A G E N D A

National Collegiate Athletic Association
Division I Legislative Council

The Westin Indianapolis Hotel
Indianapolis

October 19-20, 2009

[Note: Items in bold are anticipated action items.]

1. Opening remarks.

2. Report of the October 6, 2009, NCAA Division I Leadership Council meeting. [Supplement No. 1]

   - Update related to Division I membership requirements.

3. Report of the August 6, 2009, NCAA Division I Board of Directors meeting. [Supplement No. 2]

4. Report of the August 6, 2009, NCAA Executive Committee meeting. [Supplement No. 3]

5. Litigation update. [Supplement No. 4]

6. Governmental relations report.

7. Report of the August 12, 2009, NCAA Division I Communications and Coordination Committee teleconference. [Supplement No. 5]

   - **Discussion related to inclusion of academic impact statement on legislative proposals.**

8. NCAA Division I Cabinet and Committee/Subcommittee reports.

   [Note: The Legislative Council will focus its review only on legislative action and information items included in the reports.]

a. **Reports of the NCAA Division I Championships/Sports Management Cabinet (June and September meetings).** [Supplement Nos. 6-a and 6-b]

b. Report of the NCAA Division I Administration Cabinet (June and September meetings). [Supplement Nos. 7-a and 7-b]

c. **Reports of the NCAA Division I Academic Cabinet (June and September meetings).** [Supplement Nos. 8-a and 8-b]

- Update relating to nontraditional coursework.

d. Reports of the NCAA Division I Awards, Benefits, Expenses and Financial Aid Cabinet (June and September meetings). [Supplement Nos. 9-a and 9-b]

e. **Reports of the NCAA Division I Amateurism Cabinet (June and September meetings).** [Supplement Nos. 10-a and 10-b]

f. **Reports of the NCAA Division I Recruiting and Athletics Personnel Issues Cabinet (June and September meetings).** [Supplement Nos. 11-a and 11-b]

g. **Report of the NCAA Division I Legislative Review and Interpretations Committee. [Supplement No. 12]**

h. **Report of the NCAA Division I Legislative Council Subcommittee for Legislative Relief. [Supplement No. 13]**

i. Report of the NCAA Division I Committee on Athletics Certification. [Supplement No. 14]

j. Report of the NCAA Division I Student-Athlete Advisory Committee (SAAC). [Supplement No. 15]

k. Report of the NCAA Division I Committee on Student-Athlete Reinstatement. [Supplement No. 16]

l. Report of the NCAA Division I Committee on Academic Performance. [Supplement No. 17]

m. Report of the NCAA Division I Football Championship Subdivision Governance meeting. [Supplement No. 18]

n. Report of the NCAA Division I Men's Basketball Academic Enhancement Group. [Supplement No. 19]

o. Report of the NCAA Division I Football Academic Enhancement Working Group.

9. NCAA association-wide committee reports.

a. Report on the NCAA Committee on Women's Athletics. [Supplement No. 20]

b. Report on the NCAA Minority Opportunities and Interests Committee (July and September Meetings). [Supplement Nos. 21-a and 21-b]

c. Report on the joint meetings of the Committee on Women's Athletics and Minority Opportunities and Interest Committee. [Supplement No. 22]

d. Report on the NCAA Committee on Sportsmanship and Ethical Conduct. [Supplement No. 23]

10. Legislative issues.

a. Status of override requests following August Board of Directors meeting.

b. **Legislation recommended as emergency or noncontroversial.** [Supplement No. 24]

c. Discussion regarding legislation scheduled for initial consideration in January. [See Supplement No. 25-a for legislative proposals.]

(1) Points to consider related to 2009-10 proposals. [Supplement No. 25-b]

(2) 2009-10 NCAA Division I Legislative Proposals Question and Answer Document. [Supplement No.25-c]

(3) Comments received from various constituent groups, if available. [Supplement No. 26-d]

[Note: This time is being reserved for all the Legislative Council members to thoroughly review and learn more about pending proposals and to ask questions. The Legislative Council can offer suggestions and modifications to pending proposals during this

discussion. Accordingly, Legislative Council members should come to the meeting prepared to discuss the legislation by reviewing Supplement Nos. 25-b through 25-d.]

11. What is expected at the 2010 NCAA Convention?

    a. Schedule of events. [Supplement No. 26]

    b. Luncheon meeting with Leadership Council and Board of Directors.

    c. Discussion of override votes:

        (1) NCAA Proposal No. 2008-46 (playing and practice seasons – baseball – preseason practice and first contest – championship segment)

        (2) Proposal No. 2008-59 (division membership – definitions and applications – emerging sports for women – sand volleyball)

12. Other business.

13. Future meeting dates.

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

    b. April 12-13, 2010, Indianapolis.

    c. October 18-19, 2010, Indianapolis.

14. Key discussion points summary.

15. Adjournment.

Due to the date of the Leadership Council meeting, the LGC will be notified in advance of its meeting when the supplement is available.

Report of the August 6, 2009, Division I Board of Directors Meeting

Table of Contents of Key Issues

Report of the Division I Presidential Advisory Group August 3, 2009, teleconference 1

NCAA President's Report 1

Men's basketball enforcement initiative 2

Update regarding the NABC communication plan 2

Final report and recommendations of the Men's Basketball Academic Enhancement Group 3

Report of the Committee on Academic Performance 6

Division I Governance Structure Update 8

- **Update from June Cabinet meetings** 8
- **Report of the May 6 and 11, 2009, Division I Leadership Council** 8
- **Report of the July 30, 2009, Division I Legislative Council** 9

Committee on Infractions 10

AFCA/NCAA Respect Weekend 11

Report of the NCAA Division I Board of Directors meeting
August 6, 2009

1. Opening remarks.

BOARD ACTION: Heard from the chair regarding his thoughts on issues that should be examined as part of the Division I agenda. Those issues included:

- The need to address issues associated with the nontraditional delivery of courses relative to the eligibility of student-athletes.
- The impact of Division I initial-eligibility standards and the impact of those standards on academic support personnel.
- The proliferation of noncoaching personnel and the impact on competitive equity.
- The need to assess whether the Division's academic reform efforts are having the desired impact.
- The need to promote intercollegiate athletics in a way that promotes a healthy balance between fiscal responsibility and athletic success in an effort to assist member institutions in making decisions that are consistent with their values.

2. Minutes of the April 30, 2009, Board of Directors meeting. [Reference BOD Supplement No. 1.]

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

3. Report of the Division I Presidential Advisory Group (PAG) August 3, 2009, teleconference. [Reference BOD Supplement No. 2.]

BOARD ACTION: Received a report from the Division I Presidential Advisory Group's August 3, 2009, conference call and learned from its chair that the PAG discussed whether a more regionalize approach to NCAA championships could result in potential cost savings for the membership.

4. NCAA President's report.

BOARD ACTION: Received its quarterly report from the NCAA President in which he focused on two main topics, which are set forth below:

- While the Division has made good progress with its academic reform initiatives, it has yet to complete its work. The good news is the focus is now on improving various aspects of the initiative rather than on developing new initiatives.

- The Division must recognize the special place the sport of basketball holds among NCAA sponsored sports given its contribution to the overall welfare of the Association. It is imperative that the environment surrounding the game is healthy. Accordingly, members of the enforcement staff have been specifically assigned to help address the negative and unsavory influences impacting the game. Additionally, learned that the NCAA has established an NCAA Men's Basketball Ethics Coalition, which is a 14-member body made up of current and former coaches focused on promoting ethnic behavior, demonstrating leadership and providing peer guidance, all in the name of strengthening the sport of men's basketball.

5. News regarding a men's basketball enforcement initiative.

BOARD ACTIONS:

a. Learned from the NCAA vice president of enforcement and a member of his staff, that given the complexity of concerns surrounding men's basketball recruiting practices, they have taken a multi-faceted approach to seek to improve the overall environment surrounding the game.

b. Heard that the staff has spent a great deal of time reviewing recruiting practices in men's basketball and that by talking with coaches, there appears to be a common perception that current bylaws cannot be enforced regarding hiring practices and remuneration schemes designed to limit access to recruits.

c. Were informed that the enforcement and AMA staffs are working together to review interpretations of the current legislation and identify boundaries, with the ultimate goal of establishing a clear and unambiguous line regarding violations, thereby putting the membership on notice of a new direction by the enforcement staff.

[Note: The Board of Directors will receive a final series of recommendations from the enforcement staff at its October 29, 2009, meeting, which may include both interpretative and suggested bylaw changes. The Board will be asked to support an initiative to directly address abuses and the NABC Board and CCA members will be asked to provide support as well.]

6. Update regarding the new NABC communications plan. [Reference BOD Supplement No. 3.]

BOARD ACTIONS:

a. Received an update from the Executive Director of the NABC along with one of its members regarding that Association's efforts to develop a communications plan to help serve as a catalyst for dialogue between presidents and coaches on the campus, conference and national levels.

b. Learned that the goal of this plan is to foster improved understanding of the academic and athletic issues impacting the men's basketball program and the NABC believes this plan should result in increased respect between presidents and coaches regarding academic and athletic goals.

c. Suggested the document include a goals and objectives section and recommended that the NABC make a few edits to the plan prior to seeking the Board of Directors support.

d. Recommended that as a matter of practice, the NABC should be invited to report to the Board of Directors twice per year as a means of enhancing the level of dialogue between presidents and coaches.

7. Final report and recommendations of the Men's Basketball Academic Enhancement Group. [Reference BOD Supplement No. 4.]

BOARD ACTIONS: Received the final report of the Men's Basketball Academic Enhancement Group and heard a presentation on that group's recommendations from its chair and other group members.

a. Background and Foundation.

(1) Heard that in developing its recommendations, the working group focused on the data, which reveals that men's basketball players, as a group come to Division I institutions less prepared academically and leave Division I institutions at a higher rate than any other sport as illustrated by the fact that approximately 40 percent of entering freshmen in the sport leave their initial institutions by the end of the second year.

(2) Were informed that the group's efforts were influenced by coaches who reported that prospective and enrolled student-athletes are inundated by

unregulated third parties and who push the young men to commit early to a professional career, encourage them to a new institution, or push enrolled student-athletes to participate in summer training in locations that have no connection to the institution or to academic development.

(3) Learned that the group, mindful of the data, developed recommendations designed to achieve greater student–athlete retention by providing them with the type of skills enhancement they desire along with an opportunity for better academic preparation, learning skills and an enhanced coach-player relationship.

b. **Recommendations:** Reviewed the working group's recommendations, the terms of which are set forth below, in part, as follows:

(1) Formal Summer Retention – Focused Program to Support Academic, Athletic and Learning Skills Development.

- Each institution shall formally assess the academic preparedness of all incoming men's basketball student-athletes (including transfers) who have signed financial aid agreements using institutionally-defined criteria to identify those students who need an academic head start to put the individual on a track to predict graduation within five years of initial enrollment.

- Such student-athletes must be enrolled in a minimum of 6 credit hours and successfully complete 3 credit hours in addition to receiving institutional learning skills education.

  [NOTE: The learning skills education should address several key learning objectives that would help a student "learn how to learn".]

- In subsequent years, institutions must re-evaluate the academic performance of its student-athletes using institutionally-defined criteria to determine which students should attend summer school to achieve graduation in five years. Student-athletes not on track to graduate in five years shall be strongly encouraged to enroll in summer school and shall be provided financial aid.

- Such student-athletes must enroll in a minimum of 6 credit hours and successfully complete 6 credit hours to be considered eligible for the fall.

[NOTE: Exceptions would be provided to institutions that do not offer summer courses or that do not offer athletics aid.]

- Such student-athletes enrolled in summer schools shall be permitted to participate in organized summer athletics development activities, during an institutionally designated eight-week period. During this time, incoming or continuing men's basketball student-athletes in summer school may participate in a maximum of eight hours per week in summer athletic development, no more than two hours of which may be skill instruction. This summer development model provides an opportunity for student-athletes and coaches to work together to improve aspects of the student-athletes' individual athletics skill in a more personal structure while also building a more intimate coach/player relationship and an emotional bond to the institution.

(2) Playing and Practice Season.

- An acclimation period for on-court preseason basketball practice would begin October 1 and provide for gradual increase in on-court practice between October 1 through October 15 (with two days off each week), at which time the current 20 hours per week of on-court practice (with one day off per week) would be applicable.

- Institutions must implement policies to limit missed class time due to athletics participation.

- The maximum number of contests shall be decreased by one, thus permitting institutions to engage in a maximum of 28 regular season contests or 26 regular season contests and one qualifying regular-season multiple-team event.

- As a best practice, institutions should be strongly encouraged to participate in no more than an average of two games per week (Monday through Sunday) while classes are in session. Further, institutions should not participate in any games during the week of final examinations as defined in the institution's catalog and should not participate in more than one away-from-home regular season conference game Monday through Friday of any given week. Conference offices should monitor these practices and require documentation from institutions not meeting them prior to the beginning of the season.

(3) Impact of transferring.

- While current data indicates that two-year college basketball transfers graduate at a lesser rate than basketball student-athletes who initially enroll at a four year institution and that two-year college basketball transfers graduate at a lesser rate than their counterparts who transfer from a four-year institution, current data available for review was not adequate to allow the working group to make any definitive recommendations at this time. Therefore, the group recommended that additional data should be collected to help determine the characteristics of a successful Division I men's basketball two-year college transfer student-athlete. Data will be available later in the 2009-2010 academic year that will allow for a better assessment of the number and types of courses that two-year transfers have taken.

FURTHER BOARD ACTION:

a. Offered feedback to the group members, which included a request that within 18-months a recommendation be develop designed to improve the academic performance of transfer student-athletes and a suggestion that the report be enhanced to further articulate the incentives for institutions and student-athletes to participate in the summer retention program. Additionally, the Board suggested that this working group should stay intact to address additional basketball issues.

b. Accepted the report, introduced the report in to the Division I governance structure and charged the staff with drafting appropriate legislative proposals necessary to implement the group's recommendations. (Unanimous Voice Vote.)

[NOTE: At its October meeting, the Board will review the draft proposals and consider sponsoring them in the 2009-10 Division I legislative cycle.]

8. Report from the Committee on Academic Performance. [Reference BOD Supplement No. 5A, 5B, 5C.]

BOARD ACTIONS:

a. Received a report from the Committee on Academic Performance's July 2009, meeting and were informed that while the committee discussed the possibility of identifying other institutional representatives (e.g., chancellor/president, director of athletics) to be included within the APR portfolio, given the complexities and administrative burden associated with reporting such information, the committee did not elect to include such information at this time.

[NOTE: The committee agreed to revisit this concept in the fall of 2011, after the current Head Coaches' APR Portfolio initiative has been fully implemented and evaluated.]

b. Legislative Issues.

(1) **Proposal Number: 2009-07 – Academic Performance Program -- Definitions and Applications -- Academic Progress Rate -- Definition of Cohort.** Intent: To revise the definition of the NCAA Division I Academic Progress Rate (APR) cohort, as specified.

BOARD ACTION: Used its legislative authority to adopt this proposal as noncontroversial legislation. (Unanimous Voice Vote.)

(2) **Proposal Number: 2009-08 – Academic Performance Program -- Penalties and Rewards -- Penalties -- Determination of Penalties.** Intent: To revise the NCAA Division I Academic Performance Program (APP) penalty structure, as specified.

BOARD ACTION: Used its legislative authority to adopt this proposal as noncontroversial legislation. (Unanimous Voice Vote.)

c. Heard from the committee chair, that as a result of the APP Historical Appeals Subcommittee of the Board of Directors experience in considering an appeal, the Committee on Academic Performance, with the support of the subcommittee, is recommending:

(1) That the APP Historical Appeals Board Subcommittee shall have the authority to remand a case back to the committee to be considered in accordance with the committee's policies and procedures and in light of the subcommittee's decision regarding the specific issue(s) raised in the appeal;

(2) That the chair of the APP Historical Appeals Board Subcommittee be permitted to vote in all cases; and

(3) That the Board's chair shall have the authority to appoint substitute members to the APP Historical Appeals Subcommittee, as needed.

BOARD ACTION: Approved the revisions to the Occasion-Three and -Four Historical Penalty waivers and appeals policies and procedure as set forth above. (Unanimous Voice Vote.)

d. Were informed that the Academic Cabinet has begun its review of the division's initial–eligibility requirements by drafting goals and principles to guide its future work, and that in the year ahead, the cabinet along with the Committee on Academic Performance, plans to review the impact of the current Division I initial–eligibility standards.

9. Division I Governance Structure Update.

a. Report of the Division I Governance Substructure. [Reference BOD Supplement No. 6.]

BOARD ACTIONS:

(1) Received an update on the Division I governance substructure's efforts to support the broader Division I agenda and learned that there appears to be a high level of coordination between the Board's priorities and the initiatives being explored by the substructure. This coordination appears to be a positive outgrowth of the new governance structure.

(2) Were also informed that pursuant to the Board of Directors charge to review bylaws for potential cost savings, the cabinets have begun their review, with the plan to continue that work in September, so the councils can provide a list of priorities to the Board at its October 2009, meeting.

b. Report from the May 6 and 11, 2009, Division I Leadership Council teleconferences. [Reference BOD Supplement No. 7.]

BOARD ACTIONS:

(1) Received an update from the chair of the Leadership Council who explained that the group is continuing its work on developing proposed new Division I membership standards, with a focus on helping potential members better prepare through the transitional process so that upon becoming full Division I members, the impacted student-athletes have a full and positive experience.

(2) Learned that the Leadership Council will continue its efforts in earnest during its October 6, 2009, meeting, with the hope of completing its work over the next six to eight months so its recommendations can be reviewed by the Board during the spring of 2010. Pursuant to this timeline, supporting legislative proposal would subject to membership consideration during the 2010-11 legislative cycle.

[NOTE: During this update, it was noted the PAG suggested that the Leadership Council consider requiring Football Championship Subdivision (FCS) institutions seeking to transition to the Football Bowl Subdivision (FBS) to receive a bona fide offer of admission from a FBS conference before being permitted to begin the transition process.]

c. Report of the July 30, 2009, Division I Legislative Council. [Reference BOD Supplement No. 8.]

BOARD ACTIONS: Received a report from the chair of the Legislative Council regarding that group's July 30, 2009, conference call.

(1) Membership override request regarding Proposal Nos. 2008-46 and 2008-59.

Proposal No. 2008-46 – Playing and Practice Seasons -- Baseball -- Preseason Practice and First Contest -- Championship Segment. Intent: In baseball, to specify that in the championship segment, an institution shall not commence practice sessions prior to the Friday that is three weeks prior to the first permissible contest date for the championship segment and shall not play its first contest (game or scrimmage) with outside competition prior to the Friday in February that is 14 weeks before the Friday immediately preceding Memorial Day.

BOARD ACTIONS:

(a) Were informed that 56 member institutions submitted requests to override the Legislative Council's adoption at its April 20, 2009, meeting of Proposal No. 2008-46;

(b) Discussed the proposal and the fact that opinions on the legislation appear influenced by geography with many Northern schools opposing the proposal and Southern schools supporting it;

(c) Learned that the Legislative Council, during its July 30, 2009, conference call, voted to sustain its earlier adoption of Proposal No. 2008-46; and

(d) Took no additional legislative action, thereby allowing the override request to be considered by the Division I membership during the Division I Business Session at the 2010 NCAA Convention. (Unanimous Voice Vote.)

[NOTE: At least a 5/8 majority vote of individual active members present including conference members in the governance structure, and voting shall be required to override the legislative action taken by the Board of Directors. The vote shall be based on the principal of one institution, one vote and the vote shall be taken by roll call.]

(2) **Proposal No. 2008-59 – Division Membership -- Definitions and Applications -- Emerging Sports for Women -- Sand Volleyball.** Intent: To add sand volleyball as an emerging sport for women.

BOARD ACTIONS:

(a) Were informed that 63 member institutions submitted requests to override the Legislative Council's adoption at its April 20, 2009, meeting of Proposal No. 2008-59;

(b) Discussed the proposal and the various membership views both in support of and in opposition to the proposal;

(c) Learned that the Legislative Council during its July 30, 2009, conference call voted to sustain its earlier adoption of Proposal No. 2008-59; and

(d) Took no additional legislative action, thereby allowing the override request to be considered by the Division I membership during the Division I Business Session at the 2010 NCAA Convention. (Unanimous Voice Vote.)

10. Division I Committee on Infractions.

a. Request to sponsor legislation. [Reference BOD Supplement No. 9.]

- **Proposal No. 2009-09 – Ethical Conduct -- Unethical Conduct -- Knowingly Influencing Others To Furnish False Or Misleading Information.** Intent: To specify that knowingly influencing others to furnish the NCAA or an individual's institution false or misleading information concerning an individual's involvement in or knowledge of matters relevant to a possible violation of an NCAA regulation constitutes unethical conduct.

BOARD ACTIONS:

(a) Suggested that the proposal language be clarified to specify that the person must knowingly influence others to provide false or misleading information.

(b) Agreed to use its authority to sponsor Proposal No. 2009-09, as modified per the suggestion above, into the 2009-10 legislative cycle. (Unanimous Voice Vote.)

b. **Committee appointment.** [Reference BOD Supplement No. 10.]

BOARD ACTION: Appointed Eleanor Myers, faculty athletics representative, Temple University, Atlantic 10 Conference. (Immediate) (Unanimous Voice Vote.)

11. AFCA/NCAA Respect Weekend. [Reference BOD Supplement No. 11.]

BOARD ACTIONS:

a. Were informed that as part of the NCAA's national sportsmanship campaign, the American Football Coaches Association (AFCA) and the NCAA are partnering to hold a national "AFCA/NCAA RESPECT Weekend" the opening weekend of the 2009 football season.

b. Learned that the highlight of pregame activities will be a handshake at midfield and that all NCAA football sponsoring institutions will have an opportunity to receive the following materials:

- Banners/signage;
- Video public service announcements;
- Public address scripts;
- Video board messages; and
- Logos for use on T-shirts and other give-a-ways.

12. Report of the April 30, 2009, meeting of the NCAA Executive Committee. [Reference BOD Supplement No. 12.]

BOARD ACTIONS:

a. Were informed that during its August 6, 2009, meeting, the Executive Committee would be considering the NCAA's championship hosting policy related to sports wagering and that in Division I the Championships/Sports Management Cabinet examined the issue in June recommending that the relevant geographic area in the current policy be changed from "metropolitan" to "state." The cabinet also agreed to recommend modifying the current policy so that it would be permissible for a state that permits sports wagering to host a championship, provided the hosting sites are not predetermined.

b. Additionally, learned that since the cabinet reviewed the issue, the NCAA staff also examined the issue and is recommending that the Executive Committee adopt the following policy set forth below:

> "No pre-determined or non-predetermined session of an NCAA championship may be conducted in a ~~metropolitan area~~ state with legal wagering that is based upon single-game betting ~~the outcome of any event~~ (i.e., high school, college or professional) in a sport in which the NCAA conducts a championship."

c. Were provided an opportunity to provide feedback in advance of the Executive Committee meeting.

13. Litigation update.

BOARD ACTION: Received a report and took no action.

14. Governmental relations report. [Reference BOD Supplement No. 14.]

BOARD ACTION: Received a report and took no action.

15. Other business.

16. Future meeting dates.

a. October 29, 2009, national office, Indianapolis.

b. January 16, 2010, NCAA Convention, Atlanta, Georgia.

c. April 29, 2010, national office, Indianapolis, Indiana.

d. August 12, 2010, national office, Indianapolis, Indiana.

e. October 28, 2010, national office, Indianapolis, Indiana.

f. January 15, 2011, NCAA Convention, San Antonio, Texas.

g. April 28, 2011, national office, Indianapolis, Indiana.

h. August 11, 2011, national office, Indianapolis, Indiana.

i. October 27, 2011, national office, Indianapolis, Indiana.

17. Adjournment.

MINUTES OF THE

NATIONAL COLLEGIATE ATHLETIC ASSOCIATION

EXECUTIVE COMMITTEE

NCAA National Office
Indianapolis, Indiana

August 6, 2009

Participants:

Michael Adams, University of Georgia, chair
Charles Bantz, Indiana Univ.-Purdue Univ. at Indianapolis
James Barker, Clemson University
Damon Evans, University of Georgia
Judy Genshaft, University of South Florida
James Harris, Widener University
Stephen Jordan, Metropolitan State College of Denver
Robert Kustra, Boise State University
Lynn Oberbilling, Smith College
Ann Millner, Weber State University
Harvey Perlman, University of Nebraska, Lincoln
John Peters, Northern Illinois University
Beverley Pitts, University of Indianapolis
Thomas Powell, Mount St. Mary's University
Shirley Raines, University of Memphis
Edward Ray, Oregon State University
Tim Selgo, Grand Valley State University
Paul Trible, Christopher Newport University
Myles Brand, NCAA
Bernard Franklin, NCAA
Delise O'Meally, NCAA, recording secretary

Kevin Mullen, Siena College, was not able to participate.

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

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

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

The meeting was called to order at 1:15 p.m. by the chair, President Adams. The Committee convened an executive session to discuss personnel matters. All members were present as noted above.

1. Welcome and announcements. Adams welcomed all attendees and specifically welcomed Ann Millner, president of Weber State University and the chair of the Division I Presidential Advisory Group, and Judy Genshaft, president of the University of South Florida.

2. Approval of April 30, 2009, meeting minutes.

   It was VOTED

   "To approve the Executive Committee minutes of the April 30, 2009, meeting as distributed."

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

   a. Building renovation and addition. Brand called on Isch to discuss a proposed addition to the NCAA national office building. Isch and Bill Browne of Ratio Architects, Inc., noted that, due to a variety of factors, the national office has experience outages in recent years, resulting in temporary loss of service to the membership. In 2006, a fire in the Hall of Champions caused significant water and smoke damage to the facility requiring an investment of approximately $2.8 million to restore and renovate. During the fire and cleanup of the damage, the telecommunications room, housing all of the Association's servers and switches for the phone and computer systems, was interrupted because of heat and water.

Approximately seven months later, the chilled water supply line feeding the building was cut by a construction project that again interrupted the technology systems in the building. Most recently, an August 4 power outage interrupted service for an extended period of time. The location of telecommunications equipment in the basement of the building makes it impossible to provide sufficient exhaust and protection for the equipment. The proposed addition to the west end of the national office building would accommodate relocation of technology facilities and also provide the opportunity for an expanded kitchen facility to meet the increased catering needs associated with the new Association policy of holding more committee meetings in Indianapolis.

The Committee also discussed the construction of a new building to the west of the current facility and requested that staff distribute the rationale and financing plan at its October meeting. In the interim, it was requested the plan be shared with conferences.

It was VOTED

"To approve the building addition on the west end of the national office building to accommodate technology and kitchen facilities."

b. Update on new membership initiatives. The Committee received a report from Chancellor Bantz on a recent meeting between National Association of Intercollegiate Athletics (NAIA) presidents and NCAA presidents to discuss opportunities for continued collaboration between both organizations and the feasibility of a greater structural relationship. The NCAA was represented by Chuck Ambrose (Pfeiffer University), Stephen Jordan (Metropolitan State College of Denver), James Bultman (Hope College), David Joyce (Ripon College) and Charles Bantz (Indiana University-Purdue University at Indianapolis). The NAIA presidents were Rick Artman (Viterbo University), Ted Brown (Martin Methodist University) and John Reynders (Morningside College). Various staff members from both associations also attended. Bantz noted that the group agreed that the value proposition for further discussion and exploration includes the ability to enhance the overall experience for student-athletes across the nation regardless of affiliation; a broader more proactive strategy for managing membership growth and transition; increased efficiency and effectiveness through greater economies of scale, realized synergies; greater opportunities for in-region competition and the development of local rivalries. Additionally, Bantz noted several conditions that would govern further discussion, including an expectation that any structural relationship should be cost neutral to the NCAA.

The Committee discussed the overarching concerns related to membership growth and noted that each division, in recent years has engaged in discussions on this point. While not endorsing a specific action plan for further discussions with the

NAIA, the Committee recommended exploration from an Association-wide perspective of possible benefits or concerns related to membership growth within the NCAA.

c. Anheuser-Busch marketing strategy. Shaheen informed the Committee of a recent marketing strategy undertaken by Anheuser-Busch that brands beer cans with college and university colors and logos. The Committee expressed significant concern about this practice and encouraged institutions that may be impacted within these markets to contact local distributors to request a halt to such activities.

4. NCAA Executive Committee Finance Committee report.

- Third quarter FY 2008-09 budget-to-actual. The Finance Committee reviewed third quarter budget-to-actual report and noted that the Association is on track to meet its budget projects.

  (1) Revenue. Actual revenues and expenditures will be within targets, and the planned $5 million in savings will be met by the end of the fiscal year. Television and marketing rights fees will exceed budget projections as a result of licensing and international revenues exceeding planned expenses. Championships revenue is behind the previous year's trend due to timing differences on when dollars are received. Although some championships may not make the planned budget due to the economic conditions, it is expected the overall planned revenues for championships will make its budget in the fourth quarter.

  (2) Expenses. Division I expenses are two percentage points behind the prior year, primarily due to the decrease in the Association's year-to-date travel expenses of approximately 16 percent. This is due to changes in travel policies and competitive charter and airfares during the fiscal year. Divisions II and III expenditures also are within budget parameters and should meet planned budget projections for the year. Association-wide expenditures of approximately $98.5 million are 74 percent of the budgeted expenditures. It was noted that President Brand made budget reductions of approximately $5 million in Association-wide expenditures to provide a fiscal year 2008-09 supplemental distribution to the membership. As a result of these reductions, in comparison to the budget, actual expenses are seven percentage points higher in the current year when compared to the previous year. Actual results are on target to achieve the midyear budget reductions. Based on third quarter financial results, the Association will be within budget parameters and likely will have a year-end surplus for fiscal year 2008-09.

5. Litigation update. The Committee received a report from the NCAA general counsel regarding litigation and settlement actions.

6. NCAA championships policy related to sports wagering. The Committee reviewed a request from the agents, and gambling activities staff to consider revising the championships policy that regulates championships competition within states that conduct sports wagering. The staff noted that the policy precludes NCAA championship events in metropolitan areas with legal wagering that is based on the outcome of any event (i.e., high school, college or professional) in a sport in which the NCAA conducts a championship. The revised policy focuses on legal wagering that is based on single-game betting and clarifies that the provisions of the policy apply to all championship sessions, inclusive of predetermined and nonpredetermined sites. Furthermore, the revision clarifies the boundary within which the policy applies. The Committee noted that single-game betting is defined as wagering that involves either a money line or point-spread wager. The recommended policy does not apply to states that may offer parlay betting, lottery tickets or sports pools/pull tabs. The Committee agreed that the integrity of the game is most clearly at risk when single-game betting occurs, with heightened possibilities for point-shaving schemes and other methods of directly affecting the outcome of a game. It also noted that, given the Association's strong stance against sports wagering, the policy should apply to all championship sites within those states, regardless of whether an institution earned the right to host a championship event.

It was VOTED

"To approve the policy as noted, effective immediately.

"No predetermined or nonpredetermined session of an NCAA championship may be conducted in a state with legal wagering that is based on single-game betting on the outcome of any event (i.e., high school, college or professional) in a sport in which the NCAA conducts a championship."

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

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

(1) Men's basketball enforcement initiative. Received a report from the NCAA enforcement staff regarding steps being taken to improve the overall environment surrounding men's basketball. The staff noted that there appears to be a common perception that current bylaws cannot be enforced regarding hiring practices and remuneration schemes designed to limit

access to recruits. Further, it noted that related interpretations and legislation were being reviewed with the goal of establishing a clear and unambiguous line regarding violations, thereby putting the membership on notice of a new direction by the enforcement staff.

(2) National Association of Basketball Coaches (NABC) communications plan. Received an update from the NABC regarding the Association's efforts to develop a communications plan to serve as a catalyst for dialogue among presidents and coaches on the campus, conference and national levels. The Board noted that the goal of the plan is to foster improved understanding of the academic and athletics issues impacting the men's basketball program.

(3) Men's Basketball Academic Enhancement Working Group. Received the final report of the Men's Basketball Academic Enhancement Working Group. The working group noted that men basketball players, as a group, come to Division I institutions less prepared academically and leave Division I institutions at a higher rate than any other sport. This is illustrated by the fact that approximately 40 percent of entering freshmen in the sport leave their initial institutions by the end of the second year. The working group also noted that prospective and enrolled student-athletes are inundated by unregulated third parties who push the young men to commit early to a professional career or, in some instances, encourage them to transfer. The working group offered a series of recommendations designed to achieve greater student-athlete retention by providing the type of skills enhancement student-athletes desire, along with opportunities for better academic preparation, learning skills and an enhanced coach-player relationships.

(4) Committee on Academic Performance (CAP). Received a report from the CAP July 2009 meeting and was informed that, while the committee discussed the possibility of identifying other institutional representatives (e.g., chancellor/president, director of athletics) to be included within the Academic Progress Rate portfolio, given the complexities and administrative burden associated with reporting such information, the committee elected to include such information at this time.

(5) Division I Leadership Council. Received an update from the chair of the Leadership Council and noted that the group is continuing its work on developing proposed new Division I membership standards, with a focus on helping potential members better prepare through the transition process so that, on becoming full Division I members, the impacted student-athletes have a full and positive experience. It was noted that the Council will

continue its work during its October 2009 meeting with the hope of completing its charge over the next six to eight months, with recommendations to be reviewed by the Board during the spring of 2010.

(6) Division I Legislative Council. Received a report from the chair of the Legislative Council and learned that two legislative proposals (Proposal Nos. 2008-46 and 2006-59) have received sufficient requests to override the Legislative Council's adoption during its April meeting. The Board took no further action on either proposal, thereby allowing both proposals to be considered by the membership during the Division I business session at the 2010 NCAA-Convention.

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

(1) NCAA Bylaw 17 (playing seasons). In an effort to align the playing seasons with the division's positioning statement of "life in the balance," the Council agreed to sponsor legislation for the 2010 Convention to amend Bylaw 17 as follows:

(a) Fall sports. Amend the length of the preseason practice period by moving the first date of competition for fall sports to one week later and reduce the maximum number of contests in several fall sports.

(b) Winter break. Prohibit student-athletes from practice or competition during a winter dead period from December 20 through December 26.

(c) Spring sports. Reduce the maximum number of contests in baseball, golf and softball.

(d) Winter sports. Reduce the maximum number of contests in men's and women's basketball to 26 games.

(2) New Division II member institutions. The Division II Membership Committee admitted one institution into active Division II member status (Lake Erie College-Ohio) and accepted applications from seven institutions to enter into year one of the candidacy period in Division II, effective September 2009. Among these institutions is the first Canadian institution to make application into the NCAA – Simon Fraser University in Burnaby, British Columbia.

(3) Meeting with Hispanic Serving Institutions. The Presidents Council is planning for an October 28 meeting with presidents and chancellors of Division II institutions that are considered Hispanic-serving institutions. Twenty-two Division II institutions have been identified to participate in this meeting.

(4) Keynote Speaker at 2010 NCAA Convention. Secured a keynote speaker for its Friday morning general session at the Convention, as well as the chancellors and presidents meeting and luncheon that same day. Brigadier General (Ret) Sheila Baxter, who is a former student-athlete from Virginia State University and highly decorated retired army officer, has agreed to address the Division II membership on her thoughts about "life in the balance."

(5) Division II Make-A-Wish fundraising. The Division II Student-Athlete Advisory Committee (SAAC) completed its sixth consecutive year of fundraising for Make-A-Wish. In 2003-04, the committee adopted the program as its special project, raising less than $20,000 in the first year. Since that time, the committee has consistently increased its efforts each year, and this year raised more than $333,000 for the organization. Total funds raised to date by the Division II SAAC for Make-A-Wish now exceed $1 million dollars.

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

(1) Presidents and Chancellors Advisory Group meeting. The Division III Chancellor/Presidents Advisory Group met Wednesday evening to discuss the Division III identity initiative and concepts to further presidential leadership at the campus, conference and institutional levels. The group also advised the Presidents Council on the Division III budget, strategic plan, Convention activities and proposed legislation.

(2) Division III Identity Initiative. The Chancellor/Presidents Advisory Group and the Presidents Council received a presentation from strategic communications consultant Jeff Jacobs regarding the division's effort to more clearly articulate its identity, both in philosophy and practice. Mr. Jacobs summarized the process used to examine the Division III student-athlete experience and shared results of both the qualitative and quantitative research conducted to facilitate this effort. The overall objective of the initiative is to articulate the positive values of the Division III experience, capturing the essence of the philosophy in a clear and concise manner.

(3) Presidential leadership. Approved language for a 2010 Convention proposal to specify in the Division III Philosophy Statement the expectation for presidential leadership in intercollegiate athletics at the campus, conference and national governance levels. Further, the Council adopted a policy to establish a more focused "presidential grouping" of proposals at each year's Convention and endorsed the establishment of a standing Wednesday night planning session in conjunction with each quarterly meeting of the Presidents Council. Adding additional planning sessions for the Presidents Council prior to its regular meetings will allow the group to focus on strategic concerns and key divisional issues and direct attention to working reports and other business items during the regular Thursday meetings. The Council also discussed additional legislative and policy changes to further presidential leadership than may be considered at the 2011 Convention.

(4) 2009-10 Strategic Plan. Approved the 2009-10 Division III Strategic Plan, which was revised to include recommendations from the Division III White Papers on Membership Growth, as well as establish five specific priorities for 2009-10.

(a) Define a distinct philosophy for Division III that emphasizes the educational value of the holistic student experience.

(b) Establish a greater strategic role for presidents in the Division III governance structure.

(c) Establish meaningful goals and objectives for diversity and gender equity issues.

(d) Further student-athlete well-being by determining the most appropriate drug education and testing program(s) for the division.

(e) Enable institutions to assess adherence to the Division III philosophical principle that student-athletes should have academic performance consistent with the general student body.

(5) Membership requirements penalty structure. Endorsed noncontroversial legislation to amend the membership requirements penalty structure where failure to meet sport sponsorship requirements would result in a five-year penalty and failure to complete the Institutional Self-Study Guide or to meet the attendance requirements for NCAA Convention or NCAA regional rules seminars would result in a three-year penalty. This replaces

the previous 10-year penalty structure for all membership requirements, which was deemed to be overly punitive.

(6) Playing Rules Oversight Panel. Voted to formally request that the Playing Rules Oversight Panel delay the implementation of two playing rules for Division III institutions, based on financial hardship. This appeal would include the scheduled implementation in 2010 of playing rules that would require a lighted backboard in basketball and a wireless microphone for the referee in football. The Council's primary concern relates to the costs associated with these rule changes in light of the current economic environment.

8. NCAA drug-testing update. The Committee received a response from the NCAA Committee on Competitive Safeguards and Medical Aspects of Sport (CSMAS) on the issue of the increased NCAA drug testing. CSMAS noted that drug testing is a part of a comprehensive approach to deter drug use, including strong written policy and effective education conducted at both the national and local level. It further noted that the frequency of testing events provides more of a deterrent effect than does increasing the number of tests at a testing event, and, therefore, deterrence may be increased through more year-round repeat testing and increased summer testing events. CSMAS will review a report from the NCAA staff and National Center for Drug Free Sport, Inc., on the best allocation of resources for deterrence of drug use.

9. NCAA Executive Committee Subcommittee on Gender and Diversity Issues. The Committee received the subcommittee's report, which included updates from the NCAA Committee on Women's Athletics and the NCAA Minority Opportunity and Interests Committee. The subcommittee engaged in discussion on the issue of diversity and gender representation within the governance structure, but specifically as related to Association-wide committees. The subcommittee noted that while NCAA Constitution 2.7 speaks to a commitment to diversity within the divisional governance structure, the language does not specifically address Association-wide committees. The subcommittee will seek additional data on diversity trends and explore solutions to ensure appropriate representational diversity on Association-wide committees. It also will engage in a review of its overall structure and composition to determine whether it is strategically positioned to effectively fulfill its charge.

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

11. Adjournment. Adams adjourned the meeting at 4:05 p.m.

# # # # #

To be distributed at the meeting.

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

Participants: August 12, 2009

Matt Baysinger, Big Twelve Conference – (SAAC)
Grace Calhoun, Indiana University – (Awards, Benefits, Expenses and Financial Aid Cabinet)
Carolyn Callahan, University of Virginia – (Academic Cabinet)
Joseph D'Antonio, Big East Conference – (Legislative Council)
Rob Halvaks, Big West Conference – (Administration Cabinet)
Petrina Long, UCLA – (Recruiting/Athletics Personnel Cabinet)
Mike Rogers, Baylor University – (Amateurism Cabinet)
Jeff Schemmel, San Diego State University – (Championships/Sports Management Cabinet)
Beth DeBauche, NCAA – recording secretary

Damon Evans, chair of the Leadership Council was unable to participate on the call.

NCAA staff: David Berst, Matt Burgemeister, Jeremiah Carter, Julie Cromer, Diane Dickman, Kelly Groddy, Lynn Holzman, Michelle Hosick, Brad Hostetter, Kevin Lennon, Steve Mallonee, Pat McConney, Delise O'Meally, Dave Schnase, Maricela Shukie, Geoff Silver, Mark Tschaggeny, and Sharon Tufano also participated on the call.

The conference call was called to order at 2:05 p.m. by the staff liaison Beth DeBauche.

1. Welcome and opening remarks. The committee was reminded that this call marks the one year anniversary for both the committee and the new Division I governance structure. It was noted that it has been a productive first year.

2. Recap of items of significance from the June cabinet meetings and conference calls. The cabinet chairs shared meeting highlights as follows:

   a. Academic Cabinet.

   (1) Review of Initial-Eligibility Standards. As part of its legislated duty to manage and monitor eligibility standards, the Academic Cabinet began a review of the division's initial-eligibility requirements by drafting goals and principles to guide its future work on this issue. The cabinet welcomes feedback from other cabinets regarding these draft items and will continue its review during its September meeting.

(2) Nontraditional Courses for Initial Eligibility. The cabinet sponsored legislation to specify that nontraditional courses may be used to satisfy NCAA core-course requirements, provided the instructor and student have regular and ongoing interaction for purposes of teaching and evaluation throughout the duration of the course, the course uses a system that permits review and validation of the student's coursework, and the course has a defined timeline for completion. The cabinet will continue to examine the issue of nontraditional courses, though it is not sponsoring additional legislation in this legislative cycle.

(3) Explanation of "Academic Impact". The cabinet asked that the Legislative Council consider a policy revision that would require an explanation of the academic impact to accompany every legislative proposal. A variety of comments were offered by committee members including that such a reference may best be addressed in the rationale statement.

(4) Bylaw and Practices Review. The cabinet reviewed several possible concepts identified to provide cost savings to the membership and determined that most would provide little direct financial relief and possibly could jeopardize the Association's principles of sound academic standards and competitive equity. The cabinet also noted that a significant portion of institutional expenditures related to academics and eligibility are for academic support resources and are difficult to address via legislative or policy changes.

b. Administration Cabinet.

(1) Annual Review/Advancement of Provisional/Reclassifying Members. The cabinet reviewed the progress of 18 institutions currently in the process of reclassifying their sports programs to Division I active status. During its review, the cabinet identified consistent areas of concern regarding reclassifying institutions, including: poor academic performance rates, funding coming primarily from student fees or institutional funds outside the athletics department, financial aid budgets, athletics department staff having both coaching and administrative roles, and compliance and monitoring issues.

(2) Committee Appointments. The cabinet continued to look for ways to enhance the committee appointment process in order to ensure that all 31 multisport conferences are fairly represented, and that the cabinet is well positioned to identify the best nominees for specific committee vacancies.

(3) Governance Assessment Tool. The cabinet is working with the NCAA research staff to develop an assessment tool to determine if the new governance structure

is achieving its stated goals and objectives. Members of the Communications and Coordination Committee will be asked to participate in this effort.

c. Amateurism Cabinet.

(1) Commercial Activity in Division I Intercollegiate Athletics. The cabinet reviewed the final report of the Task Force on Commercial Activity in Intercollegiate Athletics and identified several issues for further discussion at its September meeting. It is anticipated that the cabinet will review examples of various new media concepts involving the use of student-athletes' images or names in order to facilitate the discussion.

(2) Bylaw and Practices Review. At the request of the Board of Directors, the cabinet reviewed Bylaw 12 for areas of possible cost savings and agreed to continue its examination of the legislation at its September meeting. The cabinet also solicited the assistance of the National Association of Athletics Compliance (NAAC) for suggestions as to possible legislative change(s).

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

(1) Review of Current Financial Aid Model. The cabinet continued its review of the current financial aid model and concluded that the financial aid rules are too complicated, and that the expansive federal and state regulation causes many financial aid professionals to feel overregulated. The cabinet formulated three hypothetical financial aid models representing a moderate change, a significant change, and a radical change to the current model. These models will be discussed further during the September meeting and broader membership feedback will be sought in the fall.

(2) Maximum Equivalency Limits – Sand Volleyball. The cabinet sponsored legislation for the 2009-10 legislative cycle related to team financial aid limits in the sport of sand volleyball.

(3) One-year Award Period. The cabinet engaged in a discussion of the current one-year period for athletics-based financial aid awards, including whether a multi-year award would be an acceptable option. The cabinet will discuss this issue further at its September meeting.

(4) Letter of Intent Limits. The cabinet is looking into which conferences have limits on the number of Letters of Intent that may be signed by prospective student-athletes in a specific sport each year. The cabinet is exploring the question of whether conferences and institutions should regulate this area or

whether there should be a national standard. The cabinet will address this issue further at its September meeting.

e. Championships/Sports Management Cabinet.

(1) Championships Budget Issues. The cabinet is analyzing what the championships budget might be in the future and is drafting a letter to be sent to all sports committees requesting that each committee prioritize their budgets and run a budget analysis with five and ten percent budget decreases and increases. The sports committees will be asked to return the results of this budget exercise to the Championships/Sports Management Cabinet by the cabinet's winter meeting.

(2) Bylaw and Practices Review. The cabinet members were encouraged to think about potential changes to Bylaws 17 and 31 that might result in cost savings for the membership. The cabinet has received quality responses and plans further discussion at its September meeting.

(3) Sand Volleyball Playing and Practice Season. The cabinet discussed a proposed sand volleyball playing and practice season model and contest limitations but agreed to delay action on these items until the Legislative Council considered the membership's override request on Proposal No. 2008-59.

f. Recruiting and Athletics Personnel Cabinet.

(1) Sponsored Proposals. The cabinet sponsored 10 legislative proposals in the 2009-10 legislative cycle, including legislation regarding student assistant coaches, non-coaching staff with sport-specific responsibilities and managers.

(2) Coaching Limits and Athletics Personnel Issues. The cabinet affirmed current legislation regarding countable coaches and volunteer coaches, and agreed to further study the positions of graduate assistant coaches and non-coaching staff with sport-specific responsibilities.

(3) Recruiting Materials. The cabinet examined current legislation regarding institutional letterhead, printed media guides and audio/video materials. It sponsored legislation to set forth restrictions on institutional letterhead. The cabinet also sponsored legislation to deregulate the current restrictions on audio/video materials. The committee is considering whether the current technology being utilized for recruitment purposes has surpassed the current legislation regarding recruitment practices.

(4) Definition of Recruitment. Upon request of the Awards, Benefits, Expenses and Financial Aid Cabinet, the Recruiting and Athletics Personnel Cabinet will work to further define the word "recruitment" at its September meeting.

(5) Bylaw and Practices Review. At the direction of the Board of Directors, the cabinet engaged in an examination of Bylaws 11 and 13 and created an initial list of possible amendments and policy changes that could provide financial and operational relief to the membership. The cabinet noted that further examination and discussion would be needed prior to any actions being taken.

g. Student-Athlete Advisory Committee.

(1) Commercial Activity in Intercollegiate Athletics. SAAC reviewed the report of the Task Force on Commercial Activity in Intercollegiate Athletics and sought to identify which principles would benefit from student-athlete feedback. The SAAC is preparing information to assist student-athletes in understanding the report.

(2) Bylaw and Practices Review. The SAAC identified areas of potential cost savings that would have a minimal impact on the student-athlete experience.

(3) Findings of the Men's Basketball Academic Enhancement Group. The SAAC received the report of the Men's Basketball Academic Enhancement Group. The SAAC took no formal position on the report and will seek feedback from men's basketball student-athletes before doing so.

3. Lessons Learned – Best practices shared.

a. Update regarding request for bylaw review. The committee members were reminded to make the review of bylaws to identify potential cost savings a priority for their September cabinet agendas. This timeframe is based on the fact the staff is planning to forward a listing of cabinet-developed amendments to the councils in October. In October, the councils will be asked to develop a prioritized list of possible legislative amendments. This list will be presented to the Board at its October meeting for possible legislative sponsorship in the 2009-10 cycle. Given the legislative deadline, cabinet work not completed in September will have to be brought forward for the 2010-11 legislative cycle.

b. Successful communications strategies and meeting structure. The committee members shared practices that worked well during their meetings as follows:

(1) Recruiting Cabinet. The Recruiting Cabinet reported success with engaging its members in small group discussions regarding potential cost savings measures. The chair noted this meeting format appears to result in a higher level of dialogue and camaraderie among the members.

(2) Academic Cabinet. The Academic Cabinet indicated having success in enhancing the level of dialogue by using a small group discussion format as well. The cabinet also reported that it is continuing its practice of conducting a conference call in advance of its meeting to review governance reports and address preliminary matters. Additionally, the chair shared that she was pleased with how well the video conferencing worked, as a number of staff members joined the meeting using that method.

(3) Championships/Sports Management Cabinet. The cabinet chair noted that despite some technological difficulties, he was generally pleased with the cabinet's June conference call and mentioned that he anticipates the cabinet will try to meet via conference call in the future as their agenda allows.

(4) Amateurism Cabinet. The chair shared that he asked the cabinet members to put cell phones and handheld devices away during the meetings with the understanding he will provide the group with a scheduled break that allows for ample time to contact their offices and homes. The chair reported that the members have responded positively to this practice.

4. Brief updates from the other Division I leadership bodies.

a. Board of Directors. The committee heard that during the August Board of Directors meeting, the Board chair listed issues he views as important to the division's agenda. This list, which is set forth below, reflects much of the ongoing work of the cabinets:

(1) The need to address issues associated with the nontraditional delivery of courses relative to the eligibility of student-athletes.

(2) The impact of Division I initial-eligibility standards and the impact of those standards on academic support personnel.

(3) The proliferation of noncoaching personnel and the impact on competitive equity.

(4) The need to assess whether the Division's academic reform efforts are having the desired impact.

(5) The need to promote intercollegiate athletics in a way that promotes a healthy balance between fiscal responsibility and athletic success in an effort to assist member institutions in making decisions that are consistent with their values.

It was reported that the staff tries to keep the Board informed regarding developments from the governance substructure.

b. Leadership Council. The committee was informed that the Leadership Council's next meeting is scheduled for October 6. During that meeting, the council is expected to continue developing suggested new Division I membership standards. Additionally, the Leadership Council will seek to identify ways to enhance the level of diversity serving in the Division I governance structure. Both of these conversations are important to the Division I agenda and have potential to involve the cabinets.

c. Legislative Council. The committee learned that during a July 30 conference call, the Legislative Council sustained its prior actions in adopting Proposal No. 2008-46 Playing and Practice Seasons – Baseball – Preseason Practice and First Contest – Championship Segment and Proposal No. 2008-59 Division I Membership – Definitions and Applications – Emerging Sports for Women – Sand Volleyball, both of which were subject to override requests from the membership. Subsequently, the Board supported the Legislative Council's determination. Therefore, the matter will be considered by the Division I membership during the 2010 NCAA Convention.

Additionally, the Legislative Council chair informed the group that proposals in the 2009-10 legislative cycle will be published on August 15. He encouraged the chairs to make sure their cabinets provide detailed and constructive comments to help in the development of good legislation.

5. Collaboration zone – pilot program. The committee members were informed that the governance staff is currently working with the national office's IT staff to develop a Collaboration Zone for all the Division I councils and cabinets. This zone, which will provide separate tabs for each governance group, will allow for not only the posting of materials but for a chat room feature. The Amateurism Cabinet has agreed to serve as the pilot group for this project. A tab is also currently being created for the Communications and Coordination Committee so the chairs will have the ability to experiment with the functionality. The members were reminded that this zone is not intended to replace the general posting of information for the membership on the NCAA's Website. The chairs did not offer any objections to the 31 multisport conferences being granted access to the Division I governance.

6. Leadership succession planning. The staff noted that under the current chair rotation schedule, all chairs are scheduled to rotate in April 2010. This complete turnover of the members of the Communications and Coordination Committee will present a problem as much of the history of this group could be lost. Possible solutions that have been identified to address this transitional problem included seeking legislative relief to allow a few of the chairs to serve in their leadership role for an additional year to help stagger terms and allow additional cabinet/council members to participate on Communications and Coordination Committee conference calls. One of the challenges associated with allowing others to participate on the calls is the fact the slate of chairs must reflect the gender, ethnic, positional and subdivisional diversity of Division I. This challenge demands the cabinets and councils work together to identify a slate of chairs. Accordingly, the staff suggested the chairs determine whether they would like to serve for one more year in that role and start to identify a few representatives to serve as a possible successor. The chairs should come to the 2010 Convention meeting prepared with the names of some possible replacements so that the committee can start developing a diverse slate for the Board's consideration.

7. Authority of the chair. The committee members were briefly reminded that unless their cabinet or council took specific action to provide authority to the chair to act on behalf of the cabinet or council between meetings, the chair is not empowered to do so.

8. Reminders regarding objectives in reviewing legislative proposals. The chairs were again reminded that the September cabinet meetings play an important role in the legislative review. The chairs and staff liaisons were encouraged to provide enough detail in their reports so the legislative comments are instructive to the Legislative Council. The chairs and liaisons were asked to review Supplement No. 12, which provides instructions for the cabinets' review of proposals.

9. Student-Athlete Advisory Committee members. The committee members were informed that the Division I SAAC has selected new representatives to the cabinets to replace vacating members. These new SAAC representatives have been through a service training session and are eager to serve. The list of contact information for the SAAC members was provided to the chairs. The chairs were encouraged to actively seek to engage their SAAC representative in both meetings and social activities.

10. Meeting materials. The chairs generally reported that their members appear supportive of the national office's "green"/cost savings measure that has resulted in meeting materials being posted online. The chairs noted there appears to be a mix between members

who print off materials and those that bring their laptops to the meetings. It was suggested that the staff review supplements online in advance of meetings to ensure documents are easily readable on laptops. Further, it was noted that some cabinet members have asked that all meeting supplements be posted to the Website as one document for easier review.

11. Meeting schedule. The committee was provided the composite Division I governance meeting schedule as a point of information. Staff liaisons were encouraged to share this information broadly.

12. Plans for the 2010 NCAA Convention. The chairs expressed an interest in again attending the NCAA Convention. The staff noted that the chairs can anticipate participating in the Joint Councils/SAAC and Joint Councils/Board functions. Further, the chairs should plan to participate in programming during the Division I Issues Forum and in a meeting of the Communications and Coordination Committee. The chairs should plan on being in attendance in Atlanta on January 14-15, 2009.

13. Affiliate update. The committee briefly discussed the importance of sharing information regarding the work of their cabinets and councils with outside affiliate groups to ensure such groups are current with Division I issues. Given the governance staff's relationships with affiliate groups and its efforts to coordinate the priorities on the Division I agenda, the chairs were encouraged to let the staff know if their cabinets or councils have initiatives they want to highlight. As part of this conversation, a few of the chairs noted how helpful it was to attend one of the student-athlete leadership conferences to gain a better understanding of the student-athletes' perspective on issues. The staff agreed to provide the committee with information on the next Division I Student-Athlete Leadership Conference so that they could possibly attend.

14. Proposed future call dates. The Communications and Coordination Committee members asked that the staff check with them after the September series of cabinet meetings to determine whether their next conference call should be scheduled before the October Legislative Council meeting or after the October Board of Directors meeting.

15. Adjournment. The call was adjourned at 3:35 p.m. EDT.

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The National Collegiate Athletic Association
August 25, 2009 EED:pem

REPORT OF THE NATIONAL COLLEGIATE ATHLETIC ASSOCIATION DIVISION I CHAMPIONSHIPS/SPORTS MANAGEMENT CABINET

Teleconference June 25, 2009

Participants:

David Blank, Elon University
Sherri Booker, Atlantic Sun Conference
Greg Burke, Northwestern State University
Dwight Datcher, Howard University
Susan Delaney-Scheetz, Pennsylvania State University
Connie Dillon, University of Oklahoma
Jim Fiore, Stony Brook University
Tom Hickman, Winthrop University
Monique Holland, Alabama State University
Christine Hoyles, Pacific-10 Conference
Myndee Larsen, The Summit League
Patrick Lyons, Iona College
Erin McDermott, Princeton University
Jane Miller, University of Virginia
Marilyn Moniz-Kaho'ohanohano, University of Hawaii, Manoa
Daniel Neault, student-athlete from the University of the Pacific
Bruce Rasmussen, Creighton University
Nance Reed, Towson University
Judy Rose, University of North Carolina, Charlotte
Jeff Schemmel, San Diego State University
Jim Schmidt, University of Illinois, Chicago
Rosemary A. Shea, College of Holy Cross
Paula Smith, University of California, Irvine
Jeffrey Stapleton, Monmouth University
Mike Thomas, University of Cincinnati
Keith Tribble, University of Central Florida
Rick Villarreal, University of North Texas
Bradley K. Walker, Ohio Valley Conference
Larry Williams, University of Portland
Steve Brown, NCAA
Joni Comstock, NCAA
Beth DeBauche, NCAA
Brad Hostetter, NCAA
Carol Reep, NCAA
Dave Schnase, NCAA

Joan Cronan, University of Tennessee, Knoxville; Jim Fallis, Northern Arizona University; and Mack Rhoades, University of Akron, were not able to participate in the teleconference. Debbie Corum, Southeastern Conference, participated as an alternate for Joan Cronan; Jeff Pritsker, Northern Arizona University, participated as an alternate for Jim Fallis; and Jon Steinbrecher, Mid-American Conference participated as an alternate for Mack Rhoades.

Jim Isch, NCAA, participated in a portion of the meeting.

REPORT OF THE
NCAA DIVISION I CHAMPIONSHIPS/SPORTS MANAGEMENT CABINET

The NCAA Division I Championships/Sports Management Cabinet submits this report from its June 25, 2009, teleconference.

***KEY ISSUES/ISSUES OF SIGNIFICANCE*.**

1. **Bylaw and Practices Review.** The cabinet considered the charge outlined by the NCAA Division I Board of Directors related to the identification of bylaws and practices that could be modified to provide financial relief to the membership. Cabinet members were encouraged to think about potential changes to NCAA rules in NCAA Division I Bylaws 17 and 31 that might result in cost savings. Cabinet members agreed to submit potential changes to the NCAA staff on or prior to July 31, 2009, for discussion at the September 2009 meeting. The NCAA Division I Championships/Sports Management Cabinet Administrative Committee agreed to compile the suggestions and lead the discussion at the September meeting.

2. **Sand Volleyball Playing and Practice Season.** The cabinet engaged in a lengthy discussion regarding a proposed sand volleyball playing and practice season model and contest limits for sports sponsorship. After reviewing information submitted by the American Volleyball Coaches Association, the cabinet agreed to delay action on this item. In the interim, the Administrative Committee will request that cabinet members provide the committee feedback over the summer to frame additional discussion at the cabinet's September meeting.

3. **Report of the NCAA Committee on Sportsmanship and Ethical Conduct.** At the request of the NCAA Executive Committee, the cabinet reviewed the current NCAA policy precluding the hosting of championship events in metropolitan areas where sports wagering occurs. It was noted that the current policy does not distinguish between predetermined and nonpredetermined championship sites. Consistent with the recommendation from the Sportsmanship and Ethical Conduct Committee, the cabinet agreed to recommend that the relevant geographical area be changed from "metropolitan" to "state." Unlike the Sportsmanship and Ethical Conduct Committee; however, the cabinet agreed to recommend modifying the current policy so that it would be permissible for a state that permits sports wagering to host a championship, provided the hosting sites are not predetermined.

***INFORMATIONAL ITEMS*.**

1. **Legislative Informational Items.**

   a. **Bylaw 14.1.8.1.6-(a) Eligibility—Practice Requirement—Minimum Full-Time Enrollment Waiver.**

(1) Recommendation. The cabinet agreed to sponsor legislation for the 2009-10 legislative cycle to amend NCAA Bylaw 14.1.8.1.6-(a) to permit a former student-athlete to participate in organized practice sessions (while either not enrolled or enrolled part time) at an institution other than the institution he or she attended as an undergraduate and/or graduate student, provided the former student-athlete has graduated and has no eligibility remaining.

(2) Effective Date. August 1, 2010.

(3) Rationale. Current legislation permits an individual (current or former student-athletes) to participate, through the approval of a waiver, in organized practice sessions (while either not enrolled or enrolled part time) provided the individual does so at the institution he or she previously attended or currently attends as an undergraduate or graduate student. The NCAA Olympic Sports Liaison Committee supports the U.S. Olympic Committee (USOC) and national governing bodies' (NGBs) efforts to enhance opportunities for elite athletes to improve their chances of making USA Olympic teams and, in the long term, compete for Olympic medals. Allowing former student-athletes who have graduated and who have no eligibility remaining the opportunity to train with coaches (e.g., the Olympic team coach in that sport) during organized practice sessions at an institution other than where the former student-athlete previously attended or currently attends as an undergraduate or graduate student improves the chances for these former student-athletes to make Olympic teams and earn Olympic medals.

(4) Estimated Budget Impact. None.

(5) Student-Athlete Impact. Allowing current student-athletes to practice against former student-athletes may enhance the chances for the current student-athletes to improve. Further, allowing former student-athletes to participate in an institution's organized practice sessions and train under the supervision of coaches (e.g., current Olympic coach) at institutions other than where the former student-athlete attended as an undergraduate or graduate student may enhance the opportunities for former student-athletes to qualify for national teams and compete internationally.

b. Bylaw 14.1.8.1.6-(g) Eligibility -- Practice Requirement -- Minimum Full-Time Enrollment Waiver.

(1) Recommendation. The cabinet agreed to sponsor legislation for the 2009-10 legislative cycle to amend Bylaw 14.1.8.1.6-(g) to permit a former student-athlete who has either exhausted his or her eligibility or who has completed a degree, to participate in an institution's organized practice sessions for a period of time that would allow the former student-athlete to compete in two consecutive Olympic games (rather than one) following the former student-athlete's exhaustion of eligibility or completion of a degree.

(2) Effective Date. August 1, 2010.

(3) Rationale. The current rule stipulates that in the case of a former student-athlete who has either exhausted his or her eligibility or who has completed a degree, the former student-athlete is limited to participating in an institution's organized practice sessions for no more than five years. The original intent of this rule was to allow a former student-athlete the opportunity to continue practicing with an institution's team in organized practice sessions for a five-year period to enhance his or her chances of qualifying for the next Olympic games following the former student-athlete's completion of a degree or exhaustion of eligibility. However, the average age of the Olympic athlete has increased significantly in the past 15 years. As a result, the cabinet and OSLC are supportive of allowing former student-athletes the opportunity to train for Olympic games beyond the current five-year window. This change would allow a former student-athlete to spend additional years participating in an institution's organized practice sessions but limit that participation to the time period that encompasses two Olympic opportunities. Doing so may increase the former student-athlete's opportunity to make Olympic teams and earn Olympic medals.

(4) Estimated Budget Impact. None.

(5) Student-Athlete Impact. Allowing current student-athletes to practice against former student-athletes may enhance the chances for the current student-athletes to improve. Further, allowing former student-athletes to participate in an institution's organized practice sessions and train under the supervision of coaches (e.g., current Olympic coach) at institutions other than where the former student-athlete attended as an undergraduate

or graduate student may enhance the opportunities for former student-athletes to qualify for national teams and compete internationally.

[NOTE: Due to technical difficulties, the staff was unable to clarify questions related to this recommendation during the conference call. It should be noted that, in the case of former student-athletes, this waiver only applies to individual sports and rowing and may not be used by individuals in team sports (e.g., basketball). Further, in order for a conference office to approve such a waiver, it must receive documentation that the USOC or NGB has recommended the individual athlete's participation. Finally, while there is not a specified number of years that limit the participation outlined in this recommendation, the time frame is limited to a timeframe that encompasses two Olympic opportunities for the individual.]

c. Bylaw 13.14.3 – Recruiting – Definition of Recruiting Services.

(1) Recommendation. The cabinet agreed to sponsor legislation for the 2009-10 legislative cycle to amend Bylaw 13.14.3 to specify that institutions are permitted to subscribe to published recruiting and video services, provided the service meets the following minimum guidelines. The service must:

(a) Disseminate information on at least a quarterly basis;

(b) Make public all applicable rates;

(c) Make public whether the service is a local, regional or national service, and the quarterly reports must reflect broad-based coverage of that chosen scope;

(d) Incorporate some type of analysis into the report beyond demographical information or rankings of prospects; and

(e) Make sample reports available to subscribers prior to purchase.

(2) Effective Date. Immediate.

(3) Rationale. Current NCAA rules only require a recruiting or scouting service to be regularly published and available at the same fee rate for all subscribers. There has been a proliferation of these services, particularly in the sport of men's basketball, that do not provide information consistent with the original intent of the legislation. Many of the operators of the

recruiting or scouting services are tied directly to teams or events involving highly skilled prospective student-athletes and concerns have been expressed that the service is used as leverage in the recruiting process. In some instances, the service merely provides demographical information that is available from other sources or in other instances, no information that would assist the men's basketball coaches in the evaluation of talent. Many coaches are convinced that unless the staff subscribes to these recruiting or scouting services, the staff will be disadvantaged in attempts to recruit prospects linked with the recruiting-service operator. The cabinet acknowledged the value that can be derived from recruiting or scouting services and this proposal reflects the intent of the original legislation by establishing minimal guidelines that must be satisfied in order for institutions to subscribe to such a service.

(4) Estimated Budget Impact. Potential significant cost savings to institutions based on the excessive number of current scouting-service subscriptions that produce limited or insufficient information.

(5) Student-Athlete Impact. None.

d. Bylaw 13.1.2.2 –- Recruiting -- Observation of Prospective Men's Basketball Student-Athletes by Noncoaching Athletics Department Staff Members with Basketball Responsibilities.

(1) Recommendation. The cabinet agreed to sponsor legislation for the 2009-10 legislative cycle to amend Bylaw 13.1.2.2 to specify that it is not permissible for noncoaching athletics department staff members with responsibilities in the sport of men's basketball to attend an off-campus athletics event (e.g., high school contest, sports camp) unless the staff member is an immediate family member of one of the participants in the activity. The staff member's attendance to observe activities involving a participant who is an immediate family member must meet the following conditions:

(a) Attendance shall not be for evaluation purposes;

(b) The staff member shall not have direct contact with any prospective men's basketball student-athlete participating in the activity; and

(c) The staff member shall not act as an institutional recruiter (e.g., by reporting back to the institution's coaching staff about the performance of a prospective men's basketball student-athlete, by speaking to a prospective men's basketball student-athlete's parents or coach).

(2) Effective Date. Immediate.

(3) Rationale. Currently, there is an official interpretation that permits noncoaching athletics department staff members with responsibilities in the sport of men's basketball to attend an off-campus athletics competition that involves prospective men's basketball student-athletes in the locale of the staff member's institution. Although the interpretation attempts to establish restrictions to avoid potential recruiting advantages, there is concern in the basketball community that the mere presence of these individuals at prospective student-athletes' competitions is providing their institutions with a recruiting advantage. Multiple noncoaching athletics department staff members clothed in institutional apparel are attending basketball games in the institution's locale involving high-profile men's basketball prospects. The issue is magnified in major metropolitan areas that include a significant number of high-profile prospective student-athletes. It is difficult to enforce the official interpretation as there may be no real evidence that the staff member has been specifically directed to attend the contest. The cabinet believes there is no reason for these noncoaching staff members to be in attendance at such contests, unless the staff member has an immediate family member participating in the contest.

(4) Estimated Budget Impact. None.

(5) Student-Athlete Impact. None.

e. Bylaw 13.1.8.8.1-(b)-(1) Recruiting -– Contacts and Evaluations -– Basketball Evaluations -– Women's Basketball – Nonscholastic Evaluations During Academic Year -– National Standardized Testing Weekends

(1) Recommendation. The cabinet agreed to sponsor legislation for the 2009-10 legislative cycle to amend Bylaw 13.1.8.8.1-(b)-(1) to specify that, in the sport of women's basketball, evaluations during the fall and spring nonscholastic weekends shall not occur on any weekends during

which the PSAT, SAT, PLAN or ACT national standardized tests are administered.

(2) Effective Date. August 1, 2010.

(3) Rationale. The women's basketball recruiting calendar allows coaches to evaluate prospective student-athletes at nonscholastic events during the prospective student-athlete's academic year during the last full weekend (including Friday, Saturday and Sunday) of the fall contact period and the Friday, Saturday and Sunday of the spring evaluation period. There have been instances in which these designated time periods have conflicted with national standardized testing dates and, in some instances, resulted in prospective student-athletes facing undue pressure to forego the taking of a standardized test in order to participate in a nonscholastic event. The Women's Basketball Coaches Association (WBCA) supports and has requested this legislative change to the women's basketball recruiting calendar.

(4) Estimated Budget Impact. None.

(5) Student-Athlete Impact. None.

f. Bylaw 13.1.8.8.1-(b)-(1) Contacts and Evaluations — Basketball Evaluations — Women's Basketball — Summer Evaluation Period — Noninstitutional Nonorganized Events.

(1) Recommendation. The cabinet agreed to sponsor legislation for the 2009-10 legislative cycle to amend Bylaw 13.1.8.8.1-(b)-(1) to prohibit, in women's basketball, evaluations at noninstitutional nonorganized events (e.g., pick-up games, open gyms) during the summer evaluation period.

(2) Effective Date. Immediate.

(3) Rationale. There has been an escalation in the number of impermissibly arranged activities disguised as open gym or pick-up games during the summer evaluation period. These activities subject coaches to potential rules violations and can create an environment in which contact between NCAA coaches and outside influences occur. During the summer evaluation period, evaluations will be limited to institutional basketball camps and noninstitutional organized events (e.g., camps, leagues,

(4) tournaments and festivals) that are certified through the basketball certification process. The WBCA supports and has requested this legislative change to the women's basketball recruiting model.

(5) Estimated Budget Impact. None.

(6) Student-Athlete Impact. None.

g. Bylaw 13.12.1.1.2 – Recruiting – FCS Football - Summer Camps.

(1) Recommendation. The cabinet agreed to sponsor legislation for the 2009-10 legislative cycle to amend Bylaw 13.12.1.1.2 to permit Football Championship Subdivision (FCS) football coaches to conduct and be employed at institutional or noninstitutional football camps anytime during the months of June, July and August.

(2) Effective Date. Immediate.

(3) Rationale. The current legislation limiting institutional camps and working private camps to two 15-day periods in June and July is unnecessarily restrictive for FCS coaches. The issues (e.g., feeling pressure to work several camps in the summer, significant time away from campus and family) surrounding the adoption of legislation limiting the camp periods more directly impact FBS coaches than FCS coaches and more flexibility in scheduling and working at summer camps for FCS coaches is needed.

(4) Estimated Budget Impact. None.

(5) Student Athlete Impact. None.

h. Bylaw 13.1.8.9.4 — Recruiting — FCS Football - Evaluations at Nonscholastic Events.

(1) Recommendation. The cabinet agreed to sponsor legislation for the 2009-10 legislative cycle to amend Bylaw 13.1.8.9.4 to permit FCS football coaches to evaluate prospective student-athletes at nonscholastic events (e.g., high school all-star games).

(2) Effective Date. August 1, 2010.

(3) Rationale. The current legislation limiting evaluation of football prospects to scholastic events makes it difficult to efficiently evaluate FCS-level football prospects. Institutions can be more efficient in their management of recruiting resources if able to evaluate FCS football prospects in central locations (e.g., all-star games or combines). Further, the cabinet noted that the issues and circumstances surrounding the adoption of the current legislation more directly impacts FBS than FCS.

Effective August 1, 2009, legislation will permit coaches to attend all-star games that are organized and conducted by high school, preparatory school and two-year college associations; however, this recommendation would permit evaluation at any all-star contest, regardless of the entity conducting or sponsoring the event. Further, due to the adoption of 2008-20-A, it should be noted that FCS coaches will still be precluded from attending recruiting events at which information related to prospects is provided to coaches.

(4) Estimated Budget Impact. Potential for more efficient use of institutional recruiting expenses.

(5) Student-Athlete Impact. Increased opportunities for prospective student-athletes to be evaluated by college coaches.

2. Nonlegislative Informational Items.

a. Approval of Report from February 17-18, 2009, Cabinet Meeting. The report from the cabinet's February 17-18, 2009, in-person meeting was approved as previously distributed.

b. Cabinet Policies and Operating Procedures. It was noted that the Conflict of Interest Policy in the cabinet's policies and operating procedures manual has been revised.

[Note: Appendixes P, Academic Performance Program, and Q, Budget Timeline, were added.]

c. National Office Cost Reduction Efforts. Jim Isch, Senior Vice President of Administration and CFO, provided an overview of the national office's cost reduction efforts. It was noted that the National Office's cost savings will reach $5 million rather than the original $4.5 million. The savings will come from the

national office operating budget without impacting the current level of service to the membership. Moneys saved by this initiative will be redistributed to the membership in accordance with the normal supplemental revenue distribution process. The cabinet will spend a significant amount of time during its September 2009 meeting discussing ways to further decrease institutional costs.

d. Reports of Sports and Sport Issues Committees.

- NCAA Division I Football Issues Committee: In addition to the two legislative recommendations sponsored by the cabinet (See Items 1-g and 1-h above), it considered two other legislative recommendations from the Football Issues Committee related to the FCS limit on the number of preseason practice participants and FCS coaches having recruiting contact prior to a prospect's competition. FCS members of the cabinet noted that, during these trying economic times, it is not appropriate to consider adding more preseason practice participants and the motion to discuss the recommendation related to contact with prospects prior to competition failed due to a lack of a second.

e. Championships Travel Update.

The championships staff presented a brief update on the actual travel cost results for championships travel through the completion of the winter championships season. Through the winter season, championships travel costs have declined by 21.2 percent over the previous year, a significant reduction compared to increases during the last three years. It appears that raising the fly/drive mileage threshold approved for the 2008-09 academic year, a greater awareness of travel expenses by all concerned, slackened demand and lower fuel costs have assisted in achieving this result. It was also noted that commercial flights have been reduced by 30 percent, and though the number of charter flights are about the same, they are also down by approximately $5 million or 27.3 percent.

It was noted that a summary of matters related to the travel cost management efforts (including spring championships) will be presented at the next cabinet meeting and that the issue of maintaining the fly/drive mileage as approved for the 2008-09 championships season will be developed for consideration.

f. Committee Chair Appointments. The cabinet took the following action related to committees:

(1) Football Issues Committee. The cabinet appointed Nick Carparelli, of the Big East Conference, as chair of the Football Issues Committee effective September 1, 2009.

(2) NCAA Men's Gymnastics Committee. The cabinet appointed Robb Dunn, Associate Director of Athletics at the U.S. Naval Academy, as chair of the Men's Gymnastics Committee.

(3) NCAA Men's and Women's Rifle Committee. The cabinet appointed Newt Engle, Head Rifle Coach at the University of Akron, as chair of the Men's and Women's Rifle Committee.

g. Automatic Qualification. The cabinet awarded automatic qualification as follows:

- NCAA Division I Football Championship Committee: That the following conferences receive automatic qualification for the 2009 NCAA Division I Football Championship: Big Sky Conference, Colonial Athletic Association, Mid-Eastern Athletic Conference, Missouri Valley Football Conference, Ohio Valley Conference, Patriot League, Southern Conference and Southland Conference.

h. Championships Site Selections. The cabinet approved the following recommendations related to championships site selections.

(1) NCAA Division I Men's Golf Committee. That Alpharetta, Georgia, be designated as a site for the regional competition of the 2010 NCAA Division I Men's Golf Championships with Georgia Institute of Technology serving as host for the competition to be conducted at Capital City Club; that Notre Dame, Indiana, be designated as a site for the regional competition of the 2010 NCAA Division I Men's Golf Championships with the University of Notre Dame serving as host for the competition to be conducted at The Warren Golf Course; that San Diego, California, be designated as a site for the regional competition of the 2010 NCAA Division I Men's Golf Championships with the San Diego State University serving as host for the competition to be conducted at Carlton Oaks Golf Course; that College Station, Texas, be designated as a site for the regional competition of the 2010 NCAA Division I Men's Golf Championships with Texas A&M University serving as host for the competition to be conducted at Traditions Club; that Bremerton, Washington, be designated as a site for the regional competition of the 2010 NCAA Division I Men's Golf Championships with University of Washington serving as host for the competition to be conducted at Golf Mountain Golf Club; that New Haven, Connecticut, be designated as a site for the regional competition of the 2010 NCAA Division I Men's Golf

Championships with Yale University serving as host for the competition to be conducted at The Yale University Golf Course.

For 2011 that Tucson, Arizona, be designated as a site for the regional competition of the 2011 NCAA Division I Men's Golf Championships with the University of Arizona serving as host for the competition to be conducted at the Omni Tucson National Resort; that Erie, Colorado, be designated as a site for the regional competition of the 2011 NCAA Division I Men's Golf Championships with the University of Colorado serving as host for the competition to be conducted at the Colorado National Golf Club; that Ocala, Florida, be designated as a site for the regional competition of the 2011 NCAA Division I Men's Golf Championships with the University of Florida serving as host for the competition to be conducted at Golden Ocala Golf Club; that Zionsville, Indiana, be designated as a site for the regional competition of the 2011 NCAA Division I Men's Golf Championships with Indiana University serving as host for the competition to be conducted at the Wolf Run Golf Club; that Rancho Santa Fe, California, be designated as a site for the regional competition of the 2011 NCAA Division I Men's Golf Championships with the University of San Diego serving as host for the competition to be conducted at The Farms Golf Course; that Blacksburg, Virginia, be designated as a site for the regional competition of the 2011 NCAA Division I Men's Golf Championships with Virginia Polytechnic Institute and State University serving as host for the competition to be conducted at the Pete Dye River Course.

