball.

15. Request from American Volleyball Coaches Association (AVCA) to sponsor legislation in women's volleyball. [Supplement No. 13]

    ***Background*:** The AVCA has submitted three legislative concepts for the cabinet's review and is requesting the cabinet sponsor legislation on their behalf.

    ***Anticipated Action*:** The cabinet may sponsor legislation for the 2009-10 legislative cycle to modify the recruiting calendar as specified.

16. Future agenda items.

17. Articles of interest.

18. Future meetings.

    a. September 21-22, 2009 – Indianapolis, Indiana.
       - Sunday, September 20 – Travel.
       - Monday, September 21 – Meeting 3 to 8 p.m. (working dinner)
       - Tuesday, September 22 – Meeting 8 a.m. to 11 a.m. Return travel after 1 p.m.

    b. February, 2010 – TBD.

19. Other business.

20. Key takeaways.

21. Adjournment.

REPORT OF
THE NATIONAL COLLEGIATE ATHLETIC ASSOCIATION
DIVISION I COMMUNICATIONS AND COORDINATION COMMITTEE
CONFERENCE CALL

Participants: May 12, 2009

Matt Baysinger, Big Twelve Conference – (SAAC)
Grace Calhoun, Indiana University – (Awards, Benefits and Financial Aid Cabinet)
Carolyn Callahan, University of Virginia – (Academics Cabinet)
Damon Evans, University of Georgia – (Leadership Council)
Rob Halvaks, Big West Conference – (Administration Cabinet)
Petrina Long, UCLA – (Recruiting Cabinet)
Mike Rogers, Baylor University – (Amateurism Cabinet)
Jeff Schemmel, San Diego State University – (Championships/Sports Management Cabinet)
Beth DeBauche, NCAA – recording secretary

Joseph D'Antonio, chair of the Legislative Council was unable to participate on the call.

NCAA staff: David Berst, Matt Burgemeister, Jeremiah Carter, Michelle Hosick, Brad Hostetter, Steve Mallonee, Delise O'Meally, Dave Schnase, Sharon Tufano, and Jackie Thurnes also participated on the call.

The conference call was called to order by the chair, Damon Evans, at 3:05 p.m.

1. Recap of items of significance from spring Division I governance meetings.

   a. Division I Leadership Council. The Leadership Council chair reported that the council had a successful meeting in March as they considered a much smaller agenda and used a round table discussion format to enhance the level of dialogue. The chair reported the Leadership Council is busy with three main agenda items: Developing proposed Division I membership standards, managing consideration of the report from the Task Force on Commercial Activities in Intercollegiate Athletics; and exploring ways to enhance the level of diversity in the Division I governance structure. The chair noted that the council will ultimately ask for the assistance of the cabinets regarding these important topics.

   b. Division I Legislative Council. The committee heard from the council's staff liaison that there appears to be a level of trust developing between the Legislative Council and the Board of Directors relative to the council's legislative work, which is so important to the ultimate success of the new structure. It was also reported that the council appreciates the thorough work of the cabinets and the chairs were encouraged to continue to set aside the appropriate time to discuss legislative proposals at their fall meetings and to make sure the reports include both legislative positions and rationales.

c. Board of Directors. The committee was informed that as the Leadership Council explores its advisory role in the structure, the Board suggested that as a general rule it would appreciate receiving advice, counsel and recommendations from the Leadership Council after being fully developed and vetted by the substructure and membership. The Board also reconfirmed its charge to the Leadership Council to examine the level of diversity serving in the governance structure, including positional diversity, noting the importance of ensuring the faculty voice is adequately heard throughout the structure. The Board asked the Leadership Council to thoroughly examine the structure, provide an analysis as to where the faculty voice is most needed, where it might currently be missing and to provide recommendations designed to address the situation with supporting rationale.

2. Staff thoughts and assessments.

a. March 16 meeting with staff liaisons. The committee was informed that the Division I governance liaisons had a productive meeting where they met to share information and ideas regarding the new structure. The focus of the staff's discussion was on streamlining agenda, meetings and reports so that they all focus on the important issues on the Division I agendas thereby allowing cabinets and councils to engage in meaningful work. The staff also discussed the fact that it is appropriate to expect governance representatives to prepare in advance of meetings so that less meeting time can be spent on disseminating information. Last, the staff discussed the value of including an update from the Division I Student-Athlete Advisory Committee as standard practice.

b. March 22 meeting with staff administrative assistants. The committee was informed that the supporting administrative assistants met to discuss the importance of developing agendas and reports that conveyed salient information that was easy for representatives and the membership to follow. The assistants focused on providing a level of consistency in meeting reports, so that reports are not too lengthy and included a section in the beginning of the report highlighting key items from the meeting.

3. National Office initiatives.

a. Request for bylaw review. The committee was informed that the Division I Board of Directors at its April 30, 2009, meeting, requested that the Division I councils and cabinets begin an immediate review of all operational aspects under their purview to identify bylaws and practices that could possibly be modified to provide financial relief to the membership. Specifically, the Board asked that each governance body at its next meeting start developing an exhaustive list of possible bylaws and policy

changes ranked in priority order with the relevant projected financial impact on the membership.

b. Policies and Practices Task Force. The committee was informed that their cabinets or councils may be asked to do work on behalf of the Policies and Practices Task Force. If such a request is made, the governance bodies will be asked to make such a review a priority. The requisite staff support will also be provided for such a review.