(2) Men's and Women's Rifle. That Fort Worth, Texas, be designated as the site for the 2010 National Collegiate Men's and Women's Rifle Championships. Texas Christian University will serve as the host for the competition to be conducted at Daniel-Meyer Coliseum.

(3) NCAA Division I Women's Lacrosse. That Towson University serves as the host institution for the 2010 NCAA Division I Women's Lacrosse Championship.

Committee Chair: Jeff Schemmel, San Diego State University
Staff Liaisons: Joni B. Comstock, Championships
David W. Schnase, Academic and Membership Affairs

REPORT OF THE NATIONAL COLLEGIATE ATHLETIC ASSOCIATION DIVISION I CHAMPIONSHIPS/SPORTS MANAGEMENT CABINET

Indianapolis Marriott Downtown
Indianapolis, Indiana

September 15-16, 2009

Participants:

Sherri Booker, Atlantic Sun Conference
Greg Burke, Northwestern State University
Joan Cronan, University of Tennessee, Knoxville
Susan Delaney-Scheetz, Pennsylvania State University
Connie Dillon, University of Oklahoma
Jim Fallis, Northern Arizona University
Tom Hickman, Winthrop University
Christine Hoyles, Pacific-10 Conference
Patrick Lyons, Iona College
Erin McDermott, Princeton University
Jane Miller, University of Virginia
Marilyn Moniz-Kaho'ohanohano, University of Hawaii, Manoa
Daniel Neault, student-athlete from the University of the Pacific
Bruce Rasmussen, Creighton University
Nance Reed, Towson University
Judy Rose, University of North Carolina, Charlotte
Jim Schmidt, University of Illinois, Chicago
Rosemary A. Shea, College of Holy Cross
Paula Smith, University of California, Irvine
Mike Thomas, University of Cincinnati
Keith Tribble, University of Central Florida
Rick Villarreal, University of North Texas
Bradley K. Walker, Ohio Valley Conference
Larry Williams, University of Portland
Steve Brown, NCAA
Joni Comstock, NCAA
Brad Hostetter, NCAA
Carol Reep, NCAA
Dave Schnase, NCAA

David Blank, Elon University; Dwight Datcher, Howard University; Monique Holland, Alabama State University; Jeff Schemmel, San Diego State University; and Jeffrey Stapleton, Monmouth University, were not able to attend. Geoff Cabe, senior associate commissioner at the Southern Conference, attended as an alternate for David Blank; Raynoid Dedeaux, director of championships at the Mid-Eastern Athletic Conference attended as an alternate for Dwight Datcher; Carolayne Henry, associate commissioner at the Mountain West Conference, attended as an alternate for Jeff Schemmel; and Robert S. Krimmel, director of athletics at Saint Francis University (Pennsylvania), attended as an alternate for Jeff Stapleton. No alternate attended for Monique Holland. Jon Steinbrecher attended as an alternate because the Mid-American Conference has not named a permanent cabinet member to replace Mack Rhoades.

REPORT OF THE
NCAA DIVISION I CHAMPIONSHIPS/SPORTS MANAGEMENT CABINET
SEPTEMBER 15-16, 2009, MEETING

***ACTION ITEMS*.**

1. Legislative Items.

a. NCAA Bylaw 31.1.11 (Failure to Adhere to Policies and Procedures).

(1) Recommendation. That the NCAA Division I Legislative Council adopt noncontroversial legislation to increase the maximum fine without prior NCAA Division I Championships/Sports Management Cabinet approval that may be imposed for an institution's failure to adhere to published administrative procedures.

(2) Effective Date. Immediate.

(3) Rationale. The $300 maximum has not been increased since the adoption of NCAA Bylaw 31.1.11. Research suggests that $600 in today's dollars is the equivalent of $300 when the original legislation was adopted. This proposal simply increases the maximum fine that may be imposed without seeking prior cabinet approval. Any fine above $600 would continue to require prior cabinet approval.

(4) Estimated Budget Impact. None.

(5) Student-Athlete Impact. None.

b. Administrative Regulations – Summer Basketball Event Certification – Women's Basketball – Geographic Requirement.

(1) Recommendation. That the Legislative Council adopt emergency legislation to amend Bylaw 30.16 to specify that each prospect participating on a nonscholastic team in a certified women's basketball event must be a legal resident of the same state in which the team is located or a legal resident of a geographically adjoining state; further to specify that not more than three prospects from adjoining states may participate on a nonscholastic team.

(2) Effective Date. Immediate.

(3) Rationale. Currently, there are no restrictions on where participants on a women's nonscholastic basketball team must reside. In recent years, there

has been an increase in the number of elite prospects who participate on nonscholastic teams located several states away from their legal residence. This proposal creates an "adjoining state" rule that discourages the "rental" of elite prospects by teams across the country, while providing prospects who reside in geographically remote areas the opportunity to participate on a nonscholastic team. The same provision has been in place for men's basketball since the summer of 2003. Based on information provided by the NCAA basketball event certification staff, in the summer of 2009, there were 189 teams of 3,050 that would have been in violation of the adjoining state rule if it had been in place for women's basketball. Ninety-nine teams had players from states that did not adjoin at all and 90 teams had more than three players from adjoining states. Based on a recommendation from the NCAA Division I Women's Basketball Issues Committee, the cabinet is recommending that this proposal be adopted as emergency legislation so it can be effective for the summer of 2010 and to provide ample time to notify the event operators and coaches of this change.

(4) Estimated Budget Impact. None.

(5) Student-Athlete Impact. None.

c. Committees.

(1) NCAA Women's Bowling Committee Composition.

(a) Recommendation. That the Legislative Council adopts noncontroversial legislation to amend NCAA Bylaw 21.4.2 to specify that the Women's Bowling Committee consist of seven members, including one non-voting secretary-rules editor (SRE). [NOTE: This item is contingent on approval of the necessary funds, see Informational Items No. 5k].

(b) Effective Date. August 1, 2010.

(c) Rationale. The current legislation governing the composition of the Women's Bowling Committee mandates that the Women's Bowling Committee have six members, including one member who shall serve as the SRE. The SRE was included in the Women's Bowling Committee composition initially because an individual member of the Women's Bowling Committee, at the

time the SRE position was created, was designated to serve in that role. That individual was selected as a Women's Bowling Committee member initially and then as the SRE due to his extensive knowledge of the sport and his familiarity with the rules of other bowling entities. The expertise of the SRE continues to be a valuable and necessary resource to the Women's Bowling Committee, and the cabinet supports the SRE's continued attendance at the annual Women's Bowling Committee meeting and at the championship. However, as the number of institutions sponsoring women's bowling continues to grow, a larger pool of administrators and coaches from which to draw Women's Bowling Committee members is available. With only five Women's Bowling Committee positions available due to one position being allocated to the SRE under current restrictions, it is sometimes challenging to meet the legislation. Finally, an additional Women's Bowling Committee position will provide more opportunity for diverse representation on the Women's Bowling Committee.

(d) Estimated Budget Impact. $3,065 for expenses of an additional Women's Bowling Committee member.

(e) Student-Athlete Impact. None.

(2) NCAA Division I Men's Ice Hockey Committee Composition.

(a) Recommendation. That the Legislative Council adopt noncontroversial legislation to amend Bylaws 21.7.5.5.5.3 and 21.7.5.5.5.3.15 to specify that the Men's Ice Hockey Committee may include staff members from an NCAA Division II or Division III institution that sponsors Division I men's ice hockey.

(b) Effective Date. August 1, 2010.

(c) Rationale. Currently, because the men's ice hockey championship is an NCAA Division I championship, an institutional staff member at an NCAA Division II or Division III institution is not permitted to be a member of the Men's Ice Hockey Committee, even if they sponsor the sport at the Division I level. The cabinet feels that any institution sponsoring men's ice hockey at the Division I level should have the opportunity to serve on the Men's

Ice Hockey Committee. Currently, there are 58 institutions that sponsor men's ice hockey at the Division I level, and of those institutions, 22 are members are Division II or Division III members. Due to the current restriction, certain ice hockey conferences have only three or four institutions from which to nominate individuals for membership on the Men's Ice Hockey Committee. This recommendation will allow the Men's Ice Hockey Committee to expand the pool of individuals who can serve on the Men's Ice Hockey Committee and help to grow the sport.

(d) Estimated Budget Impact. None.

(e) Student-Athlete Impact. None.

(3) NCAA Women's Ice Hockey Committee Composition.

(a) Recommendation. That the Legislative Council adopt noncontroversial legislation to amend Bylaw 21.5.2 to specify that the Women's Ice Hockey Committee be composed of three members from Division I and one at-large member.

(b) Effective Date. August 1, 2010.

(c) Rationale. The current legislation stipulates that the Women's Ice Hockey Committee be composed of four members; three from Division I and one from Division II. The current sponsorship for National Collegiate women's ice hockey is 37 institutions, of which only two compete at the Division II level. Consequently, the pool of interested and qualified candidates is very small. There currently are nine institutions (24.2 percent) whose multisport membership is in Divisions II and III, and the requested change would provide those institutions with equitable access to Women's Ice Hockey Committee service. The Women's Ice Hockey Committee would request that the nominating committee give preference to those institutions when filling the at-large spot.

(d) Estimated Budget Impact. None.

(e) Student-Athlete Impact. None.

2. Nonlegislative Items.

- **Endangered and growth sports.**

(a) Recommendation. That the NCAA Division I Leadership Council appoint a working group to discuss and address issues related to endangered sports and sports that face challenges to their growth. Members of the group could include representatives from the Leadership Council, cabinet and the NCAA Olympic Sports Liaison Committee.

(b) Rationale. The cabinet recognizes the many challenges facing sports that are attempting to grow and in some cases simply remain viable. Such challenges include but are not limited to sports sponsorship, automatic qualification, geographic representation, and public interest. A working group of interested and capable coaches and administrators could be charged with promulgating the issues and developing possible solutions. While leaders from each sport will be encouraged to continue to strategically plan on a sport by sport basis, the cabinet believes that they would benefit from a broader review that hopefully will lead to a set of common best practices and policy or legislative changes that will positively benefit endangered and growing sports.

***KEY ITEMS*.**

1. 2010-11 and 2011-12 Budget. The cabinet reviewed budget recommendations from the entities that report to the cabinet. A majority of recommendations related to officiating fees, game operations, and host stipends. The cabinet commended the entities submitting the requests noting that it appeared that fiscal restraint was used in developing budget recommendations for the upcoming budget cycle. After approving (or not) the recommendations, the cabinet prioritized each recommendation that received cabinet approval. The cabinet noted that the prioritization exercise showed very little separation between those recommendations that were approved.

The cabinet agreed to request a total of $159,500 to fund new Division I initiatives and $89,515 from Association-wide funds to pay for increased softball-bat testing, the appointment of a secretary rules interpreter for women's gymnastics and an increase in the size of the Women's Bowling Committee. In addition, the cabinet approved $101,634 to cover additional costs related to officiating.

2. Track and Field Regionals. [For ease of future reference, this item also appears in the informational section below.]

The cabinet engaged in a lengthy discussion regarding track and field regionals. After reviewing and discussing significant feedback from the membership and the NCAA Division I Men's and Women's Track and Field Committee, the cabinet agreed to maintain the current regional qualifying system and charged the Men's and Women's Track and Field Committee to review the current model and consider alternative models that will continue to provide appropriate access and accommodate as well as provide some deference to obvious qualifiers. In addition, the cabinet charged the Men's and women's Track and Field Committee with developing a system that will mitigate the financial burden of a regional qualifying system. The Men's and Women's Track and Field Committee should forward recommendations to the cabinet for review in September 2010. [Note: a motion to eliminate the regional qualifying system was defeated as was an initial motion to refer to the Men's and Women's Track and Field Committee the issue of whether to maintain or eliminate regionals.]

3. Sand Volleyball. [For ease of future reference, this item also appears in the legislative section below.].

- The cabinet agreed to oppose NCAA Proposal No. 2009-83 as written which would, in women's sand volleyball, establish a playing and practice season and the minimum number of contests necessary for sports sponsorship purposes. The cabinet agreed to support the proposal if the proposal was amended as follows:

  (1) Limit the championship segment playing season to eight weeks beginning with the first Thursday in March. The cabinet intends this season to include the weekend following the Thursday that is eight weeks from the first Thursday in March.

  (2) Limit the number of dates of competitions to 18, regardless of the segment in which the date of competition is played. The recommendation would not establish a separate limit on nonchampionship segment dates of competition.

***INFORMATIONAL ITEMS*.**

1. Modifications to cabinet sponsored proposals in the 2009-10 Legislative Cycle.

a. **Proposal No. 2009-56 Recruiting – Use of Recruiting Funds – Recruiting or Scouting Services – Criteria for Subscription.** Based on a recommendation from the NCAA Division I Men's Basketball Issues Committee, the cabinet agreed to modify Proposal No. 2009-56 to include an additional criterion to prohibit an institution from purchasing more than one subscription to any one recruiting or scouting service. The proposal, if adopted, would establish criteria that must be satisfied in order for an institution to subscribe to a recruiting or scouting service involving prospective student-athletes, as specified in the proposal.

b. **Proposal No. 2009-30 – Recruiting - Permissible Recruiters – Noncoaching Staff Members with Sport-Specific Responsibilities – Men's Basketball**. Based on a recommendation from the Women's Basketball Issues Committee, the cabinet agreed to modify Proposal No. 2009-30 to include women's basketball. This proposal specifies that, in basketball, a noncoaching staff member with sport-specific responsibilities shall not attend an off-campus athletics event involving prospective student-athletes (e.g., high-school contest, sports camp) unless the staff member is an immediate family member or legal guardian of one of the participants in the activity; further, it establishes conditions by which a staff member who is an immediate family member or legal guardian of a participant may attend such an event, as specified in the proposal.

c. **Proposal No. 2009-51 – Camps and Clinics –Institution's Sports Camps and Clinics – Location – Men's Basketball**. Based on a recommendation from the Women's Basketball Issues Committee, the cabinet agreed to modify Proposal No. 2009-51 to include women's basketball. The proposal specifies that an institution's basketball camp or clinic shall be conducted on the institution's campus or within a 100-mile radius of the institution's campus.

2. **Comments on Proposals Currently in the 2009-10 Legislative Cycle.** The cabinet reviewed proposals assigned to it for review that will be considered by the Division I membership as part of the 2009-10 legislative cycle and offered the comments below.

a. **Proposal No. 2009-75 – Playing and Practice Seasons and Recruiting - Mandatory Medical Examination - Sickle Cell Solubility Test.** The cabinet agreed to support Proposal No. 2009-75 which would specify that the required medical examination or evaluation that student-athletes who are beginning their initial season of eligibility and students who are trying out for a team must undergo prior to participation in voluntary summer conditioning or voluntary individual workouts pursuant to the safety exception, practice, competition or out-of-season conditioning activities shall include a sickle cell solubility test (SST).

The cabinet agreed with the sponsor's rationale, though some cabinet members discussed a desire to permit institutions to satisfy the intent of the proposal by obtaining the results of previous SSTs prior to participation and keeping those results on record.

b. **Proposal No. 2009-76 - Playing and Practices Seasons - Time Limits for Athletically Related Activities - Additional Restrictions - Countable Athletically Related Activities Between Midnight and 5 A.M.** The cabinet agreed to support Proposal No. 2009-76 which would specify that countable athletically related activities shall not occur between midnight and 5 a.m., except for during participation in a conference championship or an NCAA championship, in any competition that begins prior to midnight and concludes after midnight, or a promotional practice activity (e.g., first practice of the season). The cabinet agreed with the sponsor's rationale.

c. **Proposal No. 2009-77 - Playing and Practice Seasons - Women's Basketball - Preseason Practice - On-Court Practice - 30 Practices Within 40 Days Prior to First Contest.** The cabinet agreed to support Proposal No. 2009-77 which would, in women's basketball, specify that an institution shall not commence on-court preseason basketball practice sessions prior to 5 p.m. on the date that is 40 days prior to the date of the institution's first regular-season contest; further, to specify that an institution shall not engage in more than 30 days of practice prior to its first regular-season contest. The cabinet agreed with the sponsor's rationale but noted the position of the Women's Basketball Issues Committee and the potential change to preseason practice that may come as a result of their review.

d. **Proposal No. 2009-78 - Playing and Practices Seasons - Women's Basketball - Number of Contests - Maximum Limitations.** The cabinet agreed to support Proposal No. 2009-78 which would, in women's basketball, specify that an institution shall limit its total regular-season playing schedule with outside competition to 26 contests and one qualifying regular-season multiple team event or 28 contests during a playing season in which the institution does not participate in a qualifying regular-season multiple team event. The cabinet agreed with the sponsor's rationale.

e. **Proposal No. 2009-79 - Playing and Practice Seasons - Nonchampionship Segment - Number of Contests and Dates of Competition and Travel Restrictions - Cross Country, Field Hockey, Lacrosse, Soccer, Softball and Volleyball.** The cabinet agreed to oppose Proposal No. 2009-79 as written, which would specify, in cross country (for institutions without indoor or outdoor track and field), field hockey, lacrosse, soccer, softball and volleyball, that team travel to competition in the nonchampionship segment shall be restricted to ground

transportation. The cabinet recommended that the sponsor modify the proposal to include an exception to permit those institutions that do not have any Division I institutions located within 400 miles of campus to fly to nonchampionship segment competition. If the sponsor does not agree to modify the proposal, the cabinet will sponsor an alternative proposal. The cabinet is supportive of the concept outlined in the proposal; however, some members expressed concern that geographically isolated institutions would be detrimentally impacted by the current proposal. The cabinet noted that the 400 mile radius is consistent with the current ground transportation policies related to when an institution must drive to a championship site. The cabinet also discussed a possible second exception for the University of Hawaii; however, it suggested that the Western Athletic Conference discuss the most appropriate way to draft such an exception and submit that amendment through the legislative process.

f. **Proposal No. 2009-80 - Playing and Practice Seasons - Football - First Contest - 14 Weeks Prior to December 1.** The cabinet agreed to oppose Proposal No. 2009-80 as written which would, in football, specify that an institution shall not play its first contest (game or scrimmage) with outside competition prior to the Thursday preceding the 14th Saturday prior to December 1. The cabinet noted concerns related to the increased cost of housing football student-athletes for an additional week as compared to current schedules.

g. **Proposal No. 2009-81 - Playing and Practice Seasons - Football - Out-of-Season Athletically Related Activities - Summer Conditioning Period.** The cabinet agreed to support Proposal No. 2009-81 which would, in football, permit an institution to designate nine consecutive weeks between the conclusion of the academic year and the first permissible reporting date for preseason practice as its summer conditioning period. The cabinet agreed with the sponsor's rationale.

h. **Proposal No. 2009-82 - Playing and Practice Seasons - Limit on Number of Student-Athletes on an Outside Team - Vacation Period Exception and Outside Team Tours - Women's Rowing.** The cabinet agreed to support Proposal No. 2009-82 which would, in women's rowing, specify that the number of student-athletes from any one institution who may compete outside of the institution's declared playing and practice season as a member of an outside team in any noncollegiate, amateur competition during any official vacation period published in the institution's catalog and who may participate in international competition as a member of an outside team on a foreign tour shall not exceed two. The cabinet agreed with the sponsor's rationale.

i. **Proposal No. 2009-83 - Playing and Practice Seasons and Division Membership - Regulations for Playing Season and Minimum Contest Requirements for Sports Sponsorship - Women's Sand Volleyball.** The cabinet agreed to oppose Proposal No. 2009-83 as written which would, in women's sand volleyball, establish the playing and practice season and the minimum number of contests necessary for sports sponsorship purposes. The cabinet would support the proposal if the proposal was amended as follows:

(1) Limit the championship segment playing season to eight weeks beginning with the first Thursday in March. The cabinet intends this season to include the weekend following the Thursday that is eight weeks from the first Thursday in March.

(2) Limit the number of dates of competitions to 18, regardless of the segment in which the date of competition is conducted. The recommendation would not establish a separate limit for championship and nonchampionship segments.

j. **Proposal No. 2009-84 - Playing and Practice Seasons - General Playing and Practice Season Regulations - Preseason Practice - Women's Soccer.** The cabinet took no position on Proposal No. 2009-84 which would, in women's soccer, increase the preseason practice units from 21 to 29; further, it would establish criteria governing the activities permitted during the preseason practice period, as specified.

k. **Proposal No. 2009-85 - Playing and Practice Seasons - Softball - Preseason Practice and First Contest Date - Nonchampionship Segment.** The cabinet agreed to support Proposal No. 2009-85 which would, in softball, specify that an institution that has not begun classes by September 15 may commence preseason practice sessions on or after that date and may play its first contest (game or scrimmage) against outside competition on or after that date. The cabinet agreed with the sponsor's rationale.

l. **Proposal No. 2009-87 - Administrative Regulations - Foreign Tours and Competition - No Institutional or Conference Foreign Tours.** The cabinet agreed to support Proposal No. 2009-87 which would specify that an institution or conference shall not sponsor or participate in a foreign tour. Some cabinet members were opposed to taking away the cultural opportunities gained by student-athletes on foreign tours; however, the majority of the cabinet agreed with the sponsor's rationale.

m. Proposal No. 2009-88 - Administrative Regulations - Foreign Tours and Competition - Eligibility of Student-Athletes - Incoming-Student Participation - Basketball. The cabinet agreed to support Proposal No. 2009-88 which would, in basketball, permit an incoming student-athlete (freshman or transfer) to represent the institution on a foreign tour that occurs during the summer prior to his or her initial full-time enrollment at the certifying institution, provided: (a) he or she has earned at least three hours of acceptable degree credit during the summer term at the certifying institution; and (b) he or she is eligible to represent the institution in intercollegiate competition during the academic year immediately following the tour; further, to specify that a basketball student-athlete shall not participate in more than one institutional foreign tour. The cabinet agreed with the sponsor's rationale.

3. Proposals to be sponsored by the cabinet in the 2010-11 legislative cycle.

a. Personnel – Institutional staff member responsibility for banned drug use deterrence.

(1) Recommendation. The cabinet agreed to sponsor legislation to amend Bylaws 11 and 30 to specify that an institution is responsible for identifying a resource for questions related to NCAA banned substances and supplement use; further, to specify that any athletics staff member who has regular interaction with student-athletes shall be responsible for awareness of NCAA banned drug policies as specified below:

11.1.2.2 Involvement for approving the use of a banned substance. All athletics staff members who have regular interaction with student-athletes should be made aware that: (1) The NCAA has a banned substances list; (2) that any nutritional supplement use may present risks to student-athlete health and eligibility, and (3) that student-athletes with questions about nutritional supplements should be referred to the institution's designated athletics resource person or persons as noted in 30.5.1.

30.5.1 Responsibility of Institution. Institutions must designate, educate and identify a person or persons to serve as the athletics resource for student-athletes' nutritional supplement questions or review. In addition, each member institution is responsible for ensuring compliance with the following elements of the NCAA Drug Testing Program [remainder of 30.5.1 unchanged].

(2) Effective Date. August 1, 2011.

(3) Rationale. In some drug-test appeal cases heard by the NCAA Committee on Competitive Safeguards and Medical Aspects of Sports, student-athletes have provided mitigation for a positive test noting that they were provided approval by an athletics department staff member to use a supplement product or medication that contained NCAA banned substances. Current NCAA rules require that student-athletes be educated about NCAA banned substances and the products that may contain them and holds student-athletes responsible for anything they ingest. Further NCAA policy advises student-athletes to check with appropriate athletics staff prior to ingesting any supplement or medication. However, current legislation makes it difficult to hold the staff member accountable for poor, and at times incorrect, advice. The cabinet agreed with the Committee on Competitive Safeguards and Medical Aspects of Sports that institutions should be required to identify an educated resource person and ensure that staff members who interact regularly with student-athletes are educated on this topic. Failure to follow these steps will result in an institutional violation. Further, this should create a framework for a process that minimizes, if not eliminates, the number of times that student-athletes are not advised properly on this topic. All institutions will continue to receive information about NCAA banned drugs and contact information for the Resource Exchange Center, an authoritative resource for staff and student-athletes to inquire about medications and supplement products and whether they contain banned substances on the ingredients label.

(4) Estimated Budget Impact. None.

(5) Student-Athlete Impact. Student-athlete health, safety and eligibility will be better protected when athletics staff is held accountable for following NCAA drug policies and properly advising student-athletes.

b. Playing and Practice Seasons and Recruiting – Voluntary workouts – Requirements of strength and conditioning staff and sports medicine personnel.

(1) Recommendation. The cabinet agreed to sponsor legislation to specify that all strength and conditioning coaches conducting non-mandatory/voluntary weight-training or conditioning activities shall be required to have cardiopulmonary resuscitation (CPR) and first aid

certification. Further, to specify that if sports medicine personnel are in attendance at the voluntary workouts, they must be empowered to have the unchallengeable authority to cancel or modify the workout for health and safety reasons, as he or she deem appropriate.

(2) Effective Date. May 1, 2011. This effective date allows the proposal to proceed through the full 2010-11 legislative cycle and, if adopted, become effective for summer 2011 voluntary workouts.

(3) Rationale. The cabinet noted that since this legislation was added for football, other sports have added summer workout opportunities for incoming prospective student-athletes but have not adopted similar legislation pertaining to strength and conditioning coaches. The cabinet believes similar standards should be in place for all sports, noting that current legislation does not require sports medicine staff attendance at the voluntary workouts in these other sports. However, if sports medicine staff members do attend, the cabinet believes that they should have the same authority that exists for football workouts. Finally, the cabinet believes this legislation empowers institutions to implement similar standards for conditioning workouts in all sports and believes that requiring the strength and conditioning professionals to be CPR and First Aid certified provides an appropriate baseline for emergency response.

(4) Estimated Budget Impact. None.

(5) Student-Athlete Impact. Student-athlete health and safety would be enhanced.

4. Other Legislative Informational Items.

a. Proposal No. 2009-36 – Recruiting – Evaluations – Nonscholastic Evaluations During Academic Year – National Standardized Testing Weekends – Women's Basketball. Based on a recommendation from the Women's Basketball Issues Committee, the cabinet withdrew Proposal No. 2009-36, which, in women's basketball, would have specified that evaluations at nonscholastic events during the academic year evaluation period shall not occur on any weekend (including Friday, Saturday and Sunday) during which the PSAT, SAT, PLAN or ACT national standardized tests are administered. The cabinet noted that the Women's Basketball Issues Committee and the Women's Basketball Coaches

Association would like more time to discuss the impact of this proposed change on the recruiting calendar.

b. **Exception to Bylaw 16.8.1.3-(c) for sports with multiple tryout events.** Based on a recommendation from the Olympic Sports Liaison Committee, the cabinet referred to the Olympic Sports Liaison Committee a recommendation from the NCAA Men's and Women's Fencing Committee requesting an exception to Bylaw 16.8.1.3-(c) because the national team tryouts in fencing include multiple tryout events. The cabinet noted that other sports include multiple tryout events for national team selection and the Olympic Sports Liaison Committee has been asked by those sports to review the issue.

5. **2010-11 and 2011-12 Budget Items**. The cabinet discussed numerous budget requests and agreed to support the Division I initiatives listed in priority order below. It was noted that there is very little separation between the initiatives. Immediately following the list of supported Division I initiatives is a list of initiatives that will be funded internally from a championships officiating account.

New Division I initiatives.

a. **NCAA Division I Men's and Women's Swimming and Diving Committee.**

- Budget increase for video replay.

(1) Recommendation. The Men's and Women's Swimming and Diving Committee approved the use of video replay to be instituted during the season, as well as in championships competition. Video replay may be used at the meet at the Men's and Women's Swimming and Diving Committee's discretion (in consultation with the meet referee), provided it was previously set up for that purpose, aligned with a direct side view of the exchange end and maintain a speed of at least 25 frames/second (.04s). Video of this speed allows for two frames in each direction of what should have been 0.0, allowing for sufficient evidence to be indisputable and clear.

(2) Rationale. Timing and judging systems are mechanical and thus prone to periodic failure. The relay takeoff judging uses two mechanical devices to compare times, one on the top of the starting block and the finish pad at the end of the course. The current rules

have provision for making timing adjustments when the finish pad fails to record a time, but make no provision when the pad failure occurs as a part of a relay exchange. With the current rules there is no provision to deal with equipment malfunction in the interval +0.09 seconds to -0.09 seconds. This rule, proposed to protect the student-athletes, provides for a means to determine whether an equipment malfunction has occurred and a high standard for overturning the decision of the equipment.

(3) Estimated Budget Impact. The costs to tie this system into the timing system used at the national championships would potentially be $5,000 for the men's championships budget and $5,000 for the women's championships budget.

(4) Student-Athlete Impact. This initiative promoted fair competition. If the referees perceive that an erroneous call was made due to equipment failure, he or she can review the action and make a judgment based on the video evidence.

b. Men's and Women's Track and Field Committee.

- Electronic verification of results.

(1) Recommendation. That electronic verification of results be implemented for the indoor and outdoor track and field championships, effective with the 2011 championships.

(2) Rationale. Verification equipment will give referees the resources to officiate more effectively in the field events thereby protecting the integrity of the competition. Video review is permissible per NCAA track and field rules and has already been incorporated into the championships for running events. The Men's and Women's Track and Field Committee also looks to the precedent set by the national governing body for the sport, USA Track & Field, which has incorporated such equipment into standard meet operations for open events, including the 2008 U.S. Olympic Team Track and Field trials.

(3) Estimated Budget Impact. $14,500. This figure is an estimate based on an annual cost of $5,500 for the indoor championships and $9,000 for the outdoor championships.

(4) Student-Athlete Impact. The equipment will enhance the championship experience for the student-athletes by enabling referees to make informed officiating decisions.

c. NCAA Division I Men's and Women's Tennis Committee.

- Stipend increase for first- and second-round hosts.

(1) Recommendation. That the stipends for the first- and second-round hosts be increased by the amounts indicated below, effective with the 2011 championships.

Single gender sites – from $4,500 to $5,000.

Dual gender sites – from $8,000 to $9,000.

(2) Rationale. The current first- and second-round host stipends have been in place since 2004. During the past six years, the expenses incurred by the hosting institutions have increased as expectations to enhance the championships experience for the participating student-athletes have risen. The hosts stipends are intended to be used to off-set expenses incurred for securing the required officials (six chair officials and one head referee) for the competition, NCAA site representative travel expenses, and the hospitality area for coaches and student-athletes. The modest stipend increase seems appropriate given the length of time since the stipend was first set, coupled with rising costs to the hosting institutions to provide the basic championships requirements.

(3) Estimated Budget Impact. $16,000.

(4) Student-Athlete Impact. The cabinet believes that the requested increase along with the elimination of the requirement of the hosts to provide a student-athlete banquet and/or reception will help maintain the current experience of the participating student-athletes at first- and second-round sites.

d. NCAA Division I Men's Golf Committee.

- Regional stipend.

(1) Recommendation. That the stipend provided to regional hosts be increased from $16,667 to $20,000 effective with the 2011 regionals.

(2) Rationale. The cabinet believes that the additional stipend will allow the host to enhance the championship experience without creating an undue financial burden on the host. This year several hosts had to use their own money to offset some expenses incurred while operating the regionals.

(3) Estimated Budget Impact. $20,000.

(4) Student-Athlete Impact. The additional dollars will be used to enhance the student-athlete experience at the regional sites.

e. Men's and Women's Track and Field Committee.

- Timing group for outdoor track and field preliminary rounds.

(1) Recommendation. That the Men's and Women's Track and Field Committee select the timing groups for the regionals and that the host sites be reimbursed for the groups' expenses.

(2) Rationale. The timing group is the foundation of meet operations and serves as the steward of data critical to the conduct of track and field. Furthermore, it is a critical labor-intensive and equipment-intensive component of the meet. The cabinet believes that a common timing group at the two championship sites will provide the consistency and expertise necessary to conduct an efficient and accurate meet that upholds the integrity of the sport. Currently, the Men's and Women's Track and Field Committee leaves the decision of the timing group to the host institutions as the host is responsible for the expense. The level of expertise and familiarity with NCAA policies and procedures established by the Men's and Women's Track and Field Committee varies widely across the timers hired by the hosts. In addition to establishing consistency across the two championships sites, this proposal offers significant budget relief to the hosts which, in turn, will generate greater hosting interest.

(3) Estimated Budget Impact. $45,000. This estimate is the combined expense for two preliminary round sites held over the course of three days. The going rate for a timing group at an outdoor track and field meet is approximately $7,500 per day of competition.

(4) Student-Athlete Impact. None.

f. Men's and Women's Fencing Committee.

- Regional host stipend increase.

(1) Recommendation. That the regional host stipend increase from $3,500 to $7,000, effective for the 2011 championships.

(2) Rationale. Currently, hosts charge institutions a fee per-student athlete entry to help pay the costs for hosting a large regional event. The current stipend is not enough to pay the officials for the larger regional events. Increasing the stipend will alleviate the financial burden on the host institution so, in turn, they will not have to charge as much (or possibly anything) for entry fees.

(3) Estimated Budget Impact. $14,000 ($3,500 each for four regional sites).

(4) Student-Athlete Impact. None.

g. NCAA Women's Softball Rules Committee.

- Enhanced softball bat compliance testing.

(1) Recommendation. That the funds be allocated to support the enhancement of softball bat-compliance testing and additional bat testing.

(2) Rationale. Securing bats from teams as they are eliminated from any round of 2010 postseason competition creates a wider base for post-competition compliance testing. Addition of barrel-compression testing before the 2010 postseason competition, and the continuation of post-competition lab tests, will provide assurance that barrel compression testing is valid and will lead to compliance efforts in the regular season beginning in 2011. After

applicable notification to the membership in general, and further notification specifically to teams that had bats that exceeded the standard in the first three years of testing, implementation of penalties for noncompliance will help ensure competitive equity and student-athlete safety and welfare.

(3) Estimated Budget Impact. $81,250. Current budget of $30,000 would be reallocated to cover any possible increased expanded testing costs before the next budget cycle in 2010-11.

(a) $45,000 to test 60 additional bats ($500-$750 each), which would include a bat from half of all teams across all three divisions in postseason competition.

(b) $2,250 for shipping expenses.

(c) $9,000 to purchase 12 barrel compression testing machines.

(d) $20,000 additional travel expenses.

(e) $5,000 Equipment Consultant stipend effective September 2011.

[Note: It is anticipated that this initiative would be covered by Association-wide funds.]

(4) Student-Athlete Impact. Student-athletes who own a bat secured for lab testing would receive a replacement bat or reimbursement following test results. If the results showed the bat exceeds the standard, the bat may not be returned, replaced or reimbursed.

h. NCAA Men's Gymnastics Committee.

- Increase Travel Party Size.

(1) Recommendation. Increase the squad size travel party from 12 to 15.

(2) Rationale. Men's gymnastics is a sport decreasing in sponsorship. Providing three additional spots on the travel party would create more opportunities for student-athletes to potentially compete in

NCAA competitions, specifically the national qualifier and the national championships. The average gymnastics team has 16.9 student-athletes. Only 17 institutions in the country remain that sponsor men's gymnastics. There are fewer opportunities for men to participate and compete in NCAA gymnastics. Increasing the squad size will create opportunities for gymnasts to join one of the existing NCAA programs and be provided with chances to compete. If more student-athletes are able to compete at the national championship, it can potentially increase the visibility and promotion of the sport. Allowing an increase in squad size opens competition opportunities to those who would not have that opportunity if there were numerous other institutions that sponsored men's gymnastics. In addition, many student-athletes are specializing in one event. By increasing the squad size, a team can bring more specialists in a specific apparatus, which can contribute to the quality of the event and competition.

(3) Estimated Budget Impact. There would be no direct budgetary impact for the 2009-2010 year. Beginning with the next budget cycle, the budget for this initiative would be $18,000. Institutions would have to cover the financial expenses associated with per diem and hotel expense for the three additional student-athletes during the 2009-10 year.

(4) Student-Athlete Impact. None.

i. NCAA Women's Rowing Committee.

- Mandate of administrator at the NCAA championship administration meeting/increase in travel party size.

(1) Recommendation. That an administrator from each team be required to attend the administration meeting at the NCAA championships. Further, that the travel party increase from 31 to 32.

(2) Rationale. The cabinet previously approved rowing to be treated as a team sport at its September 2007 meeting, and it took effect for the first time this past season with 16 full teams at the 2009 championship. Currently, every team sport mandates that an administrator is on site at the administration meeting that is held at

the national championship. Rowing is the only championship that does not have this requirement. Currently, the travel party size of 31 allows teams to bring 25 student-athletes, four coaches, team boatman/rigger and SID or trainer. It would be very difficult to have an administrator added to the 31-person travel party due to the other people that are essential to the team. The Women's Rowing Committee feels that during these economic times that it would be unfair to ask for an administrator to be mandated at the meeting without the increase in travel party. As in other championships, the Women's Rowing Committee would like for the administrator to be someone that does not have SID or athletic training responsibilities to be free to handle any administrative situations that come up during the championships.

(3) Estimated Budget Impact. $18,000.

(4) Student-Athlete Impact. This would make sure an administrator from each institution is on site to support the student-athletes.

j. NCAA Division I Baseball Committee.

- Umpire improvement program.

(1) Recommendation. Provide resources to support the baseball umpire improvement program to increase the amount of in-season evaluations of umpires.

(2) Rationale. As the baseball championship continues to improve and grow, it is important that the level of officiating similarly improve. Increasing the amount of frequency of in-season evaluations by the national coordinator and regional advisors will provide for a better assessment of Division I umpires and better ensure that the best umpires work the championship each year.

(3) Estimated Budget Impact. $4,000.

(4) Student-Athlete Impact. None.

k. Women's Bowling Committee.

- Women's Bowling Committee Composition.

(1) Recommendation. That the Women's Bowling Committee consists of six members and an additional member who shall be a nonvoting secretary-rules editor (SRE).

(2) Rationale. The current legislation governing the composition of the Women's Bowling Committee mandates that the Women's Bowling Committee have six members, including one member who shall serve as the SRE. The SRE was included in the Women's Bowling Committee composition initially because a member of the Women's Bowling Committee at the time the SRE position was created was designated to serve in that role. That individual was selected as a Women's Bowling Committee member initially and then as the SRE due to his extensive knowledge of the sport and his familiarity with the rules of other bowling entities as the Women's Bowling Committee developed playing rules and policies. The expertise of the SRE continues to be a valuable resource to the Women's Bowling Committee, and the Women's Bowling Committee strongly supports the SRE's continued attendance at the annual Women's Bowling Committee meeting and at the championship. However, as the number of institutions sponsoring women's bowling continues to grow, a larger pool of administrators and coaches from which to draw Women's Bowling Committee members is available. With only five Women's Bowling Committee positions available due to one position being allocated to the SRE, it is sometimes challenging to meet the legislated divisional requirements for the composition of the Women's Bowling Committee, and an additional Women's Bowling Committee position will provide more opportunity for diverse representation on the Women's Bowling Committee.

(3) Estimated Budget Impact. $3,065. [Note: It will be requested that the Association-wide committee budget cover this allocation.]

Meeting	Transportation Costs	Per Diem Days	Per Diem Rate	Hotel Nights	Hotel Rate	Total Cost
Annual	$600	3	$75	2	$170	1,165
Champ	$600	6	$75	5	$170	$1,900
						$3,065

(4) Student-Athlete Impact. None.

l. NCAA Women's Gymnastics Committee.

- Secretary-rules editor (SRE).

  (1) Recommendation. That funding for the position for a women's gymnastics SRE be made available, effective with the 2010-11 season.

  (2) Rationale. NCAA women's gymnastics currently follows Junior Olympic (JO) Women's Code of Points Requirements (Level 10), with approximately nine pages of NCAA rules modifications. Currently, the Women's Gymnastics Committee chair, along with input from a women's gymnastics judge, provides rules interpretations throughout the year. Creating a SRE will eliminate the need of having a current Women's Gymnastics Committee member serve in this role. This person would also attend the coaches' association and annual Women's Gymnastics Committee meetings as needed.

  (3) Estimated Budget Impact. $5,200.

  (4) Student-Athlete Impact. Rules would be interpreted consistently throughout the country, which stresses the importance of safety, equity and quality experience for the participants.

m. Officiating allocations.

- The following initiatives will be funded from an internal championships account.]

  (1) Men's Baseball Committee – Championship Fees for Umpires - $30,969;

  (2) Women's Gymnastics Committee – Judges Fees - $8,150;

  (3) Men's Ice Hockey Committee – Frozen Four Officials - $5,175;

  (4) Women's Ice Hockey Committee – Officials fees - $2,400;

  (5) NCAA Division I Men's Lacrosse Committee – Umpire fees - $4900;

(6) NCAA Division I Women's Lacrosse Committee– Officials fees - $1,100;

(7) Men's Golf Committee– Stipend for Regional Head Rules Official - $3,000;

(8) NCAA Division I Women's Softball – Umpire fees - $26,150;

(9) Men's and Women's Track and Field– Fees for key officials - $13,440; and

(10) Men's and Women's Track and Field – Cross Country Officials - $1,150

3. Approval of Report from June 25, 2009, Championships/Sports Management Cabinet Teleconference. The report from the cabinet's June 25, 2009, teleconference was approved as previously distributed.

4. Report of the NCAA Division I Championships/Sports Management Cabinet Administrative Committee. On behalf of the full cabinet, the Administrative Committee took the following action:

a. Strategic fiscal planning. It was noted that over the next several months each sports committee will be asked to develop financial plans that prepare for either budget growth or budget reduction as a component of responsible fiscal planning. Sports committees will have an opportunity to engage in this planning exercise at their summer in-person meetings and report the results of those planning efforts for the cabinet's review at its summer or fall 2010 meetings.

b. National and regional coordinators for officials. The Administrative Committee approved the request from the NCAA Division I Men's and Women's Soccer Committees to establish the positions of national assignor and regional coordinators for officials for the sport of soccer. It was noted that creating these officiating positions would streamline the officiating process and provide for greater consistency, accountability and quality control. Additionally, it was further noted that the positions would provide an opportunity to develop national educational strategies for officials throughout the country, assist in the recruitment of new officials and build upon the relationship with the National Intercollegiate Soccer Officials Association (NISOA). Funding for the positions will be achieved through budget neutral management.

c. **Bylaw 31.1.11 (Failure to Adhere to Policies and Procedures).** The Administrative Committee agreed to recommend that noncontroversial legislation be adopted to increase the maximum fine that may be imposed (without prior cabinet approval) against an institution for failure to adhere to published administrative procedures (see legislative action Item No. 1a).

d. **Endangered and emerging sports.** It was noted that the cabinet will discuss issues related to endangered and emerging sports at its February 2010 meeting.

5. **Championships/Sports Management Cabinet Policies and Procedures.** The cabinet appendixes have been reorganized, old appendix J, "Excerpted Legislation Governing Division I Cabinets and Committees" has been removed and the following four appendixes have been added: App C, DI Governance Structure; App I, DI Participation and Sponsorship Ratios Sheets; App N, Budget Timeline; App O, DI Academic Performance Program.

6. **NCAA.com Redesign.** The cabinet received a presentation from NCAA staff on the re-designed championships Web site. It was note that the previous websites tried to be all things to all people and that the new Web site would re-focus on NCAA championships. Coverage on regular season competition will continue but will be designed to build up to the championships.

7. **Officiating Web Site.** NCAA staff provided an update on the development of Web sites designed to expand and enhance the NCAA's officiating improvement efforts. It was reported that the NCAA acquired majority ownerships in Arbiter and Excel Sports Officiating which will assist the NCAA in providing education, training, and information to all officials. The first set of Web sites will be developed for baseball, basketball, football, soccer and softball.

8. **Bylaws 17 and 31 Review.** The cabinet engaged in a review of Bylaws 17 and 31 and identified areas for possible cost reduction. The cabinet directed NCAA staff to develop a document containing the identified concepts and agreed to take formal positions on the concepts at the cabinet's February 2010 meeting.

9. **Travel Safety Review.** The cabinet heard a report with respect to travel safety and championships. It was noted that the NCAA Travel and Risk Management group in

conjunction with its agent, Short's Travel, conducts an annual review of the air travel providers used for championships travel, and that the process is one of serious consideration of a variety of performance data. The publication *Safety in Student Transportation*, which the NCAA co-sponsored, was referenced as a resource available to all membership institutions and conferences with best practices regarding many aspects of transportation, including ground transportation—a mode where decision-making is exclusively within the domain of the membership institutions engaged in such travel. It was noted that recent history shows relatively few air or ground incidents in connection with championships travel, especially considering the large numbers of student-athletes, travel parties and miles traveled.

10. **Bid Cycle Update.** NCAA staff presented an overview of the improved championships bid/site selection process. In pursuit of the goals of delivering the student-athlete experience and the efficient use of resources, an emphasis is emerging as to the strategic importance of site selection. The two primary objectives of the new bid cycle are: (1) to increase the awareness of prospective hosts for timely bid submissions thereby increasing the number of bid alternatives to consider across all championships; and (2) to evaluate and present recommended bids for award and approval in a comprehensive, integrated timeframe rather than current practice of one or two at a time, continuously. The cabinet was apprised of the promotional plan to "get the word out" to key stakeholders through a series of targeted communications and news articles. Bids for most sports (not including men's and women's basketball, football or baseball) are to be posted in December 2009 for the 2011-12 and 2012-13 academic cycle, along with 2012-13 and 2013-14 for wrestling, softball, women's volleyball, men's lacrosse, and men's ice hockey.

11. **Performance Standards Year-End Results/Observations.** The NCAA staff presented information concerning the performance standards measurement process which was reviewed in February 2009. Championships have been surveyed during the 2008-09 academic year, with results measured and averaged to determine both areas of strength and those that need improvement with respect to core deliverables included in each championship. NCAA staff reviewed the results (which generally accomplished or exceeded goals) and shared areas where the process of gathering data can be improved during the next championship cycle. It was also noted that through this process best practices can be shared among championships thereby strengthening all.

12. **Sports Wagering**. The cabinet reviewed the recently adopted policy (August 6, 2009) by the NCAA Executive Committee pertaining to legalized sports wagering and the location of championship competition which now states: "No predetermined or non-

predetermined session of an NCAA championship may be conducted in a state with legal wagering that is based on single-game betting on the outcome of any event (i.e., high school, college or professional) in a sport in which the NCAA conducts a championship."

13. **Championships Travel**. The cabinet approved a continuation of the 400 mile fly/drive (150 ground) threshold for all sports (350 miles for men's and women's basketball).

In addition, the NCAA championships staff presented an update on continued monitoring and management of championships travel through the 2008-09 championships season. The actual results were encouraging when compared with the previous year, with an overall Division I reduction of $5.7 million or almost 20 percent.

It was noted that several items contributed to the savings, including the increased fly/drive mileage threshold, the baggage reimbursement limitation, and the availability and usage of the travel mileage calculation software as a tool during bracketing and selections. A forecast for the 2009-10 year was presented, with a hope that this past year's performance will stabilize and slow the growing escalation of travel costs for championships.

14. **SLOT Exercise.** At the request of NCAA staff, the cabinet agreed to participate in an analysis of championships strengths, limitations, opportunities and threats. Using a NCAA staff developed instrument to gather feedback, cabinet members agreed to provide feedback from both the institutional and conference levels by January 2010.

15. **Reports of Sports and Sport Issues Committees.**

a. **Men's Baseball Committee.**

- Championship Squad Size Increase. The cabinet agreed to increase the squad size for the championship from 25 to 27. The official travel party size would remain at 35.

b. **NCAA Division I Women's Basketball Committee.**

(1) Women's Final Four Travel Party Size. The cabinet did not approve a recommendation to reduce the size of the travel party for the NCAA Women's Final Four from 100 to 85. The cabinet commended the Women's Basketball Committee for identifying cost reductions but did not

feel comfortable taking such action independent of any action taken related to the travel party for men's basketball.

(2) Preliminary Round Host Travel Party Size. The cabinet did not approve a recommendation that would have reduced the travel party size for the host institution's team (if selected to the tournament field) in the first and second rounds from 52 to 32.

(3) Championship Mileage Threshold. The cabinet did not approve a recommendation to increase the travel party mileage threshold for the women's championship be increased from 350 to 400.

c. Women's Bowling Committee.

(1) Format change for qualifying rounds. The cabinet approved a recommendation specifying that the qualifying rounds at the championship will consist of round robin play in which each team will bowl one game against each of the other seven teams and that seeding for championship competition will be based on the teams' won-lost record during qualifying rounds.

(2) Selection criteria related to regular-season nonconference tournaments. The cabinet approved a change in the committee's selection criteria such that the daily formats for regular-season nonconference tournaments be consistent based on the number of days of competition. Specifically, one-day tournaments using Baker format (either match play or total pinfall); two-day tournaments using five-person team matches the first day and Baker format (match play) the second day; and three-day tournaments using Baker format the first day (total pinfall), five-person team matches the second day and Baker format (match play) the third day will be considered for selection purposes.

d. Men's and Women's Fencing Committee.

(1) Selection criteria – minimum number of bouts. The cabinet agreed to decrease the minimum number of bouts to be eligible for the championship from 21 to 18, effective with the 2010 championships.

(2) Selection criteria – 50 percent requirement. The cabinet agreed to eliminate the requirement that a student-athlete be required to participate in

50 percent of an institution's dual meets to be eligible for the championship, effective with the 2010 championship.

(3) Regional qualification requirement – win-loss requirement. The cabinet approved a recommendation that 20 percent be the required minimum win-loss percentage in scheduled dual meets in the same weapon to qualify to compete in a regional tournament, effective with the 2010 championships.

(4) Championships awards structure – change in format. The cabinet discussed but did not approve a change to the championship's award format. The change would have been to award only first place to the combined team winner and first through fourth place for each gender.

e. NCAA Division I Field Hockey Committee.

- Inclement weather policy. The cabinet approved a modification to the inclement weather policy such that in the event play is suspended during NCAA championship competition and all efforts have been exhausted, the Field Hockey Committee shall determine the advancing team as follows:

  If less than 35 minutes have been played the game must be completed within 24 hours. If the game cannot be completed within 24 hours, the advancing team is determined using current selection criteria. If more than 35 minutes have been played, the leading team shall advance. If at least 35 minutes have been completed when play is suspended, and the score is tied, the team that advances is determined based on the selection process currently in place.

  In addition, the above policy shall be applied to play-in games that cannot be completed before the selection of teams to the championship.

f. NCAA Division I Women's Golf Committee.

- The cabinet granted an exception to the six core member requirement allowing the Big West Conference to be eligible to receive automatic qualification into the 2010 championship. It was noted that the Big West previously had six members and previously used the two-year grace period to retain its eligibility for automatic qualification. The cabinet did not approve a request by the Metro Atlantic Athletic Conference to waive the two-year continuity of membership requirement noting that the waiver was not supported by the Women's Golf Committee and that the relevant legislation specifically prohibits waivers of the two-year period.

g. Men's Gymnastics Committee.

- The cabinet approved an increase in the official travel party from 12 to 15 (see Information Items No. 5h). It was noted that the funding for the increase would not be available until 2010; however, institutions would be permitted to pay expenses (but not be reimbursed) for the additional three competitors for the 2009 championship.

h. Women's Gymnastics Committee.

(1) Date formula. The cabinet approved a modification to the date formula as follows: Regional's shall be conducted the first Saturday of April, with nationals moving to a Friday-Saturday-Sunday format the third weekend of April, effective with the 2011 championships.

Friday, April 15, 2011
Semifinal 1 – noon
Semifinal 2 – 6 p.m.

Saturday, April 16, 2011
National Championship – between noon and 3 p.m.

Sunday, April 17, 2011
Individual Event Finals – between noon and 2 p.m.

(2) Assignment of teams to regionals. The cabinet approved a recommendation that for regional's, teams 19-36 be assigned to a site based on geographic proximity rather than remain in region or be moved to the next closest region, effective with the 2010 championship.

(3) Championships format. The cabinet approved a modification of the national championship format such that the top two teams (rather than three) advance from each preliminary session. As a result, four teams will compete in the national championship, effective with the 2011 championship. In addition, the cabinet discussed a recommendation that all six scores count toward the team total for NCAA regional and national competition. The cabinet referred this issue back to the Women's Gymnastics Committee to ensure that this recommendation reflects the positions of gymnastics coaches.

(4) Judges. The cabinet agreed to permit the Women's Gymnastics Committee to select six judges, one from each region and assign them to

regional sites. All remaining judges will be selected and assigned based on geographic proximity. It was noted that this modification would save the Association approximately $10,000.

i. Men's Ice Hockey Committee.

- The cabinet approved a waiver of the six institution requirement for College Hockey America, noting that ice hockey falls under the provision that in a sport with less than 30 percent sponsorship a conference with less than the six required schools is eligible for such a waiver. The waiver was endorsed by the Men's Ice Hockey Committee.

j. Women's Ice Hockey Committee.

- Per the request of the Women's Ice Hockey Committee, the cabinet discussed a possible waiver of the automatic qualification standards for College Hockey America. The cabinet confirmed its belief that waivers should not be granted for conferences that never met the standards (versus a conference that once met the standards but subsequently fell below). The cabinet did express sympathy for conferences in sports that are struggling to remain viable and agreed to provide feedback to the Leadership Council during its review of membership standards.

k. Women's Lacrosse Committee.

- The cabinet approved a modification effective with the 2010 championship such that hosts will have the ability to host first rounds on Saturday (in addition to the current format of Sunday) and the quarterfinals on Sunday (in addition to the current format of Saturday).

l. Women's Rowing Committee.

(1) Automatic qualification. The cabinet agreed to permit the Women's Rowing Committee to grant automatic qualification into the championship beginning with the 2011 championship. The cabinet directed the Women's Rowing Committee to provide a plan for providing automatic qualification when eligible conferences exceed 50 percent of the bracket.

(2) Individual awards. The cabinet approved a recommendation from the Women's Rowing Committee that no individual awards be given at the championship. It was noted that this change will result in a savings of approximately $3500.

(3) The cabinet approved a recommendation that the selection criteria of "results versus regionally ranked teams" be changed to two separate criteria which would be "results versus ranked teams in other regions" and "results versus regionally ranked teams in own region."

m. NCAA Men's and Women's Skiing Committee.

- The cabinet approved an adjustment to the regional allocation formula such that the maximum number of slots a region may receive is three times the number of schools that sponsor the sport minus one.

n. Men's Soccer Committee.

(1) Date Formula. The cabinet approved an adjustment to the date formula such that the first rounds will be conducted on the Thursday after selections, the second rounds will be conducted on the Sunday three weeks prior to the finals, the third rounds will be conducted on the Sunday two weeks prior to the finals, the quarterfinals will be conducted on the Friday, Saturday or Sunday one week preceding the finals and the College Cup will be conducted the second weekend in December (Thursday-Saturday or Friday-Sunday). It was noted that this change would be cost neutral and, therefore, would not have a budgetary impact.

(2) Inclement weather – alternate sites. The cabinet agreed to modify the Men's Soccer Committee's inclement weather policy as follows:

For preliminary-round sites, a team in the top 16 will automatically be selected as hosts, unless the institution did not submit a bid to host. If a game involves two seeded teams, the higher seed will host, unless the institution did not submit a bid to host.

If the field is unplayable, the host will have the opportunity to find a suitable alternate site. The criteria for an alternate site would be for the field to have a minimum dimension of 70x110 yards, and the field must be deemed playable by the games committee and approved by the Men's Soccer Committee.

o. Women's Softball Committee.

- The cabinet did not approve a recommendation that the minimum guarantee be increased from $5,000 to $7,500 and from $7,500 to $10,000 for super regionals.

p. Men's and Women's Swimming and Diving Committee.

- The cabinet approved the Men's and Women's Swimming and Diving Committee's recommended zone diving zone realignments.

q. Men's and Women's Tennis Committee.

(1) America East Conference waiver. The cabinet approved a request to grant the America East a waiver of the six "core member" requirement which will enable the conference to be eligible for automatic qualification into the 2010 championship. It was noted that the conference previously met the six core member requirement.

(2) Big West Conference waiver. The cabinet approved a request to grant the Big West a waiver of the six "core member" requirement which will enable the conference to be eligible for automatic qualification into the 2010 championship. It was noted that the conference previously met the six core member requirement.

(3) Change in hosting for top sixteen seeds. The cabinet discussed but did not approve a request that the Men's and Women's Tennis Committee be permitted to have the top sixteen seeds host first- and second-round competition regardless of their geographic location.

(4) Adjustment in bracketing principles. The cabinet did not approve a recommended adjustment that would have allowed the Men's and Women's Tennis Committee, when assigning teams to first- and second-round sites, to match teams seeded 1-8 with teams 25-32 and teams 9-16 with teams 17-24.

r. Men's and Women's Track and Field Committee.

(1) Preliminary rounds. The cabinet engaged in a lengthy discussion regarding track and field regionals. After reviewing and discussing significant feedback from the membership and the Men's and Women's Track and Field Committee, the cabinet agreed to maintain the current regional qualifying system and directed the Men's and Women's Track and Field Committee to review the current model and consider alternative models that will continue to provide appropriate access and accommodate as well as provide some deference to obvious qualifiers. In addition, the cabinet charged the Men's and Women's Track and Field Committee with developing a system that will mitigate the financial burden of a regional

qualifying system. The Men's and Women's Track and Field Committee should forward recommendations to the cabinet for review in September 2010. [Note: A motion to eliminate the regional qualifying system was defeated as was an initial motion to refer to the Men's and Women's Track and Field Committee the issue of whether to maintain or eliminate regionals.]

(2) Officials for Outdoor Track and Field Championships. The cabinet did not approve a recommendation that would have provided lodging and fees for 110 outdoor track and field officials. In addition, the cabinet did not approve a request to provide 90 indoor track and field officials with lodging and fees.

s. NCAA Men's Volleyball Committee.

- The cabinet approved a modification to the selection criteria to include "results vs. non-conference opponents."

t. NCAA Division I Wrestling Committee.

(1) Automatic qualification waiver for the Big 12 Conference. The cabinet granted the Big 12 Conference a waiver of the six core institution requirement to enable the conference to be eligible for automatic qualification into the 2010 championship.

(2) Bracketing Exception. The cabinet approved a modification that effective with the 2010 NCAA Division I Wrestling Championships, if a replacement is needed for the championships and it involves an unseeded wrestler, the brackets would not need to be redrawn to avoid a conference/regional match-up that may inadvertently occur in the first round. If the replacement is for a seeded wrestler, then the brackets would still be redrawn to avoid conference/regional match-ups in the first round.

16. Committee Chair Appointments. The cabinet took the following action related to committees:

a. Women's Bowling Committee.

- The cabinet appointed Frank Parisi, head women's bowling coach at New Jersey City University, as the Women's Bowling Committee chair effective immediately.

b. Men's and Women's Fencing Committee.

- The cabinet appointed Wendell Jack, director of athletics at California Institute of Technology, as the Men's and Women's Fencing Committee chair effective immediately.

c. Women's Rowing Committee.

- The cabinet appointed Marshall Foley as the Women's Rowing Committee chair effective immediately.

d. Softball Committee.

- The cabinet appointed Craig White, associate athletics director at the University of Georgia, as the Women's Rowing Committee chair effective immediately.

e. Men's and Women's Track and Field Committee.

- The cabinet appointed Holly Sheilley, assistant athletics director for student development and Olympic Championships at the University of Louisville, as the Men's and Women's Track and Field Committee chair effective immediately.

f. NCAA Women's Water Polo Committee.

- The cabinet appointed Andrew Schwartz, associate athletic director at Wagner College, as the Women's Water Polo Committee chair effective immediately.

17. Automatic Qualification. The cabinet awarded automatic qualification as follows:

a. Men's Baseball.

- The cabinet approved the following conferences for automatic qualification into the 2010 championship: America East Conference, Atlantic 10 Conference, Atlantic Coast Conference, Atlantic Sun Conference, Big 12 Conference, Big East Conference, Big South Conference, Big Ten Conference, Big West Conference, Colonial Athletic Association, Conference USA, Horizon League, Ivy Group, Metro Atlantic Athletic Conference, Mid-American Conference, Mid-Eastern Athletic Conference, Missouri Valley Conference, Mountain West Conference, Northeast

Conference, Ohio Valley Conference, Pacific-10 Conference, Southeastern Conference, Southern Conference, Southland Conference, Southwestern Athletic Conference, The Summit League, Sun Belt Conference, Patriot League, West Coast Conference and the Western Athletic Conference.

b. Women's Basketball.

- The cabinet approved the following conferences for automatic qualification into the 2010 championship: America East Conference, Atlantic Coast Conference, Atlantic Sun Conference, Atlantic 10 Conference, Big East Conference, Big Sky Conference, Big South Conference, Big Ten Conference, Big 12 Conference, Big West Conference, Colonial Athletic Association, Conference USA, Horizon League, Ivy Group, Metro Atlantic Athletic Conference, Mid-American Conference, Mid-Eastern Athletic Conference, Missouri Valley Conference, Mountain West Conference, Northeast Conference, Ohio Valley Conference, Pacific-10 Conference, Patriot League, Southeastern Conference, Southern Conference, Southland Conference, Southwestern Athletic Conference, The Summit League, Sun Belt Conference, West Coast Conference and Western Athletic Conference.

c. Men's Golf.

- The cabinet approved the following conferences for automatic qualification into the 2010 championship: Atlantic Coast Conference, Atlantic Sun Conference, Atlantic 10 Conference, Big East Conference, Big South Conference, Big Ten Conference, Big 12 Conference, Big West Conference, Colonial Athletic Association, Conference USA, Horizon League, Ivy Group, Metro Atlantic Athletic Conference, Mid-American Conference, Missouri Valley Conference, Mountain West Conference, Northeast Conference, Ohio Valley Conference, Pacific-10 Conference, Patriot League, Southeastern Conference, Southern Conference, Southland Conference, Southwestern Athletic Conference, The Summit League, Sun Belt Conference, West Coast Conference and Western Athletic Conference be granted automatic qualification for the 2010 championships.

d. Women's Golf.

- That the following conferences receive automatic qualification for the 2010 NCAA Division I Women's Golf Championships: Atlantic Coast Conference, Atlantic Sun Conference, Big East Conference, Big Sky

Conference, Big South Conference, Big Ten Conference, Big West Conference, Big 12 Conference, Colonial Athletic Association, Conference USA, Horizon Conference, Ivy Group, Mid-American Conference, Missouri Valley Conference, Mountain West Conference, Northeast Conference, Ohio Valley Conference, Pacific-10 Conference, Southeastern Conference, Southern Conference, Southland Conference, Southwestern Athletic Conference, The Summit League, Sun Belt Conference and the Western Athletic Conference."

e. Men's Ice Hockey.

- The cabinet approved the following conferences for automatic qualification into the 2010 championship: Atlantic Hockey Association, Central Collegiate Hockey Association, College Hockey America, ECAC Hockey League, Hockey East Association and the Western Collegiate Hockey Association.

f. Women's Ice Hockey.

- The cabinet approved the following conferences for automatic qualification into the 2010 championship: ECAC Hockey, Hockey East Association, and the Western Collegiate Hockey Association.

g. Men's Lacrosse.

- The cabinet approved the following conferences for automatic qualification into the 2010 championship: America East Conference, Colonial Athletic Association, Eastern College Athletic Conference, Ivy Group, Metro Atlantic Athletic Conference and the Patriot League.

h. Women's Lacrosse.

- The cabinet approved the following conferences for automatic qualification into the 2010 championship: America East Conference, Atlantic Coast Conference, Big East Conference, Colonial Athletic Association, Ivy Group and the Metro Atlantic Athletic Conference

i. Softball.

- The cabinet approved the following conferences for automatic qualification into the 2010 championship: America East Conference, Atlantic Coast Conference, Atlantic 10 Conference, Atlantic Sun

Conference, Big East Conference, Big South Conference, Big Ten Conference, Big 12 Conference, Big West Conference, Colonial Athletic Association, Conference USA, Horizon League, Ivy Group, Metro Atlantic Athletic Conference, Mid-American Conference, Mid-Eastern Athletic Conference, Missouri Valley Conference, Mountain West Conference, Northeast Conference, Ohio Valley Conference, Pacific Coast Softball Conference, Pacific-10 Conference, Patriot League, Southeastern Conference, Southern Conference, Southland Conference, Southwestern Athletic Conference, The Summit League, Sun Belt Conference and the Western Athletic Conference.

j. Men's and Women's Tennis.

(1) Men's Conferences: The cabinet approved the following conferences for automatic qualification into the 2010 championship: America East Conference, Atlantic Coast Conference, Atlantic Sun Conference, Atlantic 10 Conference, Big East Conference, Big Sky Conference, Big South Conference, Big Ten Conference, Big 12 Conference, Big West Conference, Colonial Athletic Association, Conference USA, Horizon League, Ivy Group, Metro Atlantic Athletic Conference, Mid-American Conference, Mid-Eastern Athletic Conference, Missouri Valley Conference, Mountain West Conference, Northeast Conference, Ohio Valley Conference, Pacific-10 Conference, Patriot League, Southeastern Conference, Southern Conference, Southland Conference, Southwestern Athletic Conference, The Summit League, Sun Belt Conference, West Coast Conference and Western Athletic Conference.

(2) Women's Conferences: The cabinet approved the following conferences for automatic qualification into the 2010 championship: America East Conference, Atlantic Coast Conference, Atlantic Sun Conference, Atlantic 10 Conference, Big East Conference, Big Sky Conference, Big South Conference, Big Ten Conference, Big 12 Conference, Big West Conference, Colonial Athletic Association, Conference USA, Horizon League, Ivy Group, Metro Atlantic Athletic Conference, Mid-American Conference, Mid-Eastern Athletic Conference, Missouri Valley Conference, Mountain West Conference, Northeast Conference, Ohio Valley Conference, Pacific-10 Conference, Patriot League, Southeastern Conference, Southern Conference, Southland Conference, Southwestern Athletic Conference, The Summit League, Sun Belt Conference, West Coast Conference and Western Athletic Conference.

k. Men's Volleyball.

- The cabinet approved the following conferences for automatic qualification for the 2010 championship: Eastern Intercollegiate Volleyball Association, Midwestern Intercollegiate Volleyball Association and the Mountain Pacific Sports Federation.

l. Women's Water Polo.

- The cabinet approved the following conferences for automatic qualification for the 2010 championship: Collegiate Water Polo Association (CWPA), Metro Atlantic Athletic Conference (MAAC), Mountain Pacific Sports Federation (MPSF), Southern California Intercollegiate Athletic Association (SCIAC), and the Western Water Polo Association (WWPA).

m. Men's Volleyball.

- The cabinet approved automatic qualification into the 2010 championship: the Eastern Intercollegiate Volleyball Association, Midwestern Intercollegiate Volleyball Association and the Mountain Pacific Sports Federation.

18. Site Selections.

a. Men's and Women's Swimming and Diving Committee. The cabinet approved the following site as host institution for the 2010 zone diving competitions: Zone D Texas A&M University, College Station.

b. Men's Basketball Committee. The cabinet approved the following sites for the 2011-13 Final Four.

(1) 2011 Championship.

- The 2011 Final Four will be played in Reliant Stadium in Houston, Texas.

Championship Dates, Rounds	City, State	Facility	Host(s)
March 15 Opening Round	Dayton, OH	UD Arena	University of Dayton
March 17/19 1st/2nd Rounds	Denver, CO	Pepsi Center	Mountain West Conference
March 17/19 1st/2nd Rounds	Tampa, FL	St. Pete Times Forum	University of South Florida
March 17/19 1st/2nd Rounds	Tucson, AZ	McKale Center	University of Arizona
March 17/19 1st/2nd Rounds	Washington, DC	Verizon Center	Georgetown University
March 18/20 1st/2nd Rounds	Charlotte, NC	Time Warner Cable Arena	University of North Carolina-Charlotte
March 18/20 1st/2nd Rounds	Chicago, IL	United Center	Big Ten Conference
March 18/20 1st/2nd Rounds	Cleveland, OH	Quicken Loans Arena	Cleveland State University
March 18/20 1st/2nd Rounds	Tulsa, OK	BOK Center	University of Tulsa
March 24/26 West Regional	Anaheim, CA	Honda Center	Big West Conference
March 24/26 Southeast Regional	New Orleans, LA	Louisiana Superdome	Tulane University
March 25/27 East Regional	Newark, NJ	Prudential Center	Seton Hall University
March 25/27 Southwest Regional	San Antonio, TX	Alamodome	University of Texas-San Antonio

(2) 2012 Championship.

- The 2012 Final Four will be played in the Louisiana Superdome in New Orleans, Louisiana.

Championship Dates, Rounds	City, State	Facility	Host(s)
March 13 Opening Round	Dayton, OH	UD Arena	University of Dayton
March 15/17 1st/2nd Rounds	Albuquerque, NM	The Pit	University of New Mexico
March 15/17 1st/2nd Rounds	Louisville, KY	Louisville Arena	University of Louisville
March 15/17 1st/2nd Rounds	Pittsburgh, PA	Consol Energy Center	Duquesne University
March 15/17 1st/2nd Rounds	Portland, OR	Rose Garden Arena	University of Oregon
March 16/18 1st/2nd Rounds	Columbus, OH	Nationwide Arena	Ohio State University
March 16/18 1st/2nd Rounds	Greensboro, NC	Greensboro Coliseum	Atlantic Coast Conference
March 16/18 1st/2nd Rounds	Nashville, TN	Sommet Center	Ohio Valley Conference
March 16/18 1st/2nd Rounds	Omaha, NE	Qwest Center	Creighton University
March 22/24 East Regional	Boston, MA	TD Garden	Boston College
March 22/24 West Regional	Phoenix, AZ	US Airways Center	Arizona State University
March 23/25 South Regional	Atlanta, GA	Georgia Dome	Georgia Institute of Technology
March 23/25 Midwest Regional	St. Louis, MO	Edward Jones Dome	St. Louis University

(3) 2013 Championship.

- The 2013 Final Four will be played in the Georgia Dome in Atlanta, Georgia.

Championship Dates, Rounds	City, State	Facility	Host(s)
March 19 Opening Round	Dayton, OH	UD Arena	University of Dayton
March 21/23 1st/2nd Rounds	Auburn Hills, MI	Palace of Auburn Hills	Oakland University
March 21/23 1st/2nd Rounds	Lexington, KY	Rupp Arena	University of Kentucky
March 21/23 1st/2nd Rounds	Salt Lake City, UT	Energy Solutions Arena	University of Utah
March 21/23 1st/2nd Rounds	San Jose, CA	HP Pavilion	West Coast Conference
March 22/24 1st/2nd Rounds	Austin, TX	Frank Erwin Center	University of Texas
March 22/24 1st/2nd Rounds	Dayton, OH	UD Arena	University of Dayton
March 22/24 1st/2nd Rounds	Kansas City, MO	Sprint Center	TBD
March 22/24 1st/2nd Rounds	Philadelphia, PA	Wachovia Center	Temple University
March 28/30 West Regional	Los Angeles, CA	Staples Center	Pepperdine University
March 28/30 East Regional	TBD	TBD	TBD
March 29/31 South Regional	Arlington/Dallas /Fort Worth, TX	Cowboys Stadium	Big 12 Conference
March 29/31 Midwest Regional	Indianapolis, IN	Lucas Oil Stadium	Butler University/ IUPUI/Horizon League

Committee Chair: Jeff Schemmel, San Diego State University
Staff Liaisons: Joni Comstock, Championships
Carol A. Reep, Championships
David W. Schnase, Academic and Membership Affairs

REPORT OF THE NATIONAL COLLEGIATE ATHLETIC ASSOCIATION DIVISION I ADMINISTRATION CABINET

The NCAA Division I Administration Cabinet submits this report from its June 30, 2009, in-person meeting in Indianapolis, Indiana.

KEY ITEMS.

1. **Annual Review/Advancement of Provisional/Reclassifying Members.** The cabinet reviewed the progress of all 18 institutions currently in the process of reclassifying their sports programs to Division I active status. Specifically, the group reviewed the annual reports and updated strategic plans for all reclassifying and provisional members and focused on whether such institutions were meeting all applicable legislative requirements and were responsive to feedback provided to the institution the previous year by the former Division I Management Council Membership Subcommittee. The cabinet agreed to recommend to the Leadership Council that Kennesaw State University, New Jersey Institute of Technology, North Florida University and Utah Valley University, all institutions in their final year of the reclassifying or provisional membership process, be elected to active Division I status. Further, the cabinet recommends to the Leadership Council that University of Central Arkansas [women's soccer and baseball], Florida Gulf Coast University [women's volleyball and baseball], Presbyterian University [softball and men's tennis], University of South Carolina, Upstate [softball and men's soccer] and Western Kentucky University [FCS to FBS] be elected to active Division I multidivisional membership status in the identified sports. Each institution is completing its final year of the multidivisional reclassification process in the applicable sport.

2. **Committee appointment process**. The cabinet is continuing to look for ways to enhance the committee appointment process and is focused on ensuring that all 31 multisport conferences are fairly represented in the appointment process and that the cabinet is well positioned to identify the best nominees for specific committee vacancies. Accordingly, the cabinet is recommending outreach to the multisport conferences, including a conference call between the cabinet chair and conference office personnel, to ensure the conferences have a thorough understanding of the appointment processes and support best practices.

3. **Division I governance assessment.** While the new Division I governance structure is still in its first year of operation, the cabinet, with the help of the NCAA research staff, is in the preliminary stages of seeking to develop an assessment plan to determine if the new structure is achieving its stated goals and objectives. Plans call for the assessment to include: roster tracking, test cases whereby policy issues are tracked through the governance process, exit surveys to those serving in the structure, interviews with those in leadership positions and yearly reports from staff liaisons.

4. **Cost- saving measures**. During its September meeting, the cabinet's first agenda item will be to conduct a review of NCAA bylaws that fall under its purview to seek to identify possible legislative changes that could ultimately result in cost savings for member institutions.

***ACTION ITEM*.**

1. **Legislative Items**.

- None.

2. **Nonlegislative Items.**

- Annual Review/Advancement of Provisional/Reclassifying Members. The cabinet reviewed the progress of all 18 institutions currently in the process of reclassifying their sports programs to Division I active status. Specifically, the group reviewed the annual reports and updated strategic plans for all reclassifying and provisional members and focused on whether such institutions were meeting all applicable legislative requirements and were responsive to feedback provided to the institution the previous year by the former Division I Management Council Membership Subcommittee. The cabinet agreed to recommend to the Leadership Council that Kennesaw State University, New Jersey Institute of Technology, North Florida University and Utah Valley University, all institutions in their final year of the reclassifying or provisional membership process, be elected to active Division I status. Further, the cabinet recommends to the Leadership Council that University of Central Arkansas [women's soccer and baseball], Florida Gulf Coast University [women's volleyball and baseball], Presbyterian University [softball and men's tennis], University of South Carolina, Upstate [softball and men's soccer] and Western Kentucky University [FCS to FBS] be elected to active Division I multidivisional membership status in the identified sports. Each institution is completing its final year of the multidivisional reclassification process in the applicable sport.

***INFORMATION ITEMS*.**

1. **Governance Updates.**

a. Reports of the Administration Cabinet. The cabinet received the report of the February 13 - 14, 2009, Administration Cabinet meeting and approved the interim actions of the Administrative Committee of the Administration Cabinet.

b. Governance Reports. In keeping with Division I's efforts to enhance the level of governance communication and develop a more coordinated governance agenda, the cabinet received status reports from the Communications and Coordination Committee, the Board of Directors, the Leadership Council, the Legislative Council and the Division I Student-Athlete Advisory Committee. [Note: During the discussion of governance reports, the cabinet again noted the importance of effective communication to the overall success of the new governance structure and the need for all materials to be available on the NCAA Website in a form that is not password protected. Members also suggested that all supplements be included in one PDF file for easier review by both cabinet members and the membership.]

2. Cost savings bylaw review. The cabinet was informed that the Division I Board of Directors asked the councils and cabinets to think creatively about possible changes to bylaws under its purview that could provide financial relief to member institutions. Given its jurisdiction, the Administration Cabinet members received a copy of bylaws pertaining to governance, committee selections and the membership process and were asked to review these bylaws with an eye towards suggesting possible legislative amendments that could result in cost savings. Once the supporting technology is in place, the members will be asked to share their thoughts and ideas over the course of this summer. Cabinet members were instructed to come to the September meeting prepared to further explore potential cost saving ideas as it was suggested that this item be the first topic discussed at that meeting.

3. Issues pertaining to Division I membership.

a. Update on the Leadership Council's discussions regarding membership issues. The cabinet received an update on the Leadership Council's efforts-to-date to develop new Division I membership standards and discuss how the cabinet could be of assistance to the Council's efforts. Based on its experience with the current membership process, the cabinet agreed to forward to the Leadership Council some common concerns identified among institutions currently moving through the reclassification or provisional membership process that may be of assistance to the Council as it continues its discussion of Division I membership requirements. Such concerns included: poor academic performance rates, the financial aid budget [sources of funding predominantly being student fees or institutional funds outside the athletics department], the role of conferences as gatekeepers, staffing responsibilities [a lack of full-time staff members, full-time staff members performing

multiple administrative tasks], compliance/monitoring rules violations, low attendance numbers [marketing strategies] and commitment to diversity.

b. Annual Review/Advancement of Provisional/Reclassifying Members – Review of Updated Strategic Plans and Annual Reports. The cabinet reviewed the progress of all 18 institutions currently in the process of reclassifying the sports programs to Division I active status. Specifically, the group reviewed the annual reports and updated strategic plans for all reclassifying and provisional members and focused on whether such institutions were meeting all applicable legislative requirements and were responsive to feedback provided to the institution the previous year by the former Division I Management Council Membership Subcommittee. The cabinet advanced the following institutions to the next year of the membership reclassification process**:**

(1) Provisional Membership [New members].