4. Communication efforts.

a. Update on technology efforts. The committee was informed that SharePoint is now becoming available for use in some departments of the National Office and the staff is in the beginning stages of setting it up for outside access. This appears to be an exciting development as SharePoint has many tools to use for collaboration, most notably, the ability for a threaded discussion forum, which would allow members of this "site" to start a discussion, reply to postings and collaborate.

b. Membership outreach. The committee was informed that the staff is in the process of trying to enhance the level of outreach for outside constituent groups. Committee members were encouraged to share governance information when possible with groups of which they are members. Further, staff offered to provide any necessary supporting assistance.

c. Conference meeting and Regional Rules Seminars. The committee was informed that information was shared with the 31 multisport conferences regarding governance initiatives and priorities in advance of conference spring meetings. Additionally, information is being presented at the NCAA Regional Rules Seminars regarding the Division I governance structure and important agenda items.

5. Preview of June cabinet meetings and conference calls.

a. Academic Cabinet. The cabinet has a full agenda for its June meeting involving may themes important to the whole of the Division I agenda. In light of the Division I membership's reluctance to adopt any legislation in the 2008-09 cycle regarding the nontraditional delivery of courses, the cabinet will continue its work in this area and will also explore related issues relative to initial eligibility. The cabinet chair asked for feedback from the substructure regarding concepts and ideas that should be considered by the cabinet as it seeks to possibly develop legislative proposals related to nontraditional course work. The cabinet will also review data and begin discussing issues pertaining to initial eligibility standards. As data become available the cabinet will also do more work in seeking to identify the profiles of successful two-year college transfer students.

b. Administration Cabinet. The cabinet's agenda will be focused on reviewing cases for institutions going through the membership transition process, assessing the committee appointment process to seek to identify opportunities for improvement and discussing the development of a governance assessment tool. The committee members indicated an interest in being included in that assessment process.

c. Amateurism Cabinet. During its June meeting the cabinet will review the report of the Presidential Task Force on the Future of Division I Athletics. The members currently are in the process of providing comments on the report in advance of the meeting. The members have been responsive to the request to do work in between meetings. The cabinet will also explore whether it wants to sponsor legislation in the 2009-10 cycle changing the definition of a professional team.

d. Awards, Benefits, Expenses and Financial Aid Cabinet. The cabinet will have a streamlined agenda focused on its ongoing comprehensive review of Division I bylaws regarding individual and team financial aid limits. This review will include the inclusion of a number of financial aid officers, which the cabinet views as a positive addition. Additionally, the cabinet will continue its efforts to develop best practices materials for institutions regarding financial aid hearing opportunities and will work to enhance the level of educational outreach for the financial aid community. Lastly, the cabinet will be seeking to put together a financial aid model for sand volleyball.

e. Championships/Sports Management Cabinet. The chair reported the cabinet had been working on its mission statement and principles, which has proved to be a helpful exercise. The cabinet will not be meeting in person in June but will have a conference call to discuss, among other things, cost savings initiatives and championships travels. Additionally, the cabinet will review a proposal regarding expanded television coverage for select championships and will consider a request for a permanent venue for the track and field championships.

f. Recruiting Cabinet. The members of the Recruiting Cabinet have been asked to work with their conferences to develop best communication practices regarding governance activities. Additionally, the cabinet will focus its efforts on beginning to develop the recruiting model for sand volleyball and continue discussing the role of technology in recruiting. Further, the cabinet will continue its examination of issues pertaining to coaching and athletics personnel limits, especially in light of feedback sought from the membership.

6. Leadership succession planning.

- Given the importance of presenting a diverse slate of cabinet and council chairs to the Board for approval, the committee discussed the need to work together to indentify new Division I governance leadership. Accordingly, it was suggested that the chairs at their next meeting seek to identify two or three individuals who potentially would be interested in serving as chair and on the Communications and Coordination Committee. In seeking to identify new leaders, the committee was reminded that the slate should reflect not only gender and ethnic diversity but positional and subdivisional diversity. Given the importance of the governance bodies working together to develop a slate, it makes it difficult for any of the cabinets or councils to develop a succession plan whereby the vice chair automatically succeeds to the chair's role. Accordingly, the committee members were encouraged to think differently about the vice chair role and not to assume it is an automatic precursor to the role of chair.

7. Meeting schedule.

- The committee was informed that pursuant to the new travel policy approved by the Executive Committee, Indianapolis will be the first option for conducting cabinet and council meetings. Accordingly, a potential contract has been arranged at an Indianapolis venue to provide for all six February 2010, cabinet meetings. Pursuant to this contract, cabinet meetings would be scheduled over a two-week period, with each cabinet meeting lasting approximately one and one-half days. The committee was asked to inform Beth DeBauche if they anticipated needing more time to meet. Meeting dates will be assigned based on availability on a first-come, first-serve basis.

8. Proposed future call dates.

- The committee will next convene in August 2009, in advance of the September cabinet meetings. The staff will circulate availability calendars.

9. Adjournment. The chair adjourned the call at 4:25 p.m.