- Houston Baptist University – Year Two

(2) Reclassifying Membership [Division II to Division I].

- Year Four

  California State University, Bakersfield
  University of Central Arkansas

- Year Three

  Florida Gulf Coast University
  University of South Carolina, Upstate
  Presbyterian University

- Year Two

  Bryant University
  North Dakota University
  Seattle University
  South Dakota University
  Southern Illinois, Edwardsville University

(3) Multidivisional Membership [Division II to Division I in one men's and or one women's sport other than football and basketball].

- Year Two

  Bryant University [men's lacrosse and women's field hockey]
  Seattle University [men's and women's soccer]
  South Dakota University [men's and women's outdoor track and field]
  Southern Illinois, Edwardsville University [men's soccer and softball]

(4) Deferrals.

The cabinet deferred any decision to advance North Carolina Central University and Winston Salem State University until such time as it has the opportunity to review additional requested information.

c. Recommended modification to current practices regarding the reclassification or provisional membership process. Given the cabinet's concern about the quality of some of the strategic plans presented by transitioning members, the cabinet agreed that all future submissions of institutional updated strategic plans should be approved and signed by the institution's president or chancellor. Further, the cabinet approved a motion to direct the staff to provide to the Committee on Athletics Certification all cabinet feedback letters provided to each institution to assist the committee in addressing potential concerns related to any of the certification operating principles**.**

d. Waiver of Minimum Women's Sports Sponsorship Requirements – Bylaw 20.9.4.2-Virginia Military Institute. The cabinet used its authority pursuant to Bylaw 20.9.4.2 to approve a waiver of the minimum women sports sponsorship requirements for Virginia Military Institute for the 2009-10 academic year.

4. Committee Appointments.

a. Debrief from February meeting. The cabinet reviewed information compiled after its February meeting regarding the number of nominations and the distribution of appointments by conferences. The cabinet discussed the fact that while numbers cannot tell the whole story and it is too early in the process to draw any conclusions, the cabinet must continue to monitor the appointment process to ensure it is fair to all 31 multisport conferences. The cabinet further discussed the need to ensure all conferences have a thorough understanding of the nomination and committee selection processes so that the conferences put their best candidates forward for the current committee openings. The cabinet recommended that a conference call be arranged between the Administration Cabinet chair and the appropriate personnel from the conference offices to discuss the nomination and appointment processes and to share some suggested practices. The cabinet also recommended that at its

September meeting, each cabinet member be assigned one of the 10 conferences currently not represented on the cabinet with the idea of the assigned cabinet members becoming more familiar with the nominees of the non-represented conferences.

b. Review of nominating form. The cabinet again discussed the importance of ensuring that individuals interested in being appointed to committees are required to provide a specific statement explaining why their interests and qualifications make them well suited for the committee. The cabinet suggested renaming the current qualification section of the nomination form the "Statement of Interests and Qualifications." The cabinet also suggested moving that section earlier in the form and asked the staff to work with its computer programming support to remove the requirement that the multisport conferences must include information in that section prior to being able to forward the nomination form to interested candidates. The cabinet reiterated the point that it does not want to make the nomination process more labor intensive for the conferences, but it does want to ensure it is easier to identify the most qualified candidates for the committees.

c. Update on efforts to enhance the level of diversity serving in the governance structure. The cabinet was reminded that the issue of enhancing the gender, racial, ethnic and positional diversity within the governance structure is a priority for the leadership bodies in Division I and the cabinet should play a part in seeking to identify creative strategies to bring about improvement. The cabinet was additionally informed that the Faculty Athletic Representative community has expressed a keen interest in seeing the number of faculty serving throughout the whole of the Division I structure increased.

d. Committee nominations. The cabinet approved appointments to Division I and Association-wide committees. A list of the appointments and reappointments is attached. (Attachment) [Note: In making appointments, the cabinet modified its previous process to consider the complete slate of nominees as submitted from the conferences to ensure every legislatively qualified nominee was considered.]

5. Update and conversation regarding the development of a governance assessment tool. The cabinet received an update from the NCAA research staff regarding plans to conduct an assessment of the new Division I governance structure. As part of this update, the cabinet was informed that the assessment will involve a multitude of measures including: roster tracking, test cases whereby policy issues are tracked through the governance process, exit surveys, interviews with those in leadership positions and yearly reports from staff liaisons. During its September meeting, the cabinet will be provided an opportunity to

both discuss the timeline for the assessment process and provide supporting details regarding the development of the necessary surveys and interview scripts.

6. **Life and Work Balance Initiative.** The cabinet received an update on the NCAA's work-life balance initiative and learned more about the various resources available to help member institutions explore ways to develop more supportive environments. The cabinet was reminded that the NCAA Executive Committee asked each division to explore the development of additional policies and possible legislative changes that could enhance the overall level of balance. The cabinet members discussed the fact that while it is easy to conceptually support efforts to enhance work-life balance in a culture that focuses so much on competition, it is often difficult to see meaningful changes unless such changes are mandated. The cabinet began sharing preliminary ideas on the topic with the plan to have a more in-depth discussion during its September meeting.

Cabinet chair:	*Rob Halvaks, Big West Conference*
Cabinet liaisons:	*Beth DeBauche, governance*
	Steve Mallonee, academic and membership affairs
	Delise O'Meally, membership and governance
	Dave Schnase, academic and membership affairs
	Sharon Tufano, governance

REPORT OF THE NATIONAL COLLEGIATE ATHLETIC ASSOCIATION DIVISION I ADMINISTRATION CABINET

The NCAA Division I Administration Cabinet submits this report from its September 16, 2009, in-person meeting in Indianapolis, Indiana.

***KEY ITEMS*.**

1. **Cost savings bylaw review**. At the request of the Leadership Council, the cabinet engaged in a discussion of possible cost savings measures in legislative areas for which it has been assigned oversight responsibility. The group noted that any such measures ultimately identified and prioritized by the Leadership Council should be mindful of and consistent with the Association's core mission. The cabinet noted the need to balance priorities with cost expenditures.

2. **Committee Appointment Process.** The cabinet discussed the importance of providing the membership additional education regarding the Division I committee nomination and selection processes. The cabinet supported the staff's suggestion that developing a Web-based session may be the most effective way to thoroughly educate the membership and also identified several topics to be included in the presentation.

3. **Governance assessment tool**. The cabinet reviewed a draft of a preliminary tool designed to assess the 31-multisport conferences' knowledge of the goals and objectives behind the recent changes to the Division I governance structure. The group offered a number of helpful comments and approved sending the survey instrument to the conferences. The cabinet also identified a tentative course of action for conducting a broader assessment of the new governance structure.

***ACTION ITEMS*.**

1. **Legislative Items.**

   - None.

2. **Nonlegislative Items.**

   - None.

INFORMATION ITEMS.

1. Governance updates.

a. Report of the Administration Cabinet. The cabinet received the report of the June 30, 2009, Administration Cabinet meeting and approved the interim actions of the Administrative Committee of the Administration Cabinet.

b. Governance Reports. In keeping with Division I's efforts to enhance the level of governance communication and develop a more coordinated governance agenda, the cabinet received status reports from the Communications and Coordination Committee, the Board of Directors, and the Division I Student-Athlete Advisory Committee. [Note: During the discussion of governance reports, the cabinet reviewed Board identified priorities for this academic year.]

2. Cost savings bylaw review. At the request of the Leadership Council, the cabinet engaged in a discussion of possible cost savings measures in legislative areas for which it has been assigned oversight responsibility. The group noted that any such measures ultimately identified and prioritized by the Leadership Council should be mindful of and consistent with the Association's core mission. The cabinet noted the need to balance priorities with cost expenditures. The cabinet recommended that the Leadership Council sponsor a proposal to establish a process for casting override votes on legislative proposals that does not require an institution to be present at the NCAA Convention Division I Business Session. It noted that such a proposal not only would result in reduced costs, but would reflect a more accurate representation of the "one institution/one vote" principle. The cabinet also identified the following additional suggestions for consideration:

a. Conferences, cabinets and committees developing a legislative proposal should produce a "real time" [as opposed to varying or potential] cost impact as part of the proposal's budget implications.

b. Reduction in length of time for in-person cabinet/committee meetings [particularly those that involve student-athletes' missing class time].

c. The necessity for a "cultural shift" of the Division I philosophy in order to engage in successful deregulation efforts that result in cost savings.

3. Committee Appointments.

a. Discussion regarding ways to better educate the membership about the committee nomination process. The cabinet discussed the importance of providing the membership additional education regarding the Division I committee nomination and selection processes. The cabinet supported the staff's suggestion that developing a Web-based session may be the most effective way to thoroughly educate the membership. It suggested that in the Web-based session should include an overview or explanations of the following topics:

(1) The functionality of the NCAA committee nominating site.
(2) The process and timeline for committee appointments.
(3) Best practices for conferences in submitting the nominees, including a suggestion to pay special attention to committee qualifications.
(4) Cabinet selection priorities and policies.
(5) Macro issues impacting the committee appointment process.
(6) The need to present clear and complete nomination materials setting forth not only the nominee's qualifications but the factors that make the nominee appropriate for the committee.
(7) Issues that can impact consideration of a nominee's application in addition to the nominee's qualifications and the quality of the nomination materials.
(8) The politics surrounding the committee nomination process and suggestions regarding how best to appropriately address this concern, especially for those conferences that do not have a current seat on the cabinet.

b. Plans for February committee appointments. As the new Division I governance structure completed its first year anniversary, cabinet members offered their personal assessments of their work to-date. Most indicated the cabinet has made great strides in seeking to identify the most qualified individuals for committee positions. The group noted they hope to continue to make improvements to this process and agreed that at its February 2010 meeting, the cabinet would consider the entire slate of nominees rather than only those nominees whose names were forwarded by a cabinet member for consideration. The cabinet additionally talked at length about the best way to ensure that nominees from all 31 multisport conferences receive fair consideration in the process, regardless of whether their conference is currently represented on the cabinet. The group discussed the importance of "checking their conference affiliation at the door" during cabinet meetings and encouraged the staff

from the ten conferences not currently represented on the cabinet to contact cabinet members to share information regarding nominees.

c. Committee nominations. The cabinet approved appointments to Division I and Association-wide committees. A list of the appointments and reappointments is attached.

d. Request for term extension. The Administration Cabinet approved a one-year term extension for Drew Galbraith, associate director of athletics, Dartmouth College, chair of the Men's and Women's Skiing Committee. The Skiing Committee requested the extension due to ongoing discussions regarding restructuring of regional allocations and the difficulty in identifying eligible administrator nominees.

e. Length of student-athletes' terms on Division I committees once they have exhausted eligibility. The cabinet requested the Division I Men's Basketball Issues, Women's Basketball Issues and Football Issues Committees examine whether legislatively proscribed term should be established for student-athletes serving on those committees. Currently, the committees' composition does not include specific student-athlete representative term limits, yet rarely do student-athletes serve on those committees after the exhaustion of eligibility. [Note: A number of committees have specific legislative requirements that state a student-athlete may serve on a committee up to one year after completion of his or her intercollegiate athletics eligibility.]

4. Division I membership update.

a. Advancement of Reclassifying Member. The cabinet advanced North Carolina Central University to Year Three of the Division I membership reclassification process, effective immediately.

b. Waiver of Sports Sponsorship Requirements. The cabinet approved a waiver request pursuant to NCAA Bylaw 20.9.4.3.8.1 from Nicholls State regarding minimum contest requirements in the sport of women's cross country to permit the institution to use the sport to meet minimum sports sponsorship requirements for the 2008-09 academic year.

c. Feedback to the Leadership Council regarding membership issues. Based on its experience with the current process for monitoring the progress of institutions

reclassifying to Division I membership, the cabinet identified and agreed to forward the following concerns to the Leadership Council as it continues its discussion of Division I membership requirements.

(1) Poor academic performance rates.
(2) The financial aid budget. [sources of funding predominantly being student fees or institutional funds outside the athletics department]
(3) The role of conferences as gatekeepers.
(4) Staffing responsibilities. [a lack of full-time staff members, full-time staff members performing multiple tasks]
(5) Compliance/monitoring rules violations.
(6) Low attendance numbers/deficient marketing strategies.
(7) Commitment to diversity.
(8) Cabinet's oversight role in the reclassifying process.

5. Discussion regarding governance activities.

a. Update on efforts to develop a governance assessment tool. The cabinet reviewed a draft of a preliminary tool designed to assess the 31-multisport conferences' knowledge of the goals and objectives behind the recent changes to the Division I governance structure. The group offered a number of helpful comments and approved sending the survey instruments to the conferences. The cabinet also identified a tentative course of action for conducting a broader assessment of the new governance structure. This course of action includes:

(1) Sending a brief survey instrument similar to the one sent to the conferences to Division I institutions;
(2) Conducting interviews with chairs of the cabinets and councils;
(3) Conducting exit interviews with departing cabinet and council members;
(4) Surveying the Board as to its understanding of the goals and objectives for the new structure;
(5) Developing a more detailed survey for both conferences and member institutions about their level of satisfaction with the current governance structure.

b. Enhancing the level of diversity. The cabinet was informed that the Leadership Council at its October 6, 2009, meeting is expected to begin its work in earnest regarding ways to enhance the level of diversity serving at the Division I cabinet and council levels. The cabinet was provided a discussion document prepared to assist the Leadership Council and it discussed the complexity of the issues, especially given the role conferences play in the nomination process at the cabinet and council levels. The group was encouraged to provide any comments or suggestions regarding the discussion document to staff in advance of the Leadership Council meeting.

c. Division I programming at the 2010 NCAA Convention. The cabinet was informed of proposed topics for the NCAA Convention's Division I Issues Forum, scheduled for January 15, 2010. Cabinet members were requested to provide NCAA staff with feedback regarding the proposed topics and asked to provide NCAA staff with ideas for additional discussion topics.

6. Review of proposal referred to the cabinet from the 2009-10 cycle. The cabinet reviewed a Division I legislative proposal assigned to it for review that will be considered by the Division I membership as part of the 2009-10 legislative cycle and offered the following comments:

2009-83 – Playing and Practice Seasons and Division Membership –Regulations For Playing Season and Minimum Contest Requirements For Sports Sponsorship-Women's Sand Volleyball Intent: In women's sand volleyball, to establish the playing and practice season and the minimum number of contests necessary for sports sponsorship purposes, as specified.

Cabinet's Comments : The cabinet supported subparagraph b of the Proposal No. 2009-83, which requires an institution's women's sand volleyball team to participate in a minimum of eight contests, of which no less than three shall be dual, one-day competitions in which five two-person teams compete [institution versus institution on a single day on which no other competition occurs]. The group noted that the minimum eight contest requirement for sports sponsorship purposes may require adjustment if the maximum limitation of 16 contests set forth in the proposal is amended. [For-11, Against -0, Abstain -8]

7. **Life and Work Balance Initiative.** Over the course of this past year, the cabinet heard about the NCAA Executive Committee's charges to the division to consider possible legislative options to promote life-work balance and learned about on-going efforts to develop supporting best practices and policies. At this meeting, the cabinet was provided an opportunity to offer any recommended policy or legislative changes designed to enhance a sense of life-work balance. The cabinet elected not to recommend any related policy initiatives or legislative changes at this time. It noted that while the issue of work-life balance is exceedingly important, it felt that, given the NCAA's many other priorities and initiatives, it is more appropriate for the issues to be addressed by other entities (e.g. coaches associations, institutions, conferences).

8. **Brief update from the NCAA Research Committee**. Given the cabinet's jurisdiction over the NCAA Research Committee, the cabinet received an update regarding the NCAA research staff's recent activities in both academic and non-academic areas, including: research on the academic success of transfer student-athletes; research on initial eligibility issues and historical standards; study of academic support units on Division I campuses; development of financial dashboard indicators; and tracking of sports sponsorship, participation rates, and student-athlete, coach and administrator ethnicity and gender trends. Additionally, the cabinet was informed of a policy change implemented by the NCAA to permit sharing its research data with select outside entities.

Cabinet chair: *Rob Halvaks, Big West Conference*
Cabinet liaisons: *Beth DeBauche, governance*
Steve Mallonee, academic and membership affairs
Delise O'Meally, membership and governance
Dave Schnase, academic and membership affairs
Sharon Tufano, governance

COMMITTEE APPOINTMENTS

Committee on Competitive Safeguards and Medical Aspects of Sports (effective immediately):

- Eric Hall, faculty athletics representative, Elon University, Southern Conference.

Honors Committee (effective January 2010):

- Reappoint Roxanne Levenson, associate director of athletics, Pepperdine University. West Coast Conference
- Appoint Barbara Chesler, senior associate director of athletics, Yale University, Ivy Group.

Division I Women's Basketball Issues Committee (effective immediately):

- Anya Covington, women's basketball student-athlete, University of Wisconsin, Madison, Big Ten Conference.

Division I Initial-Eligibility Waivers Committee (effective January 2010):

- Andrew Shoemaker, program associate II, LD specialist, University of Kansas, Big 12 Conference.
- Consuelo Stebbins, faculty athletics representative, University of Central Florida, Conference USA.
- Kim Callicoatte, associate director of athletics, University of Massachusetts, Amherst, Atlantic-10 Conference.
- Charles Fourtner, faculty athletics representative, University of Buffalo, the State University of New York, Mid-American Conference.
- Rodrick Perry, associate director of athletics, Wright State University, Horizon League.

Women's Gymnastics Committee (effective immediately):

- Bev Plocki, head women's gymnastics coach, University of Michigan, Big Ten Conference.

Division I Student-Athlete Reinstatement Committee (effective immediately):

- Megan McHugo, assistant director, Ivy Group.

REPORT OF THE NCAA DIVISON I ACADEMIC CABINET JUNE 29-30, 2009, MEETING

ACTION ITEMS.

1. Legislative Items.

- None.

2. Nonlegislative Items.

- None.

KEY ITEMS.

1. Nontraditional Courses for Initial Eligibility (NCAA Division I Academic Cabinet Priority Topic). The cabinet sponsored legislation to specify that nontraditional courses may be used to satisfy NCAA core-course requirements, provided the instructor and student have regular and ongoing access to and interaction with one another for purposes of teaching, evaluating and providing assistance to the student throughout the duration of the course, and further, that the course uses a system that permits review and validation of the student's coursework (e.g., exams, papers, assignments) and a defined normative timeline for completion of the course. Additional efforts were approved to clarify the use of credit by examination and repeat courses to meet initial-eligibility requirements and to clarify the types of documentation that will be considered in the review of nontraditional courses as part of the prospective student-athlete review process. Each of these actions are incremental steps to promote integrity within the initial-eligibility process and to help the NCAA academic and membership affairs and NCAA Eligibility Center staffs evaluate the academic records of prospective student-athletes and providers of nontraditional coursework.

2. Review of Initial-Eligibility Standards. As part of its legislated duty to manage and monitor eligibility standards, the cabinet began a review of the division's initial-eligibility requirements by drafting goals and principles to guide its future work on this issue (See Page No. 5). The cabinet welcomes membership feedback regarding these draft items and will continue its review during its September meeting.

INFORMATIONAL ITEMS.

1. Legislative Informational Items.

a. NCAA Bylaw 14.3.1.2.2 – Eligibility – Freshman Academic Requirements – Eligibility for Financial Aid, Practice and Competition – Core-Curriculum Requirements – Nontraditional Courses. The cabinet sponsored legislation to

amend the current nontraditional legislation to specify that nontraditional courses may be used to satisfy NCAA core-course requirements, provided the instructor and student have regular and ongoing access to and interaction with one another for purposes of teaching, evaluating and providing assistance to the student throughout the duration of the course; further, provided the course uses a system that permits review and validation of the student's coursework (e.g., exams, papers, assignments) and a defined normative timeline for completion of the course. Current legislation permits the use of nontraditional courses (courses taught via the Internet, distance-learning, independent-study, individualized-instruction, correspondence and other similar means) to be used to satisfy NCAA core-course requirements. This legislation was adopted in 2000 in an attempt to keep up with trends in educational technology and to streamline initial-eligibility standards. While the original intent of the legislation was to allow individuals to take advantage of increased flexibility in learning opportunities without compromising the intent of the core-curriculum legislation, it is important to clarify that there is an expectation that nontraditional courses should include interaction between the instructor and the student throughout the duration of the course. Based on feedback from the NCAA Student Records Review Committee and NCAA High School Records Committee, these legislative changes are intended to help ensure that acceptable nontraditional courses provide opportunities for students to demonstrate their work was completed in a manner consistent with the intent and design of the course curriculum. The ultimate goal of this legislation is to ensure that prospective student-athletes are prepared for college-level coursework; therefore, it is of utmost importance to ensure that individuals are enrolled in quality courses that satisfy the intent of the Association's core-curriculum requirements.

b. **Waivers Initially Considered by the Academic Cabinet.** The cabinet amended the proposal it sponsored in February to specify that the NCAA Division I Initial-Eligibility Waivers Committee and the NCAA Division I Progress-Toward-Degree Waivers Committee shall have authority to review waivers that are currently considered initially by the Academic Cabinet. The cabinet considered several types of waivers in which the waiver authority is provided directly to the cabinet with no review by the staff or a waiver committee. The cabinet agreed that, in general, all waivers should have some appeal opportunity available, which can be achieved by allowing for staff to initially review the waivers and by providing appellate jurisdiction to the appropriate waiver committees. Therefore, the cabinet amended the proposal to specify that the following waivers should be initially reviewed by the staff, with an appellate opportunity to the Progress-Toward-Degree Waivers Committee:

(1) Waivers of full-time enrollment for practice and competition, including waivers involving nontraditional academic calendars, student-athlete participation in specified international events and student-athletes with education-impacting disabilities;

(2) Fourth season of competition waivers for nonqualifiers who have not completed 80 percent of their designated degree programs at the beginning of their fifth academic years following initial, full-time collegiate enrollment; and

(3) Determinations regarding the nature of two-year college degree programs.

Further, the cabinet amended the proposal to specify that the following waivers should be initially reviewed by the staff, with an appellate opportunity to the Initial-Eligibility Waivers Committee:

- Early admissions program waivers;

The cabinet also asked staff to explore the possibility of providing additional authority to the staff to make decisions on initial-eligibility waivers involving education-impacting disabilities. Currently, the staff's authority to approve such waivers is limited. Expanding the staff's authority would allow the Initial-Eligibility Waivers Committee to serve in an appellate role, rather than as the first level of review for such waivers.

2. Nonlegislative Informational Items.

a. Nontraditional Courses Used to Meet Initial-Eligibility Requirements (Academic Cabinet Priority Topic). The cabinet began its review of nontraditional courses used to satisfy initial-eligibility requirements. In light of rapid growth and evolution within the online educational environment, the cabinet's review is intended to ensure current legislation and policies are consistent with the academic goals and purposes of the Association. The cabinet noted some issues that have been identified by the Student Records Review Committee, High School Review Committee and Eligibility Center staff as potential concerns with some nontraditional high school courses, including:

(1) Lack of interaction between instructor and student-athlete throughout the course, including when access is limited to the grading of assignments or exams;

(2) The completion of courses in a condensed timeframe (e.g., five hours, two days, one week), shorter than the guidelines published by the course provider;

(3) Completion of a large number of courses in a short timeframe (e.g., seven core courses in six weeks), often involving sequential coursework taken out of the normal progression;

(4) Repeated courses that are abbreviated or substantially different from the original course;

(5) Courses that do not yield work that can be reviewed; and

(6) Courses that lack a qualified instructor.

In addition to sponsoring the proposal regarding nontraditional courses used for initial-eligibility purposes (See Page No. 2), the cabinet requested that staff consider issuing an interpretation and/or educational column to clarify that credit earned only by examination may not be used for initial-eligibility purposes and that repeated courses must be substantially comparable, qualitatively and quantitatively, to the previously completed course in order to be used for initial-eligibility purposes. This will provide greater clarification and direction to the staff and membership regarding when a course may be considered a repeated course and also will help ensure that repeated courses provide a similar educational experience to the original course.

The cabinet also approved revisions to the Student Records Review Committee policies and procedures to clarify the types of documentation that will be considered in the prospective student-athlete review process. Specifically, the committee may consider evidence supporting the prospective student-athlete's academic record, including coursework completed by the prospective student-athlete; course syllabus; timeline for completion of the course; documentation of the specific content; course instruction methodology; instructor/student interaction; and student assessment(s). Amending the committee's policies facilitates greater scrutiny of the coursework by permitting the staff and committee to consider elements such as pacing and time to complete the course, as well as the use of a learning management system to monitor student progress.

b. **Nontraditional Courses used to meet Progress-Toward-Degree Requirements (Academic Cabinet Priority Topic).** The cabinet reviewed comments and concerns related to NCAA Proposal No. 2008-32-B, which was defeated by the NCAA Division I Legislative Council in April. The cabinet noted that, given the increasing prevalence of nontraditional course delivery within higher education and the expressed interest of the NCAA Division I Board of Directors, the use of nontraditional courses remains a priority topic for the cabinet and it will continue its work on the issue over the next academic year, with the goal of sponsoring legislation for the 2010-11 cycle.

c. **Review of Initial-Eligibility Requirements.** As part of its legislated duty to manage and monitor eligibility standards, the cabinet initiated an examination of the division's initial-eligibility requirements. As it began its review, the cabinet noted the Board of Directors' charge during the most recent revision of initial-eligibility rules was to maximize student-athlete graduation rates while minimizing disparate impact on minority and low-income students. The cabinet examined data indicating

the average academic profile of prospective student-athletes and the percentage of prospective student-athletes meeting initial-eligibility requirements have remained relatively consistent since the extended sliding scale was implemented in 2003. The cabinet also noted that a more normal distribution of standardized test scores has resulted since the extended sliding scale was adopted, eliminating the concentrated "ledge" within the distribution that previously represented prospective student-athletes earning the minimum required test scores (e.g., 820 SAT).

NCAA research consistently has shown that identification of eventual college graduates using high school academic information is best achieved with a formula based on high school grades in core academic courses in combination with ACT-SAT scores (e.g., a sliding scale model). In comparison to other methods for combining academic variables (e.g., conjunctive rules like Proposition 48), the sliding scale has been shown to minimize negative impacts on eventual minority graduates. Further, the cabinet noted that projections from NCAA data indicate that graduation rates would likely increase with an upward shift in the coordinates of the initial-eligibility sliding scale (i.e., requiring a higher grade-point average for a given test score than on the existing scale), but that the increases probably would be relatively modest. Also, such changes might result in substantial increases in adverse impact on ethnic minority student-athletes and in false negative identifications (declaring as ineligible students who likely would have graduated from college).

To offer direction to its review of Division I initial-eligibility standards, the cabinet drafted the following proposed goals for any future initial-eligibility requirements:

(1) Initial-eligibility standards should help ensure first-year student-athlete academic success, as defined by meeting NCAA progress-toward-degree eligibility standards and/or by increasing likelihood of graduation (i.e., increased likelihood after first year compared to likelihood based solely on high school preparation);

(2) Initial-eligibility standards should preserve institutional responsibility for admissions decisions, possibly including consideration of aggregate risk evaluations; and

(3) Initial-eligibility standards should encourage prospective student-athletes to balance their self-identities as students and athletes.

To further guide its review of initial-eligibility requirements, the cabinet developed the following draft principles:

(1) Initial-eligibility standards should strive to maximize first-year college academic success, putting student-athletes on track to graduate in a reasonable timeframe and minimizing false negatives and adverse impact on minority and low-income prospective student-athletes;

(2) NCAA initial-eligibility standards should represent minimally acceptable standards, with continued reliance on member institutions to make admissions decisions that are most appropriate for determining academic success locally;

(3) Review of the initial-eligibility standards should include consideration of the most recent NCAA academic data, changing secondary school standards (e.g., No Child Left Behind) and the national secondary school environment (e.g., increasing enrollment in nontraditional courses);

(4) Initial-eligibility standards should be simple and nationally applicable to ensure prospective student-athletes and high schools can readily understand any potential changes and that such changes can be applied for students throughout the United States (as well as international prospective student-athletes);

(5) Any changes should be able to be implemented with relatively minimal increased chance for operational error and little to no increased bureaucracy for member institutions and high schools;

(6) New requirements should not create or expand opportunities for misrepresentation of prospective student-athletes' academic abilities or credentials;

(7) Consideration should be given to prospective student-athletes' abilities and opportunities to meet increased standards when considering implementation time lines for new or increased requirements; and

(8) Waiver decisions under any initial-eligibility standard should be made through processes employing data-driven analysis in addition to mitigation.

The cabinet is seeking feedback from conferences and other governance entities in the establishment of these goals and priorities and also will solicit comments from various constituent groups and associations (e.g., faculty, coaches and academic support organizations) as it continues its discussion and review of potential initial-eligibility models in the coming academic year.

d. Impact of the Progress-Toward-Degree Requirements on Student-Athlete Degree Selection (Academic Cabinet Priority Topic). The cabinet conducted an initial discussion to identify topics for review when discussing the impact of NCAA progress-toward-degree requirements on student-athlete degree selection. Specifically, the cabinet noted complications in minor declarations and changes of degree programs; restricted degree program options for transfer student-athletes; and, the direct and often indirect influences of faculty, coaches, advisors and peers on individual student-athlete degree declarations. The cabinet will continue to examine these issues in the coming year and will engage in conversations with representatives from N4A and NACADA to inform its review.

e. **Academic Research and Data Collection.** The cabinet directed the staff to prioritize efforts to develop a unique NCAA identification number that will help to link student-athlete academic records and to improve data matching and tracking academic outcomes in the future. The cabinet also noted the need to balance the value of such information with the security of protected and sensitive student-athlete data and encouraged the staff to be responsive to these concerns in its related programming efforts.

f. **Student-Athlete Academic Performance Report.** The cabinet received its annual report regarding student-athlete academic performance and observed substantial increases in the average NCAA Division I Academic Progress Rate (APR) overall and in some sports, especially in baseball, men's basketball and football. The cabinet also noted that while women's basketball continues to perform at an acceptable level overall, there are some trends that warrant monitoring, including declining eligibility rates and increasing numbers of student-athletes departing institutions while academically ineligible (i.e., "0/2" in the APR). The cabinet expressed support for efforts to address the academic performance of women's basketball student-athletes and welcomes involvement in such activities.

g. **Waiver Process for Data Submission Requirements in NCAA Bylaws 14.3.1.1.1.2, 14.5.4.7.2 and 14.5.6.6.2.** The cabinet authorized the Eligibility Center to process waivers of the information submission requirements for early academic qualifiers, 2-4 and 4-2-4 transfers outlined in Bylaws 14.3.1.1.1.2, 14.5.4.7.2 and 14.5.6.6.2. Further, the cabinet specified that a flexible approach should be taken by the Eligibility Center staff when extenuating circumstances preclude an institution or student-athlete from submitting the required information. Eventually, the waiver process will be part of a Web-based system currently under development for many types of waivers, which will allow for a simple process for the membership. In the interim, the Eligibility Center staff will receive the waiver requests via e-mail, note the reasons preventing submission of required information (for future review by the cabinet), make a determination, and electronically communicate the decision to the institution. Additional information on the waiver process will be forthcoming from the Eligibility Center staff. Finally, the cabinet will receive annual reports regarding the number of waivers requested and approved for each requirement, as well as a summary of mitigation cited in the cases.

h. **Academic Performance of Student-Athletes Receiving the Waivers.** The cabinet reviewed academic performance outcomes of student-athletes who previously requested waivers of NCAA initial-eligibility, progress-toward-degree and/or transfer requirements and directed the staff to further review outcomes of student-athletes who are granted waivers and later become academically ineligible to determine if any trends emerge that would inform the review of future waivers.

i. **Academic Waiver Application Forms for 2009-2010.** The cabinet approved the 2009-10 initial-eligibility waiver and progress-toward-degree waiver application forms and policies and procedures. In a change for 2009-10, academic recovery plans now will be required for all progress-toward-degree waivers, rather than required only when requested by staff. The cabinet also directed the staff to include the NCAA identification number as a required element of initial-eligibility waivers, progress-toward-degree waivers and NCAA Division I Legislative Council Subcommittee for Legislative Relief application forms once the number is fully implemented for all student-athletes. In the interim the staff should require waiver applicants to submit the student identification number matching the student-athlete's entry in the NCAA Division I Academic Performance Program (APP) (e.g., Social Security number, campus identification number, Eligibility Center identification number). For student-athletes not included in the APR cohort, institutions may submit the identification number used on campus.

j. **Progress-Toward-Degree Waivers Citing Academic or Disciplinary Suspension**. The cabinet reviewed progress-toward-degree waiver case precedent involving academic or disciplinary suspension or dismissal as mitigation for the student-athlete's academic deficiency(ies). As with all waivers, the staff considers the size of the deficiency(ies), the student-athlete's overall academic record, the likelihood of graduation within five years of full-time enrollment, the academic recovery plan and evidence of compelling mitigation that contributed to the deficiency(ies) in its review of progress-toward degree waivers involving suspension or dismissal. The cabinet directed the staff to continue to review such cases in a manner consistent with precedent and noted that academic and disciplinary suspensions should be considered as one of many factors in the waiver process. As a result, in some instances it may be appropriate to approve a waiver when mitigation circumstances are outside the control of the student-athlete.

k. **Review of Guidelines and Process for Transfer Appeals.** The cabinet noted that many transfer waiver requests involve significant academic considerations (e.g., transferable credit hours, academic eligibility at the previous institution), but that other waivers involve competitive equity and other nonacademic elements. To pursue examination of transfer appeals policies, the cabinet agreed to appoint two members to work with representatives of the Subcommittee for Legislative Relief to identify the best avenue and guidelines to review appeals of decisions on requests to waive the division's transfer residence requirement, including consideration of academic performance.

l. **Student Records Review Committee Policies and Procedures.** The cabinet approved revisions to the Student Records Review Committee Policies and Procedures to clearly define the staff and committee's authority during the prospective student-athlete review process, to clarify the documentation necessary to validate an individual's academic credentials, and to permit the staff and committee

to reconsider the certification of a prospective student-athlete when information is obtained subsequent to the certification that indicates the certification was based on fraudulent information or activity. These updates will be incorporated into the committee's policies and procedures document and will be posted on the NCAA Web site.

m. **NCAA Division I Men's Basketball Academic Enhancement Group Report.** The cabinet reviewed the April 2009 Report of the Basketball Academic Enhancement Group. Specifically, the cabinet noted a slight increase in permissible hours of athletically related activities under the preseason practice recommendation, as well as the potential impact on academic support personnel if the summer school recommendation is adopted. Further, the cabinet discussed whether the report, in total, recommends strong enough actions to result in meaningful academic improvement among men's basketball student-athletes. Finally, the cabinet noted it expects to have an opportunity to formally review and comment on the group's final report during the cabinet's September meeting.

n. **NCAA Division I Football Academic Working Group Status Report.** The cabinet reviewed the April 2009 Football Academic Working Group Status Report and specifically noted that football student-athletes, particularly first-year student-athletes, lose a significant number of APR eligibility points during the competitive season. The cabinet generally supported the recommendation to require football student-athletes to complete eligibility requirements in the fall term in order to avoid ineligibility for the first two contests of the following season. The cabinet views this recommendation as an appropriate response to the decreased rates of eligibility demonstrated by football student-athletes overall, but especially among freshmen. Further, the cabinet expressed preliminary opposition to any avenue by which a student-athlete could reduce the two-game suspension and preferred that situations involving mitigation or extenuating circumstances be addressed appropriately through the progress-toward-degree waiver process. In addition, the cabinet is interested in further studying the impact of athletic time demands on football student-athletes as a means of identifying additional strategies to improve academic performance.

o. **Division I Membership Requirements.** The cabinet noted the NCAA Division I Leadership Council's interest in development academic criteria for Division I member institutions and anticipates a formal request for feedback later this year.

p. **Review of Bylaws and Practices for Cost Efficiencies.** The cabinet reviewed several possible concepts identified to provide cost savings to the membership and determined that most would provide little direct financial relief and possibly could jeopardize the Association's principles of sound academic standards and competitive equity. The cabinet also noted that a significant portion of institutional expenditures related to academics and eligibility are for academic support resources and, therefore, are difficult to address via legislative or policy changes.

q. **Term of Cabinet Chair.** The cabinet extended the term of its chair, Carolyn Callahan, Faculty Athletics Representative at the University of Virginia, through the 2009-10 academic year.

Committee Chair: Carolyn Callahan, University of Virginia, Atlantic Coast Conference
Cabinet Liaisons: Matt Burgemeister, Academic and Membership Affairs
Julie Cromer, Academic and Membership Affairs
Diane Dickman, Academic and Membership Affairs

REPORT OF THE NCAA DIVISON I ACADEMIC CABINET SEPTEMBER 14-15, 2009, MEETING

***ACTION ITEMS*.**

1. Legislative Items.

- **Request for Noncontroversial Legislation to Modify Composition of International Student Records Committee.**

  (1) Recommendation. The NCAA Division I Academic Cabinet recommends the NCAA Division I Legislative Council adopt noncontroversial legislation to specify that the NCAA International Student Records Committee shall consist of six members, including two Division I representatives, two Division II representatives and two representatives who may be from either Division I or Division II.

  (2) Effective Date. Immediate.

  (3) Rationale. This proposal does not change the voting positions on the International Student Records Committee; it simply eliminates the nonvoting seats. The proposal allows for greater flexibility in the appointment of ad hoc members by permitting the committee to supplement its expertise as needed. For example, if the permanent committee members do not have sufficient expertise regarding educational systems in a certain country, the committee could add that needed expertise by appointing an ad hoc member with such knowledge. This proposal is being recommended as noncontroversial legislation, since broader consultation and debate are unlikely to improve the proposal in any substantial way; significant disagreement or alternative points of view will not be generated and there does not appear to be a significant impact on existing or proposed legislation. As the International Student Records Committee is a common committee, this recommendation will not be effective unless and until the same legislation is adopted in Division II.

  (4) Estimated Budget Impact. Cost savings through the use of consultants only as needed, rather than as mandated by current legislation.

  (5) Student-Athlete Impact. None.

2. Nonlegislative Items.

- None.

KEY ITEM.

- **Review of Initial-Eligibility Standards.** The cabinet continued its review of initial-eligibility standards, employing the goals and principles drafted earlier this year. Because NCAA research indicates that high school core-course grade-point average is a good predictor of eventual academic success in college, the cabinet noted that emphasizing the grade-point average requirement in any modifications to the initial-eligibility requirements may increase the predictability that a particular prospective student-athlete eventually will graduate from an institution. The cabinet requested additional information regarding the grade-point average requirement. Specifically, the cabinet is interested in the potential effects of a minimum core-course grade-point average requirement and also the impact of increased emphasis on the grade-point average in the sliding scale.

INFORMATIONAL ITEMS.

1. Legislative – Comments on Proposals to be Initially Considered by the Legislative Council in January 2010.

a. NCAA Proposal No. 2009-17 – Personnel – Certification to Recruit Off Campus – Certification Administration – Faculty Athletics Representative. The cabinet opposes Proposal No. 2009-17, which would specify that an institution's faculty athletics representative shall administer the annual coaches' certification test; further, that if the faculty athletics representative is unable to administer the test, he or she shall appoint an institutional staff member outside the athletics department to administer the test. The cabinet recommends that the sponsor modify Proposal No. 2009-17 to specify that an institution's faculty athletics representative or a designee of the faculty athletics representative outside the institution's athletics department shall administer the annual coaches' certification test. The cabinet would support the proposal if modified. Further, in the event the sponsor does not support the suggested modification, the cabinet shall sponsor an alternative proposal. The cabinet noted that there does not appear to be a compelling reason or benefit to eliminate institutional flexibility in the administration of the certification test. Permitting another individual to administer the exam only when the faculty athletics representative is "unable" to do so might create unnecessary delays in the process. Further, the cabinet noted that the faculty athletics representative should not be required to administer the test if the institution has an established, appropriate procedure that designates an individual outside the athletics department to administer the test.

b. **Proposal No. 2009-29 – Recruiting and Eligibility – Four-Year Prospective Student-Athletes – Permission to Contact and Transfer Release – Response to Request and Hearing Opportunity.** The cabinet opposes Proposal No. 2009-29, which would specify that an institution shall grant or deny a request to permit another institution to contact a student-athlete about transferring or a request for release as a condition of the one-time transfer exception within seven calendar days of receipt of the request; further, that if the request is denied, the institution shall conduct a hearing within 14 calendar days of receipt of the student-athlete's written request and that the student-athlete shall be provided the opportunity to actively participate in the hearing. The cabinet supports the intent and several elements of the proposal, but believes modifications should be made to the deadlines outlined for these activities. Specifically, the cabinet recommends that the sponsor modify Proposal No. 2009-29 to specify that an institution shall grant or deny a request to permit another institution to contact a student-athlete about transferring or a request for release as a condition of the one-time transfer exception within seven business days of receipt of the request; further, to specify that if the request is denied, the institution shall conduct a hearing and provide written notification of the decision to the student-athlete within 15 business days of receipt of the student-athlete's written request and that the student-athlete shall be provided the opportunity to actively participate in the hearing. The cabinet would support the proposal if modified. Further, in the event the sponsor does not support the suggested modification, the cabinet shall sponsor an alternative proposal. The cabinet strongly supports the concepts of establishing defined timelines for response to requests for permission to contact or to use the one-time transfer exception and for promptly conducted hearings when such requests are denied. The cabinet believes that such decisions should be made as quickly as possible in the interest of student-athlete well-being. However, the cabinet expressed concern that the number of days specified in Proposal No. 2009-29 may be unrealistic and may result in a number of unintentional violations, particularly when requests are made at the end of an academic term and institutions may be closed for a period of time or institutional staff members may be on vacation.

c. **Proposal No. 2009-45 – Recruiting – Official Visit – First Opportunity to Visit – June Immediately Prior to Senior Year – Football.** The cabinet opposes Proposal No. 2009-45, which would specify that a prospective football student-athlete may be provided an expense-paid visit during the month of June immediately preceding the prospective student-athlete's senior year in high school. The cabinet noted that some prospective student-athletes still will be completing the junior year of high school in June, and they could be preparing for or taking final exams while taking official visits if this legislation is adopted. The cabinet also noted that providing official visits prior to the senior year in high

school would accelerate the early recruitment of prospective student-athletes. Finally, monitoring complications could result from official visits occurring around the time of institutions' football camps or clinics.

d. **Proposal No. 2009-51 – Recruiting – Camps and Clinics – Institution's Sports and Camps and Clinics – Location – Men's Basketball.** The cabinet supports Proposal No. 2009-51, which would specify that an institution's men's basketball camp or clinic shall be conducted on the institution's campus or within a 100-mile radius of the institution's campus. The cabinet also encourages the sponsor to consider modifying Proposal No. 2009-51 to specify that it be applicable to all sports rather than only men's basketball. The cabinet noted that the intent of sports camps and clinics is not for recruiting purposes; therefore, the intent and rationale of Proposal No. 2009-51 may be applicable to all sports.

e. **Proposal No. 2009-61 – Eligibility – Full-Time Enrollment – Requirement for Practice – Waiver – U.S. Olympic Committee/National Governing Body – Former Student-Athlete at Another Institution – Individual Sports and Women's Rowing.** The cabinet supports Proposal No. 2009-61, which, in individual sports and women's rowing, and in a case in which the U.S. Olympic Committee or national governing body in the sport has recommended the individual's participation, would permit a former student-athlete who has graduated and has no eligibility remaining to participate in organized practice sessions at an institution other than the one he or she previously attended. The cabinet noted that a student-athlete must have graduated and exhausted eligibility in order to meet this legislation. Such student-athletes can have a positive influence on an institution's current student-athletes. In addition, any recruiting or competitive advantage as a result of the former student-athlete participating in practice is likely to be minimal.

f. **Proposal No. 2009-62 – Eligibility – Full-Time Enrollment – Requirement for Practice – Waiver – U.S. Olympic Committee/National Governing Body – Former Student-Athlete – Duration of Waiver – Individual Sports and Women's Rowing.** The cabinet opposes Proposal No. 2009-62, which, in individual sports and women's rowing, and in a case in which the U.S. Olympic Committee or national governing body in the sport has recommended the individual's participation, would specify that a former student-athlete's participation in organized practice sessions shall be limited to the number of years that allows the individual to practice with the institution's team in preparation for two consecutive Olympic Games following exhaustion of eligibility or completion of degree, whichever is earlier. The cabinet noted that the current limit of five years is sufficient time to learn from an institution's coach and have a

positive impact on the institution's team. Also the cabinet noted that other means exist for former student-athletes to train with Olympic coaches beyond the five year period (e.g., outside of the team's formal practice sessions).

g. **Proposal No. 2009-63 – Eligibility – Seasons of Competition – Criteria for Determining Season of Competition – Alumni Game, Fundraising Activity or Celebrity Sports Activity.** The cabinet opposes Proposal No. 2009-63, which would specify that a student-athlete may engage in outside competition in either one alumni game, one fundraising activity or one celebrity sports activity during a season without counting such competition as a season of competition, provided the event is exempted from the institution's maximum number of contests or dates of competition as permitted in the particular sport per NCAA Bylaw 17. The cabinet expressed concern about using student-athletes who would not compete for the institution's team for the duration of the playing season as participants in promotional contests. The cabinet also noted the potential complexity of monitoring a student-athlete's participation in such activities.

h. **Proposal No. 2009-65 – Eligibility – Transfer Regulations – Four-Year College Transfers – One-Time Transfer Exception – Women's Volleyball.** The cabinet opposes Proposal No. 2009-65, which would specify that the one-time transfer exception to the four-year transfer residence requirement is not applicable to student-athletes in women's volleyball. As noted in the cabinet's guiding principles, the cabinet generally is opposed to sport-specific legislation without compelling evidence to support the proposal for a particular sport. The cabinet noted a lack of data to support a significant loss of NCAA Division I Academic Progress Rate (APR) retention points in volleyball due to transfer activity. Also, the cabinet noted that the American Volleyball Coaches Association (AVCA) has not yet taken a position on the proposal.

i. **Proposal No. 2009-66 – Eligibility – Transfer Regulations – Four-Year College Transfers – Competition or Receipt of Athletically Related Financial Aid in Year of Transfer – Tennis.** The cabinet opposes Proposal No. 2009-66, which would, in tennis, specify that a transfer student from a four-year institution who enrolls at the certifying institution as a full-time student after the conclusion of the first term of the academic year and qualifies for an exception to the one-year residence requirement shall not be eligible for competition until the following academic year if he or she has competed during the same academic year or received athletically related financial aid during the same academic year from the previous four-year institution. The cabinet noted that the proposal appears to negatively impact student-athlete well-being by restricting student-athletes who either have not received athletically related financial aid or have not competed for the current institution. Further, the cabinet generally is opposed to sport-specific

legislation without compelling evidence to support the proposal, as noted in the cabinet's guiding principles. The cabinet also would like to measure to impact of Proposal No. 2008-38 before supporting another amendment to the legislation. Finally, the cabinet noted that the Intercollegiate Tennis Association has not yet taken a position on the proposal.

2. Legislative – Modification of Cabinet-Sponsored Proposals in the 2009-10 Legislative Cycle.

- **Proposal No. 2009-60 - Eligibility - Academic Waivers - Authority of Initial-Eligibility Waivers Committee and Progress-Toward-Degree Waivers Committee.** The cabinet reviewed the legislative form of Proposal No. 2009-60 and amended the effective date of the proposal to May 1, 2010. This change will allow for clarity in the application of these procedural changes such that those waiver requests received prior to the effective date will follow the current appeal procedures, and those received on or after May 1, 2010, will follow the new appeal process. This change will provide for transition at time of year when relatively few waivers are requested, which should reduce the likelihood for backlogs and/or confusion due to transitional issues. Further, this revised effective date allows for timely, effective communication and instruction to the membership.

3. Nonlegislative.

a. Review of Initial-Eligibility Standards. The cabinet continued its review of the division's initial-eligibility requirements and considered potential revisions to the current initial-eligibility standards. The cabinet reiterated the goals and principles identified during its June meeting and reviewed the impact each principle may have on potential modifications to the initial-eligibility standards.

NCAA research indicates that a prospective student-athlete's high school core-course grade-point average is a fairly strong predictor of academic success in college. The cabinet noted that focusing on the grade-point average requirement in any revisions to the initial-eligibility requirements may increase the predictability that a particular prospective student-athlete eventually will graduate from an institution. The cabinet requested that the research staff present additional information at its next meeting regarding the grade-point average requirement, specifically, the potential effects of an increased minimum core-course grade-point average requirement and also the effects of increased emphasis on the grade-point average in the sliding scale.

Based on the data available, revisions to the core course requirement (i.e., number of core courses required) or test score requirement do not appear to offer a significant improvement to predicting the eventual success of a prospective student-athlete without potential undesirable consequences, including an increased number of false negatives (declaring as ineligible a student who likely would have graduated from college) and disparate impact on a subgroup of prospective student-athletes. Further, an approach that involves cumulative levels of academic risk, or "banding", appears to contradict the principle that the eligibility requirements should be simple, and easy to understand and implement. The "banding" concept also appears to be intrusive to institutional autonomy for managing admissions policies and academic risk.

The cabinet will consider further whether changes to the initial-eligibility requirements should affect an individual's receipt of athletically related financial aid or should be limited to eligibility for competition in the initial year of enrollment (e.g., enhanced grade-point average requirement to be immediately eligible for competition as a freshman student-athlete). The cabinet noted that continuing to offer the opportunity to receive aid, but not compete, in the first collegiate year will help preserve access to four-year collegiate institutions, which was an emphasis of the current initial-eligibility requirements. Additionally, the cabinet will consider whether the initial-eligibility requirements should be more closely tied to the two-year transfer eligibility requirements. The cabinet noted that more significant improvements in academic performance may come from revisions to the transfer requirements; however, the data are not yet available to make those recommendations. Further, the cabinet is interested in reviewing the pattern of core-course completion (i.e., how many core courses per subject and which core courses are completed during each year of high school) and will review that data as it becomes available.

Finally, prior to its next meeting the cabinet will continue to seek feedback from the membership and interested constituent groups and organizations (e.g., faculty, coaches and academic support associations) regarding its goals, principles and potential concepts for modifying the initial-eligibility standards.

b. **Revision of Initial-Eligibility Waiver Policies and Procedures.** The cabinet approved revisions to the NCAA Division I Initial-Eligibility Waivers Committee Policies and Procedures to amend the staff authority and to permit the staff to render initial decisions for all initial-eligibility waiver cases, including cases involving students with education-impacting disabilities. This change will be effective May 1, 2010. Currently, staff is permitted to render initial decisions for all initial-eligibility waiver cases except cases involving students with disabilities. This modification will allow the staff to make initial decisions on all waiver cases.

Greater staff authority will allow the waiver committee to serve as an appellate body for all waiver cases, including cases involving prospective student-athletes with education-impacting disabilities. Such a modification provides the same waiver process to a prospective student-athlete with an education-impacting disability as to all student-athletes.

c. **Nontraditional Courses Used by Currently Enrolled Student-Athletes to Meet Full-Time Enrollment and Progress-Toward-Degree Requirements.** The cabinet was joined by the chair of the Legislative Council to discuss the use of nontraditional courses by current student-athletes to meet full-time enrollment and progress-toward-degree requirements. The cabinet discussed several potential reasons for defeat of the previous legislative proposals related to this topic and noted that many were related to the timing and understanding of the proposals, rather than the intent and specific criteria proposed. The cabinet noted that the Legislative Council and NCAA Division I Board of Directors recognize the limitations of current legislation in this area and are supportive of updates to the legislation. The cabinet anticipates working with the Legislative Council to develop a proposal for the 2010-11 legislative cycle that will benefit the membership, while addressing past concerns.

d. **NCAA Division I Basketball Academic Enhancement Group Update.** The cabinet reviewed the final report of the Basketball Academic Enhancement Group and continues to support the goals of improving the academic preparation of men's basketball student-athletes and facilitating transitions from high school to college. To this end, the cabinet agrees with the group's recommendations regarding required assessment activities for incoming students, as well as with the priority placed on learning and study skills education. The cabinet emphasized the importance of balancing and advancing individuals' identities as students, not just athletes, and noted increased faculty engagement beyond standard classroom interaction would serve this purpose. In addition, the cabinet noted the NCAA's academic partner organizations (e.g., N4A, NACADA, faculty athletics representatives) should be engaged to develop appropriate study skills resources for incoming student-athletes.

The cabinet also acknowledges the significance of the nonacademic influences in a student-athlete's life and the importance of the coach/player relationship to enhancing the student-athlete's connection to the institution. However, the cabinet was concerned with the amount of time incoming student-athletes would be permitted to spend with the coaching staff in full-time athletics skill development activities, relative to the time spent on academic work as outlined in the working group's recommendations. The cabinet also discussed whether the proposed staggered start to practice provides any academic benefit.

Despite these concerns, several cabinet members were supportive of allowing some athletics skill development time in the summer to enhance coach/player relationships. Even so, they suggested a review of the summer recruiting calendar to identify revisions that would increase coaches' presence on campus during the summer so they could fully engage in permissible athletics skill development and in relationship building.

Finally, when considering the academic requirement that serves as a companion piece to the summer athletics skills development opportunity, many cabinet members supported an increase in the number of completed hours to be required of incoming student-athletes. Specifically, cabinet members suggested stipulating a requirement of six hours, of which no more than three hours could be earned in study skills courses, with remaining hours to be completed in courses that satisfy general education requirements or serve as prerequisites for such requirements (e.g., required remedial courses).

e. **NCAA Division I Football Academic Working Group Update.** The cabinet received an update on the work of the Football Academic Working Group. Specifically, the cabinet noted that the working group has reviewed feedback on its preliminary concepts and is considering whether to modify any of the recommendations. The cabinet also noted that the working group will continue its review of the time demands on football student-athletes during the fall. Finally, the cabinet anticipates having an opportunity to review the working group's final report at its February meeting, after the report is presented to the Board of Directors.

f. **Academic Performance of Women's Basketball Student-Athletes.** The cabinet noted that the NCAA Division I Women's Basketball Issues Committee began a review of the academic performance of women's basketball student-athletes in light of recent data indicating declining eligibility rates and increasing numbers of student-athletes departing their institutions while academically ineligible (i.e., "0/2" in the APR). The cabinet reviewed the academic-development concepts considered by the committee for entering prospective student-athletes and looks forward to the committee's future development of the ideas. The cabinet also discussed the opportunity to include an institutional assessment of each student-athlete's risk of not graduating as part of the recommendations to improve academic performance and graduation rates of women's basketball student-athletes. Finally, the cabinet noted that the committee's review is still in its preliminary stages and that final recommendations and proposals are anticipated to be ready for the 2010-11 legislative cycle.

g. **Preliminary Results of Comprehensive Academic Support Services Survey (Academic Cabinet Priority Topic).** The cabinet reviewed the preliminary results of a comprehensive study of academic support resources and practices for student-athletes at Division I institutions. Members of the cabinet worked with the NCAA research staff and representatives from the National Association of Academic Advisors for Athletics (N4A) and National Academic Advising Association (NACADA) to develop and conduct the survey. Division I institutions were surveyed on the support services provided for student-athletes; whether academic support services are required for all student-athletes or a particular subgroup of student-athletes; academic support staff, facilities and budgets; and the perceived effects of NCAA academic reform initiatives. Overall, responses were received from more than 90 percent of Division I member institutions, including at least 80 percent of the institutions in each Division I subdivision and a broad representation of resource levels. The research staff will continue to tabulate results and will provide a complete report to the cabinet at a later date.

h. **Facilitating Learning and Achieving Graduation (FLAG) Update.** The cabinet received an update regarding the development and implementation of the FLAG program. Specifically, the Graduation Risk Overview (GRO) module, which will help institutions to evaluate and quantify each student-athlete's risk of not graduating, is currently under development by the national office staff. The module will be piloted in the next several weeks, and the project is on track to be available to the membership during the 2009 fall term. Development of the second module of the FLAG program, which will help institutions identify support services based on an individual student-athlete's risk factors, will begin later this year.

i. **Report from the NCAA Eligibility Center.** The cabinet received its annual update from the Eligibility Center, including an overview of academic and amateurism certification activity to date for the 2009-10 academic year, the implementation of policies and operations related to recently adopted legislation (i.e., Proposal Nos. 2008-21, 2008-34, 2008-75 and 2008-77) and a review of outreach efforts to prospective student-athletes, high schools and member institutions. In addition, the Eligibility Center staff reported observations regarding the current secondary education environment, including unregulated high school activities, and discussed the implications for initial-eligibility certification. Finally, the cabinet learned the Eligibility Center is partnering with the Collegiate Commissioners Association Compliance Administrators (CCACA) to address issues raised by the membership and to improve the service provided to member institutions during the fall certification season.

j. Review of Two-Year College Transfer Student-Athletes. In anticipation of the cabinet's February meeting, the cabinet began preparations for its review of issues pertaining to two-year college transfer student-athletes. Preliminary data will be available to examine the academic performance of two-year college transfers and the cabinet will attempt to identify the academic profile(s) of successful two-year college transfers as it prepares to consider potential revisions to the two-year college transfer requirements. To this end, the cabinet also noted the importance of augmenting the review of data by engaging interested constituents in the cabinet's discussions. Specifically, the cabinet requested that research results be shared with representatives from the two-year community so that the cabinet could consider their feedback during its review. In addition, the cabinet will host representatives from academic support associations at its February meetings and will engage those representatives, particularly to discuss best practices and successful strategies for ensuring graduation among two-year college transfer student-athletes.

Committee Chair: Carolyn Callahan, University of Virginia, Atlantic Coast Conference
Cabinet Liaisons: Matt Burgemeister, Academic and Membership Affairs
Julie Cromer, Academic and Membership Affairs
Diane Dickman, Academic and Membership Affairs

REPORT OF THE NCAA DIVISION I AWARDS, BENEFITS, EXPENSES AND FINANCIAL AID CABINET JUNE 10-11, 2009, MEETING

ACTION ITEMS.

1. Legislative Items.

- None.

2. Nonlegislative Items.

- None.

KEY ITEMS.

1. Review of Current Financial Aid Model. The NCAA Division I Awards, Benefits, Expenses and Financial Aid Cabinet continued its review of the financial aid items prioritized during its February 2009 meeting. Specifically, the following topics were prioritized for further study: (1) countable aid versus noncountable aid (e.g., government grants, institutional merit aid, state grants); (2) examination of issues related to determining counter status; (3) head count versus equivalency designations; and (4) team financial aid limits. During its June meeting, videoconferences with financial aid officers from nine Division I institutions representing all three subdivisions were conducted to obtain additional feedback related to the financial aid items prioritized by the cabinet. Based on this feedback, the cabinet identified two themes to help guide the cabinet in its review and formulation of recommendations:

a. Legislative recommendations resulting from the cabinet's review should prioritize the well-being of student-athletes over other factors (e.g., competitive equity); and

b. The current financial aid legislation is perceived as unduly burdensome and at times prevents financial aid administrators from exercising professional judgment as would be done for non-student-athletes.

In addition, the cabinet directed the staff to develop a spectrum of models demonstrating how potential changes to NCAA rules would impact team limitations if specific types of financial aid (e.g., Supplemental Educational Opportunity Grant, institutional merit and need-based aid, state grants, outside aid) were exempted. The staff will prepare the models for review by the cabinet during its September 2009 meeting.

2. Maximum Equivalency Limits – Sand Volleyball. The cabinet sponsored legislation for the 2009-10 legislative cycle related to team financial aid limits in the sport of sand volleyball. [See Informational Item No. 1-a below.]

***INFORMATIONAL ITEMS*.**

1. Legislative Informational Items.

a. NCAA Bylaw 15.5.3.1.2 (Maximum Equivalency Limits – Women's Sports – Sand Volleyball).

(1) Recommendation. The cabinet agreed to sponsor legislation for the 2009-10 legislative cycle to specify team limits in the sport of sand volleyball as follows:

(a) For institutions that sponsor both sand and indoor volleyball teams, there shall be an annual limit of six equivalencies and an annual limit of 14 on the total number of counters in the sport of sand volleyball. The implementation of the equivalencies will occur as follows:

Effective 2010-11.....three equivalencies
Effective 2011-12.....four equivalencies
Effective 2012-13.....five equivalencies
Effective 2013-14 and thereafter .....six equivalencies; and

(b) For institutions that sponsor sand volleyball only, there shall be an annual limit of eight equivalencies and an annual limit of 14 on the total number of counters in the sport of sand volleyball.

(2) Effective Date. August 1, 2010.

(3) Rationale. Limiting the equivalencies to six among 14 total counters is appropriate based on the anticipated playing rules, which would permit five two-person sand volleyball units to compete as a team in competition. It is anticipated that during the sport's emergence, there will be a high number of cross-over student-athletes who participate in both indoor and sand volleyball and limiting the total number of counters will assist in maintaining competitive balance. Based on the information provided to the NCAA Committee on Women's Athletics related to the current sand

volleyball participation numbers, these financial aid limits provide appropriate financial aid opportunities as the sport develops as an NCAA sport. Further, eight equivalencies for sand volleyball is appropriate for institutions that do not sponsor indoor volleyball because the same concerns regarding the number of student-athletes who participate in both sports do not exist at those institutions. Finally, it should be noted that the current application of multisport participant legislation would remain. In other words, any counter in the sport of sand volleyball who also practices or competes in indoor volleyball shall be a counter in indoor volleyball.

(4) Estimated Budget Impact. Dependent on institutional decisions whether to sponsor an identified emerging sport for women. Emerging sports for women may be used to meet sports sponsorship requirements; in Divisions I and II, the minimum membership financial aid requirements; and in Division I, for revenue distribution purposes.

(5) Student-Athlete Impact. Dependent on institutional sponsorship.

b. Review Definition of Recruited Prospective Student-Athlete (Bylaw 13.02.12.1). The cabinet expressed concerns that the current definition of a recruited prospective student-athlete may detrimentally impact an individual's ability to accept financial aid. For example, a prospective student-athlete who receives as few as two telephone calls from institutional coaches but is not issued a National Letter of Intent (NLI) or a written offer of financial aid (and does not participate in any other activities in Bylaw 13.02.12.1) is considered recruited based on the NCAA definition. Thus, certain financial aid (e.g., outside aid with athletics as a major criterion) the prospective student-athlete is eligible to receive may become countable toward team financial aid limits. Conversely, a prospective student-athlete who receives only one phone call but receives 10 e-mails per week is not recruited, by definition, provided the prospective student-athlete is not issued an NLI or written offer of financial aid or participate in any other activities in Bylaw 13.02.12.1. Given the current recruiting culture and methods, the cabinet requested feedback from the NCAA Division I Recruiting and Athletics Personnel Issues Cabinet to determine whether the current definition remains appropriate as this cabinet continues its review of rules related to determining counter status.

c. Referral from the NCAA Division I Legislative Review and Interpretations Committee – Calculation of Equivalencies for Lump Sum Financial Aid Awards. During its January 28 and February 18, 2009, teleconferences, the NCAA Division I Legislative Review and Interpretations Committee requested

feedback from the cabinet on a January 21, 2009, staff interpretation related to lump sum awards. Some members of the cabinet expressed a concern that an institution that does not have institutional policies that require awards to be paid in a specific order may gain an advantage based on the flexibility provided in the staff's interpretation; however, the cabinet voted to support the staff's interpretation.

d. Policies and Practices Task Force – One-Year Period of Award Legislation (Bylaw 15.3.3.1). The cabinet discussed the merits of current NCAA legislation limiting athletically related financial aid to a maximum of one year. During the discussion the cabinet noted its initial desire to maintain the one-year limit because this allows institutional autonomy to provide the most deserving student-athletes athletics financial aid and ensures the best product available to the general public. Further, members of the cabinet believe that athletics financial aid is a "merit" award and an annual review of whether an individual meets the standards of a merit award is the appropriate way to ensure that the most deserving student-athletes receive that award each year. The cabinet also discussed the option of moving to multiyear athletically related financial aid agreements in exchange for a commitment from the student-athlete to participate at the institution for the same number of years. The cabinet agreed to continue its discussion during its September 2009 meeting.

e. Additional Financial Aid Items Submitted by Cabinet Members. The cabinet discussed three items submitted by one of its members related to three different financial aid legislative issues. The cabinet member requested individual cabinet members e-mail feedback on the legislative concepts to him no later than June 20.

f. Directive to Review Division I Bylaws. Due to time constraints, the cabinet did not engage in a full discussion of this item; however, each cabinet member received information highlighting potential areas for review, and will engage in a full discussion at its September 2009 meeting.

2. Nonlegislative Informational Items.

a. Outreach to Financial Aid Community. During its February 2009 meeting, the cabinet directed the staff to draft a plan for outreach (e.g., communication, education) to the financial aid community. The cabinet reviewed and approved the plan drafted by the staff and agreed to update the plan as necessary in the future. The cabinet will continue to receive updates on the staff's progress with these initiatives during future meetings. [Attachment]

b. Best Practices for Conducting Financial Aid Hearing Opportunities. During its February 2009 meeting, the cabinet requested that the staff finalize a comprehensive best practices document related to the application of the financial aid hearing opportunity legislation and renewal/nonrenewal process. The cabinet reviewed and approved the best practices document drafted by the staff. This resource will be made available to the Division I membership on the NCAA Web site.

Committee Chair: M. Grace Calhoun, Indiana University, Bloomington, Big Ten Conference
Staff Liaisons: Brad Hostetter, Academic and Membership Affairs
Vanessa Fuchs, Academic and Membership Affairs
Kris Richardson, Academic and Membership Affairs

ATTACHMENT

Plan for Outreach to Financial Aid Community

	Issue	Outreach Opportunities	Measureable Goals	Steps to Achieve Goal	Individuals Responsible for Implementation	Specific Timetable for Completing the Work
1.	Education for financial aid officers who interact with athletics aid.	Provide educational materials covering day-to-day responsibilities and best practices for dealing with student-athletes and athletics aid that can be accessed by financial aid officers. Use technology (e.g., Webinars, Internet meetings) to establish a periodic training session for the financial aid community, focusing on newer financial aid officers. Provide information on the rationale behind financial aid legislation to the financial aid community to help them better understand it.	Information related to day-to-day responsibilities and best practices for dealing with student-athletes and athletics aid will be included in Division I financial aid-related NCAA Regional Rules Seminar sessions. Determine what communication methods are feasible for educating the financial aid community	Include information related to day-to-day responsibilities and best practices for dealing with student-athletes and athletics aid in Regional Rules Seminar presentations and on ncaa.org. Work with National Association of Student Financial Aid Administrators (NASFAA) to identify optimal education opportunities.	NCAA staff.	**Ongoing**. **2007 RRS**: Best practices for certifying outside awards was a focus of Division I Advanced Financial Aid Regional Rules Seminar session. **2008 RRS**: Best practices for hearing opportunities and renewals/nonrenewals was a focus of Division I Advanced Financial Aid session. **2007-08**: Big East Conference created the Guide to Financial Aid. **Spring 2009**: Best practices document for conducting hearing opportunities was developed by staff and approved by NCAA Division I Awards, Benefits, Expenses and Financial Aid Cabinet.

	Issue	Outreach Opportunities	Measureable Goals	Steps to Achieve Goal	Individuals Responsible for Implementation	Specific Timetable for Completing the Work
2.	Involvement of financial aid officers in Regional Rules Seminars.	Provide opportunities for financial aid officers to participate in Regional Rules Seminar.	Financial aid officers will be co-presenters for Division I financial aid-related Regional Rules Seminar sessions.	Engage financial aid officers as co-presenters for Division I financial aid-related Regional Rules Seminar sessions.	NCAA staff.	**Ongoing**. Since 2007, financial aid officers have served as co-presenters during the Division I Advanced Financial Aid Regional Rules Seminar session.
3.	Communication of NCAA financial aid issues to the financial aid community.	Work with NASFAA, regional and state financial aid organizations to communicate NCAA financial aid-related issues and events to financial aid officers.	Explore the possibility of presenting Division I financial aid issues at NASFAA national convention; regional conventions; and in those organizations' newsletters.	Work with NASFAA, regional and state financial aid organizations to identify areas of interest and develop presentation materials.	NCAA staff and financial aid organizations' leadership.	**Spring 2009**: Talk with organizational leadership about goals and timing of conventions and newsletters. **Summer 2009**: Begin development of presentation materials. **Fall 2009**: Provide a presentation or newsletter article to these various organizations.

	Issue	Outreach Opportunities	Measureable Goals	Steps to Achieve Goal	Individuals Responsible for Implementation	Specific Timetable for Completing the Work
4.	Enhancing existing resources for applying NCAA financial aid legislation.	Educate financial aid community on the availability of existing resources provided by the NCAA.	Promote the availability of NCAA resources (Regional Rules Seminar presentations, online educational videos, NCAA Compliance Assistant program) to financial aid administrators.	Devote upcoming NASFAA presentation or newsletter submission to promotion of existing NCAA resources.	NCAA staff.	See response to Item No. 3.

REPORT OF THE NCAA DIVISION I AWARDS, BENEFITS, EXPENSES AND FINANCIAL AID CABINET SEPTEMBER 17-18, 2009, MEETING

ACTION ITEMS.

1. Legislative Items.

- None.

2. Nonlegislative Items.

- None.

KEY ITEMS.

1. **Discussion of Financial Aid Models.** The NCAA Division I Awards, Benefits, Expenses and Financial Aid Cabinet continued its review of the financial aid items prioritized during its February 2009 meeting. Models related to the current financial aid legislation were reviewed to determine the level of impact the suggested changes would have on student-athlete well-being, team financial aid limits, the athletics department and the availability of financial aid for the general student body. The cabinet then prioritized the elements from the models. The cabinet directed the staff to develop a discussion document to obtain feedback from the broader membership. It is anticipated that this document will be disseminated to the membership in time for the 2010 NCAA Convention.

2. **One-Year Period of Award Legislation (NCAA Bylaw 15.3.3.1).** The cabinet continued its discussion of the merits of current NCAA legislation limiting athletically related financial aid to a maximum of one year. The cabinet agreed to maintain the one-year limit because it allows an institution the autonomy to provide the most deserving student-athletes athletics financial aid and ensures the best product available to the general public. Members of the cabinet believe that athletics financial aid is a "merit" award and an annual review of whether an individual meets the standards of a merit award is the most appropriate way to ensure that the most deserving student-athletes receive that award each year. Finally, it was noted that the financial aid hearing opportunity best practices document includes suggested best practices on notifying and educating student-athletes on the reasons athletics aid may be cancelled or reduced. The cabinet agreed to include additional information related to the expectations of the

institution and student-athlete as they relate to renewing and receiving athletics financial aid.

3. Directive to Review Division I Bylaws. At the direction of the NCAA Division I Board of Directors, the cabinet engaged in an examination of Bylaws 15 and 16, and developed legislative recommendations that could provide financial and operational relief to the membership. In addition to the recommendations located in the legislative informational items section of this report, the cabinet also discussed, but did not forward recommendations for, decreasing the number of complimentary tickets to championships for student-athletes and reducing the value limits for participation awards. The cabinet believes these decisions are more appropriately left to the discretion of an institution.

***INFORMATIONAL ITEMS*.**

1. Legislative Informational Items.

a. The Awards, Benefits, Expenses and Financial Aid Cabinet Respectfully Submits the Following Legislative Concepts as a Result of Its Review of Division I Bylaws as Directed by the Board of Directors.

(1) Bylaw 15.3.3.1.1 -- Financial Aid -- Terms and Conditions of Awarding Institutional Financial Aid -- Period of Institutional Financial Aid Award -- One-Year Period -- Exceptions.

(a) Recommendation. The cabinet agreed to request consideration of legislation to create an additional exception to the one-year period legislation to specify that a student-athlete who graduates during the previous academic year (including summer) may receive athletically related financial aid for less than one academic year, provided the student will exhaust his or her remaining athletics eligibility during the fall term.

(b) Rationale. Under current legislation, NCAA rules prohibit an institution from awarding athletics aid for less than one academic year to a student-athlete with eligibility remaining who has already graduated prior to the academic year in question. The cabinet noted that it is appropriate to allow institutional discretion to determine, on a case-by-case basis, whether to provide athletics aid for less than one year to a student-athlete with eligibility

remaining who has already graduated prior to the academic year in question. Currently, an institution must provide a one-year athletics aid agreement to such a student-athlete and he or she may not genuinely be interested in attending the entire spring semester. In many cases, a student-athlete may attend classes at the beginning of the spring or winter term in order to obtain their scholarship and then focus on training for their professional career. Permitting an institution to review the appropriateness of a second term of athletics aid in these situations could save the institution money if it decides a student-athlete is not engaged enough academically to provide them athletics aid for the second semester.

(2) Bylaw 16.8.1.2.1.1 -- Awards, Benefits and Expenses for Enrolled Student-Athletes -- Expenses Provided by the Institution for Practice and Competition -- Permissible -- Departure/Return Expense Restrictions -- Exceptions.

(a) Recommendation. The cabinet agreed to request consideration of legislation to create an additional exception to the departure/return expense restrictions to specify that an eligible student-athlete may receive actual and necessary travel expenses to represent the institution in athletics competition, provided the student-athlete departs for the competition no earlier than 60 hours prior to the start of the actual competition, the institution can demonstrate overall cost savings, the student-athletes do not miss additional scheduled class time due to the earlier departure and the institution's faculty athletics representative certifies in writing, prior to the travel, that student-athletes miss no additional scheduled class and that there is overall cost savings. Further, the recommendation would specify that the institution must include any additional costs incurred due to the earlier departure (e.g., hotel nights, meals) when evaluating whether there is overall cost savings.

(b) Rationale. Under the current legislation, if an institution's team would like to depart campus more than 48 hours prior to the actual competition due to a documented cost savings related to travel, a waiver must be filed with the NCAA Division I Legislative Council Subcommittee for Legislative Relief. Over the past three years, approximately 140 waivers have been filed for relief of the

departure/return expense restrictions. Of those requests, approximately 30 percent involved assertions related to cost savings. Such waivers are typically granted, provided student-athletes do not miss additional class time as a result of the earlier departure and the institution's faculty athletics representative approved the submission of the waiver request. Under this proposal, if the earlier departure requires additional costs (e.g., hotel nights, meals), the institution must document that overall cost savings result from departing outside of the 48-hour period. Finally, while this proposal would result in student-athletes missing additional campus time, the requirement that such travel must receive prior, written approval from the institution's faculty athletics representative ensures an appropriate academic review.

(3) Bylaw 16.8.1.2.1.1-(e) -- Awards, Benefits and Expenses for Enrolled Student-Athletes -- Expenses Provided by the Institution for Practice and Competition -- Permissible -- Departure/Return Expense Restrictions -- Exceptions.

(a) Recommendation. The cabinet agreed to request consideration of legislation to create an exception to the departure/return expense legislation to specify that return transportation following contests in NCAA championship events, National Governing Body (NGB) championships in emerging sports or licensed postseason football games that take place during the institution's official vacation period during the academic year or between regular academic terms are exempt from the requirement that a student-athlete remain no longer than 36 hours following the conclusion of the competition in order to receive actual and necessary expenses to return to campus, provided the return transportation expenses are equal to or less than the value of the return travel purchased by the team (i.e., within 36 hours following the conclusion of the actual competition).

(b) Rationale. Under the current legislation, when an institution is participating in an NCAA championship event, NGB championship in emerging sports or a licensed postseason football game that takes place during the institutional vacation period and classes are not in session, the institution may provide return transportation to any student-athlete who chooses to stay in the locale of the competition for an extended period after the

competition, regardless of the cost. This proposal would modify the current rule to specify that return transportation expenses may be provided by the institution to the student-athlete only if the cost for such expenses is equal to or less than the value of the return travel purchased by the team that occurs within 36 hours following the conclusion of the actual competition. This proposal is intended to provide some savings related to post-competition travel.

(4) Bylaw 16.8.1.5.1 -- Awards, Benefits and Expenses for Enrolled Student-Athletes -- Expenses Provided by the Institution for Practice and Competition -- Permissible -- Travel to NCAA Championships, NGB Championships in Emerging Sports and Postseason Bowl Games during Vacation Period.

(a) Recommendation. The cabinet agreed to request consideration of an amendment to Bylaw 16.8.1.5.1.1-(a) to specify that an institution may only provide (in lieu of team transportation) the actual transportation costs incurred by the student-athlete to travel from: (1) campus to the event site and back to campus; (2) campus to the student-athlete's home and back to campus; or (3) the student-athlete's home to the event site and back home. Further, to specify that the institution may provide actual transportation costs only if the student-athlete either returns to campus on his or her own or travels home from the event site.

(b) Rationale. The current legislation permits an institution to provide (in lieu of team transportation) the greater of the transportation costs for the student-athlete to travel from: (1) campus to the event site and back to campus; (2) campus to the student-athlete's home and back to campus; or (3) the student-athlete's home to the event site and back home. Under this legislation, if an institution chooses to provide the greater amount of the transportation costs, the student-athlete may retain funds intended to be used for transportation expenses even though the student-athlete did not use the most expensive option of travel. This proposal would ensure that institutions are providing a student-athlete with the actual costs associated with his or her travel and would likely result in savings, particularly for bowl travel. For example, a student-athlete who travels with the team to the event site and the student-athlete travels from the event site to their home (in lieu of team transportation), the institution

would be limited to providing the actual cost of the student-athlete's trip home from the event site.

b. Comments on Proposals in the 2009-10 Legislative Cycle Referred to the Awards, Benefits, Expenses and Financial Aid Cabinet. The cabinet reviewed Division I legislative proposals assigned to it for review that will be considered by the Division I membership as part of the 2009-10 legislative cycle and offered the following comments:

(1) NCAA Proposal No. 2009-12 -- Personnel -- Definitions and Applications -- Undergraduate Student-Assistant Coach. The cabinet agreed to oppose NCAA Proposal No. 2009-12 as written, which would permit a student-athlete to serve as an undergraduate student-assistant coach at the institution at which the student-athlete most recently participated in intercollegiate athletics, provided the student-athlete is currently enrolled at the institution as a full-time undergraduate student and he or she renounces any remaining eligibility in the sport; further, to specify that the limit of undergraduate student-assistant coaches in each sport shall be the same as the limit of countable coaches permitted in the sport. The cabinet recommended the sponsor modify the proposal to eliminate the concept of renouncing eligibility and specify that a student assistant coach is not restricted to serving as a student assistant coach within the five-year eligibility period (no other changes to Bylaw 11.01.4). The cabinet expressed concerns related to the concept of student-athletes renouncing their eligibility, noting that this practice could be used to "run off" underperforming student-athletes. The cabinet's recommendation is intended to maintain the majority of the current rule but allow individuals to return to school after a period of time away. Thus, a student assistant coach may be a graduate student and could serve in such capacity outside of his or her five-year eligibility clock. The cabinet noted such student-coaches remain eligible to receive institutional financial aid beyond the five-year eligibility clock based on Bylaw 15.01.5 which specifies that such students may receive earned athletics aid. Finally, the cabinet noted this modification may still encourage student-athletes who depart their institution prior to graduating to return and finish their baccalaureate degrees, allowing institutions to earn additional NCAA Division I Academic Progress Rate points.

(2) Proposal No. 2009-28 -- Recruiting -- Contacts and Evaluations -- Telephone Calls -- Official and Unofficial Visits -- Offers of Financial Aid -- Tryouts -- Women's Soccer. The cabinet took no position on Proposal

No. 2009-28 which would, in women's soccer, revise or establish restrictions related to contacts, telephone calls official and unofficial visits, offers of financial aid and involvement in nonscholastic-based soccer programs, as specified. The cabinet applauded the leadership displayed by the Southeastern Conference on this issue and supports the concept. However, the cabinet encourages the NCAA Division I Legislative Council to table the proposal until the NCAA Division I Recruiting and Athletics Personnel Issues Cabinet completes its review of early recruitment for potential solutions applicable to all sports.

(3) Proposal No. 2009-29 -- Recruiting and Eligibility -- Four-Year Prospective Student-Athletes -- Permission to Contact and Transfer Release -- Response to Request and Hearing Opportunity. The cabinet agreed to oppose Proposal No. 2009-29 as written, which would specify that an institution shall grant or deny a request to permit another institution to contact a student-athlete about transferring or a request for release as a condition of the one-time transfer exception within seven calendar days of receipt of the request; further, to specify that if the request is denied, the institution shall conduct a hearing within fourteen calendar days of receipt of the student-athlete's written request and that the student-athlete shall be provided the opportunity to actively participate in the hearing. The cabinet recommends the sponsor modify the proposal to specify that an institution shall grant or deny a request to permit another institution to contact a student-athlete about transferring or a request for release as a condition of the one-time transfer exception within seven business days of receipt of the request; further, to specify that if the request is denied, the institution shall conduct a hearing and provide the student-athlete with a written response within 15 business days of receipt of the student-athlete's written request. The cabinet noted this part of the recommendation is the same as the recommendation made by the NCAA Division I Academic Cabinet. However, the cabinet expressed concern about regulating the method of interaction that must occur during the hearing. In the area of financial aid hearings, the cabinet has decided that the process by which interaction occurs during hearings should be left to institutional discretion and would recommend that same autonomy for transfer hearings.

(4) Proposal No. 2009-47 -- Recruiting -- Letter of Intent Programs, Financial Aid Agreements -- Written Offer of Aid Before Signing Date -- Football. The cabinet took no position on Proposal No. 2009-47 which would, in football, specify that prior to August 1 of a prospective student-athlete's senior year in high school, an institution shall not provide a written offer

of athletically related financial aid or indicate in writing to the prospective student-athlete that an athletically related grant-in-aid will be offered by the institution. The cabinet applauded the leadership displayed by the Big East Conference on this issue and supports the concept. However, the cabinet recommended the Legislative Council table the proposal until the Recruiting and Athletics Personnel Issues Cabinet completes its review of early recruitment for potential solutions applicable to all sports.

(5) Proposal No. 2009-48 -- Recruiting and Financial Aid -- Letter-of-Intent Programs, Financial Aid Agreements -- Letter of Intent Restriction -- Limitation on Number of Signings -- Bowl Subdivision Football. The cabinet agreed to support Proposal No. 2009-48 which would, in bowl subdivision football, specify that there shall be an annual limit of 28 on the number of prospective student-athletes who may sign a National Letter of Intent or an institutional offer of financial aid from the initial signing date of the National Letter of Intent through May 31. The cabinet agreed with the sponsor's rationale for the proposal.

(6) Proposal No. 2009-66 -- Eligibility -- Transfer Regulations -- Four-Year College Transfers -- Competition or Receipt of Athletically Related Financial Aid in Year of Transfer -- Tennis. The cabinet agreed to oppose Proposal No. 2009-66 which would, in tennis, specify that a transfer student from a four-year institution who enrolls at the certifying institution as a full-time student after the conclusion of the first term of the academic year and qualifies for an exception to the one-year residence requirement shall not be eligible for competition until the following academic year if he or she has competed during the same academic year or received athletically related financial aid during the same academic year from the previous four-year institution. The cabinet expressed concern that the proposal is overly restrictive and noted that the current legislation for tennis student-athletes who transfer at midyear is appropriate.

(7) Proposal No. 2009-67 -- Financial Aid -- Terms and Conditions of Awarding Institutional Financial Aid -- One-Year Period -- De Minimis Violation. The cabinet agreed to support Proposal No. 2009-67 which would specify that a violation of the financial aid regulations in which financial aid is awarded for less than one academic year shall be considered an institutional violation, but shall not affect the student-athlete's eligibility. The cabinet agreed with the sponsor's rationale for the proposal and recommended the proposal be considered noncontroversial legislation.

(8) Proposal No. 2009-68 -- Financial Aid -- Midyear Replacement -- Graduation during Previous Year -- Women's Volleyball. The cabinet agreed to support Proposal No. 2009-68 which would, in women's volleyball, specify that the financial aid of a counter who graduates at midyear or who graduates during the previous academic year (including summer) may be provided to another student-athlete without making the second student-athlete a counter for the remainder of that academic year. The cabinet agreed with the sponsor's rationale.

(9) Proposal No. 2009-69 -- Financial Aid -- Maximum Institutional Grant-in-Aid Limitations by Sport -- Equivalency Computations -- Exceptions -- Academic Honor Awards -- Transfer Students. The cabinet took no position on Proposal No. 2009-69 which would specify that institutional academic honor awards that are part of an institution's normal arrangements for academic scholarships, based solely on the recipient's cumulative academic record from all collegiate institutions previously attended and awarded independently of athletics interests and in amounts consistent with the pattern of all such awards made by the institution, may be exempted from a team's equivalency computation, provided the recipient achieved a cumulative transferable grade-point average of at least 3.300 (based on a maximum of 4.000). The cabinet recommended the Legislative Council table this proposal to provide time for the cabinet to incorporate this concept into its broader examination of the financial aid legislation, which includes a review of the criteria for these scholarships. It is anticipated that this review will be completed by June 2010.

(10) Proposal No. 2009-71 -- Awards, Benefits and Expenses for Enrolled Student-Athletes -- Housing and Meals -- Permissible Preseason Practice Expenses -- De Minimis Violation. The cabinet agreed to support Proposal No. 2009-71 which would specify that an inadvertent violation of the preseason practice expenses legislation shall be considered an institutional violation, but shall not affect the student-athlete's eligibility. The cabinet agreed with the sponsor's rationale for the proposal and recommended the proposal be considered noncontroversial legislation.

(11) Proposal No. 2009-72 -- Awards, Benefits and Expenses -- Expenses for Student-Athlete's Friends and Relatives -- Reasonable Refreshments. The cabinet agreed to support Proposal No. 2009-72, which would permit an institution to provide the family (e.g., parents or legal guardians, relatives) of a student-athlete with reasonable refreshments (e.g., soft drink, snacks)

in conjunction with educational meetings or celebratory events (e.g., senior night) and on an occasional basis for other reasons. The cabinet agreed with the sponsor's rationale for the proposal.

(12) Proposal No. 2009-73 -- Awards, Benefits and Expenses -- Expenses Provided by the Institution for Practice and Competition -- Nonpermissible -- Lodging in Conjunction with a Regular-Season Home Contest. The cabinet agreed to support Proposal No. 2009-73 which would specify that an institution shall not provide lodging (e.g., hotel, motel, resort) to student-athletes in conjunction with a regular-season home contest, unless the competition site is located more than 25 miles from its campus. Some cabinet members noted concerns with the environment on campus during a Friday night before a home football contest; however, the majority of the cabinet members agreed with the sponsor's rationale for the proposal.

(13) Proposal No. 2009-74 -- Awards, Benefits and Expenses -- Benefits, Gifts and Services -- Occasional Meals -- Location of Meal Provided by Representative of Athletics Interests. The cabinet agreed to oppose Proposal No. 2009-74, which would permit a representative of the institution's athletics interests to provide an occasional meal to a student-athlete or the entire team in a sport on campus or in a facility that is regularly used for home competition. The cabinet expressed concerns regarding monitoring such meals on campus (e.g., tailgate sites) and noted the current legislation provides adequate safeguards against abuse.

c. Other Legislative Comments.

- None.

2. Nonlegislative Informational Items.

a. Outreach to Financial Aid Community. The cabinet received an update from the staff related to outreach efforts (e.g., communication, education) to the financial aid community. Since the June 2009 meeting, the staff has obtained a contact with National Association of Student Financial Aid Administrators (NASFAA) and will begin efforts to communicate NCAA financial aid issues to the financial aid community (e.g., NASFAA quarterly magazine). The cabinet will continue to receive updates on the staff's progress with these initiatives during future meetings.

b. Best Practices for Conducting Financial Aid Hearing Opportunities. The cabinet received an update from the staff on the best practices document related to the application of the financial aid hearing opportunity legislation and the renewal/nonrenewal process. Specifically, this document is now posted on the NCAA Web site and is available for the membership to use as a resource. The cabinet will regularly review and update this resource as necessary at future meetings.

c. Items Submitted by Cabinet Members. The cabinet discussed the following items that were submitted by cabinet members:

(1) Oversigning of Prospective Student-Athletes. The cabinet engaged in a discussion of the issue of oversigning prospective student-athletes and the concern that some prospective student-athletes are being directed by institutions to pursue other options based on the institution signing more prospective student-athletes to grant-in-aid agreements than the team has room to include within its financial aid limits for the upcoming academic year. The cabinet recommended that conference offices collect information on the signing practices of its institutions by identifying the number of prospects signed beyond the available athletics aid and the number of signees who do not enroll and the reason(s) for not enrolling. The cabinet is interested in reviewing such information if, over the course of the next several National Letter of Intent signing periods, there appears to be a student-athlete well-being issue due to oversigning practices. Thus, conference offices are encouraged to bring the issue to the cabinet's attention for future discussion if the information indicates there is an issue.

(2) Eligibility for Financial Aid for Student-Athletes who have Exhausted Eligibility. The cabinet reviewed current NCAA rules on eligibility for institutional financial aid (e.g., athletics financial aid) and how those rules impact a student-athlete who has exhausted eligibility but returned to complete additional credit hours required to receive their degree. Specifically, the cabinet discussed a situation involving an exhausted eligibility student-athlete who needs to complete fewer than 12 credit hours to graduate with his or her degree, but the institution does not offer the necessary credit hours during the fall term; thus, the student-athlete must enroll during both the fall and spring terms in order to graduate. Under the current legislation, it is permissible for an institution to award

institutional financial aid to a student-athlete who has exhausted eligibility and is enrolled in less than a minimum full-time program of studies, provided the student-athlete is carrying for credit the courses necessary to complete degree requirements. In the scenario raised by the cabinet member, since the student-athlete will not be carrying for credit the courses necessary for graduation during the fall term, the student-athlete would be required to enroll initially as a full-time student during the fall term in order to receive institutional financial aid. The cabinet agreed to defer further discussion of this issue until its February 2010 meeting.

(3) Full Grant-in-Aid Limit for Student-Athletes Who Live at Home. The cabinet reviewed the current application of financial aid rules and interpretations as they relate to student-athletes who live at home during the academic year. Specifically, the cabinet reviewed a situation involving a student-athlete who resides with his or her parents or legal guardians and, per institutional policy, is assigned a room and board figure that is less than that used for students who reside off campus, but do not reside with their parents of legal guardians. Some cabinet members expressed concern that coaches of equivalency sports may decide to award such student-athletes less athletics aid, or not award such student-athletes any athletics aid, because the student-athlete's lower room and board figure results in the student-athlete's equivalency being higher than that of another student-athlete who resides off campus, even if the two student-athletes are provided identical awards of athletics aid (e.g., tuition). The cabinet agreed to defer further discussion of this issue until its February 2010 meeting.

(4) Follow-up from June Discussion on Atlantic Coast Conference Items. The cabinet learned that the Atlantic Coast Conference continues to discuss potential legislative changes related to maximum board plans and to the $400 value assigned to books for equivalency computations.

Committee Chair: M. Grace Calhoun, Indiana University, Bloomington, Big Ten Conference
Staff Liaisons: *Brad Hostetter, Academic and Membership Affairs*
Vanessa Fuchs, Academic and Membership Affairs
Kris Richardson, Academic and Membership Affairs

REPORT OF THE NCAA DIVISION I AMATEURISM CABINET JUNE 22-23, 2009, MEETING

ACTION ITEMS.

1. Legislative Items.

- None.

2. Nonlegislative Items.

- None.

KEY ITEMS.

1. Proposals Sponsored for the 2009-10 Legislative Cycle. The cabinet sponsored three legislative proposals for the 2009-10 legislative cycle, including a proposal to change the definition of a professional athletics team and the criteria for determining a season of competition. [See Informational Items 1-a, -b and -c below.]

2. Commercial Activity in Division I Intercollegiate Athletics. The cabinet engaged in a detailed review of the final report of the Task Force on Commercial Activity in Intercollegiate Athletics. The cabinet stressed the need for the legislative changes to strike the appropriate balance between the necessity of commercial involvement in intercollegiate athletics and the principles of amateurism. The cabinet will continue its discussion of the legislative concepts in the report at its September meeting, at which time it may make specific legislative recommendations to the Leadership Council.

INFORMATIONAL ITEMS.

1. Legislative Informational Items.

a. NCAA Bylaw 12.02.4 (Professional Athletics Team).

(1) Recommendation. The cabinet agreed to sponsor legislation for the 2009-10 legislative cycle to permit an individual prior to initial, full-time collegiate enrollment to engage in outside competition with a professional athletics team without jeopardizing intercollegiate eligibility, provided the individual does not receive more than actual and necessary expenses to compete on the team.

The cabinet noted that as part of the recommendation, the competitive equity issues related to participation in organized competition would be addressed as follows:

(a) In sports other than tennis, swimming and diving and women's volleyball, a prospective student-athlete who does not initially enroll full-time in a collegiate institution within one year (or the next opportunity to enroll after one year has elapsed) following the high school graduation date of the prospective student-athlete's class and participates in organized events after the one-year period shall be charged with a season of intercollegiate competition for each year of participation and shall fulfill an academic year in residence on matriculation at the certifying institution before being eligible to represent the institution in intercollegiate competition.

(b) In tennis, a prospective student-athlete who does not initially enroll full-time in a collegiate institution within six months (or the next opportunity to enroll after the six-month period has expired) following the high school graduation date of the prospective student-athlete's class and participates in organized events after the six-month period shall be charged with a season of intercollegiate competition for each year of participation <u>and</u> shall fulfill an academic year in residence for each year of participation on matriculation at the certifying institution before being eligible to represent the institution in intercollegiate competition.

(2) <u>Effective Date</u>. August 1, 2010.

(3) <u>Rationale</u>. The cabinet agreed that prior to initial collegiate enrollment it is more equitable to determine a prospective student-athlete's eligibility based on the specific circumstances of the prospective student-athlete (as opposed to the prospective student-athlete and any of his or her teammates). Under this approach, a prospective student-athlete would also be permitted to sign a contract with a professional sports team, provided the terms of the contract do not allow for the receipt of more than actual and necessary expenses. With this possible legislative change, an institution would no longer be required to determine whether or not a team is considered professional. Instead, an institution would focus its review on an individual's specific circumstances and eligibility would be assessed for the individual using the threshold of receipt of more than actual and necessary expenses from the sports team.

(4) Estimated Budget Impact. Potential cost savings as a result of no longer dedicating resources to determine whether any of a prospective student-athlete's teammates received more than actual and necessary expenses.

(5) Student-Athlete Impact. None.

b. Amateurism – Involvement with Professional Teams – Tryout After Enrollment - Men's Ice Hockey.

(1) Recommendation. The cabinet agreed to sponsor legislation for the 2009-10 legislative cycle to specify that in men's ice hockey, a prospective or enrolled student-athlete may accept actual and necessary travel, and room and board expenses from a professional sports organization that is a member of the National Hockey League (NHL) in order to attend the NHL Scouting Combine, regardless of the duration of the combine.

(2) Effective Date. Immediate.

(3) Rationale. This proposal provides the same benefit to men's ice hockey prospective and enrolled student-athletes that currently is provided in the sport of basketball. Currently, men's ice hockey prospective and enrolled student-athletes must limit their tryout activities to a 48-hour period to avoid jeopardizing their eligibility if they receive any expenses for the tryout from a professional sports organization. As a result, individuals taking part in the combine (which does not include any on-ice activities) have attempted to conduct as many interviews as possible during the 48-hour time period, during which medical screenings and a physical fitness evaluation also take place. This compression of activities can be detrimental to the performance of the participants during an activity that can have significant consequences on their future career.

(4) Estimated Budget Impact. None.

(5) Student-Athlete Impact. Expanded opportunities for men's ice hockey student-athletes to tryout with professional teams.

c. Amateurism – Amateur Status – Exception for Insurance against Disabling Injury Insurance and Awards, Benefits and Expenses for Enrolled Student-Athletes – Benefits, Gifts and Services – Disabling-Injury Insurance.

(1) Recommendation. The cabinet agreed to sponsor legislation for the 2009-10 legislative cycle to specify that an institution's president or chancellor

may designate an institutional staff member(s) to assist student-athletes in making arrangements for securing disabling-injury insurance.

(2) Effective Date. Immediate.

(3) Rationale. Currently, there appears to be a growing trend within the agent and financial advisor community to arrange disability insurance policies and loans for student-athletes for purposes of recruiting. The cabinet believes that allowing institutional staff members to assist student-athletes with these arrangements would eliminate improper third-party involvement and also alleviate the pressures on student-athletes to seek out this assistance from third parties. It would continue to be impermissible for a representative of athletics interest to provide such assistance.

(4) Estimated Budget Impact. Minimal.

(5) Student-Athlete Impact. Potential significant impact on alleviating pressures on student-athletes to seek out assistance from third parties (e.g., agents) in order to secure loans to purchase disabling-injury insurance.

2. Nonlegislative Informational Items.

a. Commercial Activity in Division I Intercollegiate Athletics. The cabinet engaged in a detailed review of the final report of the Task Force on Commercial Activity in Intercollegiate Athletics. The Leadership Council requested the cabinet review the Statement of Principles in order to make recommendations regarding the necessary implementation details relative to the principles pertaining to the amateurism rules. The cabinet stressed the need for the legislative changes to strike the appropriate balance between the necessity of commercial involvement in intercollegiate athletics and the principles of amateurism. The cabinet identified several issues for further discussion at its September meeting and requested that staff provide examples of various new media concepts involving the use of student-athletes' images or names in order to facilitate the discussion.

b. Bylaw and Practices Review. At the request of the Board of Directors, the cabinet engaged in a review of Bylaw 12. The cabinet agreed to continue its examination of the legislation at its September meeting to identify bylaws that could be modified in order to provide possible financial relief to institutions. The cabinet also requested staff solicit the assistance of the National Association of Athletics Compliance (NAAC) for suggestions as to possible legislative change(s).

c. **Guiding Principles.** The cabinet engaged in a discussion regarding its guiding principles and priorities to be used when considering legislative proposals or other amateurism issues. [Attachment A.]

d. **Eligibility Center Report.** The Eligibility Center staff provided an overview of data related to the amateurism certification process (e.g., most penalized sports, bylaws most frequently violated and sports most frequently involved). The cabinet also received an update on the Expense Valuation Pilot Program and reaffirmed that the US Census Bureau Web site is the most appropriate source for expense valuation determinations. The Eligibility Center announced that a new registration Web site will be launched June 29, 2009, at www.eligibiltycenter.org. The cabinet also approved the updated NCAA Divisions I and II Amateurism Certification Process Policies and Procedures. The cabinet also engaged in a discussion regarding the challenges faced by the Eligibility Center staff with prospects who are not truthful during the certification process and requested that this be a future cabinet discussion item.

Cabinet Chair: *Mike Rogers, Baylor University, Big 12 Conference*
Staff Liaison(s): *Rachel Newman Baker, Agent, Gambling and Amateurism Activities*
Angie Cretors, Agent, Gambling and Amateurism Activities
Geoff Silver, Academic and Membership Affairs

Attachment A

GUIDING PRINCIPLES
FOR THE AMATEURISM CABINET

1. Student-athletes shall be an integral part of the student-body and their participation should be motivated primarily by education and by the physical, mental and social benefits to be derived.

2. Ensure that legislation reinforces that student participation in intercollegiate athletics is an avocation, and student-athletes should be protected from exploitation.

3. Minimize missed class time; maximize time spent pursuing educational opportunities

4. All commercial activities shall support intercollegiate athletics and be consistent with the values of higher education.

5. Ensure legislation is written in a simple, clear and enforceable manner.

6. Consider the amount of time legislation has been in effect before supporting a legislative change.

7. Consider the impact of proposals on institutional, conference, NCAA and Eligibility Center resources and staff members.

8. Ensure feedback has been solicited from stakeholders.

9. Consider if sport-specific legislation is warranted or if proposed legislation can/should be expanded to other sports.

10. Examine potential unintended consequences when reviewing legislation.

The National Collegiate Athletic Association
June 26, 2009 RNB:esb

REPORT OF THE NCAA DIVISION I AMATEURISM CABINET SEPTEMBER 24, 2009, MEETING

KEY ITEMS.

1. **NCAA Proposal No. 2009-22 (Amateurism and Eligibility – Involvement with Professional Teams – Exception – Prior to Initial Full-Time Collegiate Enrollment – Seasons of Competition).** The cabinet agreed to exclude the sport of men's ice hockey from this proposal. As is set forth more fully in informational item 1-(a) below, the cabinet, after reviewing feedback from USA Hockey, the American Hockey Coaches Association and the Hockey Commissioner's Association, agreed that the legislative changes included in the proposal would be detrimental to men's ice hockey prospective student-athletes, to Division I institutions that sponsor men's ice hockey and to the performance of United States national teams.

2. **Commercial Activity in Division I Intercollegiate Athletics.** The cabinet continued its review and examination of the final report of the Task Force on Commercial Activity in Intercollegiate Athletics. The cabinet expressed support for the principles in the report and requested that staff draft the principles as legislative concepts to be reviewed at their February in-person meeting or at an earlier date via teleconference. During its discussion, the cabinet identified several areas to be given careful consideration, as detailed below in informational item 2-(a), including student-athlete consent and the importance of referencing the name of a student-athlete's institution in conjunction with the use of their name or likeness.

ACTION ITEMS.

1. **Legislative Items.**

   a. **Request for Noncontroversial Legislation to Modify Temporary Certification Period Related to Certification of Amateur Status.**

      (1) Recommendation. The Division I Amateurism Cabinet recommends the NCAA Division I Legislative Council adopt noncontroversial legislation to specify that both recruited and non-recruited student-athletes may practice, but not compete, for a maximum period of 45 days before the student-athlete's amateur status has been certified.

      (2) Effective Date. Immediate.

      (3) Rationale. Currently, recruited student-athletes are only permitted to practice for 14 days prior to their amateur status being certified by the Eligibility Center. However, each year since the inception of the

amateurism certification process, the NCAA Division I Legislative Council Subcommittee for Legislative Relief has issued a blanket waiver to permit recruited and nonrecruited student-athletes to practice (but not compete) while awaiting final amateurism certification from the Eligibility Center. The blanket waivers have been granted to provide flexibility to the NCAA amateurism certification staff due to the high volume of urgent amateur cases as a result of late registrants, delayed responses for additional information and the time required to complete amateurism certifications. Based on feedback from the amateurism certification staff, these issues have been consistent from year-to-year and there is no indication they will be sufficiently remedied to accommodate a 14-day temporary certification period. The amateurism certification staff noted, however, that the 45-day temporary certification period generally provides sufficient time to issue a final certification decision for a student-athlete. Accordingly, this legislative change would permanently address this issue and eliminate the need to issue a blanket waiver annually.

(4) Estimated Budget Impact. None.

(5) Student-Athlete Impact. None.

b. Request to Adopt NCAA Proposal No. 2009-25 (Amateurism – Promotional Activities – Institutional, Charitable, Education or Nonprofit Promotions – Release Statement –De Minimis Vioilation) as Noncontroversial Legislation.

(1) Recommendation. The Division I Amateurism Cabinet recommends the NCAA Division I Legislative Council adopt NCAA Proposal No. 2009-25 (Amateurism – Promotional Activities – Institutional, Charitable, Education or Nonprofit Promotions – Release Statement –De Minimis Violation) as noncontroversial legislation.

(2) Effective Date. Immediate.

(3) Rationale. This proposal does not substantially modify existing legislation which states that violations involving the use of a student-athlete's name or picture, without his or her consent, in a manner contrary to the promotional activities legislation are considered institutional violations, but do not impact student-athletes' eligibility. This proposal simply expands the current de minimis provisions to situations in which a promotional activity would have been permissible had the appropriate consent paperwork been processed. This change is requested as noncontroversial legislation, inasmuch as broader consultation and debate

are unlikely to improve the proposal in any substantial way, significant disagreement or alternative points of view will not be generated and there does not appear to be a significant impact on existing legislation.

(4) Estimated Budget Impact. None.

(5) Student-Athlete Impact. None.

2. Nonlegislative Items.

- None.

***INFORMATIONAL ITEMS*.**

1. Legislative Informational Items.

a. Modification to NCAA Proposal No. 2009-22 (Amateurism and Eligibility – Involvement with Professional Teams – Exception – Prior to Initial Full-Time Collegiate Enrollment – Seasons of Competition). The cabinet agreed to modify this proposal to exclude the sport of men's ice hockey. After sponsoring the proposal at its June 2009 meeting, the cabinet received significant feedback from several constituent groups involved in the sport of men's ice hockey, including USA Hockey, the American Hockey Coaches Association and the Hockey Commissioners' Association, which comprises the six NCAA Division I men's ice hockey conferences (hereinafter the "ice hockey community"). According to the ice hockey community, the proposal would have far-reaching negative effects on both institutions that sponsor the sport of men's ice hockey, prospective student-athletes and U.S. National Teams. Specifically, the ice hockey community strongly believes that many more prospective student-athletes seeking to participate in NCAA Division I men's ice hockey would elect to participate in Major Junior A hockey prior to initial collegiate enrollment. As a result, although the proposal would permit such activity, their eligibility status would likely be jeopardized once they became involved in the Major Junior A leagues (e.g., by being influenced to accept more than actual and necessary expenses, signing with an agent, or by signing a professional contract). The ice hockey community expressed concern that the Canadian Hockey League, the governing body for Major Junior A ice hockey, would intentionally attempt to jeopardize prospective student-athletes' NCAA eligibility in order to retain their services and continued participation in their league. Further, the ice hockey community asserted that participation in Major Junior A hockey would be detrimental to prospective student-athletes' academic success given the demands

of participation in that league. Lastly, USA Hockey commented that the proposal would adversely impact future U.S. performance in international competition, including the Olympic Winter Games.

The ice hockey community is also strongly opposed to the delayed enrollment portion of the proposal due to the fact that it is very common for men's ice hockey prospective student-athletes to compete in junior hockey for more than one year after high school graduation and before initial collegiate enrollment. As a result, the average age of an incoming men's ice hockey prospective student-athlete is higher than in many other sports. The ice hockey community asserted that the extremely positive Academic Progress Rates (APR) in their sport can be attributed to the maturity level of their incoming prospective student-athletes and the fact that the prospective student-athletes who elect not to participate in Major Junior A hockey have a clear commitment to earning a college degree. For example, in the years 2005-06, 2006-07 and 2007-08, the APR scores for men's ice hockey were 970, 970 and 973, respectively. Accordingly, for all the foregoing reasons, the cabinet agreed to modify its proposal.

b. Modification to NCAA Proposal No. 2009-24 (Amateurism – Involvement with Professional Teams – Tryouts – Men's Ice Hockey). The cabinet agreed to modify this proposal to specify that a prospective or enrolled student-athlete may accept actual and necessary expenses only from the National Hockey League (NHL), but not from a professional sports organization that is a member of the NHL, to attend the NHL scouting combine, regardless of the duration of the combine. The Hockey Commissioners' Association asserted that limiting the provision of these expenses to the NHL would reduce the likelihood of improper benefits being provided to a prospective or enrolled student-athlete from a professional team.

2. Nonlegislative Informational Items.

a. Commercial Activity in Division I Intercollegiate Athletics. The cabinet continued its discussion and review of the final report of the Task Force on Commercial Activity in Intercollegiate Athletics. The cabinet expressed support for the principles in the report and requested that the principles be drafted as legislative concepts to be reviewed at their February in-person meeting or at an earlier date via teleconference. During its review, the cabinet identified several issues within the principles to be given careful consideration. First, the cabinet agreed the legislation should clearly require that any use of a student-athlete's name or likeness be accompanied by a reference to the student-athlete's institution (e.g., "Watch *State University* Quarterback Joe Smith this Saturday on ABC"). The cabinet also agreed that institutions should be required to obtain a student-

athlete's consent for each separate promotional activity in which their name or likeness will be used. The cabinet gave strong consideration to the position of the National Student-Athlete Advisory Committee with regard to the consent issue. The cabinet also addressed the importance of portraying student-athletes in a positive light and ultimately agreed that this issue could be addressed through the principles related to student-athlete exploitation, student-athlete consent or the commercial activities oversight committee as described in Principle No. 5.

The cabinet expressed concern regarding time demands placed on student-athletes as a result of their participation in promotional activities (e.g., when student-athletes are asked to make in-person appearances or be filmed for a specific promotion). The cabinet agreed to continue to discuss this issue. Lastly, the cabinet discussed, but did not come to agreement on the issue of the degree to which institutions, conferences and the NCAA would have autonomy to use student-athlete images in connection with specific types of sponsors.

b. **Receipt of Expenses to Attend National Hockey League (NHL) Rookie Camps.** The cabinet reviewed a recommendation from the American Hockey Coaches Association and the Hockey Commissioners' Association to permit prospective and enrolled student-athletes to receive actual and necessary expenses to attend a NHL team's rookie camp after being drafted by that team. The cabinet did not support modifying NCAA Proposal No. 2009-24 (Amateurism – Involvement with Professional Teams – Tryouts – Men's Ice Hockey) to include this exception, but requested that staff obtain additional information regarding the rookie camps (e.g., timing and duration of the camps, purpose of the camps) in order to continue the discussion at its February meeting.

c. **Bylaw and Practices Review.** The cabinet continued its examination of Bylaw 12 to identify bylaws that could be modified in order to provide possible financial relief to institutions. The cabinet also reviewed feedback solicited from the National Association of Athletics Compliance (NAAC). The cabinet noted the difficulty of identifying areas for cost savings within the amateurism legislation but agreed that the two primary areas of discussion during its meeting (NCAA Proposal No. 2009-22 and the legislative concepts within the task force report on commercial activities) hold the potential for cost savings and increased revenue generation.

d. **Amateurism Certification Process Update and Review of Policy and Procedure Manual.** The cabinet received an update from the Eligibility Center amateurism certification staff related to the fall certification season and approved several amendments to the amateurism certification process policy and procedure manual. The cabinet received a presentation of the new Eligibility Center Web

site, including the registration process for prospective student-athletes. The cabinet discussed the fact that the new Web site requires a prospective student-athlete to pay the registration fee (or request a fee waiver) and complete the amateurism questionnaire before being classified as registered. The cabinet agreed to solicit feedback from the membership regarding the impact of the new registration process as it relates to legislative requirements for official visits and to revisit the issue at its February meeting.

Cabinet Chair: *Mike Rogers, Baylor University, Big 12 Conference*
Staff Liaison(s): *Rachel Newman Baker, Agent, Gambling and Amateurism Activities*
Angie Cretors, Agent, Gambling and Amateurism Activities
Geoff Silver, Academic and Membership Affairs

REPORT OF THE NCAA DIVISION I RECRUITING AND ATHLETICS PERSONNEL ISSUES CABINET JUNE 8-9, 2009, MEETING

KEY ITEMS.

1. **Proposals Sponsored for the 2009-10 Cycle**. The NCAA Division I Recruiting and Athletics Personnel Issues Cabinet sponsored 10 legislative proposals for the membership's consideration for the 2009-10 legislative cycle. One proposal is being forwarded to the NCAA Division I Legislative Council for consideration as emergency or noncontroversial.

2. **Coaching Limits and Athletics Personnel Issues.** The cabinet examined the feedback received from the membership and other constituent groups to the April 2009 coaching limits and athletics personnel discussion document and, as detailed in other sections of this report: affirmed current legislation regarding countable coaches and volunteer coaches; sponsored legislation regarding student assistant coaches, noncoaching staff with sport-specific responsibilities and managers; and agreed to further study the positions of graduate assistant coaches and noncoaching staff with sport-specific responsibilities.

3. **Recruiting Materials.** The cabinet examined current legislation regarding institutional letterhead, printed media guides and audio/video materials. It sponsored legislation to set forth restrictions on institutional letterhead to curb the increasingly elaborate design of materials being called letterhead. It supported a concept to eliminate the provision of printed media guides for recruiting purposes, but declined to sponsor legislation at this time noting some conferences have already indicated the intent to sponsor legislation in this regard. Finally, the cabinet sponsored legislation to deregulate the current restrictions on audio/video materials.

4. **Bylaw and Practices Review.** At the direction of the NCAA Division I Board of Directors, the cabinet engaged in an examination of NCAA Division I Bylaws 11 and 13 and created an initial list of possible bylaws and policy changes that could potentially be modified to provide financial and operational relief to the membership. The cabinet noted, however, further examination and discussion would be needed prior to moving any towards legislative proposals. Further, the cabinet noted the principle of the Board's charge was also considered in some of the proposals sponsored by the cabinet for the upcoming cycle.

LEGISLATIVE ITEMS.

1. **Emergency or Noncontroversial Item.**

- **Administrative Regulations - Recruiting Calendars - Women's Volleyball - Evaluation Period in Conjunction With the Championship.**

  (1) Recommendation. The cabinet agreed to sponsor and request the Legislative Council adopt as emergency or noncontroversial legislation to permit evaluations in women's volleyball to occur at one single-day event conducted Thursday, Friday, Saturday or Sunday of the NCAA Division I Women's Volleyball Championship, provided the event occurs within a 30-mile radius of the championship site.

  (2) Effective Date. Immediate.

  (3) Rationale. This proposal does not substantially modify existing legislation that was adopted last year with NCAA Division I Proposal No. 2007-5, rather it simply expands the window of time during which events may be held from one day to four days. After experiencing the first year of the legislation, it was clear that limiting the opening to one day reduced the flexibility necessary to accommodate the events in conjunction with other activities surrounding the championship. The cabinet noted that the estimated impact to recruiting and recruiting budgets continues to be minimal as the American Volleyball Coaches Association convention is held in conjunction with the championship, so many coaches are already in the locale of the championship, even if their teams are not participants. The cabinet also noted this exception is similar to the exception that exists in women's basketball and is limited to a single day event and that all coaches from the same institution would be required to attend the same event. Finally, the cabinet notes this proposal was initiated and supported by the American Volleyball Coaches Association.

  (4) Estimated Budget Impact. Minimal.

  (5) Student-Athlete Impact. None.

2. Other Legislative Items.

a. Athletics Personnel - Definitions and Applications - Student Assistant Coaches.

(1) Recommendation. The cabinet sponsored a proposal to permit any student-athlete to serve as a student assistant coach at the institution at

which the student-athlete most recently participated in intercollegiate athletics, provided the student-athlete is currently enrolled at the institution as a full-time undergraduate student and forfeits any remaining athletics eligibility. Further, to specify that the number of student assistant coaches be limited in each sport consistent with the limit of countable coaches permitted in each sport.

(2) Effective Date. August 1, 2010.

(3) Rationale. Based on the cabinet's examination of the current coaching limits and athletics personnel legislative model and the feedback received from the membership and other constituent groups to the April 2009 coaching limits and athletics personnel discussion document, the cabinet agreed to modify certain criteria required to be designated as a student assistant coach. This proposal will expand opportunities for student-athletes to gain coaching experience while enrolled as a full-time undergraduate student by eliminating the requirement that the student-athlete must have exhausted his or her eligibility or be injured to the point that he or she cannot practice or compete ever again. Any concern that institutions would gain a competitive advantage by this expansion is addressed with the condition that student assistant coaches would forfeit any remaining eligibility. Further, permitting former student-athletes to serve as student assistant coaches outside of their five-year eligibility period at the institution where they most recently participated may encourage student-athletes who departed their institution prior to graduating to return and finish their baccalaureate degrees and allow institutions to earn additional NCAA Division I Academic Progress Rate points. Finally, the cabinet believes limits on the number of student assistant coaches is appropriate to provide additional coaching opportunities while being mindful of any competitive equity concerns that may arise if no limit was set with the expansion of individuals who are now eligible for these positions.

(4) Estimated Budget Impact. Minimal, dependent on number of student assistant coaches used by an institution.

(5) Student-Athlete Impact. Expanded opportunities to be designated a student assistant coach prior to graduation.

b. Athletics Personnel - Noncoaching Staff With Sport-Specific Responsibilities.

(1) Recommendation. The cabinet sponsored a proposal to permit noncoaching staff with sport-specific responsibilities to participate in organized activities involving only the coaching staff or administrative duties (e.g., attend meetings involving coaching activities, analyze video of the institution's or an opponent's team, track statistics during practice or games) at any time. Further, to specify that these individuals are prohibited from participating in instructional activities with student-athletes and engaging off-campus recruiting activities.

(2) Effective Date. Immediate.

(3) Rationale. Based on the cabinet's examination of the current coaching limits and athletics personnel legislative model and the feedback received from the membership and other constituent groups to the April 2009 coaching limits and athletics personnel discussion document, the cabinet noted the confusion and inconsistent application of current legislation governing noncoaching activities such as attendance at coaches meetings and analyzing video of the institution's team or opponents. The cabinet agreed participation in these activities does not result in a significant advantage to warrant all of the current restrictions on noncoaching activities. The cabinet believes this proposal establishes a reasonable and practical standard by which to define the duties of noncoaching staff with sport-specific responsibilities while retaining the restrictions that these individuals may not participate in instructional activities with student-athletes, engage in off-campus recruiting activities, be identified as coaches or participate with or observe student-athletes in nonorganized voluntary athletically related activities. Furthermore, the involvement of these individuals in practice or game activities (e.g., throw bounce passes, retrieve balls, throw batting practice, signal plays), even if at the direction of a coaching staff member, would be considered instructional activities and would not be permitted. It would be permissible for these individuals to attend practice and competition, to be in the team bench or sideline area and perform administrative duties (e.g., track statistics, run clock, take notes for coaching staff), provided they are not involved in instructional activities with student-athletes. Finally, the creation of a separate definition for this position will be helpful in outlining and distinguishing their duties from other positions in the legislation.

(4) Estimated Budget Impact. Minimal.

(5) Student-Athlete Impact. None.

c. Athletics Personnel - Managers.

(1) Recommendation. The cabinet sponsored a proposal to establish a definition for managers to specify that a manager: (1) must be enrolled as a full-time, degree-seeking undergraduate or graduate student at the institution; (2) shall not be involved in any off-campus recruiting or perform any recruiting coordination functions; (3) must perform traditional managerial duties; (4) may perform limited duties during practice or competition involving student-athletes on a regular basis, but may not provide instruction to student-athletes or participate in countable athletically related activities; and (5) in baseball, forfeits any remaining athletics eligibility in that sport.

(2) Effective Date. August 1, 2010.

(3) Rationale. Based on the cabinet's examination of the current coaching limits and athletics personnel legislative model and the feedback received from the membership and other constituent groups to the April 2009 coaching limits and athletics personnel discussion document, the cabinet noted there is no specific definition of managers in current legislation and that many of the regulations are found in interpretations. Further, the cabinet agreed with a majority of the feedback received that managers should be limited to individuals who are enrolled as full-time undergraduate or graduate students since these positions are intended to support the coaching staff and team in a limited manner rather than provide a development opportunity for others with prior professional experience (e.g., college coach, high school coach). The cabinet believes these individuals are more appropriately considered and subject to the restrictions on noncoaching staff with sport-specific responsibilities. Under this proposal, there is no time limit on when a student could serve as a manager provided they are enrolled full time at the time they serve as a manager and there is no limit on the number of managers a team could designate. Further, managers could participate in limited duties (e.g., throw bounce passes, retrieve balls, throw batting practice) during practice or competition involving student-athletes on a regular basis to clarify that the nature of the duties are limited rather than the frequency in which they are performed. Additionally, managers in baseball would forfeit any remaining eligibility in baseball as soon as they serve as a manager. This condition is designed to address the potential abuse for tryouts given the roster limit in baseball and the concern of stockpiling student-athletes. Finally, the creation of a separate definition for this position will be

helpful in outlining and distinguishing their duties from other positions in the legislation.

(4) Estimated Budget Impact. Minimal.

(5) Student-Athlete Impact. None.

d. Athletics Personnel - Limitations on the Number of Coaches and Off-Campus Recruiters - Sand Volleyball.

(1) Recommendation. The cabinet sponsored a proposal that specifies the coaching limitations in the sport of sand volleyball as follows: (1) two head or assistant coaches for institutions that sponsor only sand volleyball; and (2) four head or assistant coaches for institutions that sponsor women's volleyball and sand volleyball. Further, to specify that there shall be a limit of two on the number of off-campus recruiters for institutions that sponsor only sand volleyball and for institutions that sponsor both women's volleyball and sand volleyball.

(2) Effective Date. August 1, 2010.

(3) Rationale. This proposal reflects an increase of one to the current women's volleyball countable coach maximum limitations if an institution sponsors both women's volleyball and sand volleyball. Due to an overlap in the women's volleyball and sand volleyball championship and nonchampionship segments, the cabinet believes this increase is necessary to allow coaches to have an appropriate work/life balance and to provide an opportunity for sand volleyball student-athletes who do not participate in women's volleyball to train with their coach(es) during the fall nonchampionship segment. Further, the cabinet believes a maximum limit of two coaches for institutions sponsoring only sand volleyball is appropriate to coach and manage the anticipated squad size of 10 to 14 student-athletes. Finally, the cabinet notes the input and examination of this issue by the American Volleyball Coaches Association in developing and recommending this proposal.

(4) Estimated Budget Impact. Costs associated with hiring additional countable coaches.

(5) Student-Athlete Impact. None

e. **Recruiting - Limitations on Number of Evaluations - Evaluation Days - Women's Volleyball and Sand Volleyball.**

(1) Recommendation. The cabinet sponsored a proposal that specifies a limit of 100 evaluation days for recruiting purposes (measured August 1 through July 31) for institutions that sponsor both women's volleyball and sand volleyball and for institutions that sponsor only sand volleyball.

(2) Effective Date. August 1, 2010.

(3) Rationale. This proposal will permit institutions that sponsor women's volleyball and sand volleyball an additional 20 evaluation days. It is expected that in the initial years of sponsorship, a predominant number of sand volleyball participants will also be women's volleyball participants. Due to the limited opportunities to evaluate prospective student-athletes competing in sand volleyball events currently, it is reasonable to expect that the evaluations for sand volleyball student-athletes will be conducted during women's volleyball competition. The cabinet recognized these same challenges will be faced by institutions that sponsor only sand volleyball and believes a limit of 100 evaluation days is also appropriate for these institutions, rather than an unlimited number as suggested by the American Volleyball Coaches Association. Further, the cabinet noted that the number of permissible evaluation days should remain at 80 for institutions that sponsor only women's volleyball.

(4) Estimated Budget Impact. Additional costs associated with increase in number of permissible evaluation days for institutions that sponsor sand volleyball.

(5) Student-Athlete Impact. None.

f. **Athletics Personnel - Limitations on the Number of Countable Coaches and Off-Campus Recruiters - Women's Volleyball. Recruiting - Evaluation Days - Women's Volleyball.**

(1) Recommendation. The cabinet sponsored a proposal for women's volleyball to specify that a countable coach (head or assistant) who is involved (e.g., coaching, consulting, representing) with a local sports club on a paid or unpaid basis at any time must be counted as one of the two permissible off-campus recruiters at any one time. Further, to specify that an institution must count each day towards the institution's limit of 80

evaluation days when the coach is involved in coaching (directly or indirectly) the local sports club in competition.

(2) Effective Date. August 1, 2010.

(3) Rationale. This proposal would place further restrictions on women's volleyball coaches' involvement with local sports clubs. Many volleyball coaches feel compelled to be involved with local sports clubs for the benefit of developing relationships with prospective student-athletes that may assist the institution during the recruiting process. The cabinet noted the interest in teaching the game to younger players has become a secondary priority compared to the possible recruiting advantages gained by coaches' involvement with a local sports club. While permitting women's volleyball coaches to remain involved with local sports clubs, the proposal will help to ensure coaches' involvement with club volleyball programs is not an attempt to evade current recruiting regulations. Participation with club teams during practice would continue to not count towards an institution's limit of 80 evaluation days, unless during a quiet period, and it remains impermissible for coaches to be involved with club teams in competition during a quiet period. Additionally, the cabinet noted this proposal would not impact coaches' involvement with local sports clubs comprised of nonprospect-aged participants. Finally, the cabinet notes this proposal was initiated and supported by a majority of Division I coaches of the American Volleyball Coaches Association.

(4) Estimated Budget Impact. None.

(5) Student-Athlete Impact. None.

g. Recruiting - Camps and Clinics - Women's Volleyball.

(1) Recommendation. The cabinet sponsored a proposal to prohibit women's volleyball coaches from being employed (paid or unpaid) with off-campus institutional camps or clinics and noninstitutional camps or clinics held at any location during a quiet period.

(2) Effective Date. August 1, 2010.

(3) Rationale. This proposal would restrict women's volleyball coaches involvement in these types of camps or clinics which have been used as an effective means of gaining exposure to a prospective student-athlete or group of prospective student-athletes at a time when off-campus

recruitment is otherwise not permitted. Institutions could continue to host institutional camps or clinics on its own campus during this time. The cabinet also noted that similar legislation restricting coaches' involvement in institutional and noninstitutional camps or clinics exists in men's basketball and football. Finally, the cabinet notes this proposal was initiated and supported by the American Volleyball Coaches Association.

(4) Estimated Budget Impact. None.

(5) Student-Athlete Impact. None.

h. Recruiting Materials - Audio/Video Materials.

(1) Recommendation. The cabinet sponsored a proposal to permit an institution to show or provide audio/video materials to prospective student-athletes, provided the audio/video materials are not created for a recruiting purpose. Further, to specify that computer recruiting presentations may include audio/video materials not created for a recruiting purpose.

(2) Effective Date. Immediate.

(3) Rationale. This is an effort to deregulate legislation related to audio/video materials based on the advancements of technology. Prior to the technological capabilities that exist today, the current restrictions on audio/video were necessary to maintain equity and minimize cost. However, nearly all institutional Web sites now contain some form of video content (e.g., interviews, press conferences, competition highlights, live or archived contests, facility tours) due to the ease of use and minimal costs associated with recording, producing, posting, sharing and accessing video. Further, much of today's online video content posted on institutional Web sites is not being created solely for a recruiting purpose and is considered general information in content and access, thereby not subjecting it to recruiting legislation. There should not be a substantial increase in the amount of audio/video being produced since most institutions are already producing audio/video that satisfies this proposal. As a result, deregulation in this area is appropriate while still prohibiting institutions from creating audio/video for a recruiting purpose which is the same standard used to regulate attachments to general correspondence. Finally, institutions could still create computer recruiting presentations under this proposal, but would now be permitted to include permissible

audio/video content in their presentations, provided the audio/video was not created for a recruiting purpose.

(4) Estimated Budget Impact. Minimal.

(5) Student-Athlete Impact. None.

i. Recruiting Materials - General Correspondence - Institutional Letterhead.

(1) Recommendation. The cabinet sponsored a proposal to specify that general correspondence may only be sent to prospective student-athletes, their parents or legal guardians, their coaches or any other individual responsible for teaching or directing any activity in which a prospective student-athlete is involved on institutional letterhead that satisfies all of the following conditions: (1) cannot exceed eight and one-half by 11 inches; (2) only one piece of letterhead may be sent per mailing; (3) no restrictions on design or content on one side; (4) must be blank on the other side except for text (typed or handwritten) used to communicate a message to the recipient and any other handwritten information; and (5) additional pages to the one piece of letterhead must be on white paper with black ink.

(2) Effective Date. August 1, 2010.

(3) Rationale. Given the recent regulations adopted governing institutional note cards and postcards, there has been increased concern regarding institutional letterhead which was deregulated in 1993 with no restrictions on design, content or size. Specifically, institutional letterhead appearing to resemble advertisements, mini posters and press releases that change on a weekly basis rather than traditional letters or letterhead has raised similar concerns that led to the adoption of Proposal No. 2006-39 which placed limitations on institutional note cards. Similarly, prior to adoption of Proposal No. 2006-39, there were no restrictions on size, design or content of note cards and the lack of limitations led to the creation of items that no longer resembled traditional note cards as intended. The rationale statement expressed the membership's concern and frustration with the "no limits" evolution of note cards by noting the shift to more elaborate items and the creation of a consistent standard to ensure equity and minimize any associated cost. It is under these same circumstances that the cabinet has attempted to address institutional letterhead in a slightly different manner by still affording institutions creative flexibility in its design, but limiting that flexibility to one side of the letterhead. However,

institutions must still adhere to any institutional policies on letterhead that may exist (e.g., must include mailing address, Web site address). Further, the regulations on attachments to general correspondence remain. The cabinet believes this flexibility, coupled with the other restrictions on size and the remaining content, strikes an appropriate balance in this area.

(4) Estimated Budget Impact. Potential reduction for those institutions currently printing two-sided letterhead.

(5) Student-Athlete Impact. None.

INFORMATIONAL ITEMS.

1. **Bylaw and Practices Review**. At the request of the Board of Directors, the cabinet engaged in a review of Bylaws 11 and 13 and created an initial list of possible bylaws and policy changes that could potentially be modified to provide financial and operational relief to the membership. It is important to note each of these items will require further examination to develop specific recommendations prior to adoption. Further, they are not listed in priority order.

a. Bylaw 11:

- Eliminate live, in-person scouting for all sports.
- Reduce the number of coaches who can recruit off campus at any one time.

b. Bylaw 13:

- Deregulate communication with prospective student-athletes (e.g., telephone calls, text messages, electronic mail, "do not call list").
- Eliminate the mailing of all printed recruiting materials.
- Eliminate the use of express mail for delivery of the National Letter of Intent (e.g., send via electronic mail or regular mail).
- Limit the number of official visits for all sports.
- Reduce the number of official visits per prospective student-athlete.

- Limit the expenses associated with official visits (e.g., lodging, meals, entertainment).
- Prohibit official visits for prospective student-athletes who have already signed an NLI.
- Limit the number of subscriptions to recruiting or scouting services.
- Create recruiting calendars for all sports.
- Shorten the July evaluation period for basketball.

Further, the cabinet noted the following actions or positions taken during its meeting that also fall under the Board's charge: (1) sponsored a proposal to restrict institutional letterhead; (2) supported efforts to eliminate printed media guides for recruiting purposes; (3) sponsored a proposal to establish a limit of 100 evaluation days for institutions sponsoring sand volleyball; (4) sponsored a proposal to limit the number of student assistant coaches; (5) sponsored a proposal to specify that managers must be full-time students; (6) continued examination of graduate assistant coaches and noncoaching staff with sport-specific responsibilities; and (7) identified the examination of communication methods in the recruiting process as a priority item during the upcoming year. Finally, the cabinet also noted two other areas outside of its jurisdiction that should be considered, including the elimination of foreign tours and the examination of current five-year clock and season-of-competition legislation.

2. **Priority Item - Coaching Limits and Athletics Personnel.** Based on the cabinet's examination of the current coaching limits and athletics personnel legislative model and the feedback received from the membership and other constituent groups to the April 2009 coaching limits and athletics personnel discussion document, the cabinet engaged in discussion of the following:

a. **Countable Coaches**. The cabinet agreed to maintain the current number of countable coaches in all sports. The cabinet noted the current number of countable coaches is appropriate for several reasons. The current limit maintains competitive equity among all Division I institutions and, specifically, there is the same opportunity for success among all institutions resulting in better competition across the division. Also, the cabinet believes the current limits help preserve the quality of skill and competition expected by administrators, coaches, student-athletes and fans at the Division I level. Finally, the cabinet noted the current limits provide student-athletes with an appropriate level of instruction and

supervision necessary to achieve a high level of competition at all Division I institutions.

b. **Volunteer Coaches**. The cabinet agreed to maintain the current legislation regarding volunteer coaches. The cabinet noted a volunteer coach is often used to enhance the student-athletes' experience. Additionally, the cabinet noted the current legislation enables institutions to provide opportunities for community members to be involved with the intercollegiate athletics program along with an avenue for former student-athletes to reconnect with their sport. Finally, the cabinet noted that individuals who often serve as volunteer coaches provide unique expertise that can help enrich the student-athlete experience that is distinctly different than what a head or assistant coach may be able to provide.

c. **Graduate Assistant Coaches**. The cabinet agreed to continue its discussion relative to graduate assistant coaches at its next meeting in an effort to better assess the implications of the current and suggested legislative changes.

d. **Noncoaching Staff with Sport-Specific Responsibilities**. The cabinet engaged in a broad discussion of several issues related to noncoaching staff with sport-specific responsibilities. In addition to the legislative proposal the cabinet sponsored regarding the duties of these individuals, the cabinet agreed to further explore issues related to the number, role and specific duties of these individuals at the campus level and will seek specific feedback from coaches associations to inform the cabinet's next discussion. The intent of this request is to better understand the appropriate number of personnel (coaches and noncoaching staff) needed to effectively manage and lead a Division I intercollegiate athletics sports program to determine what, if any, limits are warranted.

3. **Printed Media Guides**. The cabinet discussed printed media guides and the recent trend of institutions and conferences announcing their intent to eliminate or reduce the number of printed media guides. A representative of the College Sports Information Directors of America group was present to discuss the organization's "pro/con" document that outlined several points to consider relative to printed media guides and the reduction or elimination of printed versions of these publications. The cabinet noted a shift in expenses from printed media guides to Web site development is an issue that institutions should carefully monitor as the cost savings may be less than anticipated. However, the cabinet noted the increased use of technology by interested parties, including the media, fans and prospective student-athletes, to receive information may result in a more efficient and effective mechanism of delivery to a broader audience than printed materials

can provide, particularly when institutions are already investing resources in Web site development. Further, it was noted that some conferences have indicated the intent to sponsor legislation to eliminate the provision of printed media guides to prospective student-athletes or possibly eliminate the printing of all media guides. Accordingly, the cabinet expressed its support of the concept to eliminate the provision of printed media guides for recruiting purposes, but declined to sponsor legislation at this time.

4. **Recreational Activities Legislation**. The cabinet continued their review and discussion regarding the recreational activities legislation as requested by the Legislative Council and considered potential legislative changes, including whether regulations should be added for all or specific sports. After much discussion, the cabinet agreed that no change to the legislation is necessary at this time. While the cabinet noted some recent examples of prospective student-athletes participating in recreational activities that have been observed by the general public and potential publicity issues associated with these activities, they agreed that these few examples did not represent widespread abuse to warrant additional regulations in this area. Further, the cabinet agreed to monitor the issue of recreational activities and revisit this issue, if necessary, in the future.

5. **Communication Strategies**. The cabinet continued its review of communication strategies among conference members and at the institutional level. It appears an increasing number of cabinet members are working with their conference office staff to help disseminate and receive information prior and subsequent to cabinet meetings. Further, it appears most conferences used the discussion document on coaching limits and athletics personnel as an opportunity to engage during spring conference meetings. At the campus level, cabinet members shared how they communicate relevant information with their staff, coaches and student-athletes. Each cabinet member was encouraged to emphasize communication with student-athletes in the coming year, particularly at the campus and conference level. The NCAA Division I Student-Athlete Advisory Committee is also engaged in providing information and soliciting feedback from the student-athlete population through its various forms of communication, including new media such as Facebook and Twitter.

6. **Future Agenda Items**. The cabinet identified communication methods in the recruiting process as a future priority item for the upcoming year along with a broad examination of early recruitment. Further, the cabinet will continue to monitor the use of technology in the recruiting process.

Cabinet Chair: ***Petrina Long, University of California, Los Angeles, Pacific-10 Conference***
Staff Liaison(s): ***Jeremiah Carter, Academic and Membership Affairs***
Amy Huchthausen, Academic and Membership Affairs
Charnele Kemper, Academic and Membership Affairs
Jackie Thurnes, Enforcement Services

REPORT OF THE NCAA DIVISION I RECRUITING AND ATHLETICS PERSONNEL ISSUES CABINET SEPTEMBER 21-22, 2009, MEETING

KEY ITEMS.

1. **Proposals Sponsored for the 2009-10 Cycle**. The NCAA Division I Recruiting and Athletics Personnel Issues Cabinet commented on 46 legislative proposals for the membership's consideration for the 2009-10 legislative cycle. One proposal is being supported for consideration as noncontroversial legislation by the NCAA Division I Legislative Council, one proposal originally sponsored by the cabinet has been withdrawn, and the cabinet has sponsored an alternative proposal for consideration to a proposal it originally sponsored in the spring.

2. Priority Item – Examination of the Recruiting Model. The cabinet began a discussion of the current recruiting model, including but not limited to: the impact of technology on communication methods (e.g., telephone, electronic, social networking) and frequency; early recruitment (e.g., verbal and written offers of athletics aid); camps and clinics; and recruiting calendars. The cabinet believes a comprehensive examination of the entire recruiting model is necessary and critical to understand how existing legislation aligns or conflicts with the realities of today's environment. The cabinet identified key guiding principles to serve as a framework for the examination and discussion. The cabinet will continue this examination during its next meeting in anticipation of engaging in broader membership discussion in spring/summer 2010.

INFORMATIONAL ITEMS.

1. **Modifications to Cabinet Sponsored Proposals in the 2009-10 Legislative Cycle.**

   a. NCAA Division I Proposal No. 2009-12 – Personnel – Definitions and Applications – Undergraduate Student Assistant Coach. Based on initial feedback and concern, the cabinet agreed to modify this proposal to eliminate the provision that a student-athlete must renounce any remaining eligibility in the applicable sport.

   b. Proposal No. 2009-14 – Personnel – Definitions and Applications – Manager. The cabinet clarified that the forfeiture of eligibility in baseball applies only at the institution at which the student serves as a manager. Therefore, the student would have eligibility remaining if he transferred to another institution.

c. Proposal No. 2009-14 – Personnel – Definitions and Applications – Manager – Alternative Proposal.

(1) Recommendation. The cabinet agreed to sponsor an alternative proposal which eliminates the provision that, in baseball, an individual that serves as a manager would forfeit any remaining eligibility in the sport.

(2) Effective Date. August 1, 2010.

(3) Rationale. The cabinet believes an alternative proposal that applies consistently for all sports should be considered by the membership in addition to the original proposal.

(4) Estimated Budget Impact. None.

(5) Student-Athlete Impact. None.

d. **Proposal No. 2009-55 – Recruiting – Camps and Clinics – Employment of Coach – Quiet Period – Women's Volleyball**. Based on a request from the American Volleyball Coaches Association, the cabinet agreed to modify this proposal to add noncoaching staff with sport-specific responsibilities and volunteer coaches to the prohibition on employment at institutional or noninstitutional camps that occur off campus during a quiet period. The cabinet noted this modification is consistent with the intent to curb the abuse of coaches using such employment as a means of gaining access to prospective student-athletes during a time period when off-campus recruitment is otherwise not permissible and should also extend to noncoaching staff with sport-specific responsibilities and volunteer coaches.

e. **Proposal No. 2009-59 – Administrative Regulations – Recruiting Calendars – Women's Volleyball – Evaluation Period in Conjunction with Championship.** The cabinet agreed to modify this proposal to include a provision which precludes coaches from attending events that occur at the same time of any intercollegiate competition in conjunction with the NCAA championship. The cabinet noted the modification is consistent with the intent of the original legislation in Proposal No. 2007-5 which addressed the opportunity to increase attendance and support for the NCAA championship. Therefore, the cabinet believes coaches should not be permitted to attend events that conflict with intercollegiate competition of the NCAA championship. This is consistent with a similar provision that already exists in women's basketball.

2. Legislative – Comments on Proposals to be Initially Considered by the Legislative Council in January 2010.

a. **Proposal No. 2009-10 – Personnel – Definitions and Applications – Graduate-Assistant Coach – Employment Within Seven Years of Graduating or Exhausting Eligibility – Bowl Subdivision Football.** The cabinet opposes this proposal. As noted during its June 2009 meeting, the cabinet will more closely examine issues regarding graduate assistant coaches this year to better assess the implication of current and suggested legislative changes and believes it would be premature to adopt legislation prior to that discussion. The cabinet also noted the proposal may preclude high school football coaches and former professional football players from having access to entry-level coaching positions at institutions.

b. **Proposal No. 2009-11 – Personnel – Definitions and Applications – Graduate-Assistant Coach – Bowl Subdivision Football and Women's Rowing – Less than 50 Percent of Full-Time Enrollment during Fall Term.** The cabinet supports this proposal and agrees with the sponsor's rationale.

c. **Proposal No. 2009-13 – Personnel and Recruiting – Recruiting Coordinator Functions – Permissible Callers – Exception – Volunteer Coach – Track and Field.** The cabinet opposes this proposal. The cabinet noted the expansion of volunteer coach responsibilities is contrary to the intent of the volunteer coach position which was affirmed during its June 2009 meeting. The cabinet believes a clear distinction should be maintained between the role and responsibilities of volunteer coaches and countable coaches. The cabinet also noted volunteer coaches are currently permitted to meet with prospective student-athletes during official and unofficial visits and may communicate with contactable prospective student-athletes via electronic mail which provides sufficient opportunity to interact with prospective student-athletes in a limited manner.

d. **Proposal No. 2009-16 – Personnel – Limitations on the Number and Duties of Coaches – Contact and Evaluation of Prospective Student-Athletes – Fall Evaluation Period – Exception - Football**. The cabinet supports this proposal and agrees with the sponsor's rationale.

e. **Proposal No. 2009-17 – Personnel – Certification to Recruit Off-Campus – Certification Administration – Faculty Athletics Representative**. The cabinet opposes this proposal. The cabinet noted the current requirements appropriately vest the responsibility with member conferences to establish procedures for

administration of the test and such a broad regulation is not necessary and would reduce the flexibility currently afforded to conferences and institutions.

f. Proposal No. 2009-18 – Personnel and Recruiting – Recruiting Coordination Functions – Exception – Noncoaching Staff Members and Noncountable Coaches – Telephone Calls in Conjunction with Official Visit Transportation. The cabinet supports this proposal and agrees with the sponsor's rationale.

g. Proposal No. 2009-20 – Personnel – Limitations on the Number of Off-Campus Recruiters – On-Campus Events – Women's Basketball. The cabinet supports this proposal and agrees with the sponsor's rationale. The cabinet also noted the NCAA Division I Women's Basketball Issues Committee supports this proposal. Although the cabinet discussed whether this proposal should be expanded to other sports, the cabinet agreed the membership should first consider the current proposal prior to expanding to other sports.

h. **Proposal No. 2009-26 – Recruiting – Definitions and Applications – Dead Period – Exception – Unofficial Visit After National Letter of Intent Signing or Other Written Commitment.** The cabinet supports this proposal and agrees with the sponsor's rationale.

i. **Proposal No. 2009-27 – Recruiting – Definitions and Applications – Evaluation Days – Spring Evaluation Period – 168 Days - Football.** The cabinet supports this proposal and agrees with the sponsor's rationale.

j. **Proposal No. 2009-28 – Recruiting – Contacts and Evaluations – Telephone Calls – Official and Unofficial Visits – Offers and Financial Aid – Tryouts – Women's Soccer.** The cabinet opposes this proposal. The cabinet recognized the intent of the sponsor to address early recruitment concerns in the sport of women's soccer. However, the cabinet has begun an examination of the current recruiting model in all sports and believes it would be premature to adopt sport-specific legislation at this time. Further, the cabinet expressed concern with the potential consequences of prohibiting coaches from participating in the Olympic Development Program without input or comment from US Youth Soccer (or other similar organizations) with which the Olympic Development Program is affiliated.

k. **Proposal No. 2009-29 – Recruiting and Eligibility – Four-Year Prospective Student-Athletes – Permission to Contact and Transfer Release – Response to Request and Hearing Opportunity.** The cabinet opposes this proposal as

written. However, the cabinet supports the modification recommended by the NCAA Division I Academic Cabinet and NCAA Division I Awards, Benefits, Expenses and Financial Aid Cabinet that would specify that an institution must grant or deny a request to permit another institution to contact a student-athlete about transferring or request a release as a condition of the one-time transfer exception within seven business days of the receipt of the request; further, would specify that if the request is denied, the institution must conduct a hearing and provide the student-athlete with a written response within 15 business days of receipt of the student-athlete's written request. In addition, the cabinet recommends the sponsor also modify the proposal to include a provision to specify that if an institution fails to respond within the appropriate timeframe (i.e., seven or 15 business days), the request for permission to contact or use of the one-time transfer exception would be considered automatically granted. The cabinet noted without a specific and immediate consequence of a failure to respond, an institutional violation alone would not deter an institution from committing a violation or address the student-athlete well-being concerns as intended. If the sponsor chooses not to modify the proposal, the cabinet will sponsor an alternative proposal.

l. **Proposal No. 2009-30 – Recruiting Permissible Recruiters – Noncoaching Staff Members with Sport-Specific Responsibilities – Men's Basketball.** The cabinet supports this proposal and agrees with the sponsor's rationale. Further, the cabinet noted the addition of women's basketball to this proposal by the NCAA Division I Championships/Sports Management Cabinet and also supports the proposal as modified.

m. **Proposal No. 2009-31 – Recruiting – Contacts and Evaluations – Head Coach Restrictions – Assistant Designated as Next Head Coach – Bowl Subdivision Football.** The cabinet opposes this proposal. The cabinet noted this designation may occur several years prior to departure of the current head coach which may prohibit assistant coaches from participating in off-campus recruiting activities during the spring evaluation period for an extended period of time and may result in other unintended consequences.

n. **Proposal No. 2009-32 – Recruiting – Telephone Calls – Time Period for Telephone Calls – Exception – Unlimited During Contact Period.** The cabinet supports this proposal. The cabinet agrees with the sponsor's rationale and noted the significant institutional compliance resources spent on monitoring current telephone call limitations. In addition, the cabinet noted the many forms of communication available in today's culture with electronic means increasingly becoming the preferred method among high school students. The cabinet also

noted the importance of prospective student-athletes (and their parents and/or legal guardians) sharing the responsibility to communicate with coaches if the amount of telephone calls received becomes overwhelming or burdensome. Finally, the cabinet noted this legislation has existed in football for several years without raising concerns about being too intrusive to prospective student-athletes and, accordingly, believes it is appropriate for all sports.

o. **Proposal No. 2009-33 – Recruiting – Telephone Calls – Exception – Unlimited After Receipt of Room or Tuition Deposit.** The cabinet opposes this proposal as written. However, the cabinet recommends that the sponsor modify the proposal to permit unlimited telephone calls on or after May 1 of a prospective student-athlete's senior year provided the institution has received his or her financial deposit in response to the institution's offer of admission. If the sponsor does not agree to modify the proposal, the cabinet will sponsor an alternative proposal. The cabinet is supportive of the concept outlined in the proposal; however, the use of a tuition or room deposit inadvertently prevents institutions that do not require those specific types of financial deposits from taking advantage of the flexibility afforded by the proposal and is consistent with the use of a financial deposit in Proposal Nos. 2009-26 and 2009-43 which aresupported by the cabinet.

p. **Proposal No. 2009-34 – Recruiting – Telephone Calls – Exception – Day of Unofficial Visit.** The cabinet opposes this proposal as written. However, the cabinet recommends that the sponsor modify the proposal to permit any athletics department staff member to make or receive telephone calls to or from a prospective student-athlete (or his or her parents or legal guardians) on the day or days of an unofficial visit. If the sponsor does not agree to modify the proposal, the cabinet will sponsor an alternative proposal. The cabinet is supportive of the concept outlined in the proposal and believes that by providing additional flexibility to permit any athletics department staff member to make or receive telephone calls during this specified time period will permit institutions to be more responsive to the needs of prospective student-athletes while on unofficial visits or while in transit for the visit.

q. **Proposal No. 2009-35 – Recruiting – Contacts and Evaluations – Visit to Prospective Student-Athlete's Educational Institution – Visits during Evaluation Period - Football.** The cabinet opposes this proposal. The cabinet believes institutions should have the discretion to determine how to spend their recruiting resources and noted institutions are limited to a maximum of seven coaches who may recruit off campus at any one time. Therefore, if an institution has more than two coaches at one educational institution on one calendar day, fewer coaches are permitted to recruit at other locations on that same day. The cabinet also noted in some circumstances, the head coach, position coach and the recruiting coach for a specific geographic region may wish to visit a prospect's

educational institution at the same time, thereby presenting concerns relative to current and common recruiting practices.

r. **Proposal No. 2009-37 – Recruiting – Evaluations – Summer Evaluation Period – Noninstitutional Nonorganized Events – Women's Basketball**. The cabinet supports this proposal and agrees with the sponsor's rationale.

s. **Proposal No. 2009-38 – Recruiting – Evaluations – Scholastic and Nonscholastic Activities – Championship Subdivision Football**. The cabinet supports this proposal and agrees with the sponsor's rationale. However, the cabinet noted nonscholastic influences are also present in NCAA Football Championship Subdivision and, if adopted, should continue to be monitored. Further, the cabinet noted some concerns with the potential increase in recruiting expenses because the proposal expands the permissible types of events at which coaches may evaluate.

t. **Proposal No. 2009-41 – Recruiting – Recruiting Materials – Athletics Publications – No Printed Media Guides or Recruiting Brochures.** The cabinet took no position on this proposal. The cabinet believes this proposal extends beyond its purview by prohibiting the use of printed materials for purposes other than recruiting. Further, the cabinet noted institutions should have discretion regarding the production and distribution of athletics publications for purposes other than recruiting. Instead, the cabinet supports Proposal No. 2009-42 which would modify the legislation to impact recruiting activities.

u. **Proposal No. 2009-42 – Recruiting – Recruiting Materials – Athletics Publications – No Printed Publications to Prospective Student-Athletes.** The cabinet supports this proposal and agrees with the sponsor's rationale.

v. **Proposal No. 2009-43 – Recruiting – Recruiting Materials – Electronic Transmission – Exception – After Receipt of Financial Deposit.** The cabinet supports this proposal and agrees with the sponsor's rationale.

w. **Proposal No. 2009-45 – Recruiting – Official Visit – First Opportunity to Visit – June Immediately Prior to Senior Year - Football.** The cabinet opposes this proposal. The cabinet does not believe it is necessary for official visits to occur earlier than the first day of classes of a prospective student-athlete's senior year in high school because there is adequate time during the prospective student-athlete's senior year and prior to the National Letter of Intent (NLI) signing date in February for these visits to occur. Further, the cabinet noted official visits that occur during the academic year provide the opportunity to visit when the campus

culture and environment most closely resembles what it will be when a prospective student-athlete is in attendance at the institution. The cabinet also expressed concern regarding the opportunity for official visits to occur during the same time period in which it is permissible to conduct institutional football camps and clinics and the impact on prospective student-athletes and coaches.

x. **Proposal No. 2009-46 – Recruiting – Official Visit – Number of Official Visits – Institutional Limitation – De Minimis Violation.** The cabinet supports this proposal and agrees with the sponsor's rationale. Further, the cabinet agrees the proposal should be considered as noncontroversial legislation.

y. **Proposal No. 2009-47 – Recruiting – Letter of Intent Programs, Financial Aid Agreements – Written Offer of Aid Before Signing Date - Football.** The cabinet opposes this proposal. The cabinet recognized the intent of the sponsor to address early recruitment concerns in the sport of football. However, the cabinet has begun an examination of the current recruiting model, including offers of aid, in all sports, and believes it would be premature to adopt sport-specific legislation at this time. Further, the cabinet expressed concern regarding the difficulty of determining what constitutes a written indication of an athletically related grant-in-aid and how institutions will monitor such communication. The cabinet believes a clear understanding of these practical concerns should be addressed prior to adoption.

z. **Proposal No. 2009-48 – Recruiting and Financial Aid – Letter-of-Intent Programs, Financial Aid Agreements – Letter of Intent Restriction – Limitation on Number of Signings – Bowl Subdivision Football.** The cabinet supports this proposal and agrees with the sponsor's rationale.

aa. **Proposal No. 2009-49 – Recruiting – Tryouts – Competition against Prospective Student-Athletes - Football.** The cabinet supports this proposal and agrees with the sponsor's rationale. However, the cabinet expressed some concern that the proposal may restrict subvarsity teams from competing against outside competition in the area or region of the institution and may result in increased travel expenses for competition.

bb. **Proposal No. 2009-50 – Recruiting and Administrative Regulations – Local Sports Clubs – Additional Restrictions – Quiet Periods – Women's Soccer.** The cabinet opposes this proposal. The cabinet recommends that the sponsor modify the proposal to establish a comprehensive recruiting calendar that includes dead periods surrounding the NCAA championship, the National Soccer Coaches Association of America convention and NLI signing periods similar to the

recruiting calendars already established in other sports. Additionally, the cabinet noted the NCAA Division I Women's Soccer Committee does not support the proposal and believes the National Soccer Coaches Association of America should be involved or provide feedback regarding the development of a recruiting calendar. Should the sponsor not choose to modify the proposal as recommended, the cabinet will not sponsor an alternative for the reasons noted above.

cc. **Proposal No. 2009-51 – Recruiting – Camps and Clinics – Institution's Sports Camps and Clinics – Location – Men's Basketball**. The cabinet supports this proposal and agrees with the sponsor's rationale. Further, the cabinet noted the addition of women's basketball to this proposal by the Championships/Sports Management Cabinet and also supports the proposal as modified.

dd. **Proposal No. 2009-52 – Recruiting – Camps and Clinics – Conducted During June, July and August – Employment in Noninstitutional, Privately Owned Camps and Clinics at Any Location – Championship Subdivision Football**. The cabinet supports this proposal and agrees with the sponsor's rationale.

ee. **Proposal No. 2009-53 – Recruiting – Camps and Clinics – Conducted During June, July and August – Football**. The cabinet opposes this proposal. The cabinet noted it supports Proposal Nos. 2009-52 and 2009-54 and believes they more effectively address the issues regarding employment at noninstitutional camps and clinics in football.

ff. **Proposal No. 2009-54 – Recruiting – Camps and Clinics – Employment in Noninstitutional, Privately Owned Camps or Clinics At Any Location – Football**. The cabinet supports this proposal. However, the cabinet expressed some concern that these employment opportunities have developed primarily into recruiting opportunities rather than professional development experiences and believes this practice should be monitored in the future.

gg. **Proposal No. 2009-56 – Recruiting – Use of Recruiting Funds – Recruiting or Scouting Services – Criteria for Subscription.** The cabinet supports this proposal and agrees with the sponsor's rationale. In addition, the cabinet supports the modification made by the Championships/Sports Management Cabinet which would limit each institution to one subscription to each service on an annual basis. The cabinet noted that this would eliminate the current practice by some institutions of paying for multiple subscriptions to the same service in the same year.

hh. **Proposal No. 2009-57 – Administrative Regulations – Recruiting Calendars – Football – Quiet Periods in January.** The cabinet opposes this proposal as written. However, the cabinet recommends that the sponsor modify the proposal to maintain the Sunday during the week of the annual American Football Coaches Association convention as a quiet period and specify that Friday and Saturday after the completion of the American Football Coaches Association convention is a contact period. The cabinet noted that if the sponsor chooses not to modify the proposal as specified, the cabinet will sponsor an alternative proposal. The cabinet is supportive of the concept outlined in the proposal and believes the modification encourages coaches to fully participate in the American Football Coaches Association convention. Further, the cabinet noted this modification is supported by the NCAA Division I Football Issues Committee.

ii. **Proposal No. 2009-58 – Administrative Regulations – Recruiting Calendars – Men's Soccer.** The cabinet opposes the proposal as written. However, the cabinet recommends that the sponsor modify the proposal to include a dead period surrounding the NCAA Championship and the National Soccer Coaches Association of America convention similar to recruiting calendars already established in other sports. The cabinet noted that if the sponsor chooses not to modify the proposal as specified, the cabinet will sponsor an alternative proposal. However, the cabinet noted that while it recommends a modification at this time, it is important that the National Soccer Coaches Association of America is involved or provides feedback regarding the development of a recruiting calendar in this sport.

jj. **Proposal No. 2009-75 – Playing and Practice Seasons and Recruiting – Mandatory Medical Examination – Sickle Cell Solubility Test.** The cabinet supports this proposal and agrees with the sponsor's rationale.

3. Other Legislative Informational Items

- **Proposal No. 2009-21 – Personnel and Recruiting – Limitations on Number of Coaches and Off-Campus Recruiters – Evaluation Days – Local Sports Clubs – Women's Volleyball.** The cabinet withdrew this proposal. The cabinet noted the American Volleyball Coaches Association had requested a modification be made to the proposal to treat noncoaching staff members with sport-specific responsibilities and volunteer coaches in the same manner as coaches for all parts of the proposal. On further examination, the cabinet agreed the proposal, even if not modified as requested, would pose significant challenges on volleyball personnel (i.e., coaches, volunteer coaches and noncoaching staff members with

sport-specific responsibilities) and compliance staffs in coordinating and monitoring the activities of personnel involved with local sports clubs. The cabinet acknowledges the American Volleyball Coaches Association has identified involvement of personnel in local sports clubs as a concern, but does not believe this proposal sufficiently addresses the central problem and, instead, creates an additional burden for institutions. Therefore, the cabinet requests the American Volleyball Coaches Association re-examine the issue of local sports clubs and, if it continues to believe that it is a concern, develop a solution that clearly addresses the problem in a manner that is practical to implement.

4. Nonlegislative.

a. Priority Item – Examination of the Recruiting Model. Over the past year, the cabinet has engaged in various discussions related to issues and concerns with several components of the current recruiting model, including but not limited to: the impact of technology on communication methods (e.g., telephone, electronic, social networking) and frequency; early recruitment (e.g., verbal and written offers of athletics aid); camps and clinics; recreational activities; and recruiting calendars. In addition, the cabinet has discussed related concerns such as the increased monitoring burden on compliance personnel, the increased cost associated with monitoring the legislation, the enforceability of current legislation and the significance of penalties associated with recruiting violations. The cabinet agreed that over the past several years, the number of proposals submitted in the area of recruiting has increased, yet many proposals have not offered substantive changes to the recruiting model in a manner that offers meaningful change to impact some of the fundamental problems that exist in today's recruiting environment. To illustrate this point, the cabinet noted that legislative proposals are routinely submitted for the same bylaws and/or issues on an almost annual basis and sometimes without regard to the membership's action the previous year. While the cabinet acknowledged there are significant issues and problems in the area of recruiting that require serious attention, it does not believe this "band-aid" approach is effective or efficient in addressing the real problems that exist and contributes to a regulatory culture that is unhealthy and creates potentially unreasonable standards and expectations.

As a result, the cabinet believes a comprehensive examination of the entire recruiting model is necessary and critical to understand how existing legislation aligns or conflicts with the realities of today's environment including the scholastic and nonscholastic activities in which prospective student-athletes participate; the use of technology to obtain information about prospective student-

athletes and the institution; the multiple methods available to communicate with prospective student-athletes and coaches and the advent of a user-defined communication system; the use of institutional camps and clinics for recruiting purposes; the pressure on prospective student-athletes and coaches to initiate and engage in the recruiting process earlier in a high school career; the increased use and prioritization of recruiting or scouting services (and activities supported by these services) by prospective student-athletes to gain exposure to coaches; the increased publicity and media attention on recruiting activities; and the increased monitoring burden on institutional compliance personnel.

The cabinet acknowledged the challenges posed with such a comprehensive examination and intends to proceed in a manner that is inclusive of feedback while principled in its approach. The intent is to develop a recruiting model that connects each part of the model instead of viewing them as solely independent parts. To begin, the cabinet identified key guiding principles (Attachment) to serve as a framework for the examination and discussion. The cabinet will continue this examination during its next meeting in anticipation of engaging in broader membership discussion in spring/summer 2010.

b. **Definition of a Recruited Student-Athlete.** At the request of the Awards, Benefits, Expenses and Financial Aid Cabinet, the cabinet examined current legislation regarding the definition of a recruited student-athlete. The cabinet shared similar concerns as those noted by the Awards, Benefits, Expenses and Financial Aid Cabinet; however, it also noted that while the definition of a recruited student-athlete is located in NCAA Bylaw 13, the most significant impact of this definition exists in Bylaw 15 and is meant to address competitive equity and financial aid parity across institutions. Therefore, consideration should be given as to whether the recruited status of an individual is appropriate when it has the potential to have such a significant impact on a student-athlete and whether it should continue to be used as a trigger for counter status. The cabinet will continue its examination of this issue during its next meeting to determine whether any specific recommendations to modify the definition are warranted.

c. Update on Men's Basketball Recruiting Initiative. The cabinet received an update regarding the current initiatives by the Basketball Focus Group of the NCAA enforcement staff intended to address concerns in the men's basketball recruiting environment regarding the funneling of money by institutions to nonscholastic entities and individuals. The NCAA Division I Board of Directors will receive a final series of interpretive and legislative recommendations at its October 2009 meeting.

Communication Strategies. The cabinet continued its review of communication strategies among conference members and at the institutional level. An increasing number of cabinet members are working with their conference office staff to help disseminate and receive information prior and subsequent to cabinet meetings. At the campus level, cabinet members shared how they communicate relevant information with their staff, coaches and student-athletes. Each cabinet member was encouraged to emphasize communication with student-athletes in the coming year, particularly at the campus and conference level. The NCAA Division I Student-Athlete Advisory Committee is also engaged in providing information and soliciting feedback from the student-athlete population through its various forms of communication, including new media such as Facebook and Twitter.

d. **Student-Athlete Advisory Committee Update.** The cabinet received an update from the Student-Athlete Advisory Committee liaison to the cabinet. The update included items that the Student-Athlete Advisory Committee will focus on in the upcoming year including the continuing examination of commercialism issues within intercollegiate athletics. The cabinet discussed ways to involve their campus committees and stay updated with the issues on the national Student-Athlete Advisory Committee's agenda. The cabinet requested that the Student-Athlete Advisory Committee monthly newsletter be distributed via e-mail to all cabinet chairs and the full cabinet.

e. **Cabinet Strategic Planning.** The cabinet examined the priorities it established in September 2009 to assess progress and determine if other issues should be added for the 2009-10 academic year. As noted above, the examination of the recruiting model is a top priority for the cabinet and includes some of the previously identified priorities such as the use of technology in the recruiting process, communication methods and early offers of athletics aid. This examination will be the focus of the cabinet for the upcoming year.

Cabinet Chair: ***Petrina Long, University of California, Los Angeles, Pacific-10 Conference***
Staff Liaison(s): ***Jeremiah Carter, Academic and Membership Affairs***
Amy Huchthausen, Academic and Membership Affairs
Charnele Kemper, Academic and Membership Affairs
Jackie Thurnes, Enforcement Services

NCAA Division I Recruiting and Athletics Personnel Issues Cabinet
Guiding Principles for the Examination of the Current Recruiting Model

The NCAA Division I Recruiting and Athletics Personnel Issues Cabinet identified the following guiding principles for their examination of the current recruiting model.

1. **Maintain competitive equity and fairness across all institutions.** The recruiting model should continue to provide each institution a fair opportunity to participate in the recruiting process in an equitable yet competitive manner, consistent with NCAA Constitution 2.11 (principle governing recruiting).

2. **Minimize interference with prospective student-athletes' scholastic and athletics activities (i.e., prospective student-athlete well-being).** The recruiting model should minimize undue pressure that may interfere with a prospective student-athlete's scholastic and athletics activities, consistent with Constitution 2.11, while providing reasonable opportunities for coaches to engage in recruiting activities during times that would not interfere with a prospective student-athlete's scholastic or athletics activities.

3. **Ensure clarity of legislation.** The recruiting model should contain legislation that is clearly written and provides institutional staff, coaches and prospective student-athletes an opportunity to reasonably understand the application.

4. **Simplify and deregulate recruiting communication legislation.** The recruiting model should address communication methods and frequency in a manner that is based on sound principles rather than detailed distinctions between various methods and timing, especially in the dynamic environment of today's culture.

5. **Consideration of monitoring and enforcement issues.** The recruiting model should balance the need for regulations with the ability to reasonably monitor and enforce those regulations. The responsibility to monitor compliance with the legislation should continue to exist, but should shift in emphasis to areas that could provide a significant advantage rather than those that provide only a perceived or minimal advantage. Further, the penalties associated with recruiting violations should outweigh any risk associated with violating the legislation in order to serve as a deterrent for future abuse.

6. **Support needs of institutional coaches.** The recruiting model should continue to be responsive to coaches to ensure the model supports and addresses the needs and concerns of coaches in order to provide them opportunities for success.

7. **Resource effectiveness and efficiencies.** The recruiting model should be flexible to provide institutions the discretion to use their resources in an effective and efficient manner.

8. **Consideration of sport-specific legislation.** The recruiting model should recognize the issues associated with certain sports while ensuring that any sport-specific legislation is clearly supported by unique circumstances that warrant distinctions.

MINUTES OF THE

NATIONAL COLLEGIATE ATHLETIC ASSOCIATION

DIVISION I LEGISLATIVE REVIEW AND INTERPRETATIONS COMMITTEE

Teleconference No. 13 June 17, 2009

Participants:

David Batson, Texas A&M University
Brad Bertani, University of Tennessee, Knoxville, chair
Ellen Ferris, University of Southern California
Frank Harrell, Tennessee Technological University
Janet Lucas, University of California, Riverside
Mary Mulvenna, Missouri Valley Conference
Amy Huchthausen, NCAA
Kris Richardson, NCAA
Geoff Silver, NCAA
Leeland Zeller, NCAA

Members unable to participate: Novelle Dickenson, Hampton University; James Klein, University of Toledo; Don Oberhelman, San Diego State University.

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

The NCAA Division I Legislative Review and Interpretations Committee teleconference was called to order at 3 p.m. All members were present as noted above.

Eligibility/Baseball/Midyear Transfers/Return to Original Institution

1. Baseball Midyear Transfer Returning to Original Institution (I) The committee determined that, in baseball, a midyear 4-4 or 4-2-4 transfer student who qualifies for the return to original institution exception to the transfer residence requirement is not eligible for competition until the ensuing academic year.

   [References: NCAA Bylaws 14.5.5.2 (exceptions for transfers from four-year colleges), 14.5.5.2.8 (return to original institution without participation or with minimal

participation exception), 14.5.6.1 (exceptions) and 14.5.6.2 (baseball and basketball -- midyear enrollee) and staff interpretation (6/19/09, item 1), which has been archived]

Publicity – Institutional Camps and Clinics

2. Media Presence at Institutional Camps or Clinics. (I) The committee confirmed that institutions may not arrange for the media, including recruiting or scouting services, to be present at an institutional camp or clinic by inviting members of the media to attend or providing special access (e.g., access to areas not open to the general public) for the media to observe, meet or otherwise interact with prospective student-athletes. Further, the committee determined that members of the media who are present at an institutional camp or clinic may be positioned only in areas open to the general public.

   [References: NCAA Bylaw 13.10.5 (prospective student-athlete's visit) and staff interpretation (6/19/09, item 1), which has been archived]

3. Adjournment. The meeting adjourned at approximately 3:45 p.m.

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MINUTES OF THE

NATIONAL COLLEGIATE ATHLETIC ASSOCIATION

DIVISION I LEGISLATIVE REVIEW AND INTERPRETATIONS COMMITTEE

Teleconference No. 18 July 29, 2009

Participants:

Brad Bertani, University of Tennessee, Knoxville, chair
Marcus Brown, Pepperdine University
Novelle Dickenson, Hampton University
Ellen Ferris, University of Southern California
Frank Harrell, Tennessee Technological University
Don Oberhelman, San Diego State University
Amy Huchthausen, NCAA
Kris Richardson, NCAA
Geoff Silver, NCAA
Leeland Zeller, NCAA

Members unable to participate: David Batson, Texas A&M University; Janet Lucas, University of California, Riverside; and Mary Mulvenna, Missouri Valley Conference.

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

The NCAA Division I Legislative Review and Interpretations Committee teleconference was called to order at 3 p.m. All members were present as noted above.

Video/Audio Materials

1. Video Materials Shown to a Prospective Student-Athlete. The committee determined that an institution is not permitted to show or display a videogame (e.g., simulation of institutional contest) for a prospective student-athlete in any location (e.g., on its scoreboard), at any time (e.g., during a visit to campus).

   [References: NCAA Bylaws 13.4.2 (video/audio materials), 13.4.2.1 (highlight film/videotape/audio tape), 13.4.2.2 [videotapes/audio tapes/electronically produced

information (nonathletics) available to all students] and 13.4.2.4 (computer recruiting presentations); and a 04/02/03 staff interpretation, Item Ref. 1-a.]

2. Adjournment. The meeting adjourned at approximately 3:50 p.m.

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MINUTES OF THE

NATIONAL COLLEGIATE ATHLETIC ASSOCIATION

DIVISION I LEGISLATIVE REVIEW AND INTERPRETATIONS COMMITTEE

Teleconference No. 20 August 19, 2009

Participants:

David Batson, Texas A&M University, College Station
Brad Bertani, University of Tennessee, Knoxville
Marcus Brown, Pepperdine University
Janet Lucas, University of California, Riverside
Mary Mulvenna, Missouri Valley Conference
Kris Richardson, NCAA
Geoff Silver, NCAA
Leeland Zeller, NCAA

Members unable to participate: Novelle Dickenson, Hampton University; Ellen Ferris, University of Southern California; Frank Harrell, Tennessee Technological University; and Don Oberhelman, San Diego State University.

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

The NCAA Division I Legislative Review and Interpretations Committee teleconference was called to order at 3 p.m. All members were present as noted above.

1. Contract or Commitment to Participate on a Team and Perform other Duties. (I) The committee confirmed that if an individual signs a contract or commitment with an athletics organization (e.g., club) in which the individual agrees to participate on a team and perform other duties (e.g., coaching the same or another team in the club system) and the contract or commitment does not specify the amount of compensation to be received for each activity, all compensation provided as part of the contract or commitment must be included when determining whether the team on which the individual participated provided any of its players more than actual and necessary expenses.

[References: NCAA Division I Bylaws 12.02.4 (professional athletics team) and 12.2.5 (contracts and compensation)]

2. Adjournment. The meeting adjourned at approximately 3:30 p.m.

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MINUTES OF THE

NATIONAL COLLEGIATE ATHLETIC ASSOCIATION

DIVISION I LEGISLATIVE REVIEW AND INTERPRETATIONS COMMITTEE

Teleconference No. 21 August 26, 2009

Participants:

David Batson, Texas A&M University
Brad Bertani, University of Tennessee, Knoxville
Marcus Brown, Pepperdine University
Ellen Ferris, University of Southern California
Frank Harrell, Tennessee Technological University
Janet Lucas, University of California, Riverside
Mary Mulvenna, Missouri Valley Conference
Don Oberhelman, San Diego State University
Steve Clar, NCAA
Amy Huchthausen, NCAA
Kris Richardson, NCAA
Geoff Silver, NCAA

Members unable to participate: Novelle Dickenson, Hampton University.

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

The NCAA Division I Legislative Review and Interpretations Committee teleconference was called to order at 3:05 p.m. All members were present as noted above.

1. The committee took the following action:

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

[References: NCAA Division I Bylaws 13.12.1.5 (employment of prospective student-athletes/no free or reduced admission privileges), and 13.12.1.5.1 (general rule); and staff interpretations (10/29/03, item 3), (6/2/89, item h), and (8/26/09, item 1), which has been archived]

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MINUTES OF THE

NATIONAL COLLEGIATE ATHLETIC ASSOCIATION

DIVISION I LEGISLATIVE REVIEW AND INTERPRETATIONS COMMITTEE

Teleconference No. 23 September 17, 2009

Participants:

David Batson, Texas A&M University
Brad Bertani, University of Tennessee, Knoxville
Beatrice Crane Banford, Marshall University
Novelle Dickenson, Hampton University.
Frank Harrell, Tennessee Technological University
Mary Mulvenna, Missouri Valley Conference
Don Oberhelman, San Diego State University
Geoff Silver, NCAA
Leeland Zeller, NCAA

Members unable to participate: Marcus Brown, Pepperdine University; and Ellen Ferris, University of Southern California

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

The NCAA Division I Legislative Review and Interpretations Committee teleconference was called to order at 3:00 p.m. All members were present as noted above.

1. The committee issued the following interpretation:

   Administration of Hardship Waiver for Transfer Student-Athletes. (I) The committee determined that in applying the hardship waiver legislation to a student-athlete who suffers an injury or illness while attending an NCAA Division II or Division III institution and later transfers to a Division I institution, the legislation of the division in which the injury or illness occurred or the Division I legislation may be used. The application of a particular division's legislation must include all the applicable elements of that division's legislation, as opposed to selected elements of the legislation of each division.

   [References: NCAA Division I Bylaws 14.2.4 (hardship waiver) and 14.2.4.3.6.3 (transfer student-athletes); and staff interpretation (9/17/09, item b), which has been archived]

2. Adjournment. The meeting adjourned at approximately 3:15 p.m.

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MINUTES OF THE

NATIONAL COLLEGIATE ATHLETIC ASSOCIATION

DIVISION I LEGISLATIVE REVIEW AND INTERPRETATIONS COMMITTEE

Conference Call No. 24 September 24, 2009

Participants:

David Batson, Texas A&M University
Brad Bertani, University of Tennessee, Knoxville
Marcus Brown, Pepperdine University
Beatrice Crane Banford, Marshall University
Novelle Dickenson, Hampton University
Mary Mulvenna, Missouri Valley Conference
Don Oberhelman, San Diego State University
Brad Hostetter, NCAA
Kris Richardson, NCAA
Geoff Silver, NCAA
Leeland Zeller, NCAA

Members unable to participate: Frank Harrell, Tennessee Technological University

[Note: These minutes contain only actions taken (formal votes or stated "sense of the telephone conference") in accordance with NCAA policy regarding minutes of all Association entities. While certain items on the committee's agenda were acted on at various times throughout the conference call, all final actions without a given topic are combined in these minutes for convenience of reference.]

The NCAA Division I Legislative Review and Interpretations Committee telephone conference was called to order at 3 p.m. All members were present as noted above.

1. The committee issued the following interpretations:

   a. Communication Regarding Institutional Camp and Clinic Logistical Issues. (I) The committee determined that telephone calls, electronic mail and facsimiles to an individual (or his or her parents, legal guardians, relatives or coach) that relate solely to institutional camp and clinic logistical issues (e.g., missing registration information) are not subject to the restrictions on telephone calls or recruiting materials, provided, in the case of telephone calls, no recruiting conversation or solicitation of particular individuals to attend a camp or clinic occurs and, in the case

of electronic mail and facsimiles, the correspondence contains no recruiting language and no solicitation of particular individuals to attend a camp or clinic occurs.

[References: NCAA Division I Bylaws 11.7.1.2 (recruiting coordination functions), 11.7.4 (limitations on number of coaches and off-campus recruiters), 13.1.3 (telephone calls), 13.1.3.1 (time period for telephone calls -- general rule), 13.1.3.4 (permissible callers), 13.1.3.4.1 (institutional coaching staff members -- general rule), 13.4.1 (recruiting materials), 13.4.1.2 (electronic transmissions) and 13.12.1.3 (recruiting calendar exceptions); an official interpretation (4/2/09, Item No. 2), which has been archived, and a staff interpretation (9/23/09, Item No. 1), which has been archived]

b. Grade-Point Average Requirement of a Transfer Student-Athlete Returning to the Original Institution. (I) The committee confirmed that when a student-athlete attends the certifying institution as a full-time student, transfers to another institution and later returns to the original institution, the student-athlete is immediately subject to the fulfillment of minimum grade-point average requirements.

[References: Bylaws 14.4.3.3.1 (general rule) and 14.4.3.3.1.1 (application of rule to transfer student) and a staff interpretation (3/19/09, Item No. a), which has been archived]

c. Transfer Student who Fulfills a Residence Requirement at the Certifying Institution with Enrollment in Nonconsecutive Terms. (I) The committee confirmed a student-athlete who fulfills a residence requirement by enrolling in nonconsecutive terms (e.g., fall terms of consecutive academic years, while missing the interim spring term), must meet all applicable progress-toward-degree requirements prior to competing in the semester following fulfillment of the residence requirement.

[References: Bylaws 14.4.3.1 (fulfillment of credit-hour requirements), 14.4.3.1.2 (transfer), 14.4.3.1.4 (application of rule), 14.4.3.2 (fulfillment of percentage of degree requirements), 14.4.3.2.2 (application of rule to transfer student), 14.4.3.3 (fulfillment of minimum grade-point average requirements), 14.4.3.3.1.1 (application of rule to transfer student), 14.5.1.1 (determination of year of residence), and a staff interpretation (2/6/09, Item No. d), which has been archived]

2. Adjournment. The meeting adjourned at approximately 4:05 p.m.

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Background Information for July 29, 2009, LRIC Minutes

Recruiting – Official (Paid) Visit – Entertainment/Tickets on Official Visit - Activities

Issue.

Whether an institution may display a videogame or PowerPoint presentation on the stadium scoreboard during prospective student-athletes' visits to campus.

NCAA Division I Bylaws, Proposals and Interpretation.

NCAA Division I Bylaw 13.4.2.4 -- Computer Recruiting Presentations.

An institution may produce a computer recruiting presentation (e.g., using presentation software) to show to a prospective student-athlete during any permissible on- or off-campus contact. In addition, the presentation may be posted to the institution's Web site. Such a presentation may not include any video/audio component (except as permitted in Bylaw 13.4.2) and may not be personalized to include a prospective student-athlete's name, picture or likeness. Such a presentation may not be created by an entity outside the institution

Bylaw 13.6.7.9 Activities.

An institution may not arrange miscellaneous, personalized recruiting aids (e.g., personalized jerseys, personalized audio/video scoreboard presentations) and may not permit a prospective student-athlete to engage in any game-day simulations (e.g., running onto the field with the team during pre-game introductions) during an official visit. Personalized recruiting aids include any decorative items and special additions to any location the prospective student-athlete will visit (e.g., hotel room, locker room, coach's office, conference room, arena) regardless of whether or not the items include the prospective student-athlete's name or picture.

Bylaw 13.7.3 Activities During Unofficial Visit.

An institution may not arrange miscellaneous, personalized recruiting aids (e.g., personalized jerseys, personalized audio/visual scoreboard presentations) and may not permit a prospective student-athlete to engage in any game-day simulations (e.g., running onto the field with the team during pregame introductions) during an unofficial visit. Personalized recruiting aids include any decorative items and special additions to any location the prospective student-athlete will visit (e.g., hotel room, locker room, coach's office, conference room, arena) regardless of whether or not the items include the prospective student-athlete's name or picture.

Proposal No. I-2005-8 – Recruiting – Official and Unofficial Visits – Personalized Recruiting Aids.

Status: Adopted - Final

A. Bylaws: Amend 13.7.6.9, as follows:

Bylaw 13.7.6.9 -- Activities. An institution may not arrange miscellaneous, personalized recruiting aids (e.g., personalized jerseys, personalized audio/video scoreboard presentations) and may not permit a prospective student-athlete to engage in any game-day simulations (e.g., running onto the field with the team during pregame introductions) during an official visit. **Personalized recruiting aids include any decorative items and special additions to any location the prospective student-athlete will visit (e.g., hotel room, locker room, coach's office, conference room, arena) regardless of whether or not the items include the prospective student-athlete's name or picture.**

B. Bylaws: Amend 13.8.2.1.8, as follows:

Bylaw 13.8.2.1.8 -- Activities. An institution may not arrange miscellaneous, personalized recruiting aids (e.g., personalized jerseys, personalized audio/video scoreboard presentations) and may not permit a prospective student-athlete to engage in any game-day simulations (e.g., running onto the field with the team during pregame introductions) during an official visit. **Personalized recruiting aids include any decorative items and special additions to any location the prospect student-athlete will visit (e.g., hotel room, locker room, coach's office, conference room, arena) regardless of whether or not the items include the prospect student-athlete's name or picture**.

Reference: NCAA Division I Legislative Review/Interpretations Committee (5/4/05, Item No. 1).

The Use of Personalized Recruiting Aids During a Recruiting Visit (I)
Archived Interpretation

Date Issued: May 4, 2005
Date Published: May 4, 2005
Item Ref: 1

Archive Info: Incorporated into Bylaws 13.7.6.9 and 13.8.2.1.8 by LRIC on 5/11/2005.
Interpretation:

The committee determined that personalized recruiting aids, which are precluded during an official or unofficial visit, also include any decorative items and special additions to any location the prospect will visit (e.g., hotel room, locker room, coach's office, conference room, arena) regardless of whether or not the items include the prospect's name or picture. The committee noted that all facilities and locations the prospect will visit during the official or unofficial visit should be maintained in the same manner as they would normally appear.

[References: NCAA Division I Bylaws 13.7.6.9 (activities) and 13.8.2.1.8 (activities)].

Institution's Position. [Attachment B]

Staff Position.

The activities legislation (Bylaws 13.6.7.9 and 13.7.3) prohibits an institution from arranging miscellaneous, personalized recruiting aids (e.g., personalized jerseys, personalized audio/video scoreboard presentations). The legislation specifies that personalized recruiting aids include any decorative items and special additions to any location the prospective student-athlete will visit (e.g., hotel room, locker room, coach's office, conference room, arena) regardless of whether or not the items include the prospective student-athlete's name or picture.

In 2004, the NCAA Task Force on Recruiting issued its report, including several recommendations for legislative change which were adopted, including the activities legislation included above. In the report, the Task Force summarized its charge as follows:

> The recommendations of the task force are intended to provide a meaningful framework for a prospect and an institution to make an informed decision about attendance at the institution and participation in the athletics program, while at the same time are intended to minimize the focus on competition among institutions for the prospect and the "sense of entitlement" and the "celebrity" atmosphere that can ensue.

The use of the stadium's Jumbotron to display the PlayStation game and PowerPoint presentation exemplify the types of special additions to the stadium the Task Force sought to address with its legislative recommendations. The intent was to avoid modifying any location the prospective student-athlete would visit for a recruiting purpose. While the scoreboard is a permanent fixture in the stadium, the display of videogames and PowerPoint presentations on the scoreboard represent impermissible special additions to the stadium as the scoreboard is clearly not being used in this capacity during general visits by prospective students to the institution. Further, the PowerPoint slides described by the institution are clearly created with the purpose of being shown to a prospective student-athlete during his recruiting visit. Lastly, while playing video games in the student-athlete lounge or in dormitories during a campus visit may indeed be consistent with normal student life and not a violation of NCAA recruiting legislation, contrary to the institution's assertion, it does not follow that using the stadium scoreboard for this purpose should therefore be permissible. Therefore, the staff believes these activities are clearly prohibited by the legislation.

Interpretation Request Form for NCAA Division I Legislative Review and Interpretations Committee (LRIC)

Please complete form and e-mail to cedwards@ncaa.org or japowers@ncaa.org.

Date: July 1, 2009
Name:
Position: Assistant AD for Compliance
Institution/Conference:
Telephone:
E-mail:

Has this issue been reviewed by a membership services staff member?

☒ Yes. Please provide staff member's name(s).
Mike Horn and Kris Richardson

☐ No. Please contact either your conference contact in membership services or the membership services staff at 317/917-6003 (Monday through Friday, 9 a.m. to 5 p.m.) to discuss the issue before submission to the LRIC.

Facts: While a prospective student-athlete tours the football stadium during an official visit, institutional staff members play a Playstation 2 video game featuring University players versus another institution's team on the institution's video board. The "players" selected for the game roster are identified only by jersey number. There are no names, facial features, home towns, height, weight or other statistics downloaded or selected to individualize any of the players selected. The race of the roster members are predetermined by EA Sports (the creators of Playstation 2) and are not altered by the institution. After the video game concludes, the input source is changed and a PowerPoint presentation slide is displayed to reflect a faceless University football player with a question mark superimposed on the player's head. This slide prompts the question as to who will be the next University football student-athlete.

Bylaws: 13.6.7.9 **Activities.** An institution may not arrange miscellaneous, personalized recruiting aids (e.g., personalized jerseys, personalized audio/video scoreboard presentations) and may not permit a prospective student-athlete to engage in any game-day simulations (e.g., running onto the field with the team during pre-game introductions) during an official visit. Personalized recruiting aids include any decorative items and special additions to any location the prospective student-athlete will visit (e.g., hotel room, locker room, coach's office, conference room, arena) regardless of whether or not the items include the prospective student-athlete's name or picture. *(Adopted: 8/5/04; Revised: 5/14/05)*

13.4.2.4 **Computer Recruiting Presentations.** An institution may produce a computer recruiting presentation (e.g., using presentation software) to show to a prospective student-athlete during any permissible on- or off-campus contact. In addition, the presentation may be posted to the institution's Web site. Such a presentation may not include any video/audio component (except as permitted

in Bylaw 13.4.2) and may not be personalized to include a prospective student-athlete's name, picture or likeness. Such a presentation may not be created by an entity outside the institution. *(Adopted: 1/8/07, Revised: 1/14/08)*

Interpretations: Educational Column

Education Column -- Recruiting Video/Audio Materials -- Computer Recruiting Presentations (I)

Date Published: September 12, 2008
NCAA Division I institutions should note that pursuant to NCAA Bylaw 13.4.2.4, an institution may produce a computer recruiting presentation (e.g., using presentation software) to show a prospective student-athlete during any permissible on- or off-campus contact. In addition, the computer recruiting presentation may be posted on the institution's Web site. A computer recruiting presentation may not be created by an entity outside the institution, and may not be personalized to include a prospective student-athlete's name, picture, or likeness. Further, such computer recruiting presentations may not include any video/audio component (except as permitted in Bylaw 13.4.2) or any features (e.g., sound effects, animation) that are not included with the presentation software program. Therefore, any highlight film/videotape/audio tape incorporated into a computer recruiting presentation may not include clips of activities that are indirectly related to the contests (e.g., team travel, team meals, entertainment activities, practice activities, institutional facilities). However, a computer recruiting presentation may include clips of actual athletics contests and activities that occur on the day of the contest that are directly related to the contest (e.g., pregame player introductions, half-time band and cheerleader performances, locker-room talks, crowd reactions, sideline coaching staff activities, post-game on-field award presentations). Lastly, a computer recruiting presentation may include still photographs of activities not directly related to a contest in the recruiting presentation.

The following questions and answers will assist in the application of Bylaw 13.4.2.4.

Q: The legislation states that computer recruiting presentations cannot be created by an entity outside the institution. Who may produce the computer recruiting presentation at the institution?

A: Any institutional employee may produce the computer recruiting presentation, including noncoaching athletics department staff members (e.g., academic advisor, director of operations). Developing a computer recruiting presentation is not intended to place additional costs on the institution. As such, an institution may not arrange for an outside entity to prepare the presentation as a gift-in-kind to the institution as this would be contrary to the legislation.

Q: May a computer recruiting presentation be sent to a prospective student-athlete?

A: Although the presentation may be posted on the institution's Web

site, it may not be sent to a prospective student-athlete because it would be considered an impermissible attachment to general correspondence. Permissible attachments to general correspondence may include only information that is not created for recruiting purposes.

Q: If there is a nonathletics video (e.g., virtual tour of campus) on the institution's Web site, is it permissible to include a hyperlink to the nonathletics video in the computer recruiting presentation so that it may be shown during the presentation? In addition, could the institution insert the nonathletics video directly into the computer recruiting presentation?

A: It is permissible to include a hyperlink to a nonathletics video that is posted on an institution's Web site provided it meets one of the legislated exceptions to Bylaw 13.4.2 (for example, official academic admissions and student services information produced by the institution and available to all students). In addition, it is permissible to include in the computer recruiting presentation a hyperlink to general informational video content related to an institution's athletics programs, provided such content is generally accessible to the general public and is not created for recruiting purposes. Finally, it is permissible to insert a nonathletics video that is available to all students in the computer recruiting presentation.

Q: May the computer presentation include a permissible highlight film?

A: It is permissible to insert an actual highlight film (or video/audio tape) into a computer recruiting presentation provided it meets the parameters for a highlight film/video/audiotape outlined in Bylaw 13.4.2.1.

Q: Is it permissible to use features (e.g., sound effects, animation) that are included with the presentation software program in the computer recruiting presentations?

A: It is permissible to use only those features that are included with the presentation software program. It is not permissible to insert any additional items that alter the features of the program to personalize it for the institution or prospective student-athlete. For example, it is permissible to include animated clip art or noise effects that are part of the software program. However, it is not permissible to insert an animated version of the institution's mascot or a sound clip of the institution's fight song into the computer recruiting presentation.

Q: Is it permissible for a prospective student-athlete to view the computer recruiting presentation on a television or monitor?

A: It is permissible to connect the computer to a television or monitor for viewing. An institution also may show the computer presentation in a classroom setting with a projector/projection screen or on the wall. When considering how to show the presentation using different devices (e.g., television, projections screen), it is important to note a computer must be used as the source of the presentation when shown.

[References: Division I Bylaws 13.4.1 (recruiting materials), 13.4.1.1 (printed recruiting materials), 13.4.2 (video/audio materials), 13.4.2.1 (highlight film/videotape/audiotape), 13.4.2.2 (videotapes/audio tapes/electronically produced information (nonathletics) available to all students), 13.4.2.3 (hall of fame/museum videotape/audio tape) and 13.4.2.4 (computer recruiting presentations); an official interpretation (3/14/07, Item No. 1); and a staff interpretation (4/18/07, Item No. 1)]

June 13, 2005 NCAA Regional Seminar Presentation – Advanced Recruiting Issues by Bo Kerin – During this session it was acknowledged that use of a number is not considered personalization for purposes of applying Bylaw 13.6.7.9.

In a summary dated May 8, 2009 issued to Mike Horn, NCAA enforcement, Kris Richardson, NCAA Academic and Membership Affairs, advised that use of the institution's video board to display a PlayStation video game involving characters playing the positions of, and wearing the jersey numbers of, prospective student-athletes' on campus for official visits constitutes a special addition to the stadium and violates the activities legislation.

The institution asserts that the playing of this video game at this venue is permissible because there is no personalization of the video game and the viewing of this video game on the stadium video board does not constitute a special addition to the facility.

In 2004, much discussion took place relative to what constituted a special addition to an institution's facilities. Specifically, on August 4, 2004, the CCA Compliance Administrators Group (CCACA) advised that although highlight videos may not normally be shown on an institution's scoreboard, it was consistent with the legislation to show highlight videos on the scoreboard so long as there was no personalization of the video. On October 4, 2004, the CCACA noted that a distinction could be made between items that upgrade the facilities and those that serve a decorative purpose. The PlayStation video game does neither. During a January 31, 2005, Conference Director's of Compliance conference call, it was determined that video games played either by prospects during official visits or student-athletes in their locker rooms and student lounges were a part of normal student life and as such, permissible. Therefore, the institution has allowed the football program to play the same PlayStation video game on the video board since 2003. Granted, these two entities do not represent the NCAA, but their opinions and recommendations are thought to be sound guidance in the appropriate application of NCAA legislation.

As described in the fact scenario, absolutely no personalization of the video game or the computer recruiting presentation slide is present. Special attention has been given to keeping the PlayStation video game as generic as possible so as to avoid the perception that it is tailored to any particular prospective student-athlete. The PowerPoint slide does prompt the question as to who will be the next University student-athlete. However, to do so is legislatively permissible pursuant to Bylaw 13.4.2.4 Computer Recruiting Presentations. The PowerPoint presentation software on which this slide was created is completely separate from the Playstation 2 video game shown on the same video board. The football staff was given permission to show this

presentation on the video board in 2007 once the Computer Recruiting Presentation legislation was adopted.

In summary, because there is no personalization of the video game itself, the primary issue is whether this playing of this video game in the football stadium constitutes a special addition to the facility pursuant to Bylaw 13.6.7.9. The video board is a permanent fixture in the stadium and various forms of media are shown on the video board, thus, no enhancement or special addition to our facility is not realized by playing the video game on this medium. There is no additional cost to the institution to play this video game during the visit, which was one premise behind the restrictive recruiting legislation adopted in 2004. Both video games and DVD movies are permissible forms of entertainment comparable to that of normal student life and there is nothing in NCAA legislation that prevents us from showing these forms of entertainment on our video board. The institution understands that we are restricted from having game day simulations and allowing a Playstation 2 video game to be shown during a visit is well within this directive. It is our understanding that what we are trying to accomplish with Bylaw 13.6.7.9 is to eliminate personalization, game day simulations, decorations, special additions to athletics facilities and containment of recruiting costs. Showing the Playstation 2 game on our video board does not compromise the intent of any of these directives. The institution respectfully requests review of this issue and recommends that the committee find this video game to be considered nothing more than a form of permissible entertainment regardless of venue.

Background Information for August 19, 2009, LRIC Minutes

Contractual Coaching Responsibilities Included in Playing Agreement

Issue.

Whether the compensation provided for coaching responsibilities to the teammate of the prospective student-athlete pursuant to her contract may be considered employment earnings for coaching and therefore not subject to a Bylaw 12.02.4 analysis.

Background and Staff Position.

On July 21, 2009, the academic and membership affairs staff provided the following interpretation, which was based solely on the contract [attached] between the teammate of the prospective student-athlete at issue and the team:

> *Based on the terms and conditions in the attached contract, the prospective student-athlete executed this agreement as a player, as opposed to a coach or other employment position with the organization. As evidence of this, the prospect is referred to simply as "the Player" throughout the contract. Moreover, in paragraph 10 of the contract, the player is only expected to coach basketball "in such ways as the club may from time to time determine." Paragraphs 9 through 19 of the contract, which govern the duties of the player for which he could be subject to discipline for not fulfilling, all relate primarily (or even exclusively) to playing responsibilities. Accordingly, with regard to the prospect's compensation, it is not possible to separate any earnings as unrelated to his playing responsibilities. Therefore, all compensation provided pursuant to this contract must be considered in a Bylaw 12.02.4 analysis.*

In August 2009, the prospective student-athlete's club team provided the institution with a memorandum (attached to the institution's LRIC submission) asserting that the compensation provided to the teammate was provided solely for her coaching responsibilities. Due to the fact that the institution submitted new information with this appeal, the amateur certification staff was provided an opportunity to review the materials and provided the following response:

> *The information presented in[the institution's] Interpretation Request Form is not consistent with the factual information collected by the ACP staff during PSA Charlotte Stoddart's review.*
>
> *While the ACP staff agrees with the fact that the Mystics team was not professional under NCAA legislation in 2006-07 (due to a lower salary provided to paid players that year), we do not agree with the institution regarding the 2007-08 and 2008-09 seasons. I am attaching the contract ACP received from the team that was signed by the Mystics' paid players for the 2007-08 and 2008-09*

seasons. That contract is the only contemporaneous documentation of the agreement that was entered into between the player and the team that has been produced in this case. That contract, which was not included in the institution's LRIC request, was the basis for the AMA staff's July 21, 2009 interpretive decision (also attached).

Lastly, the institution referenced a Fall 2008 amateurism certification decision involving a PSA on the same Mystics team who was certified to play. This certification was based on the information that we had at the time and the ACP staff has since then received new information regarding the Mystics team and its paid players' salaries. Depending on the outcome of this appeal, ACP will revisit that case to ensure consistency of decisions.

After reviewing all the information included as part of this appeal, the academic and membership affairs staff asserts that notwithstanding the club team's assertion that the compensation was provided solely for coaching, the opportunity to coach only existed as a result of the individual's commitment as a player to the organization. In other words, even if the individual was being paid to coach, interpretively, under Bylaw 12.02.4, the compensation must be considered in determining whether any player received more than actual and necessary expenses. Otherwise, teams could simply document that any compensation provided was for other work (e.g. office duties) and avoid the application of the bylaw altogether. It is common for individuals playing within a club system to be given coaching responsibilities as part of their contractual agreement to play for a team. Such arrangements have been seen in several cases handled by the Eligibility Center. In most of these cases, however, including the case at hand, there is no evidence that the coaching opportunities exist absent the commitment to play for the organization with which the individual has signed a contract. Accordingly, it is appropriate to include all of an individual's compensation from a team when determining whether the individual earned more than actual and necessary expenses for their participation with the team.

Institution's Position.

See Attached.

NCAA Bylaw.

12.02.4 Professional Athletics Team.

A professional team is any organized team that:

(a) Provides any of its players more than actual and necessary expenses for participation on the team, except as otherwise permitted by NCAA legislation. Actual and necessary expenses are limited to the following, provided the value of these items is commensurate with the fair market value in the locality of the player(s) and is not excessive in nature: *(Revised: 4/25/02 effective 8/1/02)*

(1) Meals directly tied to competition and practice held in preparation for such competition;

(2) Lodging directly tied to competition and practice held in preparation for such competition;

(3) Apparel, equipment and supplies;

(4) Coaching and instruction;

(5) Health/medical insurance;

(6) Transportation (expenses to and from practice competition, cost of transportation from home to training/practice site at the beginning of the season and from training/practice site to home at the end of season);

(7) Medical treatment and physical therapy;

(8) Facility usage; *(Revised: 4/24/03)*

(9) Entry fees; and *(Revised: 4/24/03)*

(10) Other reasonable expenses; or *(Adopted: 4/24/03, Revised: 10/28/04)*

(b) Declares itself to be professional (see Bylaw 12.2.3.2.4). *(Revised: 8/8/02)*

Interpretation Request Form for NCAA Division I Legislative Review and Interpretations Committee (LRIC)

Please complete form and e-mail to lzeller@ncaa.org and ahuchthausen@ncaa.org .

Date: August 6,2009
Name: [redacted]
Position: Director of Compliance
Institution/Conference: [redacted]
Telephone:
E-mail:

Has this issue been reviewed by a membership services staff member?

☐ Yes. Please provide staff member's name(s).
Leigh Ann Kennedy

☐ No. Please contact either your conference contact in membership services or the membership services staff at 317/917-6003 (Monday through Friday, 9 a.m. to 5 p.m.) to discuss the issue before submission to the LRIC.

Facts: The facts below refer to PSA [redacted] currently intending to attend [redacted] full time in Fall 2009 and her participation with the Manchester Mystics from Fall 2006 through 2009.

- PSA graduated from first level high school in 2007 and has since been in full-time education completing High School A-Levels (final A-Level grades will be received in Summer 2009).
- PSA is planning and has been accepted to enroll full time at [redacted] in Fall 2009.
- During the 2006-07, 2007-08 and 2008-09 seasons, PSA competed for the Manchester Mystics, an English basketball club that plays in the EBL (the highest division of women's basketball in the United Kingdom).
- **During the 2006-07 season, the Mystics team did not meet the NCAA definition of a professional team as set forth in Bylaw 12.02.4.**
- **During the 2007-08 and 2008-09 seasons the Mystics team DID NOT MEET the NCAA definition of a professional team as set forth in BYLAW 12.02.4.** The initial review by AMA determined that during the 2007-08, and 2008-09 seasons that the Mystics team met the NCAA definition of a professional team because it paid at least one of its players more than "actual and necessary expenses" (as that term is defined in Bylaw 12.02.4(a)) to compete on the team.

Attached is a letter from the Chief Executive of England Basketball stating that some foreign players require work permits and thus are employed as primary and secondary school coaches, and may also hold other jobs in the private sector. In addition a letter from Mr. Joe Forber clarifying that a player on the Mystics [redacted] that was being considered a professional player was in fact not being paid to play basketball, but rather employed to work in a legitimate job (employment) experience. This is a common practice and was in place during the 2006-07, 2007-08,

Please note: items submitted after 2 p.m. Thursday should be reviewed in two weeks unless it is an emergency issue (see Policies and Procedures for LRIC).

and 2008-09 timeframes when the Mystics were competing as a "non-professional" team.

Recent correspondence from England Basketball is also attached further reinforcing the position that their program is not organized as a professional entity. Some selected players received compensation to teach and instruct young people in primary and secondary schools.

[redacted] played on the same Manchester Mystics team of [redacted] (2007-08), an American player, who was determined by the NCAA to be an amateur player and therefore did not impact the eligibility of a current NCAA Division 1 player. [redacted] (2008-09), another American player, participated with the Mystics in the same capacity as [redacted] under similar contractual arrangements, however it appears [redacted] is being classified as a professional. This has a negative impact on [redacted] and is inconsistent with the classification of [redacted] and her participation with the Mystics program.

This is a request to determine that [redacted] did not participate on a professional team and therefore should be considered an amateur, and her eligibility should not be jeopardized by the England Basketball contract arrangements made with some American players that participated in the England basketball program who believed they were maintaining their amateur status.

- In the 2007-08 season, PSA played in 16 games for the Division I team.
- In the 2008-09 season, PSA played in 20 games for the Division I team.
- **PSA [redacted] never signed a written agreement with the Mystics.**
- **PSA [redacted] never received any expenses (including team travel-travel related) compensation or payment of any kind from the Mystics.**

Bylaws: 12.02.4

Interpretations: Below is the interpretation received from the AMA staff regarding the contract signed by [redacted] teammates on the Manchester Mystics (note: this was not a contract that the PSA signed):

Based on the terms and conditions in the attached contract, the prospective student-athlete executed this agreement as a player, as opposed to a coach or other employment position with the organization. As evidence of this, the prospect is referred to simply as "the Player" throughout the contract. Moreover, in paragraph 10 of the contract, the player is only expected to coach basketball "in such ways as the club may from time to time determine." Paragraphs 9 through 19 of the contract, which govern the duties of the player for which he could be subject to discipline for not fulfilling, all relate primarily (or even exclusively) to playing responsibilities. Accordingly, with regard to the prospect's compensation, it is not possible to separate any earnings as unrelated to his playing responsibilities. Therefore, all compensation provided pursuant to this contract must be considered in a Bylaw 12.02.4 analysis.

With that being said, [redacted] teammates on the Manchester Mystics in 2007-08 and 2008-09 cause the team to be considered professional under Bylaw 12.02.4 (a) because they received more than actual and necessary expenses to play on the team.

I will compile a set of facts as soon as possible and send it to you for your confirmation.

If you have questions, please feel free to give me a call.

Leigh Ann

Leigh Ann Kennedy
NCAA Eligibility Center
Amateurism Certification
317/223-0700
Please consider the environment before printing this email.

☐ **Student-Athlete Well-Being or Less Bureaucratic Component.** If this box is checked, please include an explanation in the summary below.

Summary of Interpretative Argument. .

This is a request to determine that [redacted] did not participate on a professional team and therefore should be considered an amateur, and her eligibility should not be jeopardized by the England Basketball contract arrangements made with some American players. The American players who participated in the England basketball program believed they were still maintaining their amateur status as players and were being employed as instructors for elementary level students.

[redacted] statement reinforces her belief that her payment was a customary stipend for services rendered to instruct and coach, NOT to play basketball. An earlier NCAA review of [redacted] arrangement did not negatively impact her amateur status, and therefore other players on her team at that time were certified to compete in NCAA Division 1 basketball without penalty.

Statement to be signed by student-athlete and submitted with a request for official interpretation sent to LRIC involving a situation where a student-athlete's eligibility may be at risk.

Buckley Statement. I give my consent to disclose to authorized representatives of this institution, its athletics conference (if any) and the NCAA any documents or information pertaining to NCAA legislation and the interpretive issue being submitted by my institution. Additionally, I give my consent to the NCAA to disclose my name and personally identifiable information from my education records to a third party (including but not limited to the media) as necessary to explain the NCAA's decision regarding this interpretive request without such disclosure constituting a violation of my rights under the Family Educational Rights and Privacy Act.

Signature(student-athlete):_____

Date:_____

Student-athlete's address:_____

Kennedy, Leigh Ann

From: Webb, Stephen
Sent: Tuesday, July 21, 2009 4:09 PM
To: Kennedy, Leigh Ann
Cc: Mangarelli, Michael
Subject: Fw: English WBB Contract

Sent from my BlackBerry Wireless Handheld

----- Original Message -----
From: Silver, Geoff
To: Webb, Stephen
Cc: Perez, Jobrina; Daniels, Jennifer; Mangarelli, Michael
Sent: Tue Jul 21 16:07:35 2009
Subject: RE: English WBB Contract

Steve,

Based on the terms and conditions in the attached contract, the prospective student-athlete executed this agreement as a player, as opposed to a coach or other employment position with the organization. As evidence of this, the prospect is referred to simply as "the Player" throughout the contract. Moreover, in paragraph 10 of the contract, the player is only expected to coach basketball "in such ways as the club may from time to time determine." Paragraphs 9 through 19 of the contract, which govern the duties of the player for which he could be subject to discipline for not fulfilling, all relate primarily (or even exclusively) to playing responsibilities. Accordingly, with regard to the prospect's compensation, it is not possible to separate any earnings as unrelated to his playing responsibilities. Therefore, all compensation provided pursuant to this contract must be considered in a Bylaw 12.02.4 analysis.

Please let me know if you have any follow-up questions.

Geoff

-----Original Message-----
From: Webb, Stephen
Sent: Thursday, July 16, 2009 4:49 PM
To: Silver, Geoff
Subject: Fw: English WBB Contract

Sent from my BlackBerry Wireless Handheld

----- Original Message -----
From: Kennedy, Leigh Ann
To: Webb, Stephen
Sent: Thu Jul 16 15:12:35 2009
Subject: English WBB Contract

ENGLAND BASKETBALL

Basketball For All

8 August 2009

To Whom It May Concern

This is to certify that England Basketball is (1) the governing body for basketball in England, (2) a member of the International Basketball Federation (FIBA) and (3) responsible for the administration of the National Basketball Leagues (EBL) and the fielding of national teams for both men and women.

As Chairman of the above, I would like to confirm that basketball in this country does not rate as a major sport. Women's teams in particular struggle with very little spectator attendance and the actual running of the team with the added expense of officials, court hire, travel and uniforms. Player's actually pay for the for the privilege of playing during the season, the cost will usually be between £400 and £500.00 per season. There is very little television and media coverage to bolster the club funds and quite often clubs will hold social events to raise money for the team.

We do not have professional players as such; there are no players who are paid directly or indirectly, for playing basketball. Coaching is mainly provided by volunteers. Clubs have access to small amounts of grant funding and contributions (weekly subscriptions) from players help pay for their playing uniform, court hire and travel to away fixtures. Teams at the senior level have the opportunity to recruit a small number of players from the EU who do not require work permits; players from other overseas countries do require work permits and will need to have a job lined up before entering this country. A small number are employed as basketball coaches in order to introduce the sport to young people in primary and secondary schools, others have jobs in the business sector.

Any player selected for our National Teams is required to make a significant sacrifices in terms of time and providing a financial contribution towards the team costs, primarily to pay for their team's travel, training and accommodation costs.

In order to get paperwork and matters moving as quickly as possible, I would appreciate if you or someone from the NCAA could confirm that this process exists for all foreign athletes wishing to attend NCAA Division 1 and 2 universities. Furthermore that a suitably translated version exists so as not to prejudice the process and insure that the entire process is transparent and totally equitable. Should you feel there are any additional members of the eligibility team who you need to involve please feel free to pass on this information. I in turn will table this matter with my colleagues within FIBA Europe to get more information on how this affects their players within Europe.

SPORT ENGLAND · SPORTS MATCH · ROYAL AIR FORCE careers · Baden · SURE SHOT

PO Box 3971, Sheffield S9 9AZ, England Tel: 0114 284 1060 Fax: 0114 284 1061
Email: info@englandbasketball.co.uk Website: www.englandbasketball.co.uk
The English Basketball Association is a company limited by guarantee. Registered in England No. 1429756

ENGLAND BASKETBALL

Basketball For All

In conclusion we do not have a professional league for women in England at this present time, players are involved for the genuine love of the sport and to strive to be the very best and hope, if given the opportunity, to be able to have the chance to be educated at the highest level.

I trust this will clarify the position of our women's game in England and please feel free to contact either myself Alison Muir on alli747@btinternet.com or our web site www.englandbasketball.co.uk for any further information you may require.

Yours in sport

Alison

Alison Muir

Chairman England Basketball

Fiba Commissioner

PO Box 3971, Sheffield S9 9AZ, England Tel: 0114 284 1060 Fax: 0114 284 1061
Email: info@englandbasketball.co.uk Website: www.englandbasketball.co.uk
The English Basketball Association is a company limited by guarantee. Registered in England No. 1429756

GREATER MANCHESTER COMMUNITY BASKETBALL

AMAECHI BASKETBALL CENTRE

Patron: John Amaechi

MANCHESTER Magic BASKETBALL

To Whom It May Concern

Re: [redacted]

I can confirm that [redacted] from the USA, played for Manchester Mystics in season 2008-09. [redacted] was not paid, at any time, to play for the Mystics. Her salary was solely for coaching services, done on behalf of the Club. Some of the coaching was done in local Primary Schools (up to 11 years of age) and some in Secondary Schools (up to 16 years of age). An additional coaching role for her was the Loreto Girls College team (16 – 18 years of age), which became British College Champions.

Joe Forber
Chief Executive
GMCB

SPORT ENGLAND CLUBMARK

MANCHESTER MYSTICS WOMENS BASKETBALL

MANCHESTER CITY COUNCIL

ENGLAND BASKETBALL Five Star Club

SPORTS MATCH

Manchester Leisure Sport

Joe Forber, 6 Campden Way, Handforth, Wilmslow, Cheshire. SK9 3JA
Tel/Fax: 01625-527867 Mobile: 07790-686496 Email: gmybc@tesco.net
Web site: www.magicbasketball.co.uk Registered Charity No1090437
Amaechi Basketball Centre, Whalley Range, Manchester. M16 8GW. Tel: 0161 881 0090 Fax: 0161 881 9451

ENGLAND BASKETBALL

Basketball For All

10 September 2008

To Whom It May Concern

This is to certify that England Basketball is (1) the governing body for basketball in England, (2) a member of the International Basketball Federation (FIBA), and (3) responsible for the administration of the National Basketball Leagues (EBL) and the fielding of national teams for both men and women.

We confirm that basketball in this country does not rate as a major sport. Spectator numbers are small, clubs struggle financially from year to year to pay for the hire of basketball courts, playing uniforms, travel, referees, etc. Women's teams, in particular, have great difficulty in competing in the national competitions and each year there are changes in the composition of the teams entered. The majority of players are of high school, college and university age. There is no television or national media coverage, not even for major international men's matches.

In this environment there are no professional players; i.e. there are no players who are paid, directly or indirectly, for playing basketball. Coaching is largely provided by volunteers. Clubs survive by accessing small amounts of grant funding and contributions (subscriptions) from players to help pay for their own playing uniforms, travel and, in many cases, court hire for training. In many clubs players pay £400 or more per season for the privilege of being able to play each week. A small number of players from the European Union (EU) and other foreign countries play in the senior competitions. EU players do not require work permits; players from other overseas countries require work permits and need to have jobs lined up before arriving in England. A small number are employed as basketball coaches in order introduce the sport to young people in primary and secondary schools, others have jobs in the business sector.

Players selected for our national teams are required to make significant sacrifices in terms of time and providing a financial contribution towards the team costs, primarily to pay for their team's travel, training and accommodation costs.

If there is anything in this letter that is not understood, or if it raises any questions, please contact me immediately via the telephone (00.44.114.223.5685), email (keith.mair@englandbasketball.co.uk), or by writing to the postal address below. Further information may be found on our website www.englandbasketball.co.uk.

Yours sincerely

Keith Mair
Chief Executive

SPORT ENGLAND · SPORTS MATCH · SUPPORTING YOUTH BASKETBALL refcareers.com · Baden · SURE SHOT

PO Box 3971, Sheffield S9 9AZ, England Tel: 0114 223 5693 Fax: 0870 774 4226
E-mail: info@englandbasketball.co.uk web site: www.englandbasketball.co.uk

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From: [redacted]
Sent: Thursday, August 13, 2009 10:56 AM
To: Zeller, Leeland; Huchthausen, Amy
Cc: [redacted]
Subject: Fw: [redacted] - Interpretation Request Form for NCAA Div 1 LRIC

The forwarded email below is sent to support the Interpretation Request Form forwarded on behalf of [redacted] a PSA Womens Basketball player enrolled in [redacted] for AY 2009-10. Please include this document with the request forwarded by the undersigned. Thanks.
Ed

[redacted]

To Whom it may concern, this to support [redacted] Ncaa application.

My name is [redacted] and I am writing to clarify my position with the Manchester Mystics Basketball Club for season 08/09. My understanding of the club is that it is a Junior Club and a charitable trust which owns and operates its own Basketball Centre and is the only club in the country to do so.

They have 15 to 18 full and part time employees who work as administration staff, Basketball development officers and coaches. It was in this capacity as a coach that I was employed. I coached community programs and a school team (which won the championships) and this was the main aspect of my work.

I was paid only to coach the amount was £500 equivalent to $900 US dollars, per calendar month for 8 months only. Although I signed a player contract for the Mystics I was made very aware that it was an Amateur League, and that coaching was my only source of income and reason for coming to this club. I wanted this dual experience for my long term development, I also had a service level agreement stating my coaching duties.

I hope this clarifies the situation for you.

Sincerely,

[redacted]

GREATER MANCHESTER COMMUNITY BASKETBALL

AMAECHI BASKETBALL CENTRE

Patron: John Amaechi

5/5/09.

F.A.O LEIGH ANN KENNEDY

Leigh Ann,

I have faxed a copy of [redacted] contract to you, in reference to [redacted] who has accepted a scholarship offer from [redacted]

Please note that the EBL Div I Women's League in England is NOT professional! [redacted] has had to pay considerable finance over the years in order to represent our Club. This is England, not Spain, Italy, Russia, Greece, etc!!

Best wishes,

Joe Forber.

MANCHESTER CITY COUNCIL

Five Star Club

Joe Forber, 6 Campden Way, Handforth, Wilmslow, Cheshire. SK9 3JA
Tel/Fax: 01625-527867 Mobile: 07790-886496 Email: gmybc@tesco.net
Web site: www.magicbasketball.co.uk Registered Charity No1090437
Amaechi Basketball Centre, Whalley Range, Manchester. M16 8GW. Tel: 0161 881 0090 Fax: 0161 881 9451

England Basketball
English Institute of Sport – Sheffield,
Coleridge Road,
Sheffield, S9 5DA
Tel: 0870 774 4225 **Fax:** 0870 774 4226

BASKETBALL PLAYER CONTRACT

STANDARD CONTRACT OF THE FORM APPROVED BY ENGLAND BASKETBALL AND BASKETBALL LEAGUE LIMITED

This Agreement

is made on **15th August 2008**

Between (Name) **Mr Joseph Forber**

on behalf of **Greater Manchester Community Basketball**

of (address) **6 Campden Way, Handforth, Wilmslow, Cheshire** ("The Club")

and (Name) [redacted]

of (address) [redacted]

Whereby it is agreed.

1) All previous agreements between the Club and the Player are cancelled.

2) The employment of the Player shall commence on **1st October 2008** and shall end on **31st July 2009** unless it has previously been terminated as provided hereafter.

3) This agreement shall be submitted to England Basketball or Basketball League Limited (for BBL League players) on signing and approval shall be assumed unless notification otherwise is received by the Club and Player within 21 days of its receipt by EB/BLL (see Appendix III).

4) The employment shall be subject to the general and personal conditions set out below.

5) It is a condition of this agreement that, where applicable, the Club is able to obtain a work permit to enable the player to work lawfully in the United Kingdom and to fulfil their obligations hereunder. The terms and conditions of this agreement are strictly subject to the issue of such a work permit and the Club shall not be liable for any claim for compensation by the player (whether in respect of this agreement or otherwise) in the event that he/she is refused a work permit by the appropriate authority. The Club will use its reasonable endeavours to obtain all necessary visas and work permits where applicable at no cost to the player.

6) The Club reserves the right after assessing the Player in training or matches to cancel this agreement on the grounds that the services of the Player are no longer required. Such cancellation shall be by way of a written notice of at least seven days and shall be invalid if it takes effect on a date the later of: 45 days after the date of commencement referred to in Clause 2, or after the player has played in six games under the jurisdiction of the BLL or England Basketball (EB). A valid cancellation shall be subject to the relevant personal terms set out hereafter.

7) This Agreement may be terminated at any time by mutual consent of the Club and the Player.

8) Where both parties agree in cases of dispute between clubs and/or players, application may be made either by the player or the club, or in the case of a dispute between clubs by either club, to England Basketball for arbitration to resolve the dispute.

GENERAL CONDITIONS

9) The Player agrees to be subject to and observe at all times the Rules of the Club (see Appendix I) and Rules, Regulations and Bylaws of BLL and EB and of any Association, League or such organisation of which the Club shall be a member provided that these are not at variance with those of the BLL or EB. (The Club agrees to provide the Player with a copy of such Rules, Regulations and Bylaws on request).

10) The Player agrees:

a) To play basketball solely for the Club or as authorised by the Club, or as required under the Rules and Regulations of the BLL and EB,

b) To do everything necessary to achieve and maintain their fitness.

c) To attend training sessions regularly at such places and times designated by any duly authorised officer of the club (e.g. manager, coach, secretary).

d) To attend and take part in matches for the Club as indicated by any authorised officer.

e) To perform at all times to a level of playing performance commensurate with that which may be reasonably expected of a basketball player in EB/BLL Competitions.

f) To coach basketball in such ways as the club may from time to time determine.

g) To develop basketball in such ways as the club may from time to time determine.

h) To attend such coach/teacher training courses as the club may from time to time determine.

i) To represent the club in a proper manner and comply with all reasonable requirements of the club e.g. publicity, exhibitions, etc.

11) The Player and the Club agrees that the player shall not:

a) Live in any place reasonably deemed by the Club as inappropriate for the performance of the obligations set out in Clause 10.

b) Engage in any other sport or occupation liable to expose the player to special risk of physical injury without the express permission of the Club.

12) The Player shall at no time and in no circumstances offer to or receive from any Club, player or other person or organisation whatsoever any financial or other inducement to affect the result of any match except by way of lawful bonus as provided for in this Agreement.

13) The Player shall not during the term of this Agreement approach directly or indirectly, or accept any approach, directly or indirectly, with a view to his changing his Club without express permission from the Club. If the Club is taking active and direct steps with a view to terminating the contract. Then the Club would be expected to advise the player and provide such permission

14) The Player shall not attempt to induce, directly or indirectly, any other basketball player under contract to another club to act in breach of or to terminate such contract.

15) The Player shall not disclose to any person matters of a confidential nature concerning the Club and, in particular, details of team formation, tactics and play.

16) The player shall at all times guard the name and reputation of the Club, EB, BLL and the sport of basketball. The Player shall not write articles for the public media without first seeking the approval of the Club, such approval not to be unreasonably withheld. They shall inform the Club, whenever possible, of their being

interviewed by the press or public media and shall where permission is granted act in accordance with the principles set out herein.

17) The Player agrees that they will wear such clothing and use such equipment as the Club may reasonably require and provide free of charge. The player irrevocably grants the Club (for itself and/or EB (in respect of NBL players) or BLL (in respect of BLL players)) the right to permit or authorise any company, firm, person or organisation to take and make use of any still photographs, motion pictures, video, or electronic (including television) pictures of the player in the uniform of the Club. The player agrees that all rights (including all copyright other intellectual property rights and the right to identify the player by name) in such photographs, pictures and images shall be the exclusive property of the Club or EB or BLL as appropriate, for its use in accordance with its promotional merchandising and commercial requirements (including but not limited to its use of the player's name and image to promote the Club and/or EB/BLL and their respective sponsors).

18) The Player shall submit promptly to any medical or dental examination as the Club may, at its own expense, reasonably require. The Player must advise the club prior to the signing of this agreement of any injuries suffered by him prior to the date of this agreement and shall immediately report to the Club any sickness or injury which shall be recorded by the Club, and appropriate action, in terms of medical support, taken. The Club reserves the right to request the Player to provide blood, urine or other like specimens for analysis (including for the avoidance of doubt in testing for prohibited drugs) as and where it deems necessary or to disclose any injury. Failure to provide such samples or to attend such examinations as the Club shall reasonably require or to disclose any injury will constitute an act of gross misconduct for which termination of employment will normally result.

19) Provided the player has complied with the provisions of Clause 18, in the event of the sickness or injury rendering the Player unfit to play basketball the Club, agrees to pay the Player, less any statutory sickness benefit, as follows: -

a) For the first eight weeks - basic wage

b) For the following eight weeks - half basic wage

c) After 16 weeks - nothing

20) If the player shall have a grievance relating to their employment the following procedure shall be applied by the player and the Club.

a) The player shall informally raise his grievance with the General Manager of the Club in the first instance.

b) If the matter is unresolved then formal notice of the grievance shall be given in writing to the General Manager of the Club; and

c) If the grievance is not resolved to the players' reasonable satisfaction within 14 days after providing such written notice the player may give notice of the grievance in writing to, the Directors of the Club. The matter shall then be considered by the Board of the Club (or by any committee duly authorised by the Board) at its next convenient meeting and where practicable within 14 days of receipt of the player's notice of grievance by the Club Secretary.

21) Failure by the player to comply with the provisions of Clauses 9 to 19 may result in disciplinary action. The player agrees to pay promptly all fines and comply with all penalties that may be imposed on them by the Club, BLL, or EB.

22) If the player is, guilty of persistent or gross misconduct or serious breach of the Rules of the Club or the provisions of this Agreement the Club may on giving fourteen days written notice terminate this Agreement. The club shall at its sole discretion have the right not to require the player to work the notice period and to make appropriate payment to the player in lieu of notice. Any termination under this clause shall be without prejudice to the Club's rights to a transfer fee.

23) Action taken by the Club under Clause 21 or Clause 22 shall be subject to the provisions of the disciplinary Procedures at club level. The outcome shall be reported immediately to BLL and EB and the Player informed of his rights of appeal to that body, as set out in the standard Discipline and Grievance Procedures of EB.

24) If the club is guilty of a serious or persistent breach of the terms and conditions of the contract the player may terminate this Agreement by serving a notice of termination to take effect after fourteen days on the club. The player shall forthwith send a copy of such a notice to BLL and EB. The club may within that period of fourteen days, invoke the arbitration procedures set out in clause 8 above. If a club does invoke the arbitration procedure pursuant to clause 8 above and in compliance with the provisions of this clause the notice of termination served by the player shall not take effect until after the expiry of the arbitration process.

25) The Club agrees that the Player shall be released from the obligation of this contract to such an extent that they may, if selected,

a) Represent the National team for which they are qualified under the rules of the International Basketball Federation and,

b) Attend training sessions of the National Team, provided that such sessions are arranged at reasonable times and places in the opinion of BLL and EB.

c) Attend up to three meetings in season of the Basketball Players Association, or any duly constituted body looking after the interests of the Player and duly recognised as such by the BLL and EB, the dates for such meetings having been agreed with the BLL and EB at least 28 days in advance,

The personal conditions related to remuneration during such period shall be as follows, -

.....

CONTRACT EXPIRY

26) The contract expires on the date stated in Clause 2, namely

31st July 2009

PAYMENTS

27) a) The player shall receive basic wages, expenses and bonuses including special payments e.g. lodging allowance, provision of a car etc. where applicable, this remuneration is as follows: -

The player shall be paid £500 net per calendar month, with accommodation including gas and electricity being provided by the club. The player will also have shared use of a motor vehicle. The Club will pay for the return flight from the USA for the player.

b) Payment will be made in the following way:-

The player to be to be paid at the end of each calendar month

c) For clubs in BLL details of all emoluments to players paid must be registered with the BLL in the required format. This is a mandatory requirement for all licensed players.

d) Hours of Work - There are no set hours of work. The Player will undertake duties as specified in Clause 10, subject only to the following provisions (e.g. guaranteed day off, privileged time off etc.)

Player to work 10-15 Hours per week as directed by the club

e) Holidays - (Insert as appropriate Re. public holidays and other leave)

10 day break at Christmas, the player is allowed to return home at his/her own expense

f) Other Matters - (Insert as appropriate)

.....

.....

.....

.....

GOVERNING LAW

28) This agreement shall be construed and governed by the laws of England and Wales and the parties submit to the non-exclusive jurisdiction of the national courts.

Signed by the said Player [redacted] Date: 8-19-2008

and agent of the said Club ..... Date: 19/8/08
(Secretary/Manager/Chairman)

in the presence of: [redacted] (Name)

RETIRED POLICE OFFICER (Occupation)

10 CARNOUSTIE DR. HEALD GREEN CHEADLE SK8 3EN (Address)

Brian Dobson (Signed) 19th August 2008. (Date)

APPENDIX I

Club Rules

(Insert as appropriate)

Players will be lodged at the club house and it is expected that the premises will be kept clean by the players at all times.

The house is in a residential area and the players are expected to respect the views of their neighbours and not cause any problems within the neighbourhood by hosting parties or playing loud music.

No guest's are to stay over at the house without first obtaining permission from either Brian Dobson or Joe Forber.

Due to the date of the Subcommittee for Legislative Relief meeting, the LGC will be notified in advance of its meeting when the supplement is available.

REPORT OF THE NCAA DIVISION I COMMITTEE ON ATHLETICS CERTIFICATION July 22-24, 2009, MEETING

***ACTION ITEMS*.**

1. Legislative Action Items.

- **None.**

2. Nonlegislative Items.

- **None.**

***INFORMATIONAL ITEMS*.**

1. Update on rules compliance evaluation materials. The NCAA Division I Committee on Athletics Certification reviewed a rules compliance evaluation guide developed by the Collegiate Commissioners Association Compliance Administrators (CCACA) for institutions to use as a resource when conducting the once in four years required rules compliance evaluation. The committee noted its support for the document which will be included on the athletics certification Web site. It is important to note, the guide is intended to provide guidance for institutions in the conduct of the rules compliance evaluation and should only be used as a guide to assist institutions in examining and improving its rules compliance program. Institutions are not required to use the guide in order to conduct a satisfactory evaluation; nor, does the guide alone ensure completion of an acceptable evaluation.

2. Working Group Issues.

a. Role of a faculty athletics representative in the academic support services evaluation. The committee determined a faculty athletics representative may participate as a member of an academic support services evaluation body (e.g., committee, subcommittee) provided the institution can demonstrate the faculty athletics representative is an academic authority outside the department of intercollegiate athletics who does not have day-to-day responsibilities in the academic support services area. In addition, the committee noted a faculty athletics representative is not permitted to be the only individual conducting the evaluation under any circumstance.

b. Chancellor's or president's involvement in the administrative review of NCAA comparative data. The committee discussed a concern that requiring chancellors or presidents to be involved in the annual administrative review of NCAA comparative data (e.g., dashboard indicators) could be overly burdensome and an institution's chancellor or president should have the discretion to appoint other appropriate institutional officials to review this data. The committee agreed to modify the current measurable standard by removing the requirement that the institution's chancellor or president be involved in this review. However, the committee noted if the chancellor or president delegates this review to another individual, the individual must be a senior level institutional official (e.g., chief financial officer, vice president for finance) that is designated by the chancellor or president to be responsible for financial matters generally.

c. Documentation regarding implementation of Cycle 2 plans for improvement. The committee expressed concern regarding the lack of documentation of actions taken to implement Cycle 2 plans for improvement. The committee noted a lack of documentation is not an acceptable reason for partial completion or noncompletion of plans for improvement. Institutions are encouraged to record progress made toward plans for improvement and file in a centralized location on campus (if not using the Athletics Certification System to record progress) not less than once per year in case of institutional or department of athletics personnel changes.

3. Discussion regarding NCAA financial reports. The committee determined only specified categories of NCAA financial reports are required to be analyzed and not all 36 revenue and expense categories. The committee agreed institutions must analyze the following expense categories of its three most recent NCAA financial reports:

a. Athletics student aid;

b. Coaching salaries, benefits and bonuses;

c. Coaching, other compensation and benefits paid by a third party;

d. Support staff/administrative salaries, benefits and bonuses paid by the university and related entities;

e. Support staff/administrative other compensation and benefits paid by a third party;

f. Recruiting;

g. Team travel;

h. Equipment, uniforms and supplies;

i. Game expenses;

j. Fundraising, marketing and promotion;

k. Sports camp expenses;

l. Medical expenses and medical insurance;

m. Membership and dues; and

n. Total operating expenses.

The staff will communicate this requirement to Class 2 institutions during 2009 fall orientation videoconferences and the Class 3 measurable standards for Operating Principle 3.1 and the 2010-11 self-study instrument will reflect this change.

4. Update on NCAA Division I Leadership Council discussion regarding NCAA Division I membership requirements. The committee received an update concerning the Leadership Council's discussions regarding potential changes to Division I membership requirements and were asked to provide recommendations regarding athletics certification's role in the reclassification process. The committee suggested reclassifying institutions be required to complete the athletics certification program earlier in the reclassification process in order to provide the NCAA Division I Administration Cabinet an opportunity to request a reclassifying institution to provide an update on progress it has made regarding implementation of plans for improvement developed during the certification process before rendering a decision regarding Division I membership status. Finally, the committee suggested the use of its identified opportunities for enhancement as a way to assess whether an institution is prepared to become a Division I member.

5. **Cycle 2 certification decisions**. The committee engaged in deliberations regarding the Cycle 2 athletics certification status of four institutions.

Committee Chair: *Nathan Hatch, Wake Forest University, Atlantic Coast Conference*
Staff Liaisons: *Amy B. Huchthausen, Academic and Membership Affairs*
Mira J. Colman, Academic and Membership Affairs
Charnele Kemper, Academic and Membership Affairs
Andy Louthain, Academic and Membership Affairs
Abbie Renaker, Academic and Membership Affairs
Danielle Teetzel, Academic and Membership Affairs

REPORT OF THE NCAA DIVISION I STUDENT-AHTLETE ADVISORY COMMITTEE

The NCAA Division I Student-Athlete Advisory Committee (SAAC) submits the following report from its July 17-19, 2009, meeting.

KEY ITEMS

1. Commercial Activity in Intercollegiate Athletics. The committee discussed commercial activities in intercollegiate athletics, including the report from the NCAA Task Force on Commercial Activity. The committee requested key points on the topic and will seek further input from campus and conference SAACs. The committee expressed a strong interest in contributing to the discussion of these issues.

2. Cost-Saving Initiatives. The committee discussed the impact of budget reductions on student-athlete well-being and will draft a document highlighting student-athlete well-being priorities. The committee recognizes the current financial climate and its impact on Division I institutions. The committee expressed a strong interest in contributing to the discussion of these issues.

3. Division I Membership Criteria. The committee received an update regarding the revised criteria for Division I membership considering expiration of the Division I membership moratorium following the 2010-11 academic year. The committee concluded that new members should have the capacity to provide their student-athletes with a Division I caliber experience in all respects and specifically noted the importance of maintaining competition levels and adequate financial support for athletic programs. The committee expressed a strong interest in contributing to the discussion of these issues.

4. NCAA Division I Men's Basketball Academic Enhancement Group. The committee discussed the Men's Basketball Academic Enhancement Group's efforts to improve academic performance through summer school enrollment. The committee determined that more direct input from men's basketball student-athletes is necessary before taking a formal position on the issue.

ACTION ITEMS.

1. Legislative Items.

   - None

2. Nonlegislative Items.

   a. **Selection of Student-Athletes to NCAA Division I and Association-Wide Committees**. SAAC recommends that the NCAA Division I Administration Cabinet approve the following SAAC appointments to specified Association-wide and divisional cabinets and committees:

(1) NCAA Committee on Women's Athletics: Southwestern Conference, Monique Carroll, Volleyball/Track, University of Arkansas, Pine Bluff.

(2) NCAA Minority Opportunity and Interests Committee: Mid-Eastern Athletic Conference, Aminah Zanah Charles, Volleyball, Hampton University.

(3) NCAA Football Issues Committee (NCAA Football Bowl Championship Subdivision representative): Southeastern Conference, D.J. Looney, Football, Mississippi State University.

(4) NCAA Sportsmanship and Ethical Conduct Committee: Atlantic Sun Conference, Danielle Gray, Basketball, Jacksonville University.

(5) NCAA Division I Academics Cabinet: Conference USA, Jarrett Newby, Cross Country/Track, East Carolina University.

(6) NCAA Division I Amateurism Cabinet: Colonial Athletic Conference, Matthew Goff, Football, James Madison University.

(7) NCAA Division I Administration Cabinet: Mid-American Conference, Catherine Marosszeky, Soccer, Kent State University.

(8) NCAA Division I Student-Athlete Awards, Benefits and Financial Aid Cabinet: Big Sky Conference, Anne Morrison, Rowing, California State University, Sacramento.

(9) Joint SAAC Representative: Missouri Valley Conference, Scott Krapf, Cross Country/Track, Illinois State University.

b. **Selection of NCAA Division I SAAC members**. The Division I SAAC recommends that the Division I Administration Cabinet ratify the following Division I SAAC member selections:

(1) America East Conference, Bob Nolte, Swimming, Binghamton University.

(2) Atlantic Coast Conference, D'Andre DeVon Bell, Basketball, Georgia Institute of Technology.

(3) Big East Conference, Norah Swanson, Soccer, Georgetown University.

(4) Ivy Group, Natalia Maria Christenson, Tennis, Columbia University-Barnard College.

(5) Mountain West Conference, Eugene Daniels, Football, Colorado State University.

(6) Northeast Conference, Lauren Chapman, Golf, Fairleigh Dickenson University, Metropolitan.

(7) Pacific-10 Conference, Jonathan Hackett, Volleyball, University of Southern California.

[Note: Action will be taken to appoint representatives from the following conferences via teleconference in September 2009: Big 12 Conference, Big South Conference, Summit League and West Coast Conference.]

c. **Reappointment of NCAA Division I SAAC members**. The Division I SAAC recommends that the Division I Administration Cabinet ratify the following Division I SAAC member reappointments:

(1) Big Ten Conference, Nick Fulton, Swimming, University of Wisconsin, Madison.

(2) Western Athletic Conference, Trisha Gibbons, Soccer, University of Nevada, Reno.

(3) Southern Conference, Kendra Eaton, Basketball, Western Carolina University.

(4) Atlantic-10 Conference, Brian Alas, Baseball, Richmond University.

(5) Horizon League, Audrey Piotrowski, Cross Country, Cleveland State University.

INFORMATIONAL ITEMS.

1. Cabinet and Committee Reports. The committee was updated regarding Division I cabinets and committees on which SAAC members serve. The committee will provide feedback to the appropriate cabinet or committee regarding nontraditional courses, nutrition, Division I membership criteria, commercial activity in intercollegiate athletics, initial-eligibility requirements, progress-toward-degree requirements, cost-saving initiatives, hearing opportunities related to the renewal and nonrewal of financial aid awards and the impact of technology on recruiting.

2. Commercial Activity in Intercollegiate Athletics. The committee discussed commercial activities in intercollegiate athletics, including the report from the NCAA Task Force on Commercial Activity. The committee requested key points on the topic and will seek further input from campus and conference SAACs.

3. Cost-Saving Initiatives. The committee received an update on the Division I Legislative Council's discussion of cost-savings initiatives. The committee discussed the impact of budget reductions on student-athlete well-being and will draft a document highlighting student-athlete well-being priorities. Potential items of interest include competition, academic support and athletic trainers. The committee recognizes the current financial climate and its impact on Division I institutions. The committee expressed a strong interest in contributing to the discussion of these issues.

4. Division I Membership Criteria. The committee received an update regarding the revised criteria for Division I membership considering expiration of the Division I membership moratorium following the 2010-11 academic year. Specifically, the committee discussed maintaining competition levels, reducing competitive and financial disparity, and adequate financial support for programs, particularly athletic training and academic support. The committee concluded that new members must have the capacity to provide their student-athletes with a Division I caliber experience in all respects. The committee will produce a short video related to the topic to communicate the experience of Division I student-athletes.

5. NCAA Division I Men's Basketball Academic Enhancement Group. The committee was updated regarding the Men's Basketball Academic Enhancement Group's discussion related to efforts designed to improve academic performance through summer school enrollment. The committee determined that more direct input from men's basketball student-athletes is necessary before taking a formal position on the issue.

6. Initial Review of 2009-10 Proposed Legislation. The committee reviewed and discussed proposed legislation from the 2009-10 legislative cycle, including items related to recruiting, eligibility, playing and practice seasons, awards, benefits and expenses, and administrative regulations. The committee will convene for a conference call in September to review these proposals in depth.

7. Grayshirting and National Letter of Intent (NLI) Limits in the Sport of Football. The committee discussed the practice of grayshirting and the NCAA legislation regarding NLI signing limits in the sport of football. A proposal in the 2009-10 legislative cycle would limit the number of football prospective student-athletes who sign an NLI and/or institutional offer of financial aid with a member institution to not more than 28. The committee identified the proposal's potential impact on student-athlete well-being and will discuss the information with campus and conference SAACs before taking a formal position on the proposed legislation in November.

8. Joint Student-Athlete Advisory Committee Meeting. The Joint SAAC was updated regarding the production of a promotional video that will be distributed to NCAA member institutions. The video is intended to educate student-athletes about national SAAC. The Joint SAAC also received updates from divisional SAACs and from association-wide committees including: the NCAA Committee on Women's Athletics, the NCAA Minority Opportunities and Interests Committee, the NCAA Committee on Competitive Safeguards and Medical Aspects of Sports, and the NCAA Sportsmanship and Ethical Conduct Committee.

9. Media Update. The committee was updated regarding the Division I SAAC media team, which included a review of SAAC publications, communication and networking tools and the creation of a Division I SAAC Alumni Association.

10. Green Team Update. The committee was updated regarding the NCAA national office's environmental and conservation Green Team initiative, including a review of the Green Team's principles and standards, as well as waste reduction actions implemented at the national office.

11. 2009 National Student-Athlete Development Conference. The committee was updated regarding the SAAC's participation at the National Student-Athlete Development Conference, which took place May 24-27, 2009, in Orlando, Florida.

12. 2009 Gender Equity and Issues Forum. The committee was updated regarding the SAAC's participation at the Gender Equity and Issues Forum, which took place April 27-29, 2009, in San Diego, California.

13. NCAA Internship Program. The committee received information regarding the year-long NCAA internship program, including the application process.

14. Attendance. The attendance list for the July 2009 meeting is as follows:

Conference	School	Name	Sport	Present
America East Conference	University of Hartford	Alexandra Morley	Softball	Yes
Atlantic 10 Conference	University of Richmond	Brian Alas	Baseball	Yes
Atlantic Coast Conference	University of Maryland	Allison Houseal	Women's Water Polo	Yes
Atlantic Sun Conference	Jacksonville University	Danielle Gray	Women's Basketball	Yes
Big 12 Conference	University of Kansas	Matthew Baysinger	Men's Track and Field	Yes
Big East Conference	Rutgers University, The State University of New Jersey	Brittany Loisel	Softball	Yes
Big South Conference	Winthrop University	Benten Kieffner	Men's Soccer	Yes
Big Sky Conference	California State University, Sacramento	Anne Morrison	Rowing	Yes
Big Ten Conference	University of Wisconsin, Madison	Nick Fulton	Men's Swimming	Yes

Big West Conference	University of the Pacific	Danielle Neault	Field Hockey	Yes
Colonial Athletic Conference	James Madison University	Matthew Goff	Football	Yes
Conference USA	East Carolina University	Jarrett Newby	Cross Country/Track	Yes
Horizon League	Cleveland State University	Audrey Piotrowski	Cross Country	Yes
Ivy Group	University of Pennsylvania	Camille Richard	Track	Yes
Metro Atlantic Athletic Conference	Loyola College (Maryland)	Eryn Crane	Women's Swimming	Yes
Mid-American Conference	Kent State University	Catherine Marosszeky	Women's Soccer	Yes
Mid-Eastern Athletic Conference	Hampton University	Aminah Zanah Charles	Volleyball	Yes
Missouri Valley Conference	Illinois State University	Scott Krapf	Cross Country/Track	Yes
Mountain West Conference	San Diego State University	Sherraine Pencil	Track	Yes
Northeast Conference	Fairleigh Dickinson University, Metropolitan	Shanay Freeman	Women's Basketball	Yes
Ohio Valley Conference	Tennessee State University	Melanie Cruz	Softball	Yes
Pacific-10 Conference	University of California, Berkeley	Justin Pollard	Men's Swimming	Yes
Patriot League	American University	Zack Solomon	Men's Soccer	Yes
Southeastern Conference	Mississippi State University	DJ Looney	Football	Yes
Southern Conference	Western Carolina University	Kendra Eaton	Women's Basketball	Yes

Southland Conference	Lamar University	William Taylor McInnis	Baseball	Yes
Southwestern Athletic Conference	University of Arkansas, Pine Bluff	Monique Carroll	Women's Volleyball/Track	Yes
Summit League	Oakland University	Stewart Givens	Men's Soccer	No
Sun Belt Conference	Western Kentucky University	Patrick Jenkins	Cross Country/Track	Yes
West Coast Conference	Pepperdine University	Julie Rubenstein	Women's Volleyball	Yes
Western Athletic Conference	University of Nevada, Reno	Trisha Gibbons	Women's Soccer	Yes

[NOTE: Also in attendance were John Watson, director of athletics, Pepperdine University; Tracy Shoemake, associate athletics director, Texas State University–San Marcos; and Beth DeBauche, NCAA director of Division I.]

14. Future Meeting Schedule.

a. September 20, 2009, Webinar.

b. November 20-22, 2009, Indianapolis, Indiana.

c. January 11-16, 2010, in conjunction with the 2010 NCAA Convention, Atlanta, Georgia.

d. March/April, 2010, teleconference (date to be determined).

e. July 15-18, 2010, Indianapolis, Indiana.

Committee Chair: Matthew Baysinger, University of Kansas, Big 12 Conference
Committee Vice-Chair: Nick Fulton, University of Wisconsin-Madison, Big Ten Conference
Staff Liaisons: Maricela Shukie, NCAA Educational Affairs,
Kelly Groddy, NCAA Academic and Membership Affairs,
Abbie Renaker, NCAA Academic and Membership Affairs,
Tim Nevius, NCAA Enforcement department.

REPORT OF THE NCAA DIVISION I COMMITTEE ON STUDENT-ATHLETE REINSTATEMENT JUNE 9-11, 2009, MEETING

ACTION ITEMS.

1. Legislative Items.

a. NCAA Division I Bylaw 12.1.2.4.2 – Amateurism — *de minimis* consideration.

(1) Recommendation. The NCAA Division I Committee on Student-Athlete Reinstatement recommends the NCAA Division I Legislative Council sponsor legislation which indicates that violations of Bylaw 12.1.2.4.2 be considered *de minimis* and not affect the eligibility of the student-athlete provided the proper paperwork is subsequently filed. The institution would still be required to submit a secondary violation.

(2) Effective Date. Immediate.

(3) Rationale. This proposal would remove the effect of eligibility when the proper paperwork required for disability insurance was not filed by a student-athlete. The committee considers violations of this bylaw, when they exist without any additional violations, to be strictly paperwork issues and, therefore, should only be required to be reported as an institutional violation. The NCAA student-athlete reinstatement staff noted that this will reduce the bureaucracy within the NCAA and reduce burden on institutional staff.

(4) Estimated Budget Impact. None.

(5) Student-Athlete Impact. None.

b. Bylaw 12.5.1.1-(i*)* – Amateurism – *de minimis* consideration.

(1) Recommendation. The committee recommends the Legislative Council sponsor legislation which indicates that violations of Bylaw 12.5.1.1-(i) be considered *de minimis* and not affect the eligibility of the student-athlete provided the student-athlete and the authorized representative indicate subsequent to the violation that, had the release statement been presented, it would have been signed. The institution would still be required to submit a secondary violation.

(2) Effective Date. Immediate.

(3) Rationale. This proposal would remove the effect of eligibility when there is a failure to obtain the release statement from the student-athlete and the authorized representative of the charitable, educational or nonprofit agency, provided the student-athlete and authorized representative indicate subsequent to the violation that had the release statement been presented, it would have been signed. This would update Bylaw 12.5.1.1.6 which was last modified in April 2007 which made the activity permissible had the paperwork been filed prior to the event. The student-athlete reinstatement staff noted that this will reduce the bureaucracy within the NCAA and reduce the burden on institutional staff.

(4) Estimated Budget Impact. None.

(5) Student-Athlete Impact. None.

c. Bylaw 13.6.2.6 – Recruiting – *de minimis* consideration.

(1) Recommendation. The committee recommends the Legislative Council sponsor legislation which indicates that violations of Bylaw 13.6.2.6 be considered *de minimis* and not affect the eligibility of the student-athlete. The institution would still be required to submit a secondary violation.

(2) Effective Date. Immediate.

(3) Rationale. This proposal would remove the effect of eligibility when an institution exceeds the number of official visits. Specifically, the NCAA Division I Amateurism Cabinet discussed that prospective student-athletes have no control over the number of prospective student-athletes that visit an institution. When a violation of this bylaw occurs, the student-athlete reinstatement staff is unable to access any culpability with a specific prospective student-athlete when an institution exceeds the permissible number of official visits. The institution would still be required to file a secondary violation and the institution will be held accountable through the enforcement process. The committee believed this violation was better addressed within the enforcement process. The student-athlete reinstatement staff noted that this will reduce the bureaucracy within the NCAA and reduce the burden on institutional staff.

(4) Estimated Budget Impact. None.

(5) Student-Athlete Impact. None.

d. **Bylaw 15.3.3.1.1 – Financial Aid – *de minimis* consideration.**

(1) Recommendation. The committee recommends the Legislative Council sponsor legislation which indicates that violations of Bylaw 15.3.3.1.1 be considered *de minimis* and not affect the eligibility of the student-athlete. The institution would still be required to submit a secondary violation.

(2) Effective Date. Immediate

(3) Rationale. This proposal would remove the effect of eligibility when a student-athlete receives financial aid for less than one academic year. The committee considers that when a student-athlete receives aid for less than one year, institutions do not gain a competitive advantage. Additionally, the student-athletes have no culpability in the violation. Institutions will continue to be required to submit a secondary violation. The student-athlete reinstatement staff noted that this will reduce the bureaucracy within the NCAA and reduce the burden on institutional staff.

(4) Estimated Budget Impact. None.

(5) Student-Athlete Impact. None.

e. **Bylaw 16.5.2-(b) – Awards and Benefits – *de minimis* consideration.**

(1) Recommendation. The committee recommends the Legislative Council sponsor legislation which indicates that violations of Bylaw 16.5.2-(b) be considered *de minimis* and not affect the eligibility of the student-athlete. The institution would still be required to submit a secondary violation.

(2) Effective Date. Immediate.

(3) Rationale. This proposal would remove the effect of eligibility when an institution impermissibly provides preseason practice expenses. The committee believed that in these cases student-athletes do not have culpability in the violation. All of the cases that have been submitted trigger a violation due to a miscalculation of the permissible start date for providing benefits. The student-athlete reinstatement staff noted that this will reduce the bureaucracy within the NCAA and reduce the burden on institutional staff.

(4) Estimated Budget Impact. None.

(5) Student-Athlete Impact. None.

2. Nonlegislative Items.

a. **Unintended Use of Season and Regular Season Coach's Documented Misunderstanding/Error.** More cases involving coach's documented error have been submitted over the last several months requesting a season of competition be returned to a student-athlete. Whereas coach's documented misunderstanding of NCAA rules is a legislated exception to the season-of-competition bylaw under limited circumstances, coaches who play student-athletes in one game over a season due to error or confusion is not an exception recognized by the membership in the legislation. The committee directed the student-athlete reinstatement staff to continue to provide a limited level of flexibility in cases of coach's documented error, which is not a legislated exception to the season-of-competition rule, and in cases where there is coach's documented misunderstanding. The committee directed the student-athlete reinstatement staff to request feedback on the distinctions between coach's error versus coach's misunderstanding from the NCAA Division I Student-Athlete Advisory Committee (SAAC) and the Collegiate Commissioners Association Compliance Administrators (CCACA) in an effort to clarify analysis of these circumstances.

b. **Cross-Divisional Issues.** The committee approved the use of the cross-divisional issues chart presented by the student-athlete reinstatement staff. The chart's purpose is to clearly display which division's legislation applies when a student-athlete transfers divisions and which division's committee has jurisdiction over an appeal. The committee requested that an additional column be added to include when a student-athlete's participation occurred at a non-NCAA institution. The committee directed the student-athlete reinstatement staff to use the chart and incorporate it within its review of relevant issues.

c. **Bylaws 12.1.2.1.4.3 – Expenses from Outside Team or Organization and 12.1.2.1.4.5 – Expenses from Sponsor Other than Parents/Legal Guardians or Nonprofessional Sponsor of Event.** The committee approved the student-athlete reinstatement staff's recommended prescribed penalties for the pre-enrollment amateurism violations of Bylaws 12.1.2.1.4.3 and 12.1.2.1.4.5. The prescribed penalties will be effective for individuals initially enrolling for the 2009-10 academic year and beyond. The prescribed penalty of repayment of the expenses received would apply for cases in which the student-athlete received less than $3,500. Anything exceeding this dollar amount will become a case automatically forwarded to student-athlete reinstatement for further staff

discussion. The committee directed the student-athlete reinstatement staff to examine cases to determine the source of the benefit, nature of the event, frequency of the expense provided and whether the prospective student-athlete was aware of the rule.

d. **Pre-enrollment Prize Money Violations.** The committee instituted guidelines outlined by the student-athlete reinstatement staff for pre-enrollment prize money violations. These are situations in which a prospective student-athlete has received above actual and necessary expenses for a single event, however, over a career the permissible actual and necessary expenses exceed the prize money received. The committee noted that "career" expenses should be limited to expenses for events in which a prospective student-athlete participated beginning at the time he or she became a prospective student-athlete (grade nine and later).

e. **Prize Money/Expenses Less Than $300.** The committee discussed the previous pilot program which was implemented August 2007 to alleviate the volume of cases for the NCAA amateurism certification process (ACP) staff. Previously, when a prospective student-athlete's total prize money received was less than $300, the ACP staff did not process the case. The committee sunset the pilot program for the 2009-10 incoming class of prospective student-athletes. The committee directed the ACP staff to gather data regarding the total number of cases processed for the 2009-10 academic year. The committee requested the ACP staff provide that data to the committee for review during the December 2009 meeting. At that time, the committee will decide if it is appropriate to forward the information to the Division I Amateurism Cabinet for legislative proposal consideration (i.e., incorporating the pilot study into legislation).

f. **Post-enrollment Prize Money Guideline Development.** The committee discussed the recent passage of NCAA Division I Proposal No. 2008-13-B, which provides enrolled student-athletes with the ability to accept prize money not to exceed their actual and necessary expenses during the institution's summer vacation period. Due to the timing of the immediate effective date when the proposal was adopted, the committee determined the application of the withholding conditions should begin with the 2009-10 academic year (e.g., summer 2010) to permit an opportunity for the membership to be more fully educated. Repayment of the impermissible amount of prize money received, however, will continue to be required. Starting with the 2009-10 academic year, withholding conditions will be imposed based on the amount of prize money received. Prize money received greater than $100 to $300 = 10 percent withholding, $300 to $500 = 20 percent withholding, and $500 and up = 30 percent withholding. The committee will revisit the issue during the December 2009 student-athlete reinstatement committee meeting and at that time will

determine the appropriate withholding conditions for violations of this legislation beginning summer 2010.

g. **Review of Guidelines for Violations of the NCAA Amateurism Certification Process.** The committee directed the student-athlete reinstatement staff to continue to apply the guidelines previously approved in May 2008 for violations of Bylaw 12.1.1.1.3 – Eligibility for Practice or Competition. In addition, the committee provided the staff with a degree of flexibility in assessing the one-for-two withholding condition in providing a maximum number of contests withholding. The committee noted a more flexible decision should be based on the specific facts of the student-athlete's case.

h. **Baseball Issues.** The committee affirmed the direction of the student-athlete reinstatement staff which includes providing a 50 percent of one season withholding condition for cases in which a prospective student-athlete has entered into a verbal or written agreement with an agent for future representation.

i. **Erroneous Miscertification of Amateur Status.** The committee re-examined the potential for miscertification within the amateurism certification process and the impact it could have on the student-athlete reinstatement process. Based on their discussion and the review of the previously approved student-athlete reinstatement guidelines, the committee believed that any relief from the typical certification decision should be provided in instances when a student-athlete is erroneously certified without conditions or with conditions less than those that should have been applied. The committee amended their previous guidelines to note that if a student-athlete was erroneously certified and a permanent ineligibility decision should have been imposed, the student-athlete immediately will be rendered permanently ineligible.

j. **Medical Standards for Hardship Waiver Appeals and Extensions.** The committee determined that the language specific to medical hardship waivers needs clarification. The student-athlete reinstatement staff will continue to review suggested language with membership groups, including SAAC and CCACA prior to any proposed legislative change. In addition, at the direction of the committee, the student-athlete reinstatement staff continues to work with other national office staff to evaluate the potential of obtaining a consultant group of medical professionals who could, when necessary, provide consultation to the NCAA staff or committee.

INFORMATIONAL ITEMS.

1. Legislative.

- None.

2. Nonlegislative.

a. **Continuation of Redshirt Year Within an Extension Analysis.** The committee reviewed feedback received from the CCACA on this issue. Specifically, the consideration of a redshirt year within an extension analysis is not appropriate and is not consistent with the intent of the five-year period of eligibility legislation. In addition, the CCACA noted cost containment issues. The committee believed that there was not enough support from the membership to propose legislation at this time based, in part, on the additional costs associated with additional seasons of competition. The committee noted a redshirt season is ultimately within the control of the student-athletes or the institutions as denoted in the legislation.

b. **Update Regarding Expense Valuations by NCAA Eligibility Center Staff.** The NCAA Eligibility Center staff provided an update of the current expense valuations approved for use in expense valuation cases processed by the amateurism certification staff. This valuation process is a 12-month pilot program that was approved by the Amateurism Cabinet.

c. **Review of Policies and Procedures.** The committee reviewed and approved the revised Policies and Procedures document presented by the student-athlete reinstatement staff. The updates included changing the language to make it consistent with the current governance structure for all three divisions and the requirement for signature for appeals and applications.

d. **Athletics Activity Waiver.** The committee reviewed a report from the NCAA Olympic Sports Liaison Committee (OSLC) regarding a document that was previously provided to the OSLC on the topic of participation in junior-level world championships/Olympics. The committee advised, based on the legislation and interpretations, that the student-athlete reinstatement staff should no longer provide relief to junior-level competition despite when it occurred. The committee also requested staff review with legal counsel whether the more flexible approach previously applied by staff should be extended to other student-athletes who participated in junior-level world championships/Olympics during the same period of time to ensure fairness.

e. **NCAA Agent, Gambling and Amateurism Activities Update.** The staff from the NCAA agent, gambling and amateurism (AGA) activities group provided an update to the committee. The AGA staff noted changes to the National Football League Players Association rules and the pending release of a gambling study conducted by the NCAA research staff.

f. ***De minimis* Review of Bylaw 13.1.1.3 — Contact with Four-Year College Prospective Student-Athletes.** The committee reviewed a recommendation from the student-athlete reinstatement staff which would render the eligibility action of Bylaw 13.1.1.3 *de minimis*. The committee noted that removing the eligibility impact on a violation of Bylaw 13.1.1.3 may send the wrong message to the membership and student-athletes and, therefore, it did not recommend violations of this bylaw be *de minimis*.

g. **Competition with Professionals.** The committee discussed the current practice and application of amateurism guidelines related to violations of Bylaw 12.2.3.2 – Competition with Professionals. The committee asked the student-athlete reinstatement staff to provide further study of this information based on the decisions that were provided during the 2008-09 academic year. The committee will follow up with specific criteria that will provide the staff with more flexibility in this area for pre-enrollment violations.

h. **Academic Fraud/Misconduct Update.** The committee reviewed and discussed the previously approved guidelines for cases that involve academic fraud/misconduct. The committee reaffirmed the belief that violations of this bylaw are among the most serious violations in which a student-athlete may be involved and the cases generally involve a high degree of student-athlete culpability.

i. **2009 NCAA Regional Rules Seminars Update and Feedback.** The student-athlete reinstatement staff provided the committee with the feedback received from the 2009 NCAA Regional Rules Seminars held in Atlanta and Anaheim. The staff informed the committee of the specific topics covered and certain points of educational emphasis, including not using the Student-Athlete Opportunity Fund as a source for repayment or to mitigate violations.

j. **Technology Update.** The student-athlete reinstatement staff provided the committee with an update of the current state of the project undertaken by the consultant group, KPMG. The ultimate goal will be to provide an entire online submission process for student-athlete reinstatement waivers and violations

k. **NCAA Conflict of Interest and Speaking Agent Policies.** The committee reviewed the conflict of interest and the speaking agent policies.

l. **Preparation and Documents for Committee Meetings.** The committee requested the student-athlete reinstatement staff find ways to simplify committee meeting materials for ease of comprehension and more efficient use of meeting time. In addition, the committee requested that the materials be more easily accessible – perhaps through the use of an external jump drive and/or saving all committee materials on a zip drive for ease of information transfer to the desktop.

m. **Preparing Appeal Documents.** The committee shared with the student-athlete reinstatement staff its desire to have a more simplified presentation of materials for case appeals.

Committee Chair: Carol Iwaoka, Big-10 Conference
Staff Liaison(s): Jeremiah Carter, Academic and Membership Affairs
Jennifer Henderson, Academic and Membership Affairs
Matt Maher, Academic and Membership Affairs

REPORT OF THE NCAA DIVISION I COMMITTEE ON ACADEMIC PERFORMANCE JULY 8-9, 2009, MEETING

***ACTION ITEMS*.**

1. Legislative Items.

a. NCAA Division I Academic Performance Program (APP) -- Definitions and Applications -- NCAA Division I Academic Progress Rate (APR) -- Definition of Cohort.

(1) Recommendation. The NCAA Division I Committee on Academic Performance recommends the NCAA Division I Board of Directors sponsor and adopt noncontroversial legislation to codify the definition of the APR cohort in NCAA Bylaw 23.02.1. [Attachment A]

(2) Effective Date. Immediate.

(3) Rationale. This revision does not change the APR cohort definition currently used to determine a team's APR; rather, the revision will make the language contained within the Manual general in nature and the specific details will be available to the membership in the committee's policies and procedures. The committee noted the need to ensure the legislation in the Manual accurately references current policies and procedures, including changes the committee has made to the cohort definition in response to membership feedback. The committee will continue to notify the membership of any changes to the cohort definition in a timely manner. This proposal is being recommended as noncontroversial legislation, inasmuch as there does not appear to be a significant impact on existing or proposed legislation.

(4) Estimated Budget Impact. None.

(5) Student-Athlete Impact. None.

b. APP -- Penalties and Rewards -- Penalties -- Determination of Penalties.

(1) Recommendation. The committee recommends the Board sponsor and adopt noncontroversial legislation to codify the APP penalty structure in Bylaw 23.2.1.1. [Attachment B]

(2) Effective Date. Immediate.

(3) Rationale. These revisions do not change how penalties are determined or calculated; rather, the revisions will make the language contained within the Manual general in nature and the more specific details will be available in the committee's policies and procedures. The committee noted the need to ensure the legislation in the Manual accurately references current policies and procedures, and it will continue to notify the membership of any changes in a timely manner. This proposal is being recommended as noncontroversial legislation, inasmuch as broader consultation and debate are unlikely to improve the proposal in any substantial way, and there does not appear to be a significant impact on existing or proposed legislation.

(4) Estimated Budget Impact. None.

(5) Student-Athlete Impact. None.

2. Nonlegislative Item.

- **NCAA Division I Board of Directors Academic Performance Program Historical Penalties Appeals Subcommittee Review of Occasion-Three and -Four Historical Penalty Waiver Appeals.**

(1) Recommendation. The committee recommends the Board approve revisions to the APP policies and procedures for Occasion-Three and -Four Historical Penalty waivers and appeals as follows:

(a) To specify that the APP Historical Appeals Board Subcommittee shall have the authority to remand a case back to the committee to be considered in accordance with the committee's policies and procedures and in light of the subcommittee's decision regarding the specific issue(s) raised in the appeal;

(b) To permit the chair of the APP Historical Appeals Board Subcommittee to vote in all cases; and

(c) To specify that the Board's chair shall have the authority to appoint substitute members to the APP Historical Appeals Board Subcommittee, as needed.

(2) Rationale. Permitting the subcommittee to remand a case will center the subcommittee's focus on the specific issues raised in the appeal and on rendering decisions regarding allegations of abuse of discretion. Further, remanding a case back to the committee will return the authority for establishing penalties to the committee, which has appropriate expertise and experience in this area. Given the size of the subcommittee, it is appropriate to permit the chair to cast a vote for all cases, rather than being limited to a tie-breaking vote. Finally, specifying the Board chair's authority to appoint substitute members brings the subcommittee's policies in line with established Board practices. The excerpts outlined in Attachment C include these policy changes.

(3) Estimated Budget Impact. None.

(4) Student-Athlete Impact. None.

***KEY ITEMS*.**

1. APP Historical Penalties Policies and Procedures. After reviewing the Occasion-Three Historical Penalty process from 2008-09, the committee agreed to minor procedural revisions to increase the efficiency and effectiveness of penalty hearings. In addition, the committee approved amendments to its policies and procedures regarding APP Historical Penalties, including development of a mechanism by which the APP Historical Appeals Board Subcommittee may remand cases back to the committee, staff authority to approve partial waivers of Occasion-Three Historical Penalties and flexibility for institutions to revise the relief requested during in-person hearings. The committee policies and procedures documents will be updated to reflect these changes and circulated to the membership after the committee's review.

2. Public Release of APR and Penalty Information. The committee agreed to shift its philosophy and public relations approach to provide for greater transparency in the communication of APRs and APP penalty information. As a result, the committee and staff will be better positioned to explain penalty and appeal decisions and to respond to media inquiries regarding information released by member institutions prior to the annual announcement and posting of APRs and APP penalties. Providing timely, informative responses to media inquires related to the APP will advance public understanding and will best position the committee and the staff to emphasize the fairness and continued effectiveness of academic reform efforts.

INFORMATIONAL ITEMS.

1. **Head Coaches' APR Portfolio.** In January 2009, the Board charged the committee with development and implementation of a publicly available database for reporting APRs for all teams led by Division I head coaches. To that end, the committee approved the 2009-10 technical instructions for the submission and verification of employment data within the APP for all head coaches for baseball, men's and women's basketball, football and women's indoor and outdoor track and field. The committee also noted that a question and answer document was developed by the staff to assist member institutions. Both documents will be incorporated into the APP Data Collection Guide and will be made available to the membership through various informational outlets.

   At the request of the Board, the committee also discussed the possibility of identifying other institutional representatives (e.g., chancellor/president, director of athletics) within the portfolio. Given the additional complexities and institutional administrative burden associated with reporting this information, the committee did not elect to include such information at this time, but agreed to revisit this concept in fall 2011, after the current Head Coaches' APR Portfolio initiative has been fully implemented and evaluated. The committee particularly noted that requiring institutions to report additional institutional personnel would increase institutional administrative burden at a time when institutions are experiencing a reduction in resources and increases in the submission of academic data (i.e., two-year college transfer information and head coaches' information).

2. **Head Coaches' Dashboard.** The Board also asked the committee to explore the viability of a secure Web site that would display for each head coach the academic profile of entering student-athletes by year; the Head Coaches' APR Portfolio; major enforcement actions; and APP penalty history by year. The committee agreed to form a subgroup of committee members to examine issues related to development of the dashboard. The subgroup will provide a progress report on its work during the October meeting.

3. **Public Release of APR and Penalty Information.** The committee received a summary of the most recent public release of institutional APRs and APP penalties, which occurred May 6, 2009. As a result of this discussion, the committee revised its philosophy regarding its public relations efforts to provide greater transparency in the communication of APP penalties. In prior years, the committee's public relations philosophy and approach allowed for teams and member institutions to exhaust all possible appeal opportunities before public release of team APRs and penalties. This approach was intended to allow appropriate time for the Division I membership to understand APR mechanics, to adjust to new data collection and reporting procedures,

and to frame APP-related information in the context of locally initiated campus efforts to improve academic performance. Several years later, as the program enters into its most serious phase of APP penalties, there is increased public and media interest in transparency, especially regarding how penalties are determined and the historical penalty appeals process. Further, given the membership's increasing familiarity with the APP, member institutions now are better positioned to respond to more detailed inquiries that may occur if additional information regarding penalty appeals is shared by the NCAA national office. Providing timely, informative responses to media inquiries related to the APP program will advance public understanding and will best position the committee and the national office staff to emphasize the fairness and continued effectiveness of academic reform efforts. For example, consistent timing in the release of APR and penalties will be maintained; however, when an institution releases APP-related information prior to the NCAA's release date, the committee and/or staff will provide an informative response to resulting media requests. In addition, the committee and/or staff may choose to release details regarding the rationale of its appeal decisions or specific information regarding mitigating factors that might prevent or cause a team to be subject to penalties.

4. **Future Reviews of Occasion-Three and -Four Historical Penalty Waivers.** In anticipation of increased Occasion-Three and -Four Historical Penalty waivers in future years, the committee considered several alternatives for review of penalty waiver requests. Given the significance of Occasion-Four Historical Penalties, each team subject to an Occasion-Four Historical Penalty will be required to attend an in-person hearing with the committee, unless the staff provides full or conditional relief. The committee amended its policies and procedures to permit the staff to provide partial relief to teams subject to Occasion-Three Historical Penalties, whether for the first time or in a subsequent occurrence. Allowing the staff to make decisions on teams that may not need to appear before the committee should increase the committee's efficiency and should reduce institutional expenses. Institutions subject to Occasion-Three Historical Penalties still may have an in-person hearing when the staff is unable to provide partial relief or when the institution is not satisfied with the partial relief granted by the staff. The committee will review all decisions made by the staff and will provide guidance and feedback when necessary. In addition, the committee asked for a report at its October meeting regarding the possible volume of Occasion-Three and -Four Historical Penalty waivers in future years, including the number of cases the committee may be required to review.

5. **Institutional Authority to Request Additional Relief from Occasion-Three and -Four Historical Penalties.** The committee amended its policies and procedures to permit an institution to revise the level of relief originally requested in its waiver

application during its in-person hearing. The committee noted that circumstances may develop during or in preparation for a penalty waiver hearing that compel an institution to request relief that was not outlined in its original waiver request. The committee stopped short of extending its own authority, which is limited to providing relief that is no greater than what was requested by the institution. The committee noted the appropriateness of deferring to institutional discretion in electing to impose penalties or in choosing to refrain from seeking relief of certain penalties. Further, it does not wish to undermine such actions on the part of institutional leaders who may intend to use APP penalties as motivation to change team or institutional culture.

6. **Occasion-Four Historical Penalties.** The committee reviewed the current application of Occasion-Four Historical Penalties, including the possibility that an institution's entire athletics program could be placed in restricted membership status beginning in 2010. The committee noted that Occasion-Four Historical Penalties were intended to be more significant than a postseason competition restriction when a team historically has underperformed and has failed to improve academically. However, some concerns have been raised regarding the severity of such penalties and the possibility that teams that have performed well academically may be subject to postseason competition restrictions due to the underperformance of another team at the same institution. The committee noted that several possible alternative penalty decisions exist, primarily through the current waiver process, and it charged the staff to develop draft principles to guide the committee's consideration of Occasion-Four Historical Penalty waivers. The committee specified that the principles should maintain a focus on the academically underperforming team and should allow the staff and committee flexibility to provide appropriate penalty relief for a team and/or institution based on academic performance and mitigating circumstances.

7. **Conditional Waivers of Occasion-Three Historical Penalties.** The committee discussed the process for reviewing fulfillment of conditionally approved Occasion-Three Historical Penalty waivers. Conditions imposed generally included a target single-year APR and acceptable implementation of the institution's APR Improvement Plan. Such reviews will begin with the staff reviewing the team's APR data and information regarding the implementation of the institution's APR Improvement Plan. If the staff determines the team has not satisfied the conditions of the waiver, the institution may appeal the decision to the committee. The committee determined that it generally will consider such appeals via teleconference, while reserving the opportunity to forward cases to in-person meetings of the committee as needed. Per current policies, institutions will not participate in the teleconferences or in-person reviews of appeals of conditional waivers. The committee's decisions will be final and will not be subject to further review. Finally, if a conditional waiver is not satisfied and further relief is not provided by the committee, an institution must impose the resulting penalties in the academic year

following denial of the appeal (i.e., appeals denied in 2009-10 result in imposition of penalties in 2010-11).

8. **Application of Practice-Day Reduction Penalty for Occasion-Two Historical Penalties in Basketball.** The committee reviewed the application of the practice-day reduction penalty when a team is subject to Occasion-Two Historical Penalties, and specifically discussed how a basketball team should apply the penalty when it plays three contests in one week. Under current APP policies, any team subject to Occasion-Two Historical Penalties that does not meet the improvement review must reduce the team's weekly practice time by four hours per week; further, this time must be taken on the same day and must be replaced with academic support activities. This day off from practice is intended to be in addition to the required day off from weekly countable athletically related activities, as specified by NCAA legislation. However, Bylaw 17.1.6.4.7 provides an exception to the day-off requirement when a basketball team has three contests in one week, provided the team takes an additional day off in the week before or after the three-contest week.

   The committee determined that when a basketball team subject to the additional day-off APP penalty plays three contests in one week, it still shall be required to take a day off to fulfill its historical penalty. If the institution uses the legislated exception for the one-day-off-per-week requirement when it has three contests in the same week, the following requirements will apply:

   a. The team will not impose the APP additional day-off penalty during the week the team satisfies the condition of the legislated exception (i.e., the week it does not engage in any countable athletically related activities for two days), and

   b. The team will replace the four hours of missed practice time for one of those two days with approved academic support activities that must be completed on the same day.

   Accordingly, staff will revise the previously issued educational column that provides information regarding the practice-day reduction penalty and a list of acceptable academic support activities in which penalized teams may engage to replace reduced practice time.

9. **Policies and Procedures for Institutions No Longer Qualified as a "Limited Resource" Institutions.** Currently, institutions identified as lacking sufficient financial resources to quickly and reasonably engage in academic enhancements (i.e., bottom 10 percent among Division I institutions) are given additional consideration within the APP.

These institutions are identified annually by comparing institutional, athletics and student-body resource levels at all Division I institutions. When considered for APP penalties, institutions identified in the tenth percentile typically receive waivers of contemporaneous penalties and may avoid historical penalties if their team(s) can demonstrate significant improvement. Further, institutions with the most limited resources are also eligible to apply for the NCAA Division I Academic Performance Program Supplemental Support Fund (SFF). However, regular adjustments of institutions near the tenth percentile determination point occur each year due to natural fluctuations of circumstances at these institutions. In addition, institutions joining Division I as active members often have limited resources and may displace some institutions previously identified in the tenth percentile. In addition, institutions that previously have been identified as "limited resource" institutions assume they will continue to be in this category in subsequent years and will continue to receive additional consideration with regard to penalties and the SSF. In order to address these circumstances and to ensure consistency in subsequent years, the committee approved the following policies and procedures:

a. Written notice will be provided by the staff to institutions ranking in the bottom 10 percent based on institutional resources and to institutions no longer within the tenth percentile.

b. If an institution was previously eligible for the SSF and has received a multiyear award, the institution will continue to be eligible to receive funds pursuant to the multiyear award.

c. If the institution has a team subject to a contemporaneous and/or historical penalty, the institution no longer will receive additional resource consideration in the review of a waiver request; however, its previous identification as an institution in the tenth percentile will be considered as mitigation in the penalty waiver process. While this consideration will not result in automatic relief of the penalty, it will be a factor the committee includes among others in rendering a decision.

d. Multidivisional institutions (i.e., Division II or III institutions that typically sponsor one or two sports at the Division I level) will not be included in the determination of the tenth percentile of institutions based on resources.

10. Transfer Requests under Bylaw 14.8.2. The committee approved amendments to its policies and procedures regarding the review of waiver requests for a student-athlete who transfers when his or her team is subject to a restriction on postseason competition due to APP penalties for the remainder of the student-athlete's seasons of eligibility, as

permitted in Bylaw 14.8.2. Such requests may be initiated only by a member institution through existing procedures for the submission of a waiver to the NCAA Division I Legislative Council Subcommittee on Legislative Relief. Additionally, Bylaw 14.8.2 stipulates that, in order to receive the waiver, the APP penalty must preclude the student-athlete's team from participating in postseason competition during all remaining seasons of the student-athlete's eligibility. To this end, only remaining seasons of eligibility will be considered, not the amount of time remaining on the student-athlete's "five-year clock." Therefore, the waiver due to the APP postseason competition penalty should be available only to student-athletes with one season of eligibility remaining.

The committee developed recommended guidelines for review of such waiver requests by the Subcommittee for Legislative Relief. All waiver requests should include information regarding the academic impact of the student-athlete's transfer and should be signed by the student-athlete. The following information should be included to describe the academic impact:

a. The student-athlete's career APR eligibility- and retention-point history;

b. The student-athlete's grade-point average and credit hours earned; and

c. The impact of the transfer on the student-athlete's anticipated date of graduation.

The committee or the staff, at the direction of the committee, will have the authority to review waivers of the transfer residency requirement under Bylaw 14.8.2 in order to provide a recommendation to the Subcommittee for Legislative Relief. The staff will provide an annual report of all requests and decisions to the committee. Further, the penalized team that loses a retention point due to the student-athlete's transfer will receive an APR adjustment for the lost retention point when the committee recommends an approval of a waiver of the residency requirement under Bylaw 14.8.2, the Subcommittee for Legislative Relief approves the transfer waiver, and the student-athlete immediately enrolls in the new four-year institution.

Finally, notice of the availability of the waiver and waiver decisions will be provided as follows:

a. Penalized teams will be notified of the process via correspondence from the committee.

b. Penalized teams will be notified of all decisions for student-athletes transferring from their institutions.

c. Student-athletes will be notified of this option by the institutions they attend.

11. **APP Penalty Waiver Directive Updates for Conditionally Approved Waivers.** The committee approved specified amendments to the APP penalty waiver directive [Attachment D] regarding the criteria that the staff and subcommittee should consider when reviewing conditionally approved penalty waivers in future academic years. The 2008-09 academic year was the first year that the staff and subcommittee reviewed conditional waivers of Occasion-Two Historical Penalties, and the amendments are based on the experience from the first year of reviewing such waivers.

12. **Multiyear Conditional Approval of APP Penalty Waivers.** The Committee on Academic Performance Subcommittee on Appeals considered the option of providing multiyear relief from APP penalties by applying multiyear conditions in conditionally approved penalty waiver cases. This concept was considered because multiyear APR goals designed to move a team's APR above 925 now are required in APR Improvement Plans. After considering a number of scenarios, the Subcommittee on Appeals decided to maintain the current practice of using single-year conditions, as this keeps institutions engaged in the process of moving teams above the penalty benchmarks and creates a level of accountability by requiring institutions to request a waiver each year a team is below a penalty benchmark. Further, the current system allows the staff and Subcommittee on Appeals to determine if additional conditions (such as single-year retention or eligibility targets) are needed at each review, based on the team's evolving circumstances. Finally, it was determined that the costs of establishing and monitoring a multiyear conditional waiver process outweighed the potential benefits.

13. **APR Adjustment Directive.** The committee approved the APR adjustment directive, effective immediately [Attachment E]. At its April 2009 meeting, the committee approved two amendments to the directive regarding the processing of APR adjustment requests for student-athletes who depart their institutions to pursue professional athletics as a vocation and for student-athletes who participate in Olympic and international competitions. Accordingly, the directive has been updated to reflect these changes.

14. **APR Calculation for Student-athletes who Graduate with Eligibility Remaining.** The committee affirmed its position regarding the inclusion of postgraduate student-athletes in the APR cohort. Currently, the APP cohort includes student-athletes who have graduated, but return to their institutions to complete their athletics eligibility. In the calculation of the APR, student-athletes who have graduated are automatically awarded the "R" point for each term after graduation in which they are part of the cohort. However, in order to earn the "E" point, the student-athlete must pass six hours and be in good academic standing at the conclusion of each regular academic term after graduation in which he or she is enrolled full time. Therefore, a postgraduate student-athlete cannot

be awarded less than one out of two ("1/2") APR points in an academic term and cannot subject the team to contemporaneous penalties (i.e., they will not be "0/2").

Data indicate that the number of student-athletes who compete as postgraduates has increased, while the number of lost "E" points has decreased significantly for this group over the same time period. The data also indicate an increase in the number of postgraduate student-athletes who remain in the cohort for two terms following graduation. Across most sports, postgraduate student-athletes are positively contributing to team APR scores by earning almost all possible points. In particular, men's basketball, baseball and football have shown strong improvement in the academic performance of postgraduates during the past four years. In fact, if postgraduate student-athletes were removed from each team's cohort, 57 percent of squads would experience an APR decrease, and 37 percent would experience no change. In addition, the committee noted that all student-athletes representing institutions in athletics competition should be held to a minimum standard of academic performance. Removing postgraduate student-athletes from the APR cohort would reduce the motivation for institutions to ensure postgraduate student-athletes maintain academic progress in the final term. Although graduation is a primary goal of the APP, ensuring academic accountability of all student-athletes also is an important goal of the program.

15. Awarding of the Delayed-Graduation Point and Branch Schools. The NCAA Division I Committee on Academic Performance Subcommittee on Data Collection and Reporting discussed the concept of an institution earning a delayed-graduation point for a former student-athlete who graduates from either a branch campus of the institution or another institution that is part of the same state or university system. Current policy specifies that in order to earn the delayed-graduation point, the former student-athlete is required to graduate from the institution where he or she lost the APR point(s). In addition, the Subcommittee on Data Collection and Reporting noted that, for federal graduation purposes, the Department of Education recognizes an institution as a separate institution if it has an independent federal identification number. Therefore, for reporting federal graduation information, if a student-athlete transfers and graduates from a branch institution or a different institution within a state system and that institution has a federal identification number that is different than the original institution, the student-athlete is considered a graduate from the second institution. Based on this information, the Subcommittee on Data Collection and Reporting confirmed that in order to earn the delayed-graduation point, the former student-athlete must graduate from the institution where he or she lost the APR point(s) or from a state university-system institution or branch campus with the same federal identification number.

16. **2009-10 APP Data Reviews.** The Subcommittee on Data Collection and Reporting reviewed a list of the 30 institutions selected for APP data reviews for the 2009-10 academic year. Twenty five of the institutions selected will complete Graduation Success Rate (GSR), Academic Performance Census (APC) and APR data reviews, and five institutions will complete reviews for GSR data only. Additionally, one institution from the 2008-09 review class will be extended into the 2009-10 academic year.

17. **Implementation of APR Improvement Plans.** Each year, APR Improvement Plans are evaluated by the staff to determine if institutions have implemented the plans submitted in the previous academic year. Implementation of previously submitted APR Improvement Plans is considered in the analysis of APP penalty waivers and in distribution of the SSF. The committee reviewed a list of commonly cited reasons for not implementing elements of APR Improvement Plans. The committee determined that, as it is entering the third year of required submission of APR Improvement Plans, institutions should face increased accountability to address the issues that are causing academic underperformance and to develop and implement an acceptable APR Improvement Plan. As a result, the committee specified that except for unique circumstances (e.g., natural disaster), the staff should not favorably consider any explanation offered by an institution for not implementing all critical element(s) of plan. However, the staff may favorably consider the following when evaluating implementation of an institution's plan:

    a. Evidence that a critical element of the plan was addressed effectively by an alternative initiative or method not reflected in the original plan, or

    b. Objective data that demonstrates that the previously identified issue is no longer a critical issue impacting the team(s).

    These expectations will be included in the committee's policies and procedures and will be shared directly with institutions at the time that improvement plans are submitted and reviewed.

18. **Penalties for Institutions that Fail to Submit Acceptable APR Improvement Plans.** The committee amended its policies and procedures to specify that any institution that is required to create or submit an APR Improvement Plan, but fails to create or submit a plan meeting all committee specifications, will be subject to the following prescribed penalties:

    a. Ineligibility to receive SSF grant monies for one year;

b. A presumption that any related penalty waiver(s) will be denied; and

c. Notification to the institution's chancellor or president and conference office that the institution failed to submit an acceptable APR Improvement Plan.

19. Discussion of Key APP Research Questions. The committee began an examination of the effectiveness of the review factors used to determine historical penalties and identified key research issues related to the APP for the coming year, including a review of historical penalty factors and their impact on improved academic performance and a review of the relationship between APRs and graduation rates. This topic will be explored during future committee meetings.

20. NCAA Cost-Containment Initiatives. The committee discussed several possible concepts to provide financial relief to the membership, given the current economic conditions. The committee noted that a significant portion of institutional expenditures related to the APP are related to annual data submissions (e.g., APR, APC and GSR) and concepts to reduce this burden on member institutions were implemented during the committee's April meeting. Even so, the committee intends to continue this review with the goal of increasing efficiency, rather than diminishing the importance of academics or delaying the effects of academic reform. To this end, the committee directed the staff to identify additional adjustments that could be submitted during the data submission phase, rather than filing adjustment request to the NCAA national office.

21. NCAA Division I Leadership Council's Review of Academic Criteria in the Membership Process. The committee began initial discussions related to the Leadership Council's comprehensive examination of Division I membership standards. Specifically, the committee noted the Leadership Council's intention to include some objective measures of institutional academic performance as part of the assessment of potential Division I members. In general, the committee agreed that the expectation that institutions are committed to ensuring the academic success of student-athletes should be made clear to prospective members. The committee will give further consideration to specific recommendations in response to formal requests for feedback, which it anticipates receiving later this year.

22. NCAA Division I Academic Cabinet Update. The committee received an update on the June 2009 Academic Cabinet meeting, specifically noting the cabinet's review of the division's initial-eligibility requirements and its initiatives related to nontraditional courses. The committee reviewed the goals and principles identified by the cabinet and

agreed that institutional responsibility to consider academic preparation and academic risk of prospective student-athletes must be maintained. Committee members also indicated that risk management is the responsibility of institutions, rather than the NCAA, and that practices, rather than outcomes, may be an appropriate focus of the cabinet. Some support also was expressed for ensuring new initial-eligibility rules do not expand or create new opportunities for abuse or misrepresentation of a prospective student-athlete's academic preparedness. The committee supports the cabinet's evaluation of the initial-eligibility requirements and looks forward to continued involvement in the review of potential initial-eligibility models at its future meetings.

The committee also noted the cabinet's examination of issues pertaining to nontraditional courses used to satisfy initial-eligibility requirements and the actions taken by the cabinet as preliminary steps to promote academic integrity and to ensure current legislation and policies are consistent with the academic goals and purposes of the Association. The committee noted the increased use of nontraditional courses is a significant issue, especially in light of rapid growth and evolution within the online educational environment. The committee is supportive of the cabinet's attention and actions to address the issue.

23. **NCAA Division I Men's Basketball Academic Enhancement Group Report.** The committee reviewed the April 2009 report of the Basketball Academic Enhancement Group. The committee discussed whether the report's recommendations adequately address the issues affecting the academic performance of men's basketball student-athletes, including the cultural issues regarding student-athletes' expectations of professional athletics opportunities after college and outside influences on student-athletes that do not emphasize academic achievement. Given these factors, the committee noted the importance of recommendations designed to address these issues, such as the engagement of parents or legal guardians in the recruitment process through payment of official visit expenses. The committee also noted the potential benefit of formally collecting feedback from campus administrators (e.g., academic advisors) on the practical impact and possible unintended consequences of the recommendations in the report. Finally, the committee noted it expects to have an opportunity to review and provide feedback on the group's final report during the committee's October meeting.

24. **NCAA Division I Football Academic Working Group Status Report.** The committee reviewed the Football Academic Working Group Status Report and specifically noted that football student-athletes in both subdivisions, particularly first-year student-athletes, lose a significant number of APR eligibility points during the competitive season. The committee discussed the recommendation to require football student-athletes to complete eligibility requirements in the fall term in order to avoid ineligibility for the first two

contests of the following season and some members noted an immediate penalty (e.g., lost of participation in a bowl game or competition in the current football season) may be more effective to motivate the desired academic behavior among football student-athletes. The committee also considered concerns expressed by the working group about the Head Coaches' APR Portfolio, but did not elect to change the planned format for the portfolio at this time. (See Informational Item No. 1 on Page No. 4.)

25. NCAA Division I Women's Basketball APR Review. The committee received an update regarding efforts to monitor APRs in women's basketball. In the most recent data, the number of "0/2s" in women's basketball increased significantly from 2006-07 to 2007-08 and the overall eligibility rates have decreased over the past two years in that sport. The NCAA Division I Women's Basketball Issues Committee will review the APR data at its October 2009 meeting and will determine the appropriate steps to address these issues.

Acting Committee Chair: *Melvin Johnson, Tennessee State University, Ohio Valley Conference*
Staff Liaisons: *Julie Cromer, Academic and Membership Affairs*
Diane Dickman, Academic and Membership Affairs
Kevin Lennon, Academic and Membership Affairs
Todd Petr, Research
Bill Regan, Academic and Membership Affairs

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Proposal Number: 2009-?

Title: ACADEMIC PERFORMANCE PROGRAM -- DEFINITIONS AND APPLICATIONS -- ACADEMIC PROGRESS RATE -- DEFINITION OF COHORT

Intent: To revise the definition of the NCAA Division I Academic Progress Rate (APR) cohort, as specified.

Bylaws: Amend 23.02.1, as follows:

23.02 - DEFINITIONS AND APPLICATIONS

23.02.1 Academic Progress Rate.

The NCAA Division I Committee on Academic Performance shall have the authority to determine the minimum acceptable NCAA Division I Academic Progress Rate (APR), which shall include a calculation that accounts for currently enrolled student-athletes ~~*receiving institutional financial aid based in any degree on athletics ability or, for those institutions or teams that do not offer athletics aid, recruited student-athletes who:*~~

~~*(a) on or after the varsity team's first date of competition in the championship segment are listed on the varsity team's roster; or*~~

~~*(b) have exhausted eligibility and returned to the institution as a fifth-year student to complete a baccalaureate degree.*~~ , **as defined by the Committee on Academic Performance.**

The rate shall account for the institution's success in retaining and graduating all such student-athletes. Further, the rate shall account for the academic eligibility of the student-athletes including all applicable NCAA, conference and institutional academic eligibility requirements. The committee shall publish an explanation of the APR calculation to the membership annually.

Source: NCAA Division I Committee on Academic Performance.

Effective Date: Immediate.

Proposal Category: Amendment.

Topical Area: NCAA Division I Academic Performance Program.

Rationale: This revision does not change the APR cohort definition currently used to determine a team's APR; rather, the revisions will make the language contained within the Manual general in nature and more specific details will be available in the committee's policies and procedures. Current legislation does not reflect previous changes the committee has made to the cohort definition in response to membership feedback. Adoption of this proposal will eliminate the need to update the Manual each time the committee revises the definition of the APR cohort

and/or creates additional exceptions to the APR cohort. This proposal is being recommended as noncontroversial legislation, inasmuch as broader consultation and debate are unlikely to improve the proposal in any substantial way, significant disagreement or alternative points of view will not be generated and there does not appear to be a significant impact on existing or proposed legislation.

Budget Impact: None.

Impact on Student-Athlete's Time: None.

Proposal Number: 2009-?

Title: ACADEMIC PERFORMANCE PROGRAM -- PENALTIES AND REWARDS -- PENALTIES -- DETERMINATION OF PENALTIES

Intent: To revise the NCAA Division I Academic Performance Program (APP) penalty structure, as specified.

Bylaws: Amend 23.2.1.1, as follows:

23.2 PENALTIES AND REWARDS

23.2.1 Penalties.

The NCAA Division I Committee on Academic Performance shall notify an institution or team when it fails to satisfy the appropriate academic standards as outlined in the NCAA Division I Academic Performance Program (APP). The institution shall then apply the applicable penalty pursuant to the policies of the APP.

Bylaw 23.2.1.1 Determination of Penalties.

The Committee on Academic Performance shall apply ~~*three*~~ **multiple** levels of analysis when identifying those institutions or teams that fail to satisfy the academic performance program. The Committee on Academic Performance shall publish annually to the Division I membership the standards for determining unsatisfactory performance under the academic performance program. An institution or team may be required to apply penalties for failing to meet ~~*one filter, two filters or all three filters*~~ **the identified review factors, as determined by the committee's policies and procedures**.

~~23.2.1.1.1 - Level One -- Comprehensive Comparison of Academic Progress Rate -- All Sports.~~

~~One level of analysis shall compare the academic progress rates among all Division I athletics teams (every Division I team of both genders from every sport). The Committee on Academic Performance shall identify the minimum academic progress rate (APR) that successfully satisfies the level one analysis, and that rate shall be published annually to the membership.~~

~~*23.2.1.1.2 - Level Two -- Limited Comparison of Academic Progress Rate -- Same Sport/Same Gender.*~~

~~*23.2.1.1.3 - Level Three -- Comparison of NCAA Graduation-Success Rate.*~~

~~*This level of analysis shall use the graduation-success rate (GSR) of each of an institution's athletics teams and shall involve a comparison of that rate as specified in the policies and procedures of the academic performance program. The Committee on Academic Performance shall identify the standard that successfully satisfies the level three analysis and that standard shall be published annually to the membership.*~~

DRAFT

Source: NCAA Division I Committee on Academic Performance.

Effective Date: Immediate.

Proposal Category: Amendment.

Topical Area: APP.

Rationale: It is important to note that these revisions do not change how penalties are currently determined or calculated; rather, the revisions will make the language contained within the Manual general in nature and the more specific details will be available in the committee's policies and procedures. Current legislation does not reflect all elements of the penalty analysis. If adopted, this proposal will eliminate the need to update the Manual each time the committee revises the APP penalty structure and how those penalties are determined. This proposal is being recommended as noncontroversial legislation, inasmuch as broader consultation and debate are unlikely to improve the proposal in any substantial way, significant disagreement or alternative points of view will not be generated and there does not appear to be a significant impact on existing or proposed legislation.

Budget Impact: None.

Impact on Student-Athlete's Time: None.

Excerpt from the
NCAA Division I Academic Performance Program and NCAA Division I Committee on Academic Performance Policies and Procedures (Pages 88-96)

Board of Directors Subcommittee Review

Appeal of Committee Decision

A subcommittee of the Board of Directors, selected at the Board's discretion in number and members, has legislated authority to consider appeals of committee decisions involving Bylaw 23.2.1.2.3 Occasion-Three Penalties provided the basis for appeal meets the review standard.

After the Committee on Academic Performance has rendered a decision, the institution may appeal the decision to a subcommittee of the Board of Directors. The subcommittee's decision is final and is not subject to further review by any other authority.

In appealing a Committee on Academic Performance decision, the institution must demonstrate that the committee abused its discretion in applying the legislation and/or policy and procedures of the APP. The institution may not present new information or data in its appeal that was not presented to the Committee on Academic Performance.

Generally, the subcommittee will make the determination as to whether this criteria has been met. However, the chair, or acting chair, does have the discretion to determine that an institution's appeal does not meet the review standard. If he or she determines that the appeal does not meet the review standard, the chair will notify the institution that the appeal will not be heard by the subcommittee. The chair's decision is final and not subject to further review.

Scope of Review

Abuse of discretion occurs when the Committee on Academic Performance:

- Fails to follow NCAA legislation and/or established APP policies and procedures, and the failure to adhere to legislation or policies reasonably could have resulted in a different decision by the Committee on Academic Performance.

Recording

The subcommittee may record and/or have present a recording clerk during all Occasion-Three and -Four appeal hearings.

Conflict of Interest

A Board subcommittee member must recuse himself or herself from participation in an appeal (i.e., representing his or her institution or deliberating as a subcommittee member) in which he or she is personally connected with an institution or conference (e.g., previous employer, alma mater). A Board subcommittee member with a personal relationship or institutional affiliation that reasonably would result in any appearance of bias or prejudice should refrain from participating in any manner in the processing of an appeal. However, a subcommittee member that recused himself or herself may participate in the preparation of the appeal for their own institution, including but not limited to drafting the appeal application, preparing appeal arguments and gathering appeal materials.

It is the responsibility of the Board subcommittee member to remove himself or herself if a conflict exists. Institutional objections to a Board subcommittee member participating in the review of an appeal must be raised with and resolved by the chair or acting chair of the subcommittee as soon as recognized, but will not be considered unless the concern is raised prior to the scheduled appeal. Participation by a subcommittee member in previous APP matters involving the institution or with regard to general policy (e.g., an Occasion-Three waiver appeal) does not constitute a conflict of interest requiring recusal.

In the event that the Board subcommittee chair must recuse himself or herself or is unable to participate in the appeal, the remaining members must vote, by simple majority, to determine who will serve as "acting chair." In addition, in the event that an institution objects to the chair participating in a review based on a conflict of interest concern, the remaining members must vote, by simple majority, to determine who will serve as "acting chair" and the acting chair will resolve the conflict of interest issue regarding the chair prior to the appeal. If the acting chair finds that no conflict exists, the chair may resume his or her role. *(Revised: 12/2008)*

Board subcommittee members may not discuss a pending request with the committee members or institutional representative(s) without all parties having the opportunity to participate. The staff supporting the Board subcommittee may contact the Board subcommittee chair to arrange a teleconference or to discuss procedural matters relevant to processing an applicant's request. Further, the Board subcommittee members may contact the staff supporting the Board subcommittee to request that additional information about the case be submitted or to obtain procedural information.

Appeal Procedures

All appeals must be submitted electronically to the NCAA national office using the LSDB*i* portal. All appeals must be submitted within 21 calendar days of written notification of the Committee on Academic Performance decision. The online appeal application program will produce a signature page that must be signed by the president or chancellor.

An institution will be required to submit an appellate brief explaining its rationale for appealing the committee's decision. Specifically, the institution's appellate brief may only address how it believes that the committee abused its discretion in applying the legislation and/or policy and procedures, and how these abuses reasonably could have resulted in a different decision. The subcommittee may not hear a case de novo (e.g., over again, anew). The Committee on Academic Performance chair, or acting chair, has the authority to review the submitted appellate brief to determine whether it raises any arguments, data or information not previously presented to the committee. If the committee chair finds that new arguments, data or information has been raised, he or she may raise the issue before the subcommittee. See Committee Issues below for more detail. *(Revised: 10/2008)*

In addition, the appeal must identify all team penalties that the institution is appealing. The appeal will be considered a single case and will not be complete until each team penalty is addressed.

All appeals of the Committee on Academic Performance decisions must be submitted electronically to the national office via the LSDB*i* portal within 21 calendar days of written notification of the Committee on Academic Performance's decision.

Any appeal filed after 21 calendar days must include an explanation of why the appeal was not filed within the prescribed time period. The chair of the Board subcommittee must determine whether any appeal filed after the 21 calendar days may be considered.

The staff supporting the committee will work with the institution prior to the teleconference to prepare for the appeal. This must be done prior to the case being forwarded to the Board subcommittee.

Timeframe for Hearing

An appeal of the committee's decision regarding an Occasion-Three Penalty will be heard via teleconference before a subcommittee of the Board of Directors. After notice of the intent to appeal, the staff supporting the subcommittee will schedule a teleconference and notify the institution of the date and time. When setting the date and time for the teleconference, the subcommittee will attempt to accommodate the schedule of the institutional representatives and involved individuals. Any conflicts with the teleconference date should be communicated as soon as possible to the staff supporting the subcommittee.

Documents Reviewed by the Subcommittee

The Board subcommittee will receive and review the notice of penalty, appeal application (including supporting documents), applicant team(s) APP data and committee's decision and rationale and all documents which form the record.

Prior to the teleconference, the subcommittee will distribute to the institution an agenda of the teams to be discussed and a list of specific documents that comprise the record the subcommittee will review.

The subcommittee also may request additional documentation during the teleconference or the subcommittee's deliberations, with copies provided to all parties.

Appeal Participants

The following individuals must participate in the appeal: (a) the institution's chancellor or president; (b) the athletics director; (c) the head coach of the penalized team(s); (d) Committee on Academic Performance chair or, if different, the individual who chaired the Committee on Academic Performance hearing; and (e) any other individuals whose presence was requested by the committee. Of these groups of people only those individuals who were present for the hearing before the committee may be present during the teleconference. If any of these individuals are not available (e.g., individual is no longer employed by institution, family illness) for the hearing, the institution must notify the Board subcommittee at least 14 calendar days prior to the scheduled hearing. The subcommittee will then notify the institution as to whether it expects another individual to substitute for the unavailable individual. At the chair's discretion, the appeal may proceed without the unavailable individual.

In addition, the institution may permit four other individuals to participate in the hearing, one of which must be responsible for implementing the institution's APR Improvement Plan. An institution may have legal counsel present, and he or she must count as one of the four other individuals the institution is permitted to have attend the hearing.

Media representatives, including institutional media staff, may not be present at the hearing.

Student-athletes may not be present at the hearing.

The executive officer or one other representative of a member conference's office may be present at a waiver hearing involving a conference member.

An individual whose presence was requested by the committee may have legal counsel present; however, the individual must be present for the teleconference and counsel may not speak on the individual's behalf.

All other individuals must be approved by the Board subcommittee.

In addition, of these groups of people only those individuals who were present for the hearing before the committee may be present on for the teleconference.

NCAA staff members supporting the subcommittee must participate in all portions of the waiver appeal, including deliberations. In addition, the staff supporting the committee must participate in the appeal but may not be present for deliberations. Other NCAA staff members may participate at the discretion of the chair. At the request of a member institution or in the exercise of its own discretion, the subcommittee may exclude an individual from certain portions of the appeal.

The ~~subcommittee~~ Board of Directors chair~~, or acting chair,~~ has the discretion to substitute subcommittee members in the event that a member(s) is unavailable to hear an appeal.

Introductions

The subcommittee chair or acting chair will call the meeting to order and introduce the members of the subcommittee and the staff supporting the Board subcommittee.

Following introductions of the subcommittee, the chair of the subcommittee will ask the institution to select one person to speak on behalf of the institution (designated spokesperson).

The institution will introduce its representatives, followed by conference representatives who are present.

The Committee on Academic Performance chair or acting chair will introduce himself or herself and any other committee member present on the teleconference.

The NCAA staff will then introduce themselves.

After introductions, the subcommittee chair may make announcements.

Committee Issues

Prior to the review of the appeal, the committee chair may raise any issues he or she has regarding the documentation filed by the institution. Specifically, whether he or she believes that any of the arguments, data or information in the appellate brief is new and was not provided to the committee during the waiver hearing and the new argument, information or data would have reasonably led to a different decision at the committee level.

Following the committee chair's presentation, the institution will have an opportunity to respond.

After the committee chair's presentation and the institution's response, the subcommittee will deliberate. The subcommittee chair, or acting chair will ask everyone, other than subcommittee members and NCAA staff supporting the subcommittee to disconnect from the teleconference

while they deliberate. After the subcommittee has deliberated appeal participants will be notified that the conference call will resume.

The subcommittee may render one of the following decisions:

1. The arguments, data or information is not new and the appeal may continue as scheduled; or

2. The arguments, data or information is new and must be remanded back to the committee for reconsideration. *(Adopted: 10/2008)*

Review of the Appeal

The institution is provided an opportunity to present its basis for appealing the Committee on Academic Performance decision to the subcommittee. The institution's appeal should be based on the appellate brief submitted to the subcommittee. The institution's brief may only address, based on the facts that were presented to the Committee on Academic Performance, how it believes that the committee abused its discretion, as outlined in the review standard section, in applying the legislation and/or its policies and procedures and how such abuses could have reasonably resulted in a different outcome.

The appeal may not exceed one hour in length. The one-hour time period will conform to the following process:

The Committee on Academic Performance chair, or acting chair, will have 15 minutes to describe the facts of the appeal, applicable case precedent, the committee's decision and rationale and address the allegations that it abused its discretion in applying the legislation and/or it policies and procedures. The NCAA staff supporting the committee may participate in the opening statement as long as their comments are included in the 15 minute time limit. *(Revised: 10/2008)*

The institution's designated spokesperson will then have 15 minutes to describe the case and to address how it believes the committee abused its discretion in applying the legislation and/or its policies and procedures and may include comments in rebuttal to the committee's opening statement. The institution's president or chancellor and athletics director may participate in the opening statement as long as they are employed full time by the institution and their comments are included in the 15 minute time limit.

Following opening statements from the chair, or acting chair, of the Committee on Academic Performance and the institution, the Board of Directors subcommittee members may ask questions of all participants, including NCAA staff member supporting the committee. Once all questions have been answered, the teleconference will conclude with the committee and

institution each providing a five-minute closing statement. The closing statement must be made by the institution's spokesperson and the committee member who presented the case.

The subcommittee may ask questions at any time. Any institutional representative, committee member or NCAA staff supporting the committee may be questioned on any relevant issue. It is possible that the parties will be asked to respond to questions prior to their formal presentations. The one hour period includes questioning by the subcommittee. *(Revised: 10/2008)*

If the institution or Committee on Academic Performance desires to ask a question of another party, that question should be directed to the subcommittee chair, who will then decide if the question is appropriate and, if so, will direct it to the appropriate individual.

The chair of the Board subcommittee, or his or her designee, is responsible for monitoring the time.

Deliberations and Decision

At the conclusion of the appeal, the subcommittee members will deliberate. The subcommittee may request additional information from any appropriate source, including the member institution or the Committee on Academic Performance. In this event, the institution and the Committee on Academic Performance chair, or acting chair, will be given an opportunity to be represented at the time such information is provided to the subcommittee. Otherwise, only subcommittee member and that NCAA staff supporting the subcommittee may be present for the deliberation.

The standard of review for the subcommittee is that it must determine whether the institution demonstrated that the committee abused its discretion in applying the legislation and/or policy and procedures and the failure to adhere to the legislation or policies reasonably could have resulted in a different decision by the committee. As part of its deliberation, the Board subcommittee may (a) uphold the committee's decision; or (b) reverse or ~~modify~~ remand the decision if it finds the Committee on Academic Performance abused its discretion in applying the legislation and/or policy and procedures and the failure to adhere to the legislation or policies reasonably could have resulted in a different decision by the committee.

If the subcommittee ~~reverses or modifies the decision of~~finds that the Committee on Academic Performance abused its discretion in applying the legislation and/or policy and procedures and the failure to adhere to the legislation or policies reasonably could have resulted in a different decision by the committee, ~~it~~the subcommittee may render one of the following decisions:

1. **Approved:** The subcommittee determines the institution's request demonstrated evidence that the committee abused its discretion in applying the legislation and/or policy and procedures and the failure to adhere to the legislation or policies reasonably could

have resulted in a different decision by the committee. Based on the evidence before it, the subcommittee determined that a waiver of Bylaw 23.2.1.2.3 was warranted. In such instances, the team will not be subject to the Occasion-Three Penalties. If, in the following three-year period, the team fails to meet the established benchmarks and factor review, the Occasion-Three Historical Penalties will be assessed, rather than progressing to Occasion-Four Historical Penalties.

~~2. **Conditionally Approved:** The subcommittee determines the institution's request demonstrated evidence that the committee abused its discretion in applying the legislation and/or policy and procedures and the failure to adhere to the legislation or policies reasonably could have resulted in a different decision by the committee. Based on the evidence before it, the subcommittee determined that a waiver of Bylaw 23.2.1.2.3 was warranted if specific conditions were met by the institution/team. Such conditions will be outlined by the subcommittee in the decision notification. If, in the following three-year period, the team fails to meet the established benchmarks and factor review, Occasion-Three Historical Penalties will be assessed rather than progressing to Occasion-Four Historical Penalties. However, failure to meet the stated conditions will result in the decision converting to a denial and the waived penalty being implemented. In this instance, if, in the next three-year period, the team fails to meet the established benchmarks and factor review, Occasion-Four Historical Penalties will be assessed.~~

2. **Partially Approved:** The subcommittee determines the institution's request demonstrated evidence that the committee abused its discretion in applying the legislation and/or policy and procedures and the failure to adhere to the legislation or policies reasonably could have resulted in a different decision by the committee. Based on the evidence before it, the subcommittee determined a partial waiver of Bylaw 23.2.1.2.3 was warranted. The subcommittee may require a team to satisfy specified conditions in order to receive relief from the portion of the penalty that is waived. The subcommittee may also provide a partial waiver and remand the case back to the Committee on Academic Performance to consider whether additional conditions should be imposed in light of the reasoning of the subcommittee and in accordance with the committee's policies and procedures. If, in the following three-year period, the team fails to meet the established benchmarks and factor review, Occasion-Four Historical Penalties will be assessed.

3. **Remand:** The subcommittee determines the institution's request demonstrated evidence that the committee abused its discretion in applying the legislation and/or policy and procedures and the failure to adhere to the legislation or policies reasonably could have resulted in a different decision by the committee. Based on the evidence before it, the subcommittee determined that the matter should be remanded to the Committee on Academic Performance to be decided in light of the reasoning of the subcommittee and in accordance with the committee's policies and procedures.

Only subcommittee members and NCAA staff supporting the Board subcommittee may be present for the deliberation. A simple majority of the subcommittee members present and voting is necessary for a decision. ~~The chair, or acting chair, shall not vote unless there is a tie vote among present and voting members. In situations where there is a tie vote, the chair shall cast the deciding vote.~~

Written (e.g., electronic) confirmation of the decision will be provided by the Board subcommittee to the institution and the committee within 21 calendar days from the date of the teleconference.

NCAA Division I Committee on Academic Performance
Academic Performance Program Penalty Waiver Directive

1. Background.

The central purpose of the NCAA Division I Academic Performance Program (APP) is to ensure that the NCAA Division I membership is dedicated to providing student-athletes with an exemplary education and intercollegiate athletics experience in an environment that recognizes and supports the primacy of the academic mission of its member institutions while enhancing the ability of student-athletes to earn a degree.

When a team's academic performance, measured by the NCAA Division I Academic Progress Rate (APR), falls below 925, that team becomes subject to penalties if any student-athlete on that team is not retained and does not earn academic eligibility. This penalty, known as a "contemporaneous penalty," is a financial aid restriction that is meant to be a catalyst for change for teams that are underperforming academically. Contemporaneous penalties provide immediate support to the behavioral shift that will be necessary to assist student-athletes in meeting progress-toward-degree requirements leading to graduation.

When a team's academic performance, as measured by its APR, falls below 900 and the team fails to demonstrate APR improvement and a favorable review of the established by-sport or institutional academic or resource characteristics comparisons, it becomes subject to historical penalties. Historical penalties are progressive and cumulative penalties intended to penalize teams that have a demonstrated history of academic underachievement.

Waivers for both contemporaneous and historical penalties are provided for in NCAA Bylaw 15.5.8.3, Bylaw 23.2.1.2.1.1, Bylaw 23.2.1.2.2.1, Bylaw 23.2.1.2.3.2 and Bylaw 23.2.1.2.4.1. The NCAA Division I Committee on Academic Performance has approved this directive to provide guidance to the NCAA staff and the NCAA Division I Committee on Academic Performance Subcommittee on Appeals in reviewing APP penalty waiver requests.

2. Guiding Principles.

a. Waiver requests of APP penalties will be considered based on the academic performance of the entire athletics team. The APR is a team rate and not based on the academic performance of a single student-athlete. One of the intents of the APP is to be a catalyst for change for teams that historically underachieve academically. By focusing on the team's historical academic trends, institutions must demonstrate that the performance of the team is achieving the stated goals of the APP (e.g., graduating student-athletes).

Therefore, the review of waiver requests shall consider all student-athletes included in the team's multiyear APR, including all who failed to earn points in the applicable academic years. This approach considers the loss of all APR points, not just those of select students. This approach could be referred to as the "top-down approach" (e.g., start at an APR of 1000 and explain the loss of all points). Annual and historic academic data will be primary points of analysis in the review of appeals of APP penalties.

b. Waiver decisions will consider whether the team's academic deficiency is an anomaly or a pattern of behavior as demonstrated by current and historical data. Waiver decisions will analyze those circumstances that may be unique events resulting in academically low performing year(s) versus habitually underperforming teams. A team's APR that is negatively affected by a unique one-time circumstance, but otherwise is not historically an underperforming team, should be treated differently than a team that has a history and pattern of academic underachievement.

c. Institutions seeking a waiver of APP penalties must present evidence of compelling mitigating circumstances along with a reasonable expectation that the team's academic performance will improve and the team will achieve an APR of 925 or higher in a reasonable period of time. APR Improvement Plans assist teams in achieving the established APR penalty benchmarks in a reasonable time by identifying the issues impacting a team's APR, establishing measurable goals, steps to achieve the stated goals and establishing a timetable for implementation.

3. Squad-Size Adjustment.

The APR is a four-year rolling rate. The main goal of the four-year rate is to provide the best estimate of the average behavior by smoothing out any odd fluctuations that might emerge due to unusual circumstances in any specific year, and/or small samples. Teams that have not yet submitted four years of data or teams with a four-year APR cohort of less than 30 student-athletes will be evaluated based on the upper-confidence boundary of the team's multiyear APR. The squad-size adjustment considers the number of student-athletes in the APR calculation, thus accounting for possible fluctuation in the short term due to squad size. There is no change to the team's APR or to the penalty benchmarks. Rather, consideration is given to squad size to help ensure low performing teams are appropriately identified.

Therefore, the staff/subcommittee will generally not consider the size of the APR cohort in its review of APP penalty waiver requests as the squad size has already been factored into the determination of the penalty.

4. Use of Conditional Approvals.

APP penalty waivers may receive "conditional" approval. A waiver that is conditionally approved does not "forgive" the team's penalty unless the team satisfies the stated condition(s). These conditions may include, but are not limited to: acceptable implementation of the institution's written APR Improvement Plan; attendance at mandatory educational sessions; meeting or maintaining single-year eligibility and retention goals and/or, meeting or maintaining a specified single-year APR. *(Revised: 10/2008)*

An institution/team that fails to meet the stated condition(s) by the given timeframe shall have the waiver decision converted to a denial, and the APP penalty must be applied to the team. The institution must impose the applicable penalty within the prescribed period of time.

Sequencing of Historical Penalties. If the team is subject to a historical penalty, the team is then potentially subject to the occasion of penalty that was conditionally waived and the next occasion historical penalty if it again fails to meet the historical-penalty benchmarks within the next three years.

5. Review of Conditionally Approved Penalty Waivers.

Conditionally approved penalty waivers are reviewed at the start of the academic year following the year in which the waiver was conditionally approved. The staff verifies the institution's APR data for rates on which the waiver was conditioned and also determines if any other non-numeric conditions have been met. The staff will review APR data both pre- and post-APR adjustments.

If team's single-year APR is below the established condition, the committee and waiver case staff may consider mitigating circumstances. Such reviews shall occur on a case-by-case basis, and shall include consideration of any mitigation for the team's failure to reach the target APR, as well as the totality of the team's circumstances with regard to the imposed conditions. In such cases, the staff will review factors including improvement in the single-year and multiyear APR, how close the team came to meeting the target, and mitigating circumstances. This action does not change an institution's opportunity to explain why it failed to meet the condition(s) or to appeal a decision by the staff to the committee. This policy is effective for waivers to be reviewed during the 2009-10 academic year and after.

6. Length of Time to Cite Mitigation.

Institutions are limited to submitting information concerning mitigating circumstances only for the academic years used to calculate that team's APR. However, the staff and subcommittee reserve the right to consider any relevant information that would explain the team's historical performance.

7. Academic Factors Considered for Teams.

Evaluating the team's academic performance is an important part of the waiver process. The staff/subcommittee considers the totality of circumstances surrounding a waiver. Review of a team's academic performance may include consideration of the following elements:

a. The team's Graduation Success Rate (GSR) and Federal Graduation Rate, if available.

b. Eligibility. The team's eligibility and percentile rank will be compared against the following:

(1) All other NCAA Division I teams.

(2) All other Division I teams in the same sport.

(3) The institution's teams.

c. Retention. The team's retention and percentile rank will be compared against the following:

(1) All other Division I teams.

(2) All other Division I teams in the same sport.

(3) The institution's teams.

d. APR. The team's APR and percentile rank will be compared against the following:

(1) All other Division I teams.

(2) All other Division I teams in the same sport.

(3) The institution's teams.

e. The team's APR for the most recent year will be reviewed to determine if this rate demonstrates improvement over previous year's APR.

f. The mitigating circumstances for any previous contemporaneous-and/or historical-penalty waiver requests.

g. History of contemporaneous and/or historical penalties.

h. The team's academic profile including hours earned, grade-point average, eligibility and retention points.

i. Academic profile of the team when admitted to the member institution, including admissions status as compared to the general student body and/or other student-athletes at the institution.

j. Size of variance between the team's APR and the applicable APP penalty benchmark (e.g., 925 or 900).

k. The team's single-year APRs that comprise the multiyear rate. Specifically, the number of single-year APRs above or below the penalty benchmarks (e.g., 900, 925).

l. The number of student-athletes who were not academically eligible and not retained.

m. Other data elements that may be relevant to the case.

n. Mitigating factors that affect the team's APR. [See Section 8.]

8. Academic Factors Considered for Individual Student-Athletes: Nonretained Ineligible Student-Athletes for Contemporaneous Penalties.

The review of contemporaneous-penalty waiver requests will emphasize the team's academic performance; however, the staff/subcommittee also may review the individual performance of student-athletes who were not academically eligible and not retained ("0/2" in the data set) and whose countable aid was calculated in determining the penalty when considering a waiver of contemporaneous penalties.

Review of the individual student-athlete's academic performance may include consideration of the following elements:

a. Mitigating circumstances that led to the student-athlete being not academically eligible and/or not retained.

b. Academic profile of student-athlete when admitted to the member institution, including admissions status as compared to the general student body and/or other student-athletes at the institution;

c. Academic record (e.g., credits completed, grade-point-average);

d. Record of APR points earned and/or lost;

e. Prior academic waivers (initial-eligibility and progress-toward-degree waivers);

f. Academic progress in term of departure; and

g. Other factors deemed relevant by the staff or subcommittee.

9. Mitigating Circumstances to be Considered.

After reviewing the academic profile of the team, the staff/subcommittee may consider the circumstances provided by the institution to explain a team's APR or a "0/2" student-athlete. Circumstances will be considered as compelling mitigating factors if the institution can demonstrate that it had a direct correlation to the team's ability to earn eligibility/graduation and/or retention points and it must be supported by objective documentation. Mitigating circumstances for a "0/2" student-athlete will be reviewed in accordance with Section 7 of this document.

For institutions that assert institutional characteristics and/or resources as a mitigating factor, please refer to Section 9 for additional information.

Circumstances not considered as compelling mitigating circumstances may include, but are not limited to, the following:

a. Unreasonable reliance by a student-athlete on misinformation from an institutional staff member (e.g., misadvisement);

b. Institutional lack of understanding regarding the APP;

c. Failure to develop and implement an APR Improvement Plan; or

d. Conferences and/or institutions with more stringent academic standards than NCAA Division I Progress-Toward-Degree requirements.

Some circumstances may have been submitted in a request to receive an adjustment of an individual student-athlete's APR retention and/or eligibility or graduation point. If the institution received relief for those circumstances by way of an APR adjustment, the same circumstance may not be considered in the review of the APP penalty waiver for that student-athlete.

10. Institutional Characteristics.

The staff/subcommittee may consider comparisons of institutional characteristics as a mitigating circumstance when reviewing a waiver of APP penalties. Institutional characteristics will include two dimensions of review: (a) team academic performance compared to the general student-body academic performance as determined by actual and projected Federal Graduation Rates and; (b) comparison of institutional, athletics and student resource levels.

a. Institutions that assert institutional characteristics as a mitigating factor must demonstrate the following for the penalized team(s):

(1) It graduates both the team's student-athletes and members of the general student body at a higher rate than the student body at other schools with similar institutional characteristics; or

(2) It graduates the team's student-athletes at a rate at or above the general student body at their institution.

The staff/subcommittee shall review the following when considering an institution's characteristics in a waiver of historical penalties:

(1) Review the size of the variance between a team's expected Federal Graduation Rate based on its multiyear APR (Attachment No. 1) and the institution's student-body Federal Graduation Rate.

(2) Compare differences between the team's expected Federal Graduation Rate based on the multiyear APR and the institution's

student body projected Federal Graduation Rate as determined by characteristics of the applicant institution. Comparing a team's performance to an institution's projected (rather than actual) Federal Graduation Rate takes into account the possibility that an institution may be outperforming institutions with similar characteristics in a manner not assessed by the review outlined in No. 1 above. The NCAA research staff will provide the staff/subcommittee the following information with each waiver filed that indicates an institution's characteristics as a mitigating factor:

(a) The team's expected Federal Graduation Rate, based on the team's multiyear APR (Attachment No. 1);

(b) The most recent four-year student-body Federal Graduation Rate for that institution; and

(c) The institution's projected Federal Graduation Rate based on various characteristics of the institution. This rate will be determined by a series of statistical models that will include a list of variables from the following categories that have shown to be the most predictive of an institution's Federal Graduation Rate:

(i) Who is served by the institution (for example: average age of student body, percent of students residing on campus, per capita Pell Grant dollars)?

(ii) What is the academic experience at the institution (for example: admissions selectivity, academic entrance requirements and academic characteristics of student body)?

(iii) What are the available educational resources for the institution and its students (for example: per capita education expenditures, tuition, student/faculty ratio, research dollars)?

Based on information supplied by the institution, the list of variables employed by the staff/subcommittee can be changed to match the variables the institution believes best defines its institutional characteristics.

(d) Review of the narrative information supplied by the institution describing how the characteristics of the institution affects the student body and why its team's academic performance represents superior academic performance given the institution's characteristics.

(e) Review the portions of the institution's most recent academic accreditation report that detail the information submitted.

b. The staff/subcommittee shall review the following when considering an institution's resources as a mitigating factor for a waiver of historical penalties:

(1) Per capita educational expenses;

(2) Per capita athletics department operating expenditures; and

(3) Average Pell Grant among all students.

11. Automatic Waivers of Contemporaneous Penalties.

a. Institutional Characteristics. Teams with an expected Federal Graduation Rate based on its multiyear APR that is at least 10 percentage points higher than the institution's student-body Federal Graduation Rate, will receive an automatic waiver of contemporaneous penalties. [Attachment No. 1]

b. Institutional Resources. Institutions identified in the bottom 10 percent based on institutional resources will receive an automatic waiver of contemporaneous penalties.

12. Review of Historical-Penalty Determination Factors.

Teams that are subject to a historical penalty, but compare favorably in one of the factors: APR improvement, institutional characteristics, institutional resources or by-sport comparison will be generally reviewed as follows:

a. Team APR Improvement.

(1) A waiver for a team subject to an Occasion-One Historical Penalty that meets only improvement, and has achieved single-year APRs that demonstrated the team is capable of achieving a multiyear APR above 925, should generally be conditionally approved without significant review of the mitigating circumstances provided the team presents an APR Improvement Plan that demonstrates a reasonable expectation that the team will improve to a 925 APR. Team(s) that demonstrate improvement are fulfilling the goal of the APP and should be provided the opportunity to continue to improve without having to impose a historical penalty.

(2) Occasion-Two Historical Penalty. A team(s) subject to an Occasion-Two Historical Penalty that meets improvement will be reviewed in accordance with this directive and are expected to demonstrate that relief is warranted (e.g., mitigating circumstances). A team that has demonstrated improvement has had its practice season and financial aid penalties reduced because of its improvement. Any additional relief must be warranted by the particular circumstances provided in the waiver request.

b. By-Sport Comparison. A team(s) that compares favorably in the by-sport comparison (Attachment No. 2) but fails to meet the improvement factor will be reviewed in accordance with this directive and are expected to demonstrate that relief is warranted (e.g., mitigating circumstances).

c. Institutional Characteristics. A team(s) that demonstrates that the team(s) is out performing its general student body (Attachment No. 1) but fails to meet the improvement factor will generally be reviewed based on the following: level of APR improvement, level of institutional resources as defined in Section 9, the institution's APR Improvement Plan and any other relevant factor(s).

d. Institutional Resources. Teams(s) from an institution that lacks sufficient financial resources to quickly and reasonably engage in academic enhancements, generally viewed as institutions in the lowest 10 percent based on the variables listed in Section 9, but fails to meet the improvement factor will generally be reviewed based on the following: level of APR improvement, the team's academic performance compared to

the institution's student body (See Section 9), the institution's APR Improvement Plan and any other relevant factor(s).

13. APR Improvement Plans.

APR Improvement Plans are meant to encourage institutions that have a team with an APR below 925 to implement strategies to improve the academic performance, retention and graduation of the student-athletes on the team. Institutions seeking relief from an APP penalty are expected to demonstrate that the team's academic performance will improve and will achieve an APR of 925 in a reasonable period of time. Therefore, APR Improvement Plans will be reviewed as follows:

a. Institutions requesting an APP penalty waiver for a team that was previously required to complete an APR Improvement Plan as a result of a multiyear APR below 925 must re-evaluate their current APR Improvement Plan. Institutions/teams will be accountable for identifying issues and making progress toward implementing the APR Improvement Plan. Within the waiver request the following shall be addressed:

(1) Identify all steps the institution has taken toward implementation of the previous APR Improvement Plan and progress toward the measurable goals.

(2) Identify any new issues impacting the academic performance, retention and graduation of the team's student-athletes and develop specific and measurable goals to address the issues, steps to meet the goals, timetable for implementation and persons responsible for each step outlined in the plan.

(3) Identify specific target APR goals for the team(s) for the current academic year that will assist the team in meeting the 925 benchmark in a reasonable period of time.

b. Institutions requesting an APP penalty waiver for a team that does not have an APR Improvement Plan will be required to develop an APR Improvement Plan. If an institution was required to develop an APR improvement for a team, but failed to develop a plan or implement the plan it developed, the staff/subcommittee will consider this in evaluating whether the team can be expected to improve its academic performance

and achieve an APR of 925 within a reasonable period of time. Institutions shall address the following for each waiver request:

(1) Identify issues impacting the academic performance, retention and graduation of the student-athletes on each team subject to APP penalties.

(2) Identify specific and measurable goals to address the issues, steps to meet the goals, timetables for implementation and persons responsible for each step.

(3) Identify specific APR target goals for the team(s) for the current academic year that will assist the team in meeting the 925 benchmark in a reasonable period of time.

Delays of Occasion-Two Historical Penalties

Occasion-Two Historical Penalties are intended to be serious and significant and delaying their application is contrary to this intent. Therefore, in the vast majority of cases, the staff and/or subcommittee will not approve any delay in the application of these penalties. In rare cases where an institution can demonstrate that due to unanticipated and extraordinary circumstances outside the control of the institution, team and involved student-athlete(s) it is unable to apply Occasion-Two Historical Penalties within the prescribed period a delay may be conditionally approved.

Delays of Contemporaneous Penalties

1. Standard for Review.

A request to delay having to impose an APP financial aid penalty will only be considered when an institution or team can demonstrate that by imposing the penalty within the prescribed period (the year immediately following the ineligible student-athlete's departure or not later than the following year) would take away financial aid from a current student-athlete or prospective student-athlete. The team must provide the following:

a. A current team squad list with counters designated and/or equivalency amounts listed for each student-athlete;

b. Identification of the current student-athletes with remaining eligibility whose countable financial aid is expected to be renewed for the next academic year; and the countable financial aid equivalencies for prospective student-athletes who signed a valid National Letter of Intent (NLI) and/or financial aid agreement prior to the institution receiving notice of its APP financial aid penalties.

2. Guiding Principles.

a. APP penalties are meant to be a team penalty and not for an individual student-athlete. If an institution must take away financial aid from a current or prospective student-athlete who has signed a valid NLI and/or financial aid agreement prior to the institution receiving notification of its APP penalty in order for the team to impose the APP financial aid penalty, a delay would be warranted.

b. Any request to delay imposing an APP financial aid penalty will be considered on the premise that any current student-athlete receiving countable financial aid will be renewed at the same equivalency as the current academic year.

c. If the request to delay the APP financial aid penalty is approved, a delay will generally only be extended one academic year so that the APP financial aid penalty will be imposed at the latest within three years of the ineligible student-athlete's departure.

3. Use of Conditional Approvals.

Approvals will generally be based on the following conditions:

a. All currently enrolled student-athletes who will not exhaust eligibility during the current academic year will return to the team in the subsequent academic year and receive the countable financial aid at the same equivalency as the current year.

b. All prospective student-athletes who have signed a valid NLI and/or financial aid agreement will enroll at the institution the next academic year and are eligible for institutional financial aid based on athletics ability.

c. If any current student-athlete departs the institution prior to the next academic year or if any prospective student-athlete does not enroll or is not eligible for institutional financial aid based on athletics ability (i.e., is a nonqualifier), the team must impose part or all of the APP financial aid penalty based on the equivalency amount and/or the number of counters that become available.

d. The team may not re-award the financial aid of any student-athlete who departed the institution and/or prospective student-athlete who did not enroll and/or qualify for the institutional financial aid based on athletics ability, unless it is imposing the entire penalty within the original prescribed period of time.

Expected Federal Graduation Rate Based on NCAA Division I Academic Progress Rate

The table below provides a team's expected Federal Graduation Rate based on its multiyear NCAA Division I Academic Progress Rate (APR). This rate is then compared to the institution's most recent student-body Federal Graduation Rate to determine whether a team would receive a waiver of contemporaneous- and/or historical penalties based on institutional characteristics.

APR	Federal Graduation Rate
940 – 931	45 percent
930 - 923	40 percent
922 – 912	35 percent
911 – 904	30 percent
903 – 891	25 percent
890 – 876	20 percent
875 – 865	15 percent
864 – 860	10 percent
Below 860	0 percent

[Note: This table was created by comparing APRs to historical-squad Federal Graduation Rates for N=5,427 squads with both rates available (using equipercentile method). This table should be considered a fairly rough guide only (especially at the tails of the distribution) until contemporary graduation rates are available for squads in the APR cohort. Note that this table will continue to change as the APR formula changes and additional adjustments are applied to the calculation of the rate.]

Minimum NCAA Division I Academic Progress Rate to be Above the Tenth Percentile by Sport

The table below provides the minimum multiyear NCAA Division I Academic Progress Rate (APR) required for a team to meet the by-sport comparison factor within the historical-penalty structure. A team with an APR at or above the APR listed for the specific sport would meet the by-sport comparison factor, but must also meet the improvement factor in order to avoid historical penalties in the 2009-10 academic year.

Baseball	
Men's Basketball	
Men's Cross Country	
Football	
Men's Fencing	
Men's Golf	
Men's Gymnastics	
Men's Ice Hockey	
Men's Lacrosse	
Men's Skiing	
Men's Soccer	
Men's Swimming	
Men's Tennis	
Men's Track, Indoor	
Men's Track, Outdoor	
Men's Volleyball	
Men's Water Polo	
Men's Wrestling	
Women's Basketball	
Women's Bowling	
Women's Cross Country	
Women's Rowing	
Women's Fencing	
Field Hockey	
Women's Golf	
Women's Gymnastics	
Women's Ice Hockey	
Women's Lacrosse	
Women's Softball	
Women's Skiing	
Women's Soccer	
Women's Swimming	
Women's Tennis	
Women's Track, Indoor	
Women's Track, Outdoor	
Women's Volleyball	
Women's Water Polo	
Mixed Rifle	

NCAA Division I Academic Progress Rate
Adjustment Directive

Background.

The NCAA Division I Academic Progress Rate (APR) is a metric that awards points for academic eligibility/graduation (E) and retention (R). Eligibility is important as it measures a student's progress toward a degree at regular intervals. Retention is a crucial part of the APR because of the following:

1. The pilot data reflected that retention is an even stronger component of graduation than eligibility.

2. By awarding points for retention, potential issues related to "run-offs" and "recruiting mistakes" could be monitored and addressed.

3. Term-by-term R points allow for a student-athlete to receive "credit" for every term he or she returns, even if he or she eventually transfers or is not retained for any reason. This "partial-credit" model has been seen as a significant improvement over the Federal Graduation Rate and is a very important consideration when assessing E + R for the APR calculation.

The NCAA Division I Committee on Academic Performance has approved this directive to provide guidance to the NCAA staff and the NCAA Division I Committee on Academic Performance Subcommittee on Data Collection and Reporting in reviewing APR adjustment requests. The committee recognizes that there may be some legitimate reasons why student-athletes are not retained and do not maintain academic eligibility, and in these instances, a student-athlete's lost points should be adjusted.

Guiding Principles.

Adjustments to a team's APR will be considered based on circumstances surrounding individual student-athletes. Adjustments generally will be reviewed in the context of whether the mitigating circumstances surrounding the individual student-athlete are beyond the control of the student-athlete and/or the team/institution.

Effect of Adjustment.

The APR is calculated by evaluating each student-athlete in the NCAA Division I Academic Performance Program (APP) cohort. Each student-athlete is able to earn two points for each regular academic term he or she is in the cohort. The E point is awarded if the student-athlete is academically eligible to compete in the next regular academic term (even if he or she has no competition in that term). The R point is awarded if the student-athlete is retained by the institution in the next regular academic term (i.e., returns to the institution as a full-time student as of the institution's census date or the fifth week of classes, whichever is earlier). Student-athletes who graduate in a term are awarded both points for that term. If a student-athlete remains in the APP cohort after graduation, he or she is always awarded the R point for having graduated. A student-athlete who earns both points in an academic term is recorded as "2 for 2" (2/2).

A student-athlete who was not retained by an institution (did not return to the institution or did not return as a full-time student) in the next regular academic term and did not graduate will be a "1 for 2" (1/2) or a "0 for 2" (0/2) depending on whether he or she earns the E point. Likewise, a student-athlete who completed a term and was retained, but was not eligible will be a 1/2. A student-athlete who did not complete an academic term, and therefore did not earn E, and was not retained should be reported as 0/2. In all of these circumstances, it may be possible to request an adjustment to a lost point or points. Approval of an adjustment request does not result in the awarding of any lost E and/or R points. Rather it removes the lost points from both the numerator and the denominator. Thus the 1/2 becomes a 1/1, or the 0/2 becomes a 0/1 or 0/0. Please note some adjustment criteria require the earning of the E point in order for the request to be considered.

Circumstances Warranting an Adjustment of the E or R Point.

Adjustments will be granted only if stated conditions described below are met.

1. Academic Term Not Completed.

   A student-athlete who did not complete a regular academic term due to circumstances outside of his or her control (e.g., student-athlete suffers from a serious medical condition early in the academic term) and failed to earn the E and/or R point may be considered for an adjustment in the following situations. In all circumstances, contemporaneous documentation must be included. If relief for the lost R point is being requested, the documentation must clearly indicate that a student-athlete was unable to be retained by the institution as a result of the mitigating circumstances. If relief for the lost E point is being requested, the documentation must clearly demonstrate how the mitigating circumstances impacted the student-athlete's academic performance. The following mitigation will be considered:

   a. An incapacitating injury or illness to the student-athlete or an immediate family member, which is clearly supported by contemporaneous medical documentation. The documentation must clearly indicate that a student-athlete was unable to be academically successful and/or retained as a result of the incapacitating physical or mental circumstances.

   b. A natural disaster (e.g., earthquakes, floods).

   c. Extreme financial difficulties as a result of a specific event (e.g., layoff, death in the family) experienced by the student-athlete or by an individual on whom the student-athlete is legally dependent. These circumstances must be clearly supported by objective documentation (e.g., decree of bankruptcy, proof of termination) and must be beyond the control of the student-athlete or the individual on whom the student-athlete is legally dependent.

   d. Harassment. This circumstance must be clearly supported by contemporaneous objective documentation (e.g., police report).

e. Participation in the following Olympic or international competition:

(1) Official Pan American, World Championships, World Cup, World University Games and Olympic training, tryouts and competition;

(2) Officially recognized training and competition, qualifying for final Olympic tryouts; or

(3) Official tryouts and competition involving national teams sponsored by the appropriate national governing bodies of the U.S. Olympic Committee or, for student-athletes representing another nation, the equivalent organization of that nation.

The Olympic or international training, tryouts and competition must occur within one year of the student-athlete's departure from the institution.
(Adopted: 4/2009 effective 4/2009 for the 2008-09 APR cohort, retroactive to any prior year cohorts).

f. Other unforeseen events and/or circumstances beyond the student-athlete's and/or institution's control that led to lost E and/or R points in a term that the student-athlete did not complete.

2. Academic Term Was Completed, Student-Athlete Not Eligible.

A student-athlete who completed a regular academic term as a full-time student may receive an adjustment to a lost E point if one of the reasons listed below applies. In all circumstances, contemporaneous documentation must be included. The documentation must clearly demonstrate how the mitigating circumstances impacted the student-athlete's academic performance. (Note: A student-athlete is not required to earn the R point). The following mitigation will be considered:

a. The student-athlete was rendered academically ineligible and the institution was not able to submit a progress-toward-degree waiver (e.g., transfer, withdrawal, no pending competition).

b. An incapacitating injury or illness to the student-athlete or an immediate family member, which is clearly supported by contemporaneous medical documentation. The documentation must clearly indicate that a student-athlete was unable to be academically successful as a result of the incapacitating physical or mental circumstances.

c. Extreme financial difficulties as a result of a specific event (e.g., layoff, death in the family) experienced by the student-athlete or by an individual on whom the student-athlete is legally dependent. These circumstances must be clearly supported by objective documentation (e.g., decree of bankruptcy, proof of termination) and must

be beyond the control of the student-athlete or the individual on whom the student-athlete is legally dependent.

d. A natural disaster (e.g., earthquakes, floods).

e. Other unforeseen events and/or circumstances beyond the student-athlete's and/or institution's control that impacted the student-athlete's ability to be academically successful.

3. Academic Term Completed, Student-Athlete Not Retained.

Student-athletes who completed a regular academic term as a full-time student but were not retained (did not return to the institution or did not return as a full-time student) may receive an adjustment to a lost R point if one of the reasons listed below applies. In all circumstances, contemporaneous documentation must be included. The documentation must clearly demonstrate how the mitigating circumstances impacted the student-athlete's ability to be retained by the institution. (Note: A student-athlete is required to earn the E point). The following mitigation will be considered:

a. The student-athlete's degree program was discontinued. This circumstance must be supported by documentation from the institution's registrar's office indicating that the student-athlete was enrolled in the specific degree program and the date the degree program was discontinued.

b. The student-athlete's degree program was not offered at the original institution. This circumstance must be supported by documentation from official institutional sources indicating that the student-athlete's degree program was not offered at the original institution and the student-athlete is enrolled in the degree program at the next institution.

c. The student-athlete's sport was discontinued. This circumstance must be supported by documentation from the institution's director of athletics indicating when the sport program was discontinued and when the announcement of the discontinuation was made.

d. An incapacitating injury or illness to the student-athlete or an immediate family member, which is clearly supported by contemporaneous medical documentation. The documentation must clearly indicate that a student-athlete was unable to be retained by the institution as a result of the incapacitating physical or mental circumstances.

e. A natural disaster (e.g., earthquakes, floods).

f. Extreme financial difficulties as a result of a specific event (e.g., layoff, death in the family) experienced by the student-athlete or by an individual on whom the student-athlete is legally dependent. These circumstances must be clearly supported by

objective documentation (e.g., decree of bankruptcy, proof of termination) and must be beyond the control of the student-athlete or the individual on whom the student-athlete is legally dependent.

g. Harassment. This circumstance must be clearly supported by objective documentation (e.g., police report).

h. Participation in the following Olympic or international competition:

(1) Official Pan American, World Championships, World Cup, World University Games and Olympic training, tryouts and competition;

(2) Officially recognized training and competition, qualifying for final Olympic tryouts; or

(3) Official tryouts and competition involving national teams sponsored by the appropriate national governing bodies of the U.S. Olympic Committee or, for student-athletes representing another nation, the equivalent organization of that nation.

The Olympic or international training, tryouts and competition must occur within one year of the student-athlete's departure from the institution. *(Adopted: 4/2009 effective 4/2009 for the 2008-09 APR cohort, retroactive to any prior year cohorts).*

i. The student-athlete was not retained by the institution in one regular academic term, but he or she later returned. The student-athlete must qualify for the missed-term exception pursuant to NCAA Bylaw 14.4.3.5-(a). The student-athlete must return to the institution as a full-time student in a subsequent term and meet all criteria for the missed-term exception. A student-athlete may only have the R point adjusted one time during his or her academic career based on this mitigation.

j. The student-athlete was not retained due to other unforeseen events and/or circumstances beyond the student-athlete's and/or institution's control.

4. Professional Athletics Opportunities.

a. Initial professional sports opportunity.

The student-athlete completed an academic term and was not retained due to participation in professional sports as a vocation. (Note: A student-athlete is required to earn the E point). Such participation may be demonstrated by the following:

(1) Signed contract with a professional sports team or organization;

(2) Established pattern of acceptance of prize money for competition;

(3) Documented declaration of intent to compete as a professional in an individual sport (e.g., tennis, golf); or

(4) Other evidence determined by the staff/committee to confirm the individual's professional sports vocation.

The following actions, alone, do not sufficiently demonstrate participation in professional sports as a vocation:

(1) Signing a contract with an agent;

(2) Signing a commercial endorsement agreement;

(3) Declaring for a professional sports draft; or

(4) Participating in professional sports tryouts.

Note: If a request meets all criteria for adjustment of the lost retention point, it should be filed in the APP data collection system. All other requests should be filed through the Legislative Services Database for the Internet (LSDB*i)* portal.

b. Second professional sports opportunity.

The student-athlete returned to the original institution in a regular academic term following his or her initial departure to pursue professional athletics as a vocation and subsequently lost a point(s) due to the pursuit of another professional sports opportunity, provided the student-athlete earned the E point in the term in which he or she first departed the institution to pursue professional athletics. Such participation may be demonstrated by the documents listed below. Please note that this documentation must clearly indicate that the student-athlete could not complete the regular academic term due to the second professional athletics opportunity (e.g., indicate the timing of the opportunity). If the term was completed, the student-athlete must have earned the E point in order for the R point to be adjusted (see letter a above).

(1) Signed contract with a professional sports team or organization;

(2) Established pattern of acceptance of prize money for competition;

(3) Documented declaration of intent to compete as a professional in an individual sport (e.g., tennis, golf); or

(4) Other evidence determined by the staff/committee to confirm the individual's professional sports vocation.

The following actions, alone, do not sufficiently demonstrate participation in professional sports as a vocation:

(1) Signing a contract with an agent;

(2) Signing a commercial endorsement agreement;

(3) Declaring for a professional sports draft; or

(4) Participating in professional sports tryouts.

(Adopted: 1/2008 effective 1/2008 for the 2007-08 APR cohort, retroactive to any prior year cohorts).

5. Transfer.

a. The student-athlete was not retained because he transferred to another institution and meets the following criteria:

(1) The student-athlete earned the E point in the last term of enrollment prior to transfer.

(2) The student-athlete was enrolled at the institution for at least one academic year prior to transfer.

(3) The student-athlete immediately transferred to another four-year institution. This requires full-time enrollment at the new institution at the next available regular academic term. The student-athlete presents a cumulative grade-point average at the original institution of at least 2.6.

Note: This adjustment request is not filed through the LSDB*i* portal, but rather it is filed in the APP data collection system.

b. The student-athlete was not retained because he transferred to another institution and meets the following criteria:

(1) The student-athlete earned the E point in the last term of enrollment prior to transfer.

(2) The student-athlete was enrolled at the institution for at least one academic year prior to transfer.

(3) The student-athlete immediately transferred to another four-year institution. This requires full-time enrollment at the new institution at the next available regular academic term.

(4) The student-athlete presents a cumulative grade-point average at the original institution of at least 2.0, but less than 2.6 and satisfies a rigorous review of academic factors (e.g., number of transferable credit hours accepted by the next institution and applicable to the student-athlete's designated degree program, positive trends in the student-athlete's academic performance, student-athlete's academic success compared to other students with similar admissions profiles and a reasonable expectation of graduation within five years of initial full-time enrollment).

Note: This adjustment will be subject to a high review standard and will be filed through the LSDB*i* portal.

Circumstances that Do Not Warrant an Adjustment of the R Point.

Circumstances that are generally considered to be within the control of the student-athlete and/or the institution include, but are not limited to, the following:

1. Student-athlete transferred to another institution for any reason not included in the section above.

2. Student-athlete departed the institution due to lack of playing time, or desire to play for a different coach.

3. Student-athlete departed the institution due to a coaching change.

4. Student-athlete departed the institution because he or she was placed on academic suspension.

5. Student-athlete departed an institution because of disciplinary actions taken at the institution (e.g., crime, academic fraud, dismissed from team, positive drug test).

6. Student-athlete departed an institution because his or her team is subject to disciplinary measure (e.g., infractions sanctions, APP penalties).

7. Student-athlete departed an institution because his or her athletically related aid was not renewed or was reduced.

Reconsideration.

An institution is permitted to request the staff reconsider APR adjustment requests that were previously denied if the APR adjustment directive is changed and the change would have affected the

outcome of the original adjustment request. An institution may not request retroactive relief from contemporaneous penalties or retroactive incentives based on the award of an adjustment to data made to subsequent academic year(s). Requests for reconsideration will not be heard by the subcommittee until the staff has reviewed and considered the request. Please note that participation of a student-athlete in professional sports as a vocation is not mitigation for reconsideration of APR adjustment requests when the student-athlete failed to earn the E point.

Staff Authority in APR Adjustment Requests.

The committee has provided the staff with the authority to use its discretion in the application of this directive. Exceptions to this directive may be applied when warranted, in the staff's judgment, by the unique circumstances of a specific request. Further, the committee has afforded the staff the authority to award E and/or R points as appropriate, depending on the unique circumstances of the request.

Due to the date of the Football Championship Subdivision Governance meeting, the LGC will be notified in advance of its meeting when the supplement is available.

Final Report of the Division I Men's Basketball Academic Enhancement Group (Presented to the Division I Board of Directors on August 6, 2009)

Background.

In April 2007, the NCAA Division I Board of Directors approved the formation of an NCAA Division I Men's Basketball Academic Enhancement Group, a working group composed of presidents and chancellors, head coaches, commissioners, directors of athletics and faculty athletics representatives, which was established to develop strategies to enhance academic performance and graduation rates in NCAA Division I men's basketball. Graduation rates in the sport of men's basketball are among the lowest in Division I. Overall, data reviewed reflects that men's basketball student-athletes are less prepared academically than student-athletes who participate in other sports. It was essential, therefore, that NCAA constituent groups work together to evaluate the causes and develop meaningful strategies to improve academic performance. The success of a similar group in baseball and discussions involving head basketball coaches and representatives of several governance committees and NCAA staff at the 2007 Men's Final Four supported the establishment of the Division I Men's Basketball Academic Enhancement Group as a meaningful step toward identifying solutions.

The group was provided a charge to:

1. Analyze available data, research and literature regarding the academic performance trends of Division I men's basketball student-athletes.

2. Identify characteristics and factors in the sport that may be serving to impair the academic performance of Division I men's basketball student-athletes.

3. Identify changes that would enhance academic progress and graduation rates in Division I men's basketball.

4. Submit to the Division I Board of Directors, a set of recommendations and proposals that would enhance Academic Progress Rates (APR) and graduation rates in Division I men's basketball.

5. Maintain ongoing communication with, and seek reactions from, the NCAA governance structure, and the National Association of Basketball Coaches (NABC) membership and conference offices during the course of the project.

The Division I Men's Basketball Academic Enhancement Group conducted its initial meeting in August 2007, and agreed that the project could most effectively be accomplished through the use of subcommittees. The following subcommittees were formed and charged with identifying and developing potential solutions, legislative and non-legislative, for consideration by the full group.

1. Subcommittee on Academic Preparation and Academic Support.
2. Subcommittee on Coach/Player Relationships.
3. Subcommittee on Playing and Practice Seasons.
4. Subcommittee on Transfers – Both Incoming and Outgoing.
5. Subcommittee on the 0 for 2 Phenomenon.

The subcommittees conducted several meetings, both in-person and by conference call, and developed recommendations/solutions specific to their respective areas for consideration by the full group. The group also received and considered feedback from various constituencies in the Division I governance structure. The following information sets forth the group's final recommendations.

Recommendations

1. Initiate a Formal Summer Retention-Focused Program to Support Academic, Athletic and Learning Skills Development.

Background and Rationale. The group supported a summer academic preparation and college acclimatization model for designated men's basketball student-athletes that includes summer school attendance and the development of learning- and athletics-skills development that involves interaction with the coaching staff. Data reviewed by the group clearly demonstrates that student-athletes who enroll in summer school, particularly early in their academic careers, tend to experience enhanced academic success during their collegiate enrollment. This finding holds for both academically at-risk and high achieving student-athletes. Contributing to this recommendation was a survey of Division I men's basketball student-athletes attending summer school, which revealed that time spent voluntarily on athletically related activities while enrolled in summer school has been approximately 12-14 hours per week.

In proposing this model, the group is not only recognizing the importance of the accrued academic benefits of summer school attendance (e.g., faster progress toward a degree), but is also focusing on the fact that retention problems drive the low APR in men's basketball. One need look no farther than to the fact that approximately 40 percent of entering freshmen in the sport have left their initial institutions by the end of the second year to understand the significance of the retention issue. One of the core messages seen in the academic literature on retention of students is that development of an institutional connection is a critically important factor in retaining students. Summer bridge programs have been shown to be particularly effective in this regard.

Coaches report that prospective and enrolled student-athletes at all levels in Division I basketball are inundated by third parties who have unregulated direct contact and who push the young men to either commit early to a professional career or to seek a new institution to pursue perceived opportunities to better display athletic talents. Pressure is also applied to enrolled student-athletes to participate in summer training for a potential professional career in locations that have no connection to the institution or to academic development. Given the critical importance of the coach/player relationship, it is fair to consider that enhancing that relationship will also enhance the connection that a student-athlete feels toward the institution. It is also clear that student-athletes in this sport desire opportunities in the summer to enhance their athletics skills. The group, in proposing a model that provides opportunities for both academic and athletic improvement, is trying to achieve greater retention of student-athletes by providing the type of skills enhancement that is desired by the athletes and coupling that opportunity with academic requirements, learning skills training and an enhanced relationship with the coaching staff. For this plan to succeed, coaches, faculty and administrators will have to work together at the local level.

The recommended model proposes a structure that is designed to encourage greater academic commitment by building connections to the institution that can encourage persistance, while also providing an opportunity for coaches and student-athletes to interact and build the coach/player relationship. While many athletics administrators and faculty members have been quick to criticize the perceived motives of coaches, the group believes coaches are key to offset the non-academic influences that now pervade the lives of student-athletes in this sport. It is anticipated that engaging in limited athletically related activities in a structured environment under the supervision of the coaching staff will not significantly impact competitive equity and should prove beneficial in establishing a stronger coach/player relationship, which in turn enhances the bond to the institution. For this model to succeed, coaches may have to modify summer recruiting practices and will have to be attentive to this need in order to effectively use this new opportunity to influence their student-athletes. Descriptions of summer athletic development opportunities and summer school academic requirements are included below to assist in understanding the practical application of this model.

a. Summer School Bridge for Designated Men's Basketball Student-Athletes.

NCAA financial aid rules now permit institutions to provide athletics aid during the summer prior to initial full-time enrollment under conditions prescribed by NCAA Bylaw 15.2.8.1.4. Further, NCAA Bylaw 15.2.8 and its subsections, outline legislation related to summer financial aid for enrolled student-athletes.

The new recommended model requires that each institution formally assess the academic preparedness of all incoming men's basketball student-athletes (including transfers) who have signed financial aid agreements for the ensuing regular academic

year, using institutionally-defined criteria to identify those who need an academic head start to put the individual on a track to predict graduation in five years of initial enrollment. The data shows that student-athletes who undergo these early institutional assessments and receive the necessary additional academic support or attend additional summer school sessions are more likely to graduate within a five-year time frame. These identified student-athletes shall be required to attend summer school in a summer bridge session prior to their initial year of regular enrollment at the certifying institution. Such incoming student-athletes shall be provided financial aid and must be enrolled in a minimum of six hours (and pass three for eligibility to compete in the first term) of acceptable degree credit in addition to receiving institutional learning skills education.

[Note: Consistent with the provisions of Bylaw 14.4.3.4.4, required hours may include remedial courses, provided the courses are prerequisites for specific courses acceptable toward any degree program.]

For subsequent summers, men's basketball student-athletes shall be reevaluated using institutionally-defined criteria to determine those who should attend summer school to achieve graduation in a five-year period. Continuing student-athletes who are not on track to graduate in five years shall be strongly encouraged to attend summer school and shall be provided financial aid if they choose to do so. Enrolling in a minimum of six hours shall be required to receive financial aid and passing six hours of acceptable degree credits shall be required for eligibility in the fall term.

The group encouraged [but did not require] that institutions use a management system "The NCAA Facilitating Learning and Achieving Graduation Program" to identify those incoming men's basketball student-athletes who should be required to attend summer school and those continuing men's basketball student-athletes who should be strongly recommended to attend summer school. This is an example of a model that provides for a dynamic assessment of student-athletes (through the identification of factors and characteristics) who are at-risk of not graduating from the institution in five years.

The group also recommended that institutions document academic assessments in the event of future consideration of penalties or waiver requests involving the Committee on Academic Performance.

b. Exceptions for Summer School.

An exception should be available to institutions that do not offer summer courses to the general student body. However, such institutions would not be able to take advantage of the summer athletic development component described later. Further,

institutions that offer summer courses, but that do not offer any athletically related financial aid (e.g., award only need-based aid) would have two options.

The first option would be to use the previously noted exception applicable to institutions that do not offer summer courses to the general student body. Institutions electing to use this option would not be required to award summer financial aid, but its men's basketball student-athletes would be prohibited from participation in summer athletics development.

A second option would be available for those institutions that wish to participate in the summer athletics development. Those institutions would be subject to the summer-aid requirement for those recruited student-athletes who are required, using institutionally-defined criteria, to attend summer school. The summer athletics development provisions of this model would be applicable to those student-athletes enrolled in the requisite minimum number of hours of acceptable degree credit and who are receiving nonathletically related financial assistance or covering their own cost of summer school.

c. Learning Skills Assessments and Education.

Institutions would be required to provide incoming men's basketball student-athletes learning skills assessments and education. The purpose of this educational program is to address several key learning objectives that would help a student "learn how to learn" and this recommendation is intended to address retention through the establishment of institutional connections. The program could start with an educational assessment that would identify a student-athlete's strengths, weaknesses, attitudes, and beliefs associated with learning. This assessment could also capture information regarding personal, medical, financial or family concerns that can compromise a student-athlete's ability to perform well academically and athletically. Institutions could work with their campus community to identify the best assessment tool to capture this information. Upon the completion of an educational assessment, institutions could establish educational activities that address motivation, attention, concentration, memory, procrastination, anxiety, stress, time management, note taking and test taking skills and learning strategies. These activities can be structured in the form of a course, seminar, individual sessions, or small group activities, and could be organized in a manner to assist coaches and academic support personnel in developing individual academic support plans that will assist the student-athletes in their transition to college and focus on career planning and "life after basketball" skills. Such education would be encouraged in future years as deemed necessary.

d. Summer Athletic Development-Retention Model.

Under current legislation, coaches and student-athletes are limited in the amount of time spent on athletics activities and the nature of those activities during the regular academic year and institutional vacation periods, including the summer. Specifically, it is not permissible for coaches and student-athletes to participate in countable athletically related activities during the summer vacation period.

The recommended model permits summer athletics development based on the view that this provides an opportunity for student-athletes and coaches to work together to improve aspects of the student-athletes' individual athletics skill in a more personal structure while also building a more intimate coach/player relationship and an emotional attachment to the institution. The focus on athletics development addresses concerns from the men's basketball community that increased one-on-one access to student-athletes to work on skills during the summer would be beneficial, but also continues to prevent full-team practice on a year-round basis. These contacts also help develop a direct bond to the institution, which is key to persistence rates.

The proposed model would permit institutions to designate an eight-week period during which incoming or continuing men's basketball student-athletes enrolled in and attending summer school (in a minimum of six credit hours) would be allowed to participate in a maximum of eight hours per week in strength and conditioning activities and a portion of that time in skill instruction conducted and supervised by the coaching staff. There would be a limit of no more than two hours of skill-related instruction. This length of time is consistent with current legislation governing athletics activities outside the playing season during the academic year. Based on current legislation, it appears eight hours per week is a reasonable balance between the academic and athletic needs of student-athletes in the summer while not imposing an undue burden on time. Similarly, while cognizant of time demand issues that also exist during the summer, this proposed model recognizes that the structured athletics training will simply replace a portion of the 12-14 hours student-athletics already spend on their own in the gym.

For comparison purposes, the identification of an eight-week period presents a consistent length of time as provided for in the football summer conditioning period. The remaining time outside the eight-week period should be designated as student-athlete discretionary time as outlined in existing legislation in which a student-athlete can only participate in athletics activities at his discretion.

[Note: Summer athletics development would be available to any entering or continuing men's basketball student-athlete who is enrolled in a minimum of six

credit hours during the summer, regardless of whether the student-athlete is required to attend such sessions.]

e. First-Term Eligibility Requirements.

The group determined that for those attending summer school and engaging in athletics development activities, a minimum number of summer school credits should be required for eligibility in the first academic term in the fall to ensure that incoming and continuing men's basketball student-athletes are making a meaningful academic commitment. A credit-hour requirement would be established such that incoming men's basketball student-athletes who are required to attend summer school must satisfactorily complete a minimum of three hours of academic credit during the summer as a prerequisite for eligibility in the first fall term. In subsequent summers, such men's basketball student-athletes who enroll in the summer term would be required to satisfactorily complete a minimum of six hours of academic credit as a prerequisite for eligibility in the ensuing fall term. As noted, this requirement also applies to incoming and continuing men's basketball student-athletes who are not required to attend summer school, but who elect to do so in order to avail himself of the athletics development benefits. A student-athlete who is not eligible for competition in the fall, based on unsuccessful completion of appropriate academic credit during the summer, would be permitted to regain eligibility at the conclusion of the fall term, provided he meets all other applicable progress-toward-degree regulations.

[Note: A nonqualifier must complete an academic year of residence before being eligible for competition; however, he would be eligible for summer financial aid and athletics summer development during the summer prior to initial full-time collegiate enrollment to aid in establishing a proper academic foundation and a tie to the institution.]

f. Status as a Student-Athlete.

Upon summer enrollment, incoming recruited men's basketball student-athletes, who have signed financial aid agreements for the ensuing regular academic year, would be considered student-athletes under all NCAA legislation. Currently, under NCAA Bylaw 13.02.11.1, these individuals are not subject to contact regulations in Bylaw 13 and are considered student-athletes only for purposes of Bylaw 16. They are considered prospective student-athletes for the remainder of Bylaw 13 and all other bylaws.

2. Proposed Playing and Practice Season Model.

The group supported the following playing and practice season model that provides for a slight reduction in the current maximum number of games, a staggered schedule for the start of team practice to acclimate to the practice season and other legislative modifications designed to minimize missed class time during the season. The group believes that the implementation of a basic scheduling philosophy with the key components listed below will reduce missed class time during the playing season and thereby promote better academic performance.

a. Preseason Conditioning and Practice.

(1) Permissible Preseason Conditioning Activities (Beginning of academic year). The current rule that permits men's basketball student-athletes to engage in a maximum of eight hours per week of conditioning or physical-fitness activities, of which not more than two hours may be spent on skill-related workouts, would remain unchanged.

(2) On -Court Team Practice Activities. Beginning October 1 (regardless of the day of the week), instead of eight hours per week for conditioning or physical-fitness activities, an institution's men's basketball team shall be allowed to participate in activities as follows:

October 1-7: Of the eight hours per week allowed for strength/conditioning and/or skill instruction, allow coaches the option to conduct on-court practice for a maximum of four of the eight hours. All countable athletically related activities shall be prohibited during two calendar days.

October 8-14: Instead of eight hours, increase the number of hours to 12 per week for strength/conditioning and/or skill instruction and allow coaches the option to conduct on-court practice for a maximum of eight of the 12 hours. All countable athletically related activities shall be prohibited during two calendar days.

October 15: Regular team practice begins with the current 20 hours-per-week limitation, with one day off per week during which no countable athletically related activities shall occur.

Permitting institutions to utilize a "staggered schedule" for the start of team practice earlier (October 1 rather than mid-October) will allow freshman student-athletes more time to become acclimated to college life, and for further development of the coach/player relationship to occur prior to the beginning of the traditional on-court team practice time.

(3) Missed Class Time Policies. Policies must be implemented to limit missed class time due to athletics participation. For example, an institution may establish a policy that a student-athlete may not miss more than 10 percent of class meetings per semester due to athletics participation. Athletics participation schedules that include the amount of missed class time due to athletics participation must be approved prior to each semester by the faculty athletics representative or faculty oversight committee.

b. Practice Scrimmages/Exhibition games. The group recommended modifications to the current legislation regarding informal preseason scrimmages to specify that such practice scrimmages shall not result in missed class time for the student-athletes of the participating institutions.

[Note: Such legislation was adopted through the Division I legislative process during the 2008-09 legislative cycle.]

c. Playing season.

(1) An institution shall conduct a maximum of 28 regular-season games (reduction of one game) or, a maximum of 26 games if the institution participates in a Qualifying Regular-Season Multiple Team Event.

(2) As a best practice, institutions should be strongly encouraged to participate in no more than an average of two games per week (Monday through Sunday) while classes are in session, should not participate in any games during the week of final examinations as defined in the institution's catalog and should not participate in more than one away-from-home regular season conference game Monday through Friday of any given week. The group noted that these would not be legislative requirements, but agreed that conference offices should monitor these practices and require documentation from institutions not meeting them prior to the beginning of the season that provides an explanation as to noncompliance and a future plan to meet such practices.

(3) Institutions shall depart an away-from-home competition site no later than 24 hours (reduced from 36 hours) after the conclusion of the competition. (Current legislative exceptions would remain applicable.)

3. <u>Transfer - Recommended Concepts to Address the Academic Performance of Transfers in the Sport of Men's Basketball</u>.

Data reflects that the transfer rate and overall academic performance of transfers should be addressed. The group considered several potential recommendations to address concerns regarding the poor academic performance of transfer student-athletes in the sport of men's basketball, particularly two-year college transfer student-athletes. It discussed the concept of a "year of readiness" for all entering men's basketball student-athletes who may satisfy NCAA initial eligibility standards, but who do not satisfy institutional admissions standards and are not predicted to succeed academically and graduate in a timely manner. Some recruiting equity concerns were raised if national standards are not established to determine those student-athletes who should be subject to the "year of readiness."

The group noted that current data indicates that two-year college basketball transfers graduate at a lesser rate than basketball student-athletes who initially enroll at a four year institution and remain at that institution until graduation. The data also shows that two-year college basketball transfers graduate at a lesser rate than their counterparts who transfer from a four-year institution. The group agreed the issue of transfers appears to be a concern, and ultimately agreed though that current data available for review is not adequate to make any definitive recommendations at this time, especially given its charge to make data-driven decisions. Additional data should be collected to help determine the characteristics of a successful Division I men's basketball two-year college transfer student-athlete. Specific gaps in current NCAA data include a lack of information on the academic preparedness of two-year transfers as they leave high school, and a complete lack of data on the academic experiences of these students at the two-year colleges. Division I has already adopted legislation to fill these gaps. Later in the 2009-2010 academic year, data will be available that will allow a better assessment of the number and types of courses that two-year transfers have taken, and it is anticipated that such information will assist the NCAA in identifying patterns of course selection at two-year institutions that lead to better academic success once these students transfer to Division I institutions.

In addition to academically based data, the group also believes that focus groups consisting of current and former two-year college transfers should be formed to determine what

academic and nonacademic factors contribute to the academic success or failure of two-year college transfers in men's basketball.

The group recommended that the Board of Directors request that the Academics Cabinet continue to collect the necessary data to fully review and evaluate the issues related to academic performance of men's basketball transfer student-athletes and make appropriate recommendations for consideration by the Division I membership through the normal legislative process.

The group also made the following additional recommendations:

a. **Use of Nontraditional Courses to Meet Transfer Requirements.** The group recommended that the NCAA Division I Academics Cabinet should continue to review the use of nontraditional courses to meet academic transfer requirements for 2-4 transfer student-athletes and its impact on their academic success.

b. **Physical Education Activity Courses.** The group recommended that legislation be sponsored to limit physical education activity courses used to satisfy two-year transfer requirements to no more than two credit hours. For those student-athletes matriculating at the four-year institution immediately into a physical education degree program or an education program requiring physical education activity courses as a part of the degree program (courses cannot be used to fulfill free elective requirements), student-athletes can use up to the number of degree specific courses to meet transfer requirements.

4. Academic Progress Rate (APR) Policies.

The group engaged in lengthy discussions regarding the factors that may negatively impact the academic success of men's basketball student-athletes. Given the institutional responsibility to foster an environment that supports student-athlete academic achievement and retention, as well as membership feedback noting concerns with any action that would dilute the NCAA Division I Academic Performance Program. The group agreed that the "historical" sanctions currently being imposed by the Committee on Athletics Performance would likely facilitate change in the academic performance and /or profile of Division I men's basketball student-athletes and ultimately, the group did not recommend changes at this time regarding the calculation of the academic progress rates for men's basketball.

The group received feedback from several conferences and academic associations expressing concern regarding possible recommendations.

The group supported the following related to the application of the Academic Progress Rate (APR):

a. **Provide consistent flexibility in the historical and contemporaneous penalty waiver processes during head coaching transitions.** Traditionally, the NCAA Division I Committee on Academic Performance considers a head coaching transition as a potential mitigating factor when examining historical penalty waiver requests. The group recommended to the committee that it use the same approach during appeals of contemporaneous penalties when a coaching transition occurs and circumstances warrant consideration of reduction or relief of penalties.

b. **Examine current professional tryout practices with the National Basketball Association (NBA) and the Federation of International Basketball Associations (FIBA)**. The NCAA should work with the NBA (also NBAPA) and FIBA to determine whether other options are available to encourage less missed class time among student-athletes still enrolled while exploring or pursuing professional or other opportunities.

c. **Adopt legislation granting "noncounter" status to a men's basketball student-athlete who wishes to remain at the institution, but not participate in athletics, after the departure of the head coach who recruited him.** Such men's basketball student-athletes would continue to receive athletics aid, but would not count against team scholarship limits as long as they do not return to athletics participation. If such a student-athlete was granted "noncounter" status, then elected to return to the men's basketball team in a subsequent term or season, he would become a counter for all years during which athletics aid was received. This legislative change would provide additional flexibility to student-athletes when their coaches leave, particularly for those who are in their final two to three semesters of a degree program who may not wish to transfer. The group does recognize, however, that many student-athletes are motivated to continue participating in basketball and still may choose to transfer for basketball reasons at a different institution, regardless of the scholarship opportunity at the original institution.

d. **Remove legislative barriers that may prevent a student-athlete from returning to an institution to complete a degree after a professional career.** Current legislation allows for five years of athletics aid to be provided within a six-year time period. Athletics aid awarded beyond those parameters must be "earned" aid. Flexibility in

this area may encourage more former student-athletes to return to complete their degrees. The group recommended that the Awards, Benefits, Expenses and Financial Aid Cabinet develop legislation for consideration by the Division I membership through the normal legislative process.

5. Other Recommendations.

- **Official Visits – Travel Expenses for Parents/Legal Guardians.** The group recommended legislation to allow institutions to provide travel expenses to the parents or legal guardians to accompany the prospective student-athlete on the prospect's official visit. Such a practice will ensure that coaches have greater opportunities to develop the player/coach relationship with the entire family, provide an avenue to emphasize the importance of education/academics and also provide greater insight into the family background that may assist coaches in making more sound decisions in the recruiting process.

6. Best Practices. The group developed a comprehensive list of best practices designed to assist institutions in implementing policies/practices to improve the academic performance of Division I men's basketball student-athletes. The list will include many practices/policies identified by the National Association of Academic Advisors for Athletes (N4A). [See Appendix A]

Respectfully submitted to the Division I Board of Directors.

Group Chair:
Dan Guerrero, director of athletics, University of California, Los Angeles

Other Group Members:
Cy Alexander, assistant men's basketball coach, Texas A&M University-Corpus Christi
Kevin Anderson, director of athletics, U.S. Military Academy (Army)
Britton Banowsky, commissioner, Conference USA
Gretchen Bataille, president, University of North Texas
Percy Bates, faculty athletics representative, University of Michigan
Jim Boeheim, head men's basketball coach, Syracuse University
Pete Boone, director of athletics, University of Mississippi
Robert Bruininks, president, University of Minnesota, Twin-Cities

Jack Evans, faculty athletics representative, University of North Carolina, Chapel Hill
Greg Geoffroy, president, Iowa State University
Cary Groth, director of athletics, University of Nevada
Water Harrison, president, University of Hartford
Alan Hauser, faculty athletics representative, Appalachian State University
Paul Hewitt, head men's basketball coach, Georgia Institute of Technology
Ron Hunter, head men's basketball coach, Indiana University-Purdue University of Indianapolis
Kerry Kenny, SAAC representative, Big 10 Conference
Phil Martelli, head men's basketball coach, Saint Joseph's University
Reggie Minton, deputy executive director, National Association of Basketball Coaches
Mario Moccia, director of athletics, Southern Illinois University at Carbondale
Jean Lenti Ponsetto, director of athletics, DePaul University
Lee Reed, director of athletics, Cleveland State University
Bo Ryan, head men's basketball coach, University of Wisconsin, Madison
Herb Sendek, head men's basketball coach, Arizona State University
Mike Slive, commissioner, Southeastern Conference
Gene Smith, director of athletics, Ohio State University
Jon Steinbrecher, commissioner, Mid-American Conference
John Watson, director of athletics, Pepperdine University
Steve Weber, president, San Diego State University
Debbie Yow, director of athletics, University of Maryland, College Park

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

ACTION ITEMS.

1. Legislative Items.

- None.

2. Nonlegislative Items.

Divisions I and II only

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

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

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

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

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

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

(4) Student-Athlete Impact. Not applicable.

INFORMATIONAL ITEMS.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

d. Other emerging sport interest.

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

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

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

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

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

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

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

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

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

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

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

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

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

9. **Research Issues.**

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

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

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

10. **Other Business.**

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

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

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

11. Future Meeting Dates and Sites.

a. February 11, 2010, Conference Call.

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

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

REPORT OF THE MINORITY OPPORTUNITIES AND INTERESTS COMMITTEE (MOIC) July 13 – 14, 2009

ACTION ITEMS

1. Legislative Items.

None.

2. Nonlegislative Items.

None.

INFORMATIONAL ITEMS

Association-wide.

3. Review of MOIC Report. The committee reviewed its February 2009 report. The committee discussed ways to support educational efforts regarding Sudden Cardiac Arrest (SCA) across the Association. The committee discussed the lack of ethnic minorities in the governance structure, and the available pool of ethnic minorities with regards to committee appointments. The committee stressed that continued dialogue with various athletics organizations and other entities would help build diversity among under-represented groups within the governance structure. The committee also discussed the low levels of ethnic minorities in senior level positions in intercollegiate athletics. Further, the committee discussed the possibility of actively recruiting ethnic minority college presidents and chancellors to be more engaged in the governance structure. The committee also inquired about having a president or chancellor on MOIC on a permanent basis. The chair noted that MOIC had presidential participation on the committee in the past; however, there was no legislative requirement.

4. Review of the Committee on Women's Athlete's (CWA) Report. The chair noted that CWA discussed the programmatic and legislative recommendations from the final report of the Diversity Leadership Strategic Planning Committee (DLSPC). The committee also discussed a replacement for the MOIC representative on the NCAA Woman of the Year committee. It was also mentioned that there will be a joint meeting with CWA on September 14. The committee noted the need to discuss CWA's initiative to develop more women within intercollegiate athletics and the development of a gender equity training and a best practices manual. The committee believes that CWA's initiative could be developed jointly.

5. **Review of Executive Subcommittee on Gender and Diversity Issues Report.** Staff provided the subcommittee report and discussed the current status of minority head football coaches being hired this past year. Further, the staff provided an update on the football related programming administered by the Diversity and Inclusion Staff and its attempt to provide professional development to coaches interested in becoming head coaches. Further, staff explained why it thought that the "Rooney Rule" (i.e., a practice where an organization must interview an ethnic minority candidate for a vacant head football coach position) may not lead to more ethnic minorities being hired in college football due to the hiring process in intercollegiate athletics. Finally, staff recommended that the committee become familiar with the Diversity in Athletics Award and the work of Dr. George Cunningham, professor at Texas A&M University, College Station. Dr. Cunningham has developed research related to the benefits of diversity in intercollegiate athletics and has developed best practices that could be used to benefit conferences, colleges and universities to enhance their athletics programs.

6. **Review of Diversity Leadership Strategic (DLSPC) Plan.** Staff suggested that the subcommittees review the dash board indicators developed by DLSPC to determine what can be implemented in the MOIC's strategic plan as next steps.

7. **Review of Women of Color (WOC) Symposium**. Staff reviewed the recent NCAA demographic reports that reveal ethnic minority women make up only 2.2 percent of NCAA intercollegiate athletics directors at Division I, II and III. When excluding Historically Black Colleges and Universities (HBCUs), representation of female athletics directors of color decreases to 1.3%. Staff summarized the discussion that occurred during the WOC symposium. The participants in the symposium discussed some of the following suggestions to enhance more women of color in the organizational structure of intercollegiate athletics:

   a. Enhance the number of WOC by suggesting calls for legislative mandate that more WOC need to be in senior women administrator (SWA) positions.

   b. Request more opportunities for WOC at all levels in intercollegiate athletics, particularly senior level positions.

   c. Enhanced discussions with Title IX advocates regarding the positive effects of the legislation on WOC.

   d. Consider innovative ways to provide information about opportunities in intercollegiate athletics when positions become available.

8. **Review of Diversity and Gender.** The staff provided the committee with an update regarding the Diversity and Gender program review being conducted by NCAA staff. Staff explained to the committee that the internal working group was in the process of gathering data about Diversity and Gender programs administrated or funded by the NCAA. The committee requested that it has an opportunity to review findings from the review when available. Staff informed the committee the initial report should be available by January of 2010.

9. **Review of Governance Reports.** Representatives from each division spoke to the committee. The staff presented the following current priorities:

   Division III. The Division III staff provided information from the Division III Strategic Planning and Finance Committee as well as the division's current strategic priorities. Staff identified five strategic priorities for Division III. The priorities are: 1) define a distinct philosophy for Division III that emphasizes the educational value of the holistic student experience; 2) establish a greater strategic role for presidents in the Division III governance structure; 3) further student-athlete well-being by determining the most appropriate drug education and testing program(s) for the division; 4) establish meaningful goals and objectives for diversity and gender equity issues; and, 5) finally, enable institutions to assess adherence to the Division III philosophical principles that student-athletes should have so that academic performance is consistent with the general student body.

   The Division III Strategic Planning and Finance Committee recommended that Conference Grant Program structure of tier two be modified for 2010-12. The recommendation would minimize the prescriptive amounts that must be spent on each topical area and allow conferences to determine the amounts to allocate to each of the current tier two priorities (sportsmanship, diversity and gender equity, and student-athlete well-being) plus a new tier two priority-integration institutes. The conference must include a statement about the reason why it selected its chosen category (or categories) over the other available options and the conference must exhibit support of each of these areas over a four-year period, even if the funding comes from a source other than the grant program.

   The staff noted the recommendation would be to introduce a new, biannual requirement in Tier One of the Conference Grant Program requiring conferences to send a minority athletics administrator to an event sponsored by Minority Opportunities Athletics Association (MOAA), or another event whose purpose is to provide educational growth and professional development opportunities for minority athletics administrators.

Division II. The Division II Staff provided the committee with a copy of its new strategic plan for Division II. In the plan, the staff identified the priorities of Division II. Division II also partnered with the Minority and Opportunities Athletic Association (MOAA) to provide the Division II Governance Academy. The academy was developed to assist minority administrators with their professional development and also to introduce them to the Division II governance structure. The academy was attended by over 20 participants with the majority of Division II Conferences sending at least one representative.

The staff also discussed enhancing the conference grant program. This topic will be discussed with the conference commissioners at their Spring meeting.

Division I. Staff discussed the Leadership Council's focusing on membership standards, commercial activities, and enhancing diversity in governance structure. Recommendations for participation on the council and cabinets are made through 31 multi sport conferences. The staff reiterated that there are no numeric positional requirements, but the Division I Board of Directors believed that it is imperative that the faculty voice be heard.

Staff discussed the concern that recommendations coming through the conferences tend to default to the top four positions at the institution (e.g., president, faculty athletic representative, athletics director and senior woman administrator). Staff and the committee discussed how to increase the number of new people into these positions and continue to grow leadership in Division I.

The committee suggested that the number of people indicates there are people available to serve in the Division I governance structure but identifying those individuals that are ready to serve needs to be enhanced. The committee discussed the possibility of launching an interest survey to identify committee members who want to serve in the governance structure.

Finally, the staff informed the committee that the Administration Cabinet is responsible for all committee nominations and appointments.

10. Diversity Related Issues Discussion.

a. **Barriers Study for Diversity Issues**. The committee approved the development of a barriers study to determine the impediments that prevent ethnic minorities for careers in athletics. Staff asked the committee to provide guidance regarding the methodology related to the study.

b. **Sudden Cardiac Death Discussion.** The committee agreed to partner with the NCAA Committee on Competitive Safeguards and Medical Aspects of Sports (CSMAS) in an educational campaign about the sickle cell trait. Because sickle cell anemia disproportionately affects African-Americans, MOIC has identified this issue as one of its priorities.

As part of the campaign, an educational video is being developed about sickle cell trait that will focus primarily on the ways it affects football student-athletes. Sickle cell trait is the leading cause of death among football student-athletes. Since 2000, 7 out of 19 deaths in college football have been attributed to the condition. Data also shows that 4 of the 19 deaths were related to cardiac incidents.

In addition to agreeing to serve as part of a working group with CSMAS to develop strategies to reduce instances of sudden cardiac death among NCAA student-athletes, MOIC reaffirmed its pledge to back educational and legislative efforts related to the issue.

The committee was very encouraged that Division III's legislation was passed related to Sudden Cardiac Arrest. Division II drafted a similar proposal that may be voted on at the 2010 NCAA Convention. Further, the committee discussed solutions regarding speaking with conferences regarding this issue.

c. **Hispanic Outreach Discussion**. Staff explained the new guide for College Bound Student-Athletes is in Spanish and posted on the Eligibility Center Web site. Additionally, a brochure outlining the process through which a prospective student-athlete proceeds through the NCAA initial eligibility process will be translated into Spanish and posted on the Eligibility Center's Web site. The committee was informed that the Eligibility Center staff members are actively communicating with over 18,000 high schools through monthly newsletters. Staff continues to develop

communication strategies to determine maximum placement for information so everyone has access in both English and Spanish.

d. **Faculty Athletics Representatives Association (FARA) Response to Diversity Issues.** The committee reviewed the response from FARA to MOIC's inquiry regarding the lack of representation of ethnic minorities in the faculty athletics' representative positions. The committee informed the staff that it should communicate with FARA that it is open to collaborating with FARA to address the lack of ethnic minorities. Further, the committee suggested that a telephone conference call should take place with FARA to determine the best way to address the concerns of both groups. The committee is mindful of a number of challenges that FARA is trying to address; however, the committee believes it might be able to assist the organization.

11. **Review of Subcommittee Recommendations for Minority Opportunities and Interests Committee Strategic Plan.** The committee evaluated the NCAA's strategic plan. The committee then reviewed the various subcommittee reports to determine if the mission and goals were in line with the NCAA's strategic plan.

    a. **Governance/Legislative Subcommittee.** The function of this subcommittee is to support a culture of diversity in all of the divisions of membership. Additionally, this subcommittee wants to increase the number of ethnic minorities in the governance structure; support each division's strategic plan related to diversity and make recommendations, research trends and develop new strategies when applicable.

    b. **Professional Development Subcommittee.** The function of this subcommittee is to facilitate and ensure the Association's commitment to diversity and ethnic minority enhancement by member institutions and other parties associated with intercollegiate athletics. Further, this subcommittee will be proactive in developing and responding to opportunities that encourages diversity and the advancement of ethnic minorities in intercollegiate athletics.

    c. **Student-Athlete Well-being Subcommittee.** The function of the subcommittee is to improve academic progress, retention and graduation rates for minority student-athletes, increase modes of spoken discourse and textual strategies to educate prospective student-athletes and their families about the mission and the core values of each division within the NCAA. This subcommittee will also be proactive in seeking the appropriate means by which to educate student-athletes about administrative opportunities within intercollegiate athletics.

12. Other Business.

a. Discussed the vice chair and chair openings.

b. Strategic Planning and Budget Subcommittee. The committee requested a draft of the strategic plan be sent to the subcommittee for comment and to review financial considerations. The telephone conference should take place in August.

c. Joint telephone conference with MOIC and CWA. The committee agreed to a joint telephone conference with the chairs to set the agenda for the joint meeting in September.

13. Future Meeting Dates and Sites.

a. September 13 – 14, 2009. Indianapolis, Indiana (Joint meeting with the CWA)

b. February 3 – 4, 2010. Indianapolis, Indiana *(tentative dates)*

c. July 12 – 13, 2010. Indianapolis, Indiana *(tentative dates)*

d. September 13 – 15, 2010. Indianapolis, Indiana (Joint meeting with the CWA.) *(tentative dates)*

Committee Chair: *Rudy Keeling, Eastern College Athletic Conference*

Staff Liaison(s); *Troy Arthur, Diversity and Inclusion*
Nicole Bracken, Research
Joyce Thompson, Enforcement

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

ACTION ITEMS

1. Legislative Items.

   None.

2. Nonlegislative Items.

   None.

INFORMATIONAL ITEMS

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

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

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

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

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

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

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

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

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

8. Program Updates.

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

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

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

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

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

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

9. Other Business.

a. It was voted that Dawn Reynolds, Associate Athletics Director of Business Operations at the University of Miami of Florida will replace Rudy Keeling as chair of MOIC.

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

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

10. Future Meeting Dates and Sites.

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

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

Committee Chair: *Rudy Keeling, Eastern College Athletic Conference*
Staff Liaison(s): *Troy Arthur, Diversity and Inclusion*
Nicole Bracken, Research
Joyce Thompson, Enforcement

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

ACTION ITEMS

1. Legislative Items.

None.

2. Nonlegislative Items.

None.

INFORMATIONAL ITEMS

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

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

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

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

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

5. **Women of Color Symposium.** Staff reviewed the recommendations made by participants in the May 2009 Women of Color Symposium. Recent NCAA demographic reports reveal that ethnic minority women make up only 2.2 percent of NCAA Intercollegiate athletics directors at Division I, II and III. When excluding Historically Black Colleges and Universities (HBCUs), representation of female athletics. directors of color decreases to 1.3%.

Staff summarized the discussion that occurred during the WOC symposium. The participants in the symposium discussed some of the following suggestions to enhance more women of color in the organizational structure of intercollegiate athletics, which were highlighted in the report that both committees received. Both MOIC and CWA will explore these recommendations more fully in upcoming meetings and as the internal programmatic review is completed.

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

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

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

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

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

7. Research Issues.

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

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

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

8. Governance Updates.

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

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

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

c. Division III. The Division III Management Council agreed to recommend that the Presidents Council sponsor legislation for the 2010 NCAA Convention to amend NCAA Bylaws 15.5 (maximum institutional grant-in-aid limitations by sport), 17 (playing and practice seasons) and 20.10.3.5 (minimum contests and participants requirements for sports sponsorship) to establish the maximum institutional grant-in-aid equivalency limit, the playing and practice season regulations and the minimum contests and participants requirement for sports sponsorship for sand volleyball, effective August 1, 2010.

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

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

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

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

JUNE 2009 REPORT OF THE NCAA COMMITTEE ON SPORTSMANSHIP AND ETHICAL CONDUCT

INFORMATIONAL ITEMS.

Association-wide

1. Divisional reports.

a. Division I. The Division I National Student-Athlete Advisory Committee (SAAC) has formed a sportsmanship subcommittee and developed concepts to further develop student-athletes' involvement with the national RESPECT sportsmanship campaign. This includes a summary of the campaign with ideas of how student-athletes can implement the campaign on campus. It also includes a "Sportsmanship Spotlight" whereby campus SAACs that are activating the campaign would receive public attention. The committee suggested that the spotlight be on a seasonal basis (fall, winter, spring) as opposed to monthly. It was also suggested that this be added to Division II and Division III National SAAC agendas for discussion.

Additionally, SAAC representatives developed examples of good and bad heckling, and how this has even expanded to online social networking sites. The committee agreed that this may be an area that needs guidelines and recommendations and asked for additional education about cyber sportsmanship at the November meeting.

The committee agreed that this may be an area that needs guidelines and recommendations and asked for additional education about cyber sportsmanship at the November meeting. Specifically, the committee noted that there appears to be an increase in student-athletes exhibiting negative sportsmanship behaviors through social networking sites.

b. Division II. Division II continues to incorporate the RESPECT campaign as part of the DII game environment piece.

c. Division III. The Division III commissioners are engaged and anxious to begin using and developing localized plans for their campuses.

2. Techniques for Effective Alcohol Management (TEAM) Coalition best practices to address alcohol management. The committee reviewed the Fan Code of Conduct program produced by the TEAM Coalition. The committee supported a recommendation for the NCAA to develop a Fan Code of Conduct for NCAA events, similar to what has been undertaken by several of the professional leagues, and agreed to form a

subcommittee to develop guidelines. The committee agreed that these guidelines should be concise and shared among all three divisions.

3. RESPECT sportsmanship initiative. The committee received a report regarding campaign activation at the Men's Frozen Four, Men's College World Series, Women's College World Series and Division I Men's Lacrosse Championship and reviewed the materials available on www.ncaachampspromotion.com.

The committee discussed possible next steps for campaign activation, including:

- Adding RESPECT inventory to the basic signage package received by all championships.
- RESPECT patches for teams competing in NCAA championships.
- Public service announcement video and spots before an online game broadcast.
- Display inventory at the Hall of Champions.
- Reaching out to Division I basketball conference championships regarding using the RESPECT banners at conference championships.
- Explore a partnership with CoSIDA.

American Football Coaches Association (AFCA) implementation. The committee received a report regarding a potential opportunity to partner with the AFCA and hold a weekend celebrating and raising awareness to the RESPECT campaign. The committee noted that an area of focus this year at the AFCA is the postgame handshake by the head coaches, which is a visible and important element of sportsmanship.

4. Sports wagering update.

Championships policy. The committee affirmed that the championships policy should apply as written to both predetermined and nonpredetermined sites. The committee believed that since the association is opposed to sports wagering, then this position should be applied to this policy with both predetermined and nonpredetermined championship events. The committee understood the concern regarding teams that had earned the right to host who would not be permitted to do so, but felt that the overall concerns related to sports wagering should be given more weight. The committee distinguished this policy from other policies related to hosting championships that distinguish between predetermined and non-predetermined events. Specifically, sports

wagering threatens the integrity of intercollegiate athletics and can directly compromise student-athlete eligibility. Furthermore, the committee recommended that "metropolitan area" be changed to "state" to provide a clear and more definitive boundary. The committee believed that metropolitan areas were difficult to define and could create inconsistencies in application.

5. Sportsmanship award subcommittee chairs.

The committee selected the following divisional chairs for the 2008-09 award selections:

a. Division I: Gene Doris.

b. Division II: LaToya Greene.

c. Division III: Chuck Mitrano.

Committee Chair: John Blanchard, senior associate athletics director, University of North Carolina, Chapel Hill.
Staff Liaisons: Ty Halpin, championships, Rachel Newman, enforcement; and, Julie Roe, enforcement.

2009-25

AMATEURISM -- PROMOTIONAL ACTIVITIES -- INSTITUTIONAL, CHARITABLE, EDUCATION OR NONPROFIT PROMOTIONS -- RELEASE STATEMENT -- DE MINIMIS VIOLATION

Intent: To specify that a violation of the promotional activities legislation in which the only condition of the legislation not satisfied is the requirement that the student-athlete and an authorized representative of the charitable, educational or nonprofit agency sign a release statement shall not affect the student-athlete's eligibility, provided the release statement would have been signed if such a request had been made.

Bylaws: Amend 12.5.1.1, as follows:

12.5.1.1 Institutional, Charitable, Education or Nonprofit Promotions. A member institution or recognized entity thereof (e.g., fraternity, sorority or student government organization), a member conference or a noninstitutional charitable, educational or nonprofit agency may use a student-athlete's name, picture or appearance to support its charitable or educational activities or to support activities considered incidental to the student-athlete's participation in intercollegiate athletics, provided the following conditions are met:

[12.5.1.1-(a) through 12.5.1.1-(i) unchanged.]

[12.5.1.1.1 through 12.5.1.1.5 unchanged.]

12.5.1.1.6 Effect of Violations. ~~*If an institution, without the student-athlete's knowledge or consent, uses or permits the use of the student-athlete's name or picture in a manner contrary to Bylaw 12.5.1.1, the violation*~~ **The following violations of Bylaw 12.5.1.1** shall be considered ~~*an*~~ institutional violation**s**; however, the ~~*student-athlete's*~~ **student-athletes'** eligibility shall not be affected~~.~~**:**

(a) An institution, without the student-athlete's knowledge or consent, uses or permits the use of the student-athlete's name or picture in a manner contrary to Bylaw 12.5.1.1;

~~*In addition, a*~~ **(b) A** violation ~~*of Bylaw 12.5.1.1 related to any permissible promotional activity*~~ in which the only condition of the legislation not satisfied is the requirement to obtain written approval from the director of athletics (or his or her designee who may not be a coaching staff member) ~~*shall be considered an institutional violation; however, the student-athlete's eligibility shall not be affected*~~, provided the approval would have been granted if requested**; and**

(c) A violation in which the only condition of the legislation not satisfied is the requirement that the student-athlete and an authorized representative of the charitable, educational or nonprofit agency sign a release statement, provided the release statement would have been signed if such a request had been made.

[Remainder of 12.5.1.1 unchanged.]

Source: NCAA Division I Legislative Council (Administrative Committee) (Committee on Student-Athlete Reinstatement)

Effective Date: Immediate

Proposal Category: Amendment

Topical Area: Amateurism

Rationale: This change removes any effect on student-athlete eligibility in cases in which the student-athlete or the authorized representative of the charitable, educational or nonprofit agency fails to sign a release statement ensuring that the student-athlete's name, image or appearance is used in a manner consistent with the requirements of the promotional activities legislation. This change expands the current de minimis provisions related to NCAA Bylaw 12.5.1.1 for situations in which a promotional activity would have been permissible had the paperwork been processed. Such violations will continue to be considered institutional violations for which the institution is required to submit a self-report.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s):
Amateurism Cabinet The cabinet supports the proposal and agrees with the sponsor's rationale. Further, the cabinet recommends that the proposal be considered as noncontroversial legislation.

History

Jun 11, 2009: Student-Athlete Reinstatement Committee, Recommends Approval
Jun 17, 2009: Legislative Council Administrative Committee, Sponsored
Sep 25, 2009: Amateurism Cabinet, Recommends Approval
Sep 25, 2009: Amateurism Cabinet, Recommends Approval as Noncontroversial Legislation

2009-46

RECRUITING -- OFFICIAL VISIT -- NUMBER OF OFFICIAL VISITS -- INSTITUTIONAL LIMITATION -- DE MINIMIS VIOLATION

Intent: To specify that a violation of the institutional limitation on the number of official visits shall be considered an institutional violation, but shall not affect the prospective student-athlete's eligibility.

Bylaws: Amend 13.6.2.6, as follows:

13.6.2.6 Number of Official Visits -- Institutional Limitation. The total number of official visits a member institution may provide prospective student-athletes in the following sports on an annual basis (August 1 through July 31) shall be limited to:

[13.6.2.6-(a) through 13.6.2.6-(c) unchanged.]

[13.6.2.6.1 through 13.6.2.6.7 unchanged.]

13.6.2.6.8 Effect of Violation. A violation of Bylaw 13.6.2.6 shall be considered an institutional violation per Constitution 2.8.1; however, the prospective student-athlete's eligibility shall not be affected.

Source: NCAA Division I Legislative Council (Administrative Committee) (Committee on Student-Athlete Reinstatement)

Effective Date: Immediate

Proposal Category: Amendment

Topical Area: Recruiting

Rationale: This change removes any effect on a prospective student-athlete's eligibility when an institution exceeds the limitation on the number of official visits. Prospective student-athletes have no control over the number of prospective student-athletes who visit an institution. Any institutional accountability is better addressed within the enforcement process. Violations of the bylaw are institutional violations and the institution is required to submit a self-report.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s):
Recruiting and Athletics Personnel Issues Cabinet The cabinet supports the proposal and agrees with the sponsor's rationale. Further, the cabinet agrees that the proposal should be considered as noncontroversial legislation.

History

Jun 11, 2009:	Student-Athlete Reinstatement Committee, Recommends Approval
Jun 17, 2009:	Legislative Council Administrative Committee, Sponsored
Sep 22, 2009:	Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval
Sep 22, 2009:	Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval as Noncontroversial Legislation

2009-59

ADMINISTRATIVE REGULATIONS -- RECRUITING CALENDARS -- WOMEN'S VOLLEYBALL -- EVALUATION PERIOD IN CONJUNCTION WITH CHAMPIONSHIP

Intent: In women's volleyball, to designate Thursday of the Division I Women's Volleyball Championship through the Sunday immediately following the championship as an evaluation period; further, to specify that an institution's authorized coaching staff members may evaluate on only one day and may attend only one event on that day during this period; that the event shall occur within a 30-mile radius of the site of the championship; that coaches from the same institution who attend such an event shall attend the same event on the same day; and that coaches shall not attend events that occur at the same time that any intercollegiate competition in conjunction with the NCAA championship occurs.

Administrative: Amend 30.10.6, as follows:

30.10.6 Women's Volleyball. The following recruiting periods shall apply to women's volleyball:

[30.10.6-(a) through 30.10.6-(b) unchanged.]

(c) Wednesday prior to the Division I Women's Volleyball Championship through December 31 [except for (1) and (2) below]: Dead Period

[30.10.6-(c)-(1) unchanged.]

(2) ~~*One event conducted on the Sunday immediately following the Division I Women's Volleyball Championship, provided it occurs within a 100 -mile radius of the site of the championship:*~~ **Thursday of the Division I Women's Volleyball Championship through the Sunday immediately following the championship. An institution's authorized coaching staff members (see Bylaw 11.7.4) may evaluate on only one day and may attend only one event on that day during this period. Such an event shall occur within a 30-mile radius of the site of the championship. Coaches from the same institution who attend such an event shall attend the same event on the same day. Coaches shall not attend events that occur at the same time that any intercollegiate competition in conjunction with the NCAA championship occurs:** Evaluation Period

[Remainder of 30.10.6 unchanged.]

Source: NCAA Division I Recruiting and Athletics Personnel Issues Cabinet

Effective Date: Immediate

Proposal Category: Amendment

Topical Area: Recruiting

Rationale: This proposal does not substantially modify the current legislation, which was adopted in 2007 as a noncontroversial amendment. The proposal expands the window of time during which events may be conducted from one day to four days. Based on feedback related to the first year of the current legislation, it appears that limiting the events to one day limits the flexibility necessary to accommodate the events in conjunction with other activities surrounding the championship. In addition, the estimated impact to recruiting and recruiting budgets will be minimal because the American Volleyball Coaches Association convention is held in conjunction with the championship. Many coaches are already in the locale of the championship to attend the convention. This exception is similar to a women's basketball exception, which also allows coaches to attend an event in conjunction with the sport's championship. This change is requested as noncontroversial legislation, inasmuch as broader consultation and debate are unlikely to improve the proposal in any substantial way, significant disagreement or alternative points of view are not likely generated and there does not appear to be a significant impact on existing or proposed legislation. Finally, this proposal was initiated and supported by the American Volleyball Coaches Association.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

History

Jun 09, 2009: Recruiting and Athletics Personnel Issues Cabinet, Sponsored

Jun 09, 2009: Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval as Noncontroversial Legislation

Sep 22, 2009: Recruiting and Athletics Personnel Issues Cabinet, Modified the Proposal; Modified to specify that coaches shall not attend events that occur at the same time that any intercollegiate competition in conjunction with the NCAA championship occurs.

2009-67

FINANCIAL AID -- TERMS AND CONDITIONS OF AWARDING INSTITUTIONAL FINANCIAL AID -- ONE-YEAR PERIOD -- DE MINIMIS VIOLATION

Intent: To specify that a violation of the financial aid regulations in which financial aid is awarded for less than one academic year shall be considered an institutional violation, but shall not affect the student-athlete's eligibility.

Bylaws: Amend 15.3.3.1, as follows:

15.3.3.1 One-Year Period. If a student's athletics ability is considered in any degree in awarding financial aid, such aid shall neither be awarded for a period in excess of one academic year nor for a period less than one academic year (see Bylaw 15.01.5).

[15.3.3.1.1 through 15.3.3.1.3 unchanged.]

15.3.3.1.4 Effect of Violation. A violation of Bylaw 15.3.3.1 in which financial aid is awarded for a period less than one academic year shall be considered an institutional violation per Constitution 2.8.1; however, the prospective student-athlete's or student-athlete's eligibility shall not be affected.

Source: NCAA Division I Legislative Council (Committee on Student-Athlete Reinstatement)

Effective Date: Immediate

Proposal Category: Amendment

Topical Area: Financial Aid

Rationale: This change removes any effect on a prospective student-athlete's or student-athlete's eligibility in cases in which he or she is awarded financial aid for less than one academic year. In such situations, institutions do not typically gain a competitive advantage and the student-athlete has no culpability in the violation. Violations of the bylaw are institutional violations and the institution is required to submit a self-report.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s):
Awards, Benefits, Expenses and Financial Aid Cabinet The cabinet supports the proposal and agrees with the sponsor's rationale. The cabinet recommends that the proposal be considered as noncontroversial legislation.

History

Jun 11, 2009: Student-Athlete Reinstatement Committee, Recommends Approval
Jun 17, 2009: Legislative Council Administrative Committee, Sponsored
Sep 18, 2009: Awards, Benefits, Expenses and Financial Aid Cabinet, Recommends Approval
Sep 18, 2009: Awards, Benefits, Expenses and Financial Aid Cabinet, Recommends Approval as Noncontroversial Legislation

2009-71

AWARDS, BENEFITS AND EXPENSES FOR ENROLLED STUDENT-ATHLETES -- HOUSING AND MEALS -- PERMISSIBLE PRESEASON PRACTICE EXPENSES -- DE MINIMIS VIOLATION

Intent: To specify that an inadvertent violation of the preseason practice expenses legislation shall be considered an institutional violation, but shall not affect the student-athlete's eligibility.

Bylaws: Amend 16.5.2, as follows:

16.5.2 Permissible. Identified housing and meal benefits incidental to a student's participation in intercollegiate athletics that may be financed by the institution are:

[16.5.2-(a) unchanged.]

(b) Preseason Practice Expenses. The institution may provide the cost of room and board to student-athletes who report for preseason practice prior to the start of the academic year, it being understood that the student-athlete has been accepted for admission to the institution at the time such benefits are received. Further, an institution, at its discretion, may provide an additional meal (as opposed to the cash equivalent) to student-athletes to meet their nutritional needs as a benefit incidental to participation during the preseason practice period prior to the start of the academic year;

[16.5.2-(c) through 16.5.2-(h) unchanged.]

> **16.5.2.1 Effect of Violation -- Preseason Practice Expenses. An inadvertent violation of Bylaw 16.5.2-(b) shall be considered an institutional violation per Constitution 2.8.1; however, the student-athlete's eligibility shall not be affected.**

Source: NCAA Division I Legislative Council (Committee on Student-Athlete Reinstatement)

Effective Date: Immediate

Proposal Category: Amendment

Topical Area: Awards, Benefits and Expenses

Rationale: This change removes any effect on student-athlete eligibility when an institution impermissibly provides preseason practice expenses due to an inadvertent oversight or miscalculation. In such cases, student-athletes do not have culpability. Violations of the preseason practice expense legislation generally occur due to institutional miscalculations of the permissible start date for preseason practice. Such violations remain institutional violations and the institution is required to submit a self-report. However, a violation in which an institution knowingly provides impermissible expenses will continue to affect the eligibility of a student-athlete who receives such expenses.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s):
Awards, Benefits, Expenses and Financial Aid Cabinet The cabinet supports the proposal and agrees with the sponsor's rationale. The cabinet recommends that the proposal be considered as noncontroversial legislation.

History

Jun 11, 2009:	Student-Athlete Reinstatement Committee, Recommends Approval
Jun 17, 2009:	Legislative Council Administrative Committee, Sponsored
Sep 18, 2009:	Awards, Benefits, Expenses and Financial Aid Cabinet, Recommends Approval
Sep 18, 2009:	Awards, Benefits, Expenses and Financial Aid Cabinet, Recommends Approval as Noncontroversial Legislation

2009-

AMATEURISM -- VALIDITY OF AMATEUR STATUS -- ELIGIBILITY FOR PRACTICE OR COMPETITION -- TEMPORARY CERTIFICATION -- RECRUITED STUDENT-ATHLETE -- 45-DAY PERIOD

Intent: To specify that a student-athlete may practice, but not compete, for a period of 45 days before his or her amateur status has been certified by the NCAA Eligibility Center.

Bylaws: Amend 12.1.1.1.3 as follows:

12.1.1.1.3 Eligibility for Practice or Competition. Prior to engaging in practice or competition, a student-athlete shall receive a final certification of amateur status based on activities that occur prior to his or her request for final certification or initial full-time enrollment at an NCAA Division I or II institution (whichever occurs earlier).

> 12.1.1.1.3.1 Temporary Certification ~~*-- Recruited Student-Athlete.*~~ If a ~~*recruited*~~ student-athlete reports for athletics participation before the student's amateur status has been certified, the student may practice, but not compete, for a maximum period of ~~*14*~~ **45** days. After this period, the student shall have his or her amateur status certified to continue to practice or to compete.
>
> ~~*12.1.1.1.3.2 Temporary Certification -- Nonrecruited Student-Athlete. If a nonrecruited prospective student-athlete reports for athletics participation before the student's amateur status has been certified, the student may practice, but not compete, for a maximum period of 45 days. After this period, the student shall have had his or her amateur status certified to continue to practice or to compete.*~~

Source: NCAA Division I Amateurism Cabinet

Effective Date: Immediate

Proposal Category: Amendment

Topical Area: Amateurism

Rationale: Currently, recruited student-athletes are only permitted to practice for 14 days while their amateurism certification is pending with the Eligibility Center. However, each year since the inception of the amateurism certification process, the NCAA Division I Legislative Council Subcommittee for Legislative Relief has issued a blanket waiver to permit recruited and nonrecruited student-athletes to practice (but not compete) while awaiting final amateurism certification from the Eligibility Center. The blanket waivers have been granted to provide flexibility to the NCAA amateurism certification staff due to the high volume of urgent amateur cases as a result of late registrants, delayed responses for additional information and the time required to complete amateurism certifications. Based on feedback from the amateurism

certification staff, these issues have been consistent from year-to-year and there is no indication they will be sufficiently remedied to accommodate a 14-day temporary certification period. The amateurism certification staff noted, however, that the 45-day temporary certification period generally provides sufficient time to issue a final certification decision for a student-athlete. Accordingly, this legislative change would permanently address this issue and eliminate the need to annually issue a blanket waiver.

Budget Impact: None.

Impact on S-A's Time: None.

2009-

COMMITTEES – COMMON COMMITTEES – COMMITTEES WITH ONLY CHAMPIONSHIPS ADMINISTRATION RESPONSIBILITIES – WOMEN'S ICE HOCKEY COMMITTEE COMPOSITION

Intent: In women's ice hockey, to specify that the Women's Ice Hockey Committee shall be composed of three members from Division I and one at-large member.

Bylaws: Amend Bylaw 21.5.2, as follows:

[Common provision, Divisions I and II, divided vote]

21.5.2 Ice Hockey Committee, Women's. The Women's Ice Hockey Committee shall consist of four members. There shall be three members from Division I and one **at-large** member ~~*from Division II*~~.

Source: NCAA Division I Championships/Sports Management Cabinet

Effective Date: August 1, 2010

Proposal Category: Amendment

Topical Area: Committees

Rationale: Currently, the Women's Ice Hockey Committee is composed of four members: three from Division I and one from Division II. The current sponsorship for National Collegiate women's ice hockey is 37 institutions, and only two compete at the Division II level. Consequently, the pool of interested and qualified candidates is very small. There are nine institutions (24.2 percent) whose multisport membership is in Divisions II and III. The proposed change would provide those institutions with equitable opportunities on the Women's Ice Hockey Committee. The Women's Ice Hockey Committee would request that the nominating committee give preference to those institutions when filling the at-large spot.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

2009-

COMMITTEES -- COMMON COMMITTEES -- COMMITTEES WITH GOVERNANCE ADMINISTRATION RESPONSIBILITIES -- INTERNATIONAL-STUDENT RECORDS COMMITTEE -- COMPOSITION

Intent: To specify that the International-Student Records Committee shall consist of six members, including two Division I representatives, two Division II representatives and two representatives who may be from either Division I or Division II.

Bylaws: Amend 21.6.3, as follows:

[Common provision, Divisions I and II only, divided vote]

21.6.3 International-Student Records Committee.

21.6.3.1 Composition. The committee shall consist of ~~*eight*~~ **six** members, including two Division I representatives, two Division II representatives~~,~~ **and** two representatives who may be from either Division I or Division II ~~*and two ex officio members, one of whom shall be the NCAA Eligibility Center's primary international-student records consultant*~~.

[Remainder of 21.6.3 unchanged.]

Source: NCAA Division I Academics Cabinet

Effective Date: Immediate

Proposal Category: Amendment

Topical Area: Committees

Rationale: This proposal does not change the voting positions on the International-Student Records Committee. Rather, it permits greater flexibility in the appointment process by permitting the committee to supplement its expertise as needed. For example, if the permanent committee members do not have sufficient expertise regarding educational systems in a certain area of the world, the committee could add that needed expertise by appointing an ad hoc member with such expertise. This proposal is being recommended as noncontroversial legislation, since broader consultation and debate are unlikely to improve the proposal in any substantial way, significant disagreement or alternative points of view will not be generated and there does not appear to be a significant impact on existing or proposed legislation. As the International-Student Records Committee is a common committee, this recommendation will not be effective unless and until the same legislation is adopted in Division II.

Estimated Budget Impact: Cost savings through the use of consultants only as needed, rather than as a legislated requirement.

Impact on Student-Athlete's Time: None.

2009-

COMMITTEES – DIVISION I CABINETS AND COMMITTEES –COMMITTEES WITH CHAMPIONSHIPS ADMINISTRATION AND SPORTS ISSUES RESPONSIBILITIES – MEN'S ICE HOCKEY COMMITTEE COMPOSITION

Intent: To specify that the men's ice hockey committee may include members from Division II or Division III institutions that sponsor Division I men's ice hockey.

Bylaws: Amend Bylaw 21.7.5.5.5.3.15, as follows:

21.7.5.5.5.3.15 Men's Ice Hockey Committee. The Men's Ice Hockey Committee shall consist of six members, including one member from each of the five eligible conferences and one at-large member. **Institutional staff members from Division II or Division III institutions that sponsor Division I men's ice hockey may serve on the committee.**

Source: NCAA Division I Championships/Sports Management Cabinet

Effective Date: August 1, 2010

Proposal Category: Amendment

Topical Area: Committees

Rationale: Currently, an institutional staff member at an NCAA Division II or Division III institution is not permitted to serve on the Division Men's Ice Hockey Committee, even if the institution sponsors the sport at the Division I level. It is fair for any institution sponsoring men's ice hockey at the Division I level to have the opportunity to serve on the Men's Ice Hockey Committee. Currently, there are 58 institutions that sponsor men's ice hockey at the Division I level, and of those institutions, 22 are Division II or Division III members. Due to the current restriction, certain ice hockey conferences have only three or four institutions from which to nominate individuals for membership on the Men's Ice Hockey Committee. This recommendation will expand the pool of individuals who can serve on the Men's Ice Hockey Committee and will help grow the sport.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

2009-

ADMINISTRATIVE REGULATIONS -- BASKETBALL EVENT CERTIFICATION -- WOMEN'S BASKETBALL -- GEOGRAPHIC REQUIREMENT

Intent: In women's basketball, to specify that in order for a basketball event to be certified, participants on nonscholastic teams in a certified event must be legal residents of the state in which the team is located or a geographically adjoining state and not more than a total of three prospective student-athletes from adjoining states may participate on any one nonscholastic team.

Administrative: Amend 30.16, as follows:

30.16 BASKETBALL EVENT CERTIFICATION – WOMEN'S BASKETBALL

In women's basketball, in order for a basketball event (e.g., camp, league, tournament or festival) to be certified, a certification application form must be submitted each year to the NCAA national office 45 days prior to the start of the event. An event review form for each event also must be submitted to the NCAA national office not later than three months following the event sessions. The following criteria must be met by each event in order to be certified:

[30.16-(a) through 30.16-(n) unchanged.]

(o) The price of an event packet must be listed on the event certification application and the price must be made available to coaches prior to their arrival at the event; ~~*and*~~

(p) The event operator must provide proof of medical insurance coverage for event participants**; and**

(q) Prospective student-athletes on nonscholastic teams must be legal residents of the state in which the team is located or a geographically adjoining state and not more than a total of three prospective student-athletes from adjoining states may participate on any one nonscholastic team.

Source: NCAA Division I Championships/Sports Management Cabinet

Effective Date: Immediate

Proposal Category: Amendment

Topical Area: Administrative Regulations

Rationale: This proposal creates an “adjoining state” rule that discourages the “rental” of elite prospects by teams across the country, while providing prospective student-athletes who reside in geographically remote areas the opportunity to participate on a nonscholastic team. The same provision has been in place for men’s basketball since 2003. In recent years there has been an

increase in the number of elite prospective student-athletes who participate on nonscholastic teams located several states away from their legal residence. According to the NCAA basketball event certification staff, in the summer of 2008, 189 of 3,050 teams would not have met the adjoining state rule and in the summer of 2009, 240 of 3,098 teams would not have met the rule. In 2008, Ninety-nine teams had players from states that did not adjoin at all, and 90 teams had more than three players from adjoining states. This proposal should be adopted as emergency legislation so it can be effective for the summer of 2010 and provide ample time to notify the event operators and coaches of this change.

Estimated Budget Impact: None

Impact on Student-Athlete's Time: None

2009-

EXECUTIVE REGULATIONS -- ADMINISTRATION OF NCAA CHAMPIONSHIPS -- FAILURE TO ADHERE TO POLICIES AND PROCEDURES -- MAXIMUM FINANCIAL PENALTY

Intent: To increase the maximum penalty that may be imposed for an institution's failure to adhere to published administrative procedures for the submission of regular-season results, availability questionnaires and/or entry forms, without prior approval from the Championships/Sports Management Cabinet, from $300 to $600.

Administrative: Amend 31.1.11, as follows:

31.1.11 Failure to Adhere to Policies and Procedures.

> 31.1.11.1 Financial Penalties. A governing sports committee may assess a financial penalty against an institution for failure of any of its representatives to adhere to the policies and procedures governing championships administration, subject to review by and appeal to the Championships/Sports Management Cabinet. The institution may be assessed:
>
> (a) One hundred dollars per team or $50 per individual, up to a $~~*300*~~ **600** maximum penalty, for failure to adhere to published procedures for the submission of regular-season results, availability questionnaires and/or entry forms;
>
> [31.1.11.1-(b) through 31.1.11.1-(d) unchanged.]
>
> [Remainder of 31.1.11 unchanged.]

Source: NCAA Division I Championships/Sports Management Cabinet

Effective Date: Immediate

Proposal Category: Amendment

Topical Area: Executive Regulations

Rationale: The $300 maximum financial penalty for failure to adhere to the policies and procedures governing championships administration has not been increased since the adoption of the provision. Research suggests that $600 in today's dollars is the equivalent of $300 when the original legislation was adopted. This proposal simply increases the maximum fine that may be imposed without seeking prior cabinet approval. Any fine above $600 would continue to require prior cabinet approval.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

LEGISLATION

NCAA DIVISION I PUBLICATION OF PROPOSED LEGISLATION

2009-10 Legislative Cycle

August 14, 2009

THE NATIONAL COLLEGIATE ATHLETIC ASSOCIATION
P.O. Box 6222
Indianapolis, Indiana 46206-6222
317/917-6222
ncaa.org
August 2009

Legislation Prepared By: Lynn Holzman, *Director of Academic and Membership Affairs*; Steve Mallonee, *Managing Director of Membership Services/Division I Governance Liaison* and Leeland Zeller, *Associate Director of Academic and Membership Affairs*.

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Publication of Proposed Legislation for the 2009-10 Legislative Cycle

This publication presents all proposed amendments to the NCAA legislation that were properly sponsored for the 2009-10 legislative cycle in accordance with the Division I legislative calendar.

This publication is produced directly from the Legislative Services Database for the Internet (LSDBi) each time it is downloaded. Therefore, the content of the publication may change each time it is accessed from the NCAA Web page. As modifications or corrections are made to proposals during the sponsor modification/alternative proposal period, updates will be made to LSDBi and those changes will be reflected in this document.

Because this document is generated directly from LSDBi each time it is downloaded, there is no table of contents or index; however, users may use the "Bookmark" feature of the Adobe Reader to quickly scan the proposal numbers and titles and go directly to those proposals within the document. Users may also use the "Search" feature to find particular proposals. The proposals are presented by topical area by bylaw numbers and by proposal number within topical areas. The order of the topical areas is as follows:

Ethical Conduct

Personnel

Amateurism

Recruiting

Eligibility

Financial Aid

Awards, Benefits and Expenses

Playing and Practice Seasons

Athletics Certification

Administrative Regulations

2009-10 Division I Legislative Calendar

The legislative calendar, as set forth in NCAA Constitution 5 is summarized here for convenience of reference.

July 15: Deadline for submission of proposals by Division I conferences and cabinets.

August 15: Deadline for online posting of Division I Publication of Proposed Legislation.

Posting of POPL through September 30, 2009: Cabinet and Committee Review. Applicable proposals forwarded to the appropriate governance entity for discussion and comment.

July 15 through October 27, 2009: Sponsor Modification/Alternative Proposal Period. From July 15 through October 27 at 5 p.m., the cabinets or any conference may suggest that the sponsor modify the proposal or may sponsor an alternative proposal, provided the suggested modification or alternative proposal is germane to the original proposal. Modifications suggested during this period may increase or decrease the scope of the proposal. Entities suggesting modifications are to contact the proposal's sponsor to determine if the sponsor agrees with the proposed change.

October 19-20, 2009: The NCAA Division I Legislative Council Meeting.

November 15, 2009: Deadline for online posting of NCAA Division I Official Notice to the NCAA Web site. The Official Notice lists all pending legislative proposals (including alternative proposals) whether sponsored by conferences, cabinets, the Legislative Council or the Board of Directors.

January 13-16, 2010: NCAA Convention.

January 14, 2010: Legislative Council initial consideration of legislation.

January 16, 2010: NCAA Division I Board of Directors meeting.

January 17 through March 17, 2010: 60-Day Comment/Amendment/Override Period. Cabinets and conferences shall have 60 days to offer amendments to any legislation forwarded for membership comment by the Legislative Council or request an override of any legislation adopted by the Legislative Council or Board of Directors or defeated by the Board of Directors at their January 2009 meetings. During this period, legislative amendments that do not increase the modification specified in the original proposal are permitted. Any amendments submitted during this time period will be posted for membership review on LSDBi. Pursuant to NCAA Division I Constitution 5.3.2.4.1, during this time period, member institutions also may submit comments on the pending legislation.

April 19-20, 2010: Legislative Council second consideration of legislation.

April 29, 2010: Board of Directors meeting.

April 30-June 28, 2010: 60-Day Override Period.

PROPOSALS SUBMITTED FOR THE 2009-10 LEGISLATIVE CYCLE

[Note: In the following proposals, those letters and words that appear in ~~*italics and strikethrough*~~ are to be deleted and those letters and words that appear in **bold** face and are underlined are to be added. Some proposals may be considered in October 2009 as emergency or noncontroversial. All other proposals are for consideration in January and April 2010.]

No. 2009-9 ETHICAL CONDUCT — UNETHICAL CONDUCT — KNOWINGLY INFLUENCING OTHERS TO FURNISH FALSE OR MISLEADING INFORMATION

Intent: To specify that knowingly influencing others to furnish the NCAA or an individual's institution false or misleading information concerning an individual's involvement in or knowledge of matters relevant to a possible violation of an NCAA regulation constitutes unethical conduct.

Bylaws: Amend 10.1, as follows:

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

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

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

[Remainder of 10.1 unchanged.]

Source: NCAA Division I Board of Directors (Committee on Infractions)

Effective Date: Immediate

Category: Amendment

Topical Area: Ethical Conduct

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

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

History:

Jun 25, 2009 Submit Submitted for consideration.

Personnel

No. 2009-10 PERSONNEL — DEFINITIONS AND APPLICATIONS — GRADUATE-ASSISTANT COACH — EMPLOYMENT WITHIN SEVEN YEARS OF GRADUATION OR EXHAUSTING ELIGIBILITY — BOWL SUBDIVISION FOOTBALL

Intent: In bowl subdivision football, to specify that a graduate-assistant coach is any coach who has received a baccalaureate degree or has exhausted athletics eligibility (whichever occurs later) within the previous seven years and qualifies for appointment as a graduate assistant under the policies of the institution.

Bylaws: Amend 11.01.3, as follows:

[Federated provision, FBS only]

11.01.3 Coach, Graduate Assistant — Bowl Subdivision Football and Women's Rowing. In bowl subdivision football ~~*and women's rowing*~~, **a graduate-assistant coach is any coach who has received a baccalaureate degree or has exhausted athletics eligibility (whichever occurs later) within the previous seven years and qualifies for appointment as a graduate assistant under the policies of the institution. In women's rowing,** a graduate-assistant coach is any coach who has received a baccalaureate degree and qualifies for appointment as a graduate assistant under the policies of the institution. The individual is not required to be enrolled in a specific graduate degree program unless required by institutional policy. The following provisions shall apply:

[Remainder of 11.01.3 unchanged.]

Source: Southeastern Conference

Effective Date: August 1, 2010; for new appointments of graduate assistant coaches on or after August 1, 2010

Category: Amendment

Topical Area: Personnel

Rationale: There has been a proliferation of graduate-assistant coach positions in football being filled by individuals with significant coaching experience. Originally, the graduate-assistant position was designed to allow recent graduates to be involved in coaching activities while continuing their primary pursuit: postgraduate educational opportunities. This proposal is intended to establish a criterion that serves to better define the graduate-assistant position as being filled by an individual that is primarily in the position for the "graduate student" portion of the title and not necessarily the "assistant coach" portion. Seven years is a relatively short time period following the individual's completion of a baccalaureate degree program or completion of the individual's athletics eligibility. Such a time period provides former student-athletes, who may have had limited professional athletics careers, the opportunity to return to the institution to attend graduate school and to be involved in coaching activities as a graduate-assistant coach.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Football Issues Committee: The committee opposes the proposal. The committee noted that this legislation may unnecessarily limit the ability for new coaches to enter the profession and inhibit coaches of diverse racial backgrounds from entering the profession, particularly when former professional football players seek to become college coaches.

Recruiting and Athletics Personnel Issues Cabinet: The cabinet opposes the proposal. The cabinet plans to closely examine issues regarding graduate assistant coaches to better assess the implications of the current legislation and suggested legislative changes. It would be premature to adopt legislation prior to that examination. The cabinet also noted the proposal may preclude high school football coaches and former professional football players from having access to entry-level coaching positions at institutions.

History:

Jun 22, 2009 Submit Submitted for consideration.

Sep 02, 2009 Football Issues Committee, Recommends Defeat

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Defeat

No. 2009-11 PERSONNEL — DEFINITIONS AND APPLICATIONS — GRADUATE-ASSISTANT COACH — BOWL SUBDIVISION FOOTBALL AND WOMEN'S ROWING — LESS THAN 50 PERCENT OF FULL-TIME ENROLLMENT DURING FINAL TERM

Intent: In bowl subdivision football and women's rowing, to specify that a graduate-assistant coach may be enrolled in less than 50 percent of the institution's minimum regular graduate program of studies during his or her final semester or quarter of the degree program, provided he or she is carrying (for credit) the courses necessary to complete the degree requirements.

Bylaws: Amend 11.01.3, as follows:

[Federated provision, FBS and Division I, divided vote]

11.01.3 Coach, Graduate Assistant — Bowl Subdivision Football and Women's Rowing. In bowl subdivision football and women's rowing, a graduate-assistant coach is any coach who has received a baccalaureate degree and qualifies for appointment as a graduate assistant under the policies of the institution. The individual is not required to be enrolled in a specific graduate degree program unless required by institutional policy. The following provisions shall apply:

(a) The individual shall be enrolled in at least 50 percent of the institution's minimum regular graduate program of studies**, except that during his or her final semester or quarter of the degree program, he or she may be enrolled in less than 50 percent of the institution's minimum regular program, provided he or she is carrying (for credit) the courses necessary to complete the degree requirements**. **If the individual fails to complete all degree requirements during the**

term in which he or she is enrolled in less than 50 percent of the institution's minimum regular program, the result shall be an institutional violation per Constitution 2.8.1. ~~*However, an*~~ **An** institution may appoint a midyear replacement graduate-assistant coach who is enrolled in less than 50 percent of the institution's minimum regular graduate program of studies (or is not yet enrolled), provided the graduate assistant coach has been accepted for enrollment in a graduate program beginning with the next regular academic term;

[Remainder of 11.01.3 unchanged.]

Source: Big 12 Conference

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Personnel

Rationale: This proposal would establish a standard that would be similar to the current legislation for a student-athlete in his or her final semester/quarter. Graduate-assistant coaches who only need to complete courses that amount to less than 50 percent of the institution's minimum regular graduate program of studies to graduate should be held to the same standards as a student-athlete who is eligible to compete in his or her final year of eligibility and who requires less than a full-time course load to graduate. Graduate-assistant coaches who meet all other requirements to serve in such capacity, should not be penalized for their academic success and they should not be held to a higher standard than a student-athlete in this regard.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Football Issues Committee: The committee supports the proposal. The committee noted that the proposal is appropriately consistent with legislation regarding student-athletes in the final term of their degree programs.

Recruiting and Athletics Personnel Issues Cabinet: The cabinet supports the proposal and agrees with the sponsor's rationale.

Women's Rowing Committee: The cabinet supports the proposal.

History:

Jul 14, 2009 Submit Submitted for consideration.

Sep 02, 2009 Football Issues Committee, Recommends Approval

Sep 08, 2009 Women's Rowing Committee, Recommends Approval

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval

No. 2009-12-A PERSONNEL — DEFINITIONS AND APPLICATIONS — UNDERGRADUATE STUDENT-ASSISTANT COACH

Intent: To permit a student-athlete to serve as an undergraduate student-assistant coach at the institution at which the student-athlete most recently participated in intercollegiate athletics, provided the student-athlete is currently enrolled at the institution as a full-time undergraduate student and he or she renounces any remaining eligibility in the sport; further, to specify that the limit of undergraduate student-assistant coaches in each sport shall be the same as the limit of countable coaches permitted in the sport.

A. Bylaws: Amend 11.01.4, as follows:

11.01.4 Coach, **Undergraduate** Student Assistant. ~~*A*~~ **An undergraduate** student-assistant coach is any coach who is a student-athlete who has exhausted his or her eligibility in the sport or has become injured to the point that he or she is unable to practice or compete ever again, and who meets the following additional criteria:

(a) Is enrolled at the institution at which he or she **most recently** participated in intercollegiate athletics;

~~*(b) Is participating as a student-coach within the five-year eligibility period (see Bylaw 14.2);*~~

(~~*c*~~**b**) Is **enrolled as** a full-time undergraduate ~~*or graduate*~~ student **in his or her first baccalaureate degree program** (see ~~*Bylaws*~~ **Bylaw** 14.1.8.2 ~~*and 14.1.8.2.1.4*~~), except that during his or her final semester or quarter of ~~*a*~~ **the baccalaureate** degree program, he or she may be enrolled in less than a full-time program of studies, provided he or she is carrying (for credit) the courses necessary to complete the degree requirements;

[11.01.4-(d) through 11.01.4-(e) relettered as 11.01.4-(c) through 11.01.4-(d), unchanged.]

B. Bylaws: Amend 11.7.4.2.2, as follows:

11.7.4.2.2 Student-Assistant Coach. ~~*The limits on the number of coaches in this section do not apply to*~~ **An institution may employ** student-assistant coaches (see Bylaw 11.01.4). **The limit on the number of student-assistant coaches in each sport shall be the same as the limit on the number of coaches in the sport per Bylaw 11.7.4.**

Source: NCAA Division I Recruiting and Athletics Personnel Issues Cabinet

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Personnel

Rationale: This proposal will expand opportunities for student-athletes to gain coaching experience while enrolled as full-time undergraduate students. Any concern that institutions would gain a competitive advantage is addressed with the condition that student-assistant coaches would renounce any remaining eligibility. Further, permitting former student-athletes to serve as student-assistant coaches outside of their five-year eligibility period may encourage student-athletes who departed their institutions prior to graduating to return and finish their baccalaureate degrees and allow institutions to earn additional NCAA Division I Academic Progress Rate points. Finally, the limits on the number of student-assistant coaches is appropriate to provide additional coaching

opportunities while being mindful of any competitive equity concerns that may arise if no limit were set with the expansion of individuals who are now eligible for the positions.

Estimated Budget Impact: Dependent on number of student-assistant coaches used by an institution.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Awards, Benefits, Expenses and Financial Aid Cabinet: The cabinet opposes the proposal. The cabinet sponsored an alternative proposal that maintains the current provisions of Bylaw 11.01.4, except that it would eliminate the provision that limits an individual to serving as a student assistant coach within his or her five-year eligibility period. The cabinet expressed concerns related to the concept of student-athletes renouncing their eligibility, noting that this practice could be used to "run off" underperforming student-athletes. The cabinet's alternative is intended to maintain the majority of the current rule but allow individuals to return to school after a period of time away. Thus, a student assistant coach may be a graduate student and could serve in such capacity outside of his or her five-year period of eligibility. The cabinet noted that such student-coaches remain eligible to receive earned institutional financial aid beyond the five-year period of eligibility and beyond six-years after initial enrollment. Finally, the cabinet noted that this alternative may still encourage student-athletes who depart their institutions prior to graduating to return and finish their baccalaureate degrees, allowing institutions to earn additional Academic Progress Rate points.

Baseball Committee: The committee supports the proposal. The committee agrees that this proposal would be instrumental in getting student-athletes who depart for professional baseball after their junior years to return to the institution to earn their baccalaureate degree.

Football Issues Committee: The committee opposes the proposal. The committee expressed concern that the ability for student-athletes to renounce their remaining eligibility may lead to "run-offs" of student-athletes not meeting athletic expectations to allow for the recruitment of more student-athletes.

Men's Basketball Issues Committee: The committee opposes the proposal. The committee:

* Expressed strong concerns regarding the ethical dilemmas that may confront some coaches who may feel pressure to encourage a student-athlete to renounce eligibility for recruiting purposes.

* Expressed concerns regarding ethical dilemmas facing student-athletes who may feel pressure to "take one for the team" or risk nonrenewal of financial aid.

* Noted the potential additional costs absorbed by the athletics department associated with funding up to 17 scholarships (13 counters and four undergraduate coaches who were former players).

* Noted potential negative NCAA Division I Academic Progress Rate ramifications if student-athletes electing to renounce eligibility are performing well in the classroom.

* Expressed concerns that some student-athletes may have a change in mind about their playing career and transfer to another institution in another division.

* Indicated that it would support the proposal if it were modified by the sponsor to eliminate the option for current student-athletes to renounce eligibility. The committee supports allowing former student-athletes who have exhausted their five-year period of eligibility to return to the institution and serve as student-assistant coaches while pursuing a degree.

Women's Basketball Issues Committee: The committee took no position on the proposal. The committee supports the concept of expanding opportunities for a student-athlete to gain coaching experience while enrolled as a full-time undergraduate student; however, the committee is concerned with the requirement that a student-athlete must renounce his or her eligibility. The committee noted that a student-athlete may be pressured to renounce eligibility or risk nonrenewal of financial aid. The committee also noted that the sponsors should consider adding language relating to the types of athletic activities in which an undergraduate student-assistant coach may be involved, similar to what is noted in Proposal No. 2009-14.

History:

Jun 09, 2009 Recruiting and Athletics Personnel Issues Cabinet, Sponsored

Aug 18, 2009 Men's Basketball Issues Committee, Recommends Defeat

Aug 21, 2009 Women's Basketball Issues Committee, No Formal Position

Sep 02, 2009 Football Issues Committee, Recommends Defeat

Sep 03, 2009 Baseball Committee, Recommends Approval

Sep 18, 2009 Awards, Benefits, Expenses and Financial Aid Cabinet, Recommends Defeat

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Modified the Proposal Modified to eliminate the provision that would permit a student-athlete to renounce any remaining eligibility in the applicable sport and qualify to serve as an undergraduate assistant coach.

Sep 22, 2009 Proposal renumbered as Proposal No. 2009-12-A. An alternative is Proposal No. 2009-12-B.

No. 2009-12-B PERSONNEL — DEFINITIONS AND APPLICATIONS — STUDENT-ASSISTANT COACH — FIVE-YEAR ELIGIBILITY PERIOD

Intent: To eliminate the requirement that a student-athlete, who has exhausted his or her eligibility in the sport or has become injured to the point that he or she is unable to practice or compete ever again, may only participate as a student-assistant coach within his or her five-year eligibility period.

Bylaws: Amend 11.01.4, as follows:

11.01.4 Coach, Student Assistant. A student-assistant coach is any coach who is a student-athlete who has exhausted his or her eligibility in the sport or has become injured to the point

that he or she is unable to practice or compete ever again, and who meets the following additional criteria:

(a) Is enrolled at the institution at which he or she participated in intercollegiate athletics;

~~*(b) Is participating as a student-coach within the five-year eligibility period (see Bylaw 14.2);*~~

[11.01.4-(c) through 11.01.4-(e) relettered as 11.01.4-(b) through 11.01.4-(d), unchanged.]

Source: NCAA Division I Awards, Benefits and Expenses and Financial Aid Cabinet

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Personnel

Rationale: This alternative proposal is intended to maintain the majority of the current rule but allow individuals to return to school after a period of time away. Thus, a student assistant coach may be a graduate student and could serve in such capacity outside of his or her five-year eligibility clock. Further, such student-coaches remain eligible to receive institutional financial aid beyond the five-year eligibility clock based on Bylaw 15.01.5 which specifies that such students may receive earned athletics aid. Finally, this modification may still encourage student-athletes who depart their institution prior to graduating to return and finish their baccalaureate degrees, allowing institutions to earn additional NCAA Division I Academic Progress Rate points.

Estimated Budget Impact: Dependent on number of student-assistant coaches used by an institution.

Impact on Student-Athlete's Time: None.

Position Statement(s)

History:

Sep 22, 2009 Submit Submitted for consideration.

Sep 22, 2009 Awards, Benefits, Expenses and Financial Aid Cabinet, Sponsored Sponsored as an alternative to Proposal No. 2009-12-A.

No. 2009-13 PERSONNEL AND RECRUITING — RECRUITING COORDINATION FUNCTIONS — PERMISSIBLE CALLERS — EXCEPTION — VOLUNTEER COACH — TRACK AND FIELD

Intent: In track and field, to permit a volunteer coach to make telephone calls to and receive telephone calls from a prospective student-athlete, provided the coach has successfully completed the coaches' certification exam.

A. Bylaws: Amend 11.01.5, as follows:

11.01.5 Coach, Volunteer. In sports other than football and basketball, a volunteer coach is any coach who does not receive compensation or remuneration from the institution's athletics department or any organization funded in whole or in part by the athletics department or that is

involved primarily in the promotion of the institution's athletics program (e.g., booster club, athletics foundation association). The following provisions shall apply:

(a) The individual is prohibited from contacting and evaluating prospective student-athletes off campus or from scouting opponents off campus and may not perform recruiting coordination functions (see Bylaw 11.7.1.2). **In track and field, a volunteer coach may make telephone calls to and receive telephone calls from prospective student-athletes, provided the coach has successfully completed the coaches' certification examination per Bylaw 11.5.1.1.**

[11.01.5-(b) and 11.01.5-(c) unchanged.]

B. Bylaws: Amend 11.7.1.2, as follows:

11.7.1.2 Recruiting Coordination Functions. The following recruiting coordination functions (except related routine clerical tasks) must be performed by the head coach or one or more of the assistant coaches who count toward the numerical limitations in Bylaw 11.7.4:

[11.7.1.2-(a) and 11.7.1.2-(b) unchanged.]

[11.7.1.2.1 unchanged.]

11.7.1.2.2 Exception — Volunteer Coach — Track and Field. In track and field, a volunteer coach may perform the function set forth in Bylaw 11.7.1.2-(b) if the coach has successfully completed the coaches' certification examination per Bylaw 11.5.1.1. [See Bylaw 11.01.5-(a).]

[11.7.1.2.2 renumbered as 11.7.1.2.3, unchanged.]

C. Bylaws: Amend 13.1.3.4, as follows:

13.1.3.4 Permissible Callers.

13.1.3.4.1 Institutional Coaching Staff Members — General Rule. All telephone calls made to and received from a prospective student-athlete (or the prospective student-athlete's parents or legal guardians or coaches) must be made and received by the head coach or one or more of the assistant coaches who count toward the numerical limitations in Bylaw 11.7.1.2). In bowl subdivision football and women's rowing, such telephone calls also may be made and received by a graduate-assistant coach, provided the coach has successfully completed the coaches' certification examination per Bylaw 11.5.1.1. **In track and field, such telephone calls may be made and received by a volunteer coach, provided the coach has successfully completed the coaches' certification examination per Bylaw 11.5.1.1.**

[Remainder of 13.1.3.4 unchanged.]

Source: Pacific-10 Conference

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Personnel

Rationale: On average, there are approximately 100 student-athletes in a combined men's and women's track and field program. Expanding the role of the volunteer coach to make or to receive

telephone calls from a prospective student-athlete and/or his or her family would alleviate some of the burden on countable coaches and would permit the coaches to focus more attention on the needs of current student-athletes. Further, the volunteer track and field coach often specializes in an event for which there is no full-time coach (e.g., pole vault). This proposal would permit the volunteer coach to become more involved in recruiting the prospective student-athletes with whom he or she will work if they choose to attend the institution. However, the volunteer coach would still be prohibited from recruiting prospective student-athletes off campus.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Recruiting and Athletics Personnel Issues Cabinet: The cabinet opposes the proposal. The cabinet noted the expansion of volunteer coach responsibilities is contrary to the intent of the volunteer coach position. The cabinet believes a clear distinction should be maintained between the role and responsibilities of volunteer coaches and countable coaches. The cabinet also noted volunteer coaches are currently permitted to meet with prospective student-athletes during official and unofficial visits and may communicate with contactable prospective student-athletes via electronic mail, which provides sufficient opportunity to interact with prospective student-athletes in a limited manner.

History:

Jul 09, 2009 Submit Submitted for consideration.

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Defeat

No. 2009-14-A PERSONNEL — DEFINITIONS AND APPLICATIONS — MANAGER — FORFEITURE OF ELIGIBILITY IN BASEBALL

Intent: To establish criteria by which an individual may serve as a manager, as specified.

Bylaws: Amend 11.01, as follows:

11.01 DEFINITIONS AND APPLICATIONS

[11.01.1 through 11.01.5 unchanged.]

11.01.6 Manager. A manager is an individual who performs traditional managerial duties (e.g., equipment, laundry, hydration) and meets the following additional criteria:

(a) The individual shall be a full-time undergraduate or graduate student (see Bylaws 14.1.8.2 and 14.1.8.2.1.4), except that during his or her final semester or quarter of a degree program, he or she may be enrolled in less than a full-time program of studies, provided he or she is carrying (for credit) the courses necessary to complete the degree requirements;

(b) The individual may participate in limited on-court or on-field activities during practice (e.g., assist with drills, throw batting practice) or competition (e.g., assist with warm-up

activities) involving student-athletes on a regular basis;

(c) The individual shall not provide instruction to student-athletes;

(d) The individual shall not participate in countable athletically related activities (e.g., practice player) except as permitted in Bylaw 11.01.6-(b) and;

(e) In baseball, the individual shall forfeit any remaining eligibility in the sport at the institution at which the individual serves as a manager.

[11.01.6 renumbered as 11.01.7, unchanged.]

Source: NCAA Division I Recruiting and Athletics Personnel Issues Cabinet

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Personnel

Rationale: This proposal was developed as a result of feedback received from the membership and constituent groups. The position of manager is intended to support the coaching staff and team in a limited manner rather than provide a development opportunity for others with prior professional experience (e.g., college coach, high school coach). Therefore, it is appropriate that such individuals be full-time students. Under this proposal, there is no limit on the number of managers for a team. This proposal would codify the principle that the nature of a manager's duties is limited rather than the frequency in which the duties are performed. Managers are permitted to participate in limited duties (e.g., throw bounce passes, retrieve balls, throw batting practice) during practice or competition involving student-athletes on a regular basis. Additionally, a baseball manager would forfeit any remaining eligibility in baseball as soon as he serves as a manager. This condition is designed to address the potential abuse for tryouts because of the roster limit in baseball and the concern of stockpiling student-athletes. Finally, the creation of a separate definition for this position will be helpful in outlining and distinguishing their duties from other positions in the legislation.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Baseball Committee: The committee opposes the proposal. The committee supports the concept but suggests that the sponsor modify the proposal to limit managers to student-athletes who have exhausted eligibility within the last five years.

Football Issues Committee: The committee took no formal position.

Men's Basketball Issues Committee: The committee supports the proposal and believes that it establishes reasonable conditions consistent with the intent of a legitimate manager position.

Women's Basketball Issues Committee: The committee supports the proposal. The committee agrees with the sponsor's rationale and noted that this legislation would clarify the role of a manager consistent with the intent of the position and alleviate concerns related to managers engaging in coaching activities.

History:

Jun 08, 2009 Submit Submitted for consideration.

Jun 09, 2009 Recruiting and Athletics Personnel Issues Cabinet, Sponsored

Aug 18, 2009 Men's Basketball Issues Committee, Recommends Approval

Aug 21, 2009 Women's Basketball Issues Committee, Recommends Approval

Sep 02, 2009 Football Issues Committee, No Formal Position

Sep 03, 2009 Baseball Committee, Recommends Defeat

Sep 03, 2009 Baseball Committee, Recommends Modification

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Modified the Proposal Modified to specify that, in baseball, the individual shall forfeit any remaining eligibility in the sport at the institution at which the individual serves as a manager.

No. 2009-14-B PERSONNEL — DEFINITIONS AND APPLICATIONS — MANAGER

Intent: To establish criteria by which an individual may serve as a manager, as specified.

Bylaws: Amend 11.01, as follows:

11.01 DEFINITIONS AND APPLICATIONS

[11.01.1 through 11.01.5 unchanged.]

11.01.6 Manager. A manager is an individual who performs traditional managerial duties (e.g., equipment, laundry, hydration) and meets the following additional criteria:

(a) The individual shall be a full-time undergraduate or graduate student (see Bylaws 14.1.8.2 and 14.1.8.2.1.4), except that during his or her final semester or quarter of a degree program, he or she may be enrolled in less than a full-time program of studies, provided he or she is carrying (for credit) the courses necessary to complete the degree requirements;

(b) The individual may participate in limited on-court or on-field activities during practice (e.g., assist with drills, throw batting practice) or competition (e.g., assist with warm-up activities) involving student-athletes on a regular basis;

(c) The individual shall not provide instruction to student-athletes; and

(d) The individual shall not participate in countable athletically related activities (e.g., practice player) except as permitted in Bylaw 11.01.6-(b).

[11.01.6 renumbered as 11.01.7, unchanged.]

Source: NCAA Division I Recruiting and Athletics Personnel Issues Cabinet

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Personnel

Rationale: This alternative proposal would eliminate the provision that an individual that serves as manager would forfeit any remaining eligibility in baseball at that institution. With this alternative proposal, the membership is able to consider a proposal that applies consistently for all sports, in addition to the original proposal.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

History:

Sep 22, 2009 Submit Submitted for consideration.

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Sponsored Sponsored as an alternative to Proposal No. 2009-14-A.

No. 2009-15 PERSONNEL — LIMITATIONS ON THE NUMBER AND DUTIES OF COACHES — NONCOACHING ACTIVITIES — NONCOACHING ATHLETICS STAFF MEMBER WITH SPORT-SPECIFIC RESPONSIBILITIES

Intent: To permit noncoaching staff with sport-specific responsibilities to participate in organized activities involving only the coaching staff or administrative duties (e.g., attend meetings involving coaching activities, analyze video of the institution's or an opponent's team, track statistics during practice or competition).

Bylaws: Amend 11.7.1.1.1, as follows:

11.7.1.1.1 Countable Coach. An athletics department staff member must count against coaching limits as soon as the individual participates (in any manner) in the coaching of the intercollegiate team in practice, games or organized activities directly related to that sport, including any organized staff activity directly related to the sport.

11.7.1.1.1.1 Noncoaching Activities. Institutional staff members involved in noncoaching activities (e.g., administrative assistants, academic counselors) do not count in the institution's coaching limitations, provided such individuals are not identified as coaches, do not engage in any on- or off-field coaching activities (e.g., attending meetings involving coaching activities, analyzing video involving the institution's or an opponent's team), and are not involved in any off-campus recruitment of prospective student-athletes or scouting of opponents. ~~*A noncoaching staff member with sport-specific responsibilities may not participate with or observe student-athletes in the staff member's sport who are engaged in nonorganized voluntary athletically related activities (e.g., pick-up games).*~~

11.7.1.1.1.1.1 Exception — Noncoaching Staff Member with Sport-Specific Responsibilities. A noncoaching staff member with sport-specific responsibilities (e.g., director of operations, administrative assistant) may participate in organized activities involving only the coaching staff or administrative duties (e.g., attend meetings

involving coaching activities, analyze video of the institution's or an opponent's team, track statistics during practice or competition). However, such an individual is prohibited from participating in instructional activities with student-athletes and any on-court or on-field activities (e.g., assist with drills, throw batting practice), and is prohibited from participating with or observing student-athletes in the staff member's sport who are engaged in nonorganized voluntary athletically related activities (e.g., pick-up games).

[Remainder of 11.7.1.1.1 unchanged.]

Source: NCAA Division I Recruiting and Athletics Personnel Issues Cabinet

Effective Date: Immediate

Category: Amendment

Topical Area: Personnel

Rationale: This proposal was developed as a result of feedback received from the membership and constituent groups. The feedback indicated some confusion regarding the application of the legislation governing noncoaching activities, such as attendance at coaches meetings and analyzing video of the institution's team or that of an opponent. Participation in these activities does not result in such a significant advantage that noncoaching staff members with sport-specific responsibilities should be precluded from participation in them. This proposal establishes a limited exception to the general rule related to noncoaching activities, while retaining the restrictions that staff members who are not coaches may not be identified as coaches, may not participate in instructional activities with student-athletes and may not engage in off-campus recruiting activities. It is permissible for noncoaching staff members with sport-specific responsibilities to attend practice and competition, to be in the team bench or sideline area and perform administrative duties (e.g., track statistics, run clock, take notes for coaching staff).

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Baseball Committee: The committee supports the proposal. The committee welcomes the additional clarification of permissible duties for such staff members.

Football Issues Committee: The committee opposes the proposal. The committee expressed concern with the ability of such a staff member to analyze video of the institution's team and that of its opponents, noting that this position should be more administrative and less coaching oriented. Allowing such duties may lead to institutions hiring additional staff members and for the specific purpose of video analysis.

Men's Basketball Issues Committee: The committee supports the proposal. The proposal presents potential professional growth opportunities in the coaching profession without significant competitive equity concerns. Further, opportunities associated with the position may encourage institutions to employ individuals who truly desire to pursue a legitimate coaching career as opposed to creating positions for individuals associated with prospective student-athletes as a recruiting incentive.

Women's Basketball Issues Committee: The committee supports the proposal and agrees with the sponsor's rationale. The committee notes that the parameters of the proposal would provide for professional growth opportunities without significant competitive equity concerns.

History:

Jun 09, 2009 Recruiting and Athletics Personnel Issues Cabinet, Sponsored

Aug 18, 2009 Men's Basketball Issues Committee, Recommends Approval

Aug 21, 2009 Women's Basketball Issues Committee, Recommends Approval

Sep 02, 2009 Football Issues Committee, Recommends Defeat

Sep 03, 2009 Baseball Committee, Recommends Approval

No. 2009-16 PERSONNEL — LIMITATIONS ON THE NUMBER AND DUTIES OF COACHES — CONTACT AND EVALUATION OF PROSPECTIVE STUDENT-ATHLETES — FALL EVALUATION PERIOD — EXCEPTION — FOOTBALL

Intent: In football, to permit ten coaches to recruit off campus at any one time during the fall evaluation period during any week (Sunday through Saturday) in which no regular season competition is scheduled.

A. Bylaws: Amend 11.7.2.2, as follows:

[Federated provisions, FBS only]

11.7.2.2 Contact and Evaluation of Prospective Student-Athletes. Only those coaches who are counted by the institution within the numerical limitations on head and assistant coaches may contact or evaluate prospective student-athletes off campus. In addition, there is a limit of seven coaches (including the head coach) who may contact or evaluate prospective student-athletes off campus at any one time (see Bylaw 11.7.4).

11.7.2.2.1 Exception — Fall Evaluation Period. There is a limit of 10 coaches (including the head coach) who may evaluate prospective student-athletes at any one time during the fall evaluation period during any week (Sunday through Saturday) in which no regular season competition is scheduled.

[11.7.2.2.1 through 11.7.2.2.2 renumbered as 11.7.2.2.2 through 11.7.2.2.3, unchanged.]

B. Bylaws: Amend 11.7.3.2, as follows:

[Federated provision, FCS only]

11.7.3.2 Off-Campus Contact and Evaluation of Prospective Student-Athletes. Only those coaches who are counted by the institution within the numerical limitations on head or assistant coaches may contact or evaluate prospective student-athletes off campus. In addition, there is a limit of seven coaches (including the head coach) who may contact and evaluate prospective student-athletes off campus at any one time (see Bylaw 11.7.4).

11.7.3.2.1 Exception — Fall Evaluation Period. There is a limit of 10 coaches (including the head coach) who may evaluate prospective student-athletes at any one time during the fall evaluation period during any week (Sunday through Saturday) in which no regular season competition is scheduled.

[11.7.3.2.1 renumbered as 11.7.3.2.2, unchanged.]

C. Bylaws: Amend 11.7.4, as follows:

[Federated provision, FBS and FCS, divided vote]

11.7.4 Limitations on Number of Coaches and Off-Campus Recruiters. There shall be a limit on the number of coaches who may be employed by an institution and who may contact or evaluate prospective student-athletes off campus at any one time in each sport as follows:

Sport	**Limit on Number of Coaches**	**Limit on Off-Campus Recruiters**
Football, Bowl Subdivision (See Bylaw 11.7.2)	12	7 **10 (during any open week during fall evaluation period**
Football, Championship Subdivision (See Bylaw 11.7.3)	11	7 **10 (during any open week during fall evaluation period**

[All other sports unchanged.]

Source: Southeastern Conference

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Personnel

Rationale: The recent change to calculate fall evaluation opportunities in football based on evaluation days provides an opportunity for additional flexibility in the use of evaluation opportunities. During a week (defined as Sunday through Saturday) in which a football program does not have a game scheduled, all coaching staff members are able to travel for evaluation purposes due to lesser demands related to practice and game preparation. Use of this open week to complete evaluations of prospective student-athletes is an efficient use of time and reduces the requirement for late night travel to a game site after an evaluation during the day prior to an institution's game. Finally, there will be no increase in the total travel costs related to evaluations conducted during the fall since the evaluation-day limit will remain at 42.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Football Issues Committee: The committee supports the proposal. The committee supports the flexibility this proposal provides during weeks in which an institution does not have a game scheduled.

Recruiting and Athletics Personnel Issues Cabinet: The cabinet supports the proposal and agrees with the sponsor's rationale.

History:

Jun 22, 2009 Submit Submitted for consideration.

Sep 02, 2009 Football Issues Committee, Recommends Approval

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval

No. 2009-17 PERSONNEL — CERTIFICATION TO RECRUIT OFF CAMPUS — CERTIFICATION ADMINISTRATION — FACULTY ATHLETICS REPRESENTATIVE

Intent: To specify that an institution's faculty athletics representative shall administer the annual coaches' certification test; further, to specify that if the faculty athletics representative is unable to administer the test, he or she shall appoint an institutional staff member outside the athletics department to administer the test.

A. Constitution: Amend 6.1.3, as follows:

6.1.3 Faculty Athletics Representative. A member institution shall designate an individual to serve as faculty athletics representative. An individual so designated after January 12, 1989, shall be a member of the institution's faculty or an administrator who holds faculty rank and shall not hold an administrative or coaching position in the athletics department. **The faculty athletics representative shall administer the annual coaches' certification test (see Bylaw 11.5.1.1).** ~~*Duties*~~ **Additional duties** of the faculty athletics representative shall be determined by the member institution.

B. Bylaws: Amend 11.5, as follows:

11.5 CERTIFICATION TO RECRUIT OFF CAMPUS

11.5.1 Annual Certification Requirement. Only those coaches who have been certified may contact or evaluate any prospective student-athletes ff campus. Certification must occur on an annual basis.

11.5.1.1 Certification Administration. Such certification procedures shall be established and administered for its member institutions by the member conferences of the Association or, in the case of an independent institution, by the NCAA national office or the conference office that administers the National Letter of Intent for that institution. Such certification procedures shall include a requirement that the coaches shall have passed a standardized national test developed by the NCAA national office covering NCAA recruiting legislation, including Bylaw 13 and other bylaws [e.g., Bylaws 15.3 (institutional financial aid award) and 14.3 (freshman academic requirements)] that relate to the recruitment of prospective student-athletes as a condition for being permitted to engage in off-campus recruiting. **An institution's faculty**

athletics representative shall administer the test. If the faculty athletics representative is unable to administer the test, he or she shall appoint an institutional staff member outside the athletics department to administer the test. Member conferences shall establish ~~the~~ **any additional** procedures for administering and correcting the test within each conference.

Source: Atlantic Sun Conference

Effective Date: May 1, 2010

Category: Amendment

Topical Area: Personnel

Rationale: This proposal is necessary in order to bring consistency among Division I conferences and member institutions with regard to the procedures for administering the coaches' recruiting certification test. Currently, some conferences require their member institutions' faculty athletics representatives to oversee and administer the test, while other conferences have no requirements for who must administer the test. As a result, there is much variation among conferences. The NCAA Presidential Task Force on the Future of Division I Intercollegiate Athletics report emphasized the institutional oversight role of faculty athletics representatives on their campuses. Therefore, it follows that the administrative oversight of the coaches' recruiting certification test should be one of the faculty athletics representatives' duties and responsibilities.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Academics Cabinet: The committee opposes the proposal. The cabinet recommends that the sponsor modify the proposal to specify that an institution's faculty athletics representative or a designee of the faculty athletics representative outside the institution's athletics department shall administer the annual coaches' certification test. The cabinet would support the proposal if modified. Further, in the event the sponsor does not support the suggested modification, the cabinet shall sponsor an alternative proposal. The cabinet noted that there does not appear to be a compelling reason or benefit to eliminate institutional flexibility in the administration of the certification test. Permitting another individual to administer the exam only when the faculty athletics representative is "unable" to do so may create unnecessary delays in the process. Further, the cabinet noted that the faculty athletics representative should not be required to administer the test if the institution has an established, appropriate procedure that designates an individual outside the athletics department to administer the test.

Recruiting and Athletics Personnel Issues Cabinet: The cabinet opposes this proposal. The cabinet believes that the current requirements appropriately vest the responsibility with member conferences to establish procedures for administration of the test and such a broad regulation is not necessary and would reduce the flexibility currently afforded to conferences and institutions.

History:

Jul 01, 2009 Submit Submitted for consideration.

Sep 15, 2009 Academics Cabinet, Recommends Defeat

Sep 15, 2009 Academics Cabinet, Recommends Modification

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Defeat

No. 2009-18 PERSONNEL AND RECRUITING — RECRUITING COORDINATION FUNCTIONS — EXCEPTION — NONCOACHING STAFF MEMBERS AND NONCOUNTABLE COACHES — TELEPHONE CALLS IN CONJUNCTION WITH OFFICIAL VISIT

Intent: To permit a noncoaching staff member or a noncountable coach to initiate telephone calls to and receive telephone calls from a prospective student-athlete or those individuals accompanying the prospective student-athlete during the prospective student-athlete's official visit transportation and during his or her official visit; further; to specify that institutional staff members may make unlimited telephone calls to the prospective student-athlete or those individuals accompanying the prospective student-athlete during the prospective student-athlete?s official visit transportation and during his or her official visit.

A. Bylaws: Amend 11.7.1.2, as follows:

11.7.1.2 Recruiting Coordination Functions. The following recruiting coordination functions (except related routine clerical tasks) must be performed by the head coach or one or more of the assistant coaches who count toward the numerical limitations in Bylaw 11.7.4:

(a) Activities involving athletics evaluations and/or selection of prospective student-athletes; and

(b) Making telephone calls to or receiving telephone calls from prospective student-athletes (or prospective student-athletes' parents, legal guardians or coaches).

[11.7.1.2.1 through 11.7.1.2.2 unchanged.]

11.7.1.2.3 Exception — Noncoaching Staff Members and Noncountable Coaches — Telephone Calls in Conjunction with Official Visit. A noncoaching staff member or a coach who does not count toward the numerical limitations on head and assistant coaches in Bylaw 11.7.4 may initiate telephone calls to and receive telephone calls from a prospective student-athlete or those individuals accompanying the prospective student-athlete during the prospective student-athlete's official visit transportation and during his or her official visit.

B. Bylaws: Amend 13.1.3.3.1, as follows:

13.1.3 Telephone Calls.

13.1.3.1 Time Period for Telephone Calls — General Rule. Telephone calls to an individual (or his or her relatives or legal guardians) may not be made before July 1 following the completion of his or her junior year in high school (subject to the exceptions below); thereafter, staff members shall not make such telephone calls more than once a week.

[13.1.3.1.1 through 13.1.3.1.7 unchanged.]

[13.1.3.2 unchanged.]

13.1.3.3 Exceptions.

13.1.3.3.1 Official Visit Exception. Institutional coaching staff members (see Bylaw 13.1.3.4.1) may make unlimited telephone calls to a prospective student-athlete during the five days immediately preceding the prospective student-athlete's official visit (per Bylaw 13.6) to that institution. If more than one call per week occurs under this exception and a scheduled official visit is cancelled due to circumstances beyond the control of the prospective student-athlete or the institution (e.g., trip is canceled by the prospective student-athlete, inclement weather conditions), such calls shall not be considered institutional violations and shall not affect the prospective student-athlete's eligibility. However, the institution shall submit a report to the conference office noting the cancellation of the official visit and the reasons for such cancellation.

13.1.3.3.1.1 Telephone Calls in Conjunction with Official Visit. Athletics department staff members may make unlimited telephone calls to a prospective student-athlete or those individuals accompanying the prospective student-athlete during the prospective student-athlete's official visit transportation and during his or her official visit. (See Bylaw 11.7.1.2.3.)

13.1.3.4 Permissible Callers.

13.1.3.4.1 Institutional Coaching Staff Members — General Rule. All telephone calls made to and received from a prospective student-athlete (or the prospective student-athlete's parents, legal guardians or coaches) must be made and received by the head coach or one or more of the assistant coaches who count toward the numerical limitations in Bylaw 11.7.4 (see Bylaw 11.7.1.2). In bowl subdivision football and women's rowing, such telephone calls also may be made and received by a graduate assistant coach, provided the coach has successfully completed the coaches' certification examination per Bylaw 11.5.1.1.

13.1.3.4.1.1 Exceptions — Prior to National Letter of Intent Signing or Other Written Commitment. Prior to a prospective student-athlete signing a National Letter of Intent or the institution's written offer of admission and/or financial aid, the following institutional staff members may make telephone calls to or receive telephone calls from a prospective student-athlete (or the prospective student-athlete's parents or legal guardians) as specified:

[13.1.3.4.1.1-(a) through 13.1.3.4.1.1-(c) unchanged.]

(d) Noncoaching Staff Members and Noncountable Coaches — Telephone Calls in Conjunction with Official Visit. A noncoaching staff member or a coach who does not count toward the numerical limitations on head and assistant coaches in Bylaw 11.7.4 may initiate telephone calls to and receive telephone calls from a prospective student-athlete or those individuals accompanying the prospective student-athlete during the prospective student-athlete's official visit transportation and during his or her official visit.

[Remainder of 13.1.3 unchanged.]

Source: Big 12 Conference

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Personnel

Rationale: This proposal allows an athletics department staff member to more easily locate a prospective student-athlete at the airport and allows the prospective student-athlete to call the institutional staff member he or she is meeting at the airport in the case of an emergency or in the case of any travel alterations. In many situations, the prospective student-athlete will be traveling alone for the visit and will not be familiar with the airport, resulting in confusion concerning meeting locations or delay in arrival. Allowing telephone communication with the specific staff member will prevent any unnecessary concern by the prospective student-athlete during travel to the institution's campus. Providing additional flexibility to permit any athletics department staff member to make or receive telephone calls during this specified time period will permit institutions to be more responsive to the needs of prospective student-athletes while on official visits or while in transit for the visit.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Recruiting and Athletics Personnel Issues Cabinet: The cabinet supports the proposal and agrees with the sponsor's rationale.

History:

Jul 14, 2009 Submit Submitted for consideration.

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval

Sep 30, 2009 Sponsor modified the proposal to permit a noncoaching staff member or a noncountable coach to initiate telephone calls to and receive telephone calls from a prospective student-athlete or those individuals accompanying the prospective student-athlete during the prospective student-athlete¿s official visit transportation and during the official visit; further; to specify that institutional staff members may make unlimited telephone calls to the prospective student-athlete or those individuals accompanying the prospective student-athlete during the prospective student-athlete¿s official visit transportation and during the official visit. Previously, the proposal would have only applied during a prospective student-athlete's official visit transportation.

No. 2009-19 PERSONNEL — LIMITATIONS ON NUMBER OF COACHES AND OFF-CAMPUS RECRUITERS — WOMEN'S SAND VOLLEYBALL

Intent: To specify that an institution that sponsors only women's sand volleyball shall have a limit of two coaches who may be employed and a limit of two coaches who may contact or evaluate prospective student-athletes off-campus at any one time; further, to specify that an institution that sponsors women's sand volleyball and women's volleyball shall have a limit of four coaches who may be employed and a limit of two coaches who may contact or evaluate prospective student-athletes off-campus at any one time.

Bylaws: Amend 11.7.4, as follows:

11.7.4 Limitations on Number of Coaches and Off-Campus Recruiters. There shall be a limit on the number of coaches who may be employed by an institution and who may contact or evaluate prospective student-athletes off-campus at any one time in each sport as follows:

Sport	Limit on Number of Coaches	Limit on Off-Campus Recruiters
Sand Volleyball, Women's (Without Women's Volleyball)	**2**	**2**
Sand Volleyball, Women's (With Women's Volleyball)	**4**	**2**
Volleyball, Women's **(Without Women's Sand Volleyball)**	3	2
Volleyball, Women's (With Women's Sand Volleyball)	**4**	**2**

[All other sports unchanged.]

Source: NCAA Division I Recruiting and Athletics Personnel Issues Cabinet

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Personnel

Rationale: This proposal reflects an increase of one to the current women's volleyball countable coach maximum limitations if an institution sponsors both women's volleyball and women's sand volleyball. Due to an overlap in the women's volleyball championship segment and women's sand volleyball nonchampionship segment, and vice versa, this increase is necessary to allow coaches to have an appropriate work/life balance and to provide an opportunity for women's sand volleyball student-athletes who do not participate in women's volleyball to work with their coaches during the fall nonchampionship segment. Further, a maximum limit of two coaches for institutions sponsoring only women's sand volleyball is appropriate to coach and manage the anticipated squad size of 10 to 14 student-athletes. Finally, these concepts include the input and examination of this issue by the American Volleyball Coaches Association in developing and recommending this proposal.

Estimated Budget Impact: Costs associated with hiring additional countable coaches and costs related to off-campus recruiting if an institution does not sponsor women's volleyball, but will sponsor women's sand volleyball.

Impact on Student-Athlete's Time: None.

Position Statement(s)

History:

Jun 09, 2009 Recruiting and Athletics Personnel Issues Cabinet, Sponsored

No. 2009-20 PERSONNEL — LIMITATIONS ON THE NUMBER OF OFF-CAMPUS RECRUITERS — ON-CAMPUS EVENTS — WOMEN'S BASKETBALL

Intent: In women's basketball, to specify that a coaching staff member who attends an athletics event on the institution's campus that involves women's basketball prospective student-athletes is considered an off-campus recruiter.

Bylaws: Amend 11.7.4, as follows:

11.7.4 Limitations on Number of Coaches and Off-Campus Recruiters. There shall be a limit on the number of coaches who may be employed by an institution and who may contact or evaluate prospective student-athletes off-campus at any one time in each sport as follows:

[Sports and numbers unchanged.]

[11.7.4.1 through 11.7.4.4 unchanged.]

11.7.4.5 On-Campus Events — Women's Basketball. In women's basketball, a coaching staff member who attends an athletics event on the institution's campus that involves women's basketball prospective student-athletes is considered an off-campus recruiter.

Source: Atlantic Coast Conference

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Personnel

Rationale: Current legislation limits women's basketball to three off-campus recruiters at any one time. However, if an institution is hosting a women's basketball event on its campus during a permissible recruiting period, that institution's fourth women's basketball coach may attend the on-campus event without counting against the off-campus limit. As a result, those institutions in metropolitan areas that may host basketball events regularly or those institutions with the facilities capable of hosting such events are afforded a significant recruiting advantage. While institutions should continue to be permitted to host basketball events on campus, the limitation of three recruiters during a recruiting period should apply, regardless of where the event occurs.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Recruiting and Athletics Personnel Issues Cabinet: The cabinet supports the proposal and agrees with the sponsor's rationale. The cabinet also noted the Women's Basketball Issues Committee supports the proposal. Although the cabinet discussed whether this proposal should be expanded to other sports, the cabinet agreed that the membership should consider the current proposal prior to considering expansion to other sports.

Women's Basketball Issues Committee: The committee supports the proposal and notes that this legislation would further level the playing field by eliminating recruiting advantages for those institutions that host on-campus events in which prospects participate.

History:

Jul 14, 2009 Submit Submitted for consideration.

Aug 21, 2009 Women's Basketball Issues Committee, Recommends Approval

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval

Amateurism

No. 2009-22 AMATEURISM AND ELIGIBILITY — INVOLVEMENT WITH PROFESSIONAL TEAMS — EXCEPTION — PRIOR TO INITIAL FULL-TIME COLLEGIATE ENROLLMENT — DELAYED ENROLLMENT — SEASONS OF COMPETITION — SPORTS OTHER THAN MEN'S ICE HOCKEY

Intent: In sports other than men's ice hockey, to specify that prior to initial full-time collegiate enrollment, an individual may enter into an agreement to compete on a professional team and compete on a professional team, provided the agreement does not allow for receipt of more than actual and necessary expenses to participate on the team; further, in sports other than men's ice hockey tennis, swimming and diving and women's volleyball, to specify that a student-athlete who does not initially enroll full-time in a collegiate institution within one year (six months for tennis) or the next opportunity to enroll following the high school graduation date of the prospective student-athlete's class and participates in organized events after the specified time period shall be charged with a season of intercollegiate competition for each year of participation and shall fulfill an academic year in residence (one year for each year of competition in tennis) on matriculation at the certifying institution before being eligible to represent the institution in intercollegiate competition.

A. Bylaws: Amend 12.1.2, as follows:

12.1.2 Amateur Status. An individual loses amateur status and thus shall not be eligible for intercollegiate competition in a particular sport if the individual:

[12.1.2-(a) through 12.1.2-(b) unchanged.]

(c) Signs a contract or commitment of any kind to play professional athletics, regardless of its legal enforceability or any consideration received**, except as permitted in Bylaw 12.2.5.1**;

[12.1.2-(d) unchanged.]

(e) Competes on any professional athletics team per Bylaw 12.02.4, even if no pay or remuneration for expenses was received**, except as permitted in Bylaw 12.2.3.2.1**;

[Remainder of 12.1.2 unchanged.]

B. Bylaws: Amend 12.2.3.2, as follows:

12.2.3.2 Competition with Professionals. An individual shall not be eligible for intercollegiate athletics in a sport if the individual ever competed on a professional team (per Bylaw 12.02.4) in that sport. However, an individual may compete on a tennis, golf, two-person sand volleyball or two-person synchronized diving team with persons who are competing for cash or a comparable prize, provided the individual does not receive payment of any kind for such participation.

12.2.3.2.1 Exception — Competition Prior to Initial Full-Time Collegiate Enrollment — Sports Other Than Men's Ice Hockey. In sports other than men's ice hockey, prior to initial full-time collegiate enrollment, an individual may compete on a professional team (per Bylaw 12.02.4), provided he or she does not receive more than actual and necessary expenses to participate on the team.

[12.2.3.2.1 through 12.2.3.2.4 renumbered as 12.2.3.2.2 through 12.2.3.2.5, unchanged.]

C. Bylaws: Amend 12.2.5, as follows:

12.2.5 Contracts and Compensation. An individual shall be ineligible for participation in an intercollegiate sport if he or she has entered into any kind of agreement to compete in professional athletics, either orally or in writing, regardless of the legal enforceability of that agreement.

12.2.5.1 Exception — Prior to Initial Full-Time Collegiate Enrollment — Sports Other Than Men's Ice Hockey. In sports other than men's ice hockey, prior to initial full-time collegiate enrollment, an individual may enter into an agreement to compete on a professional team (per Bylaw 12.02.4), provided the agreement does not allow for receipt of more than actual and necessary expenses to participate on the team.

[12.2.5.1 renumbered as 12.2.5.2, unchanged.]

D. Bylaws: Amend 14.02, as follows:

14.02 DEFINITIONS AND APPLICATIONS

[14.02.1 through 14.02.8 unchanged.]

14.02.9 Organized Competition. Athletics competition shall be considered organized if any one of the following conditions exists:

(a) Competition is scheduled and publicized in advance;

(b) Official score is kept;

(c) Individual or team standings are maintained;

(d) Official timer or game officials are used;

(e) Admission is charged;

(f) Teams are regularly formed or team rosters are predetermined;

(g) Team uniforms are used;

(h) A team in privately or commercially sponsored; or

(i) The competition is either directly or indirectly sponsored, promoted or administered by an individual, an organization or any other agency.

[14.02.9 through 14.02.13 renumbered as 14.02.10 through 14.02.14, unchanged.]

E. Bylaws: Amend 14.2.3, as follows:

14.2.3 Criteria for Determining Season of Competition.

[14.2.3.1 unchanged.]

14.2.3.2 Delayed Enrollment **— Seasons of Competition**.

14.2.3.2.1 Sports Other Than Men's Ice Hockey and Tennis~~, *Swimming and Diving and Women's Volleyball*~~. ~~*A*~~ **In sports other than men's ice hockey and tennis, a** student-athlete who does not enroll in a collegiate institution as a full-time student in a regular academic term during a one-year time period after this or her high school graduation date or the graduation date of his or her class (as determined by the first year of high school enrollment or the international equivalent as specified in the NCAA Guide to International Academic Standards for Athletics Eligibility and based on the prescribed educational path in the student-athlete's country), whichever occurs earlier, shall be subject to the following:

(a) The student-athlete shall be charged with a season of intercollegiate eligibility for each calendar year after the one-year time period (the next opportunity to enroll after one calendar year has elapsed) and prior to full-time collegiate enrollment during which the student-athlete has participated in organized ~~*events*~~ **competition** per Bylaw ~~*14.2.3.5.3*~~ **14.02.9**.

(b) After the one-year time period, if the student-athlete has engaged in ~~*events*~~ **competition** per Bylaw ~~*14.2.3.5.3*~~ **14.02.9**, on matriculation at the certifying institution, the student-athlete must fulfill an academic year in residence before being eligible to represent the institution in intercollegiate competition.

14.2.3.2.2 Tennis. In tennis, a student-athlete who does not enroll in a collegiate institution as a full-time student in a regular academic term within six months (or the first opportunity to enroll after six months have elapsed) after his or her high school graduation date or the graduation date of his or her class (as determined by the first year of high school enrollment or the international equivalent as specified in the NCAA Guide to International Academic Standards for Athletics Eligibility and based on the prescribed educational path in the student-athlete's country), whichever occurs earlier, shall be subject to the following:

(a) The student-athlete shall be charged with a season of intercollegiate eligibility for each calendar year after the six-month period has elapsed (or the next opportunity to enroll) and prior to full-time collegiate enrollment during which the student-athlete has participated in organized competition per Bylaw 14.02.9.

(b) After the six-month period, if the student-athlete has engaged in organized competition per Bylaw 14.02.9, on matriculation at the certifying institution, the student-athlete must fulfill an academic year in residence for each calendar year after the six-month period has elapsed (or the next opportunity to enroll) and prior to full-time collegiate enrollment during which the student-athlete has participated in such competition before being eligible to represent the institution in intercollegiate competition.

14.2.3.2**.2**.1 Matriculation After 20th Birthday — Tennis. In tennis, a student who is eligible under Bylaw 14.2.3.2**.2**, but who participates in organized tennis events after his or her 20th birthday and before full-time enrollment at the certifying institution shall be subject to the following:

(a) The student will be charged with one season of intercollegiate tennis competition for each calendar year after his or her 20th birthday and prior to full-time enrollment at the certifying institution during which the student-athlete has participated in organized tennis ~~*events*~~ **competition** per Bylaw ~~*14.2.3.5.3*~~ **14.02.9**. [Note: This includes participation in intercollegiate tennis while enrolled full time in another two-year or four-year institution; however, this provision replaces the season of competition counted in Bylaw 14.2 (only one season is used in any one year).]

(b) Upon matriculation at the certifying institution, the student-athlete must fulfill an academic year in residence before being eligible to represent the institution in intercollegiate tennis, unless the student transfers to the certifying institution with a minimum of 24 semester hours (or equivalent) of transferable degree credit. (Note: All other NCAA transfer and academic eligibility requirements apply.)

14.2.3.2.~~*2*~~**3** Exception — Olympic Games, Pan American Games, World Championships, World Cup and World University Games Participation. Participation in the Olympic Games, Pan American Games, World Championships, World Cup and World University Games is exempt from application of ~~*Bylaws*~~ **Bylaw** 14.2.3.2 ~~*and 14.2.3.2.1*~~.

[14.2.3.3 through 14.2.3.4 unchanged.]

14.2.3.5 Participation After 21st Birthday **— Men's Ice Hockey**. In ~~*sports other than tennis, swimming and diving and women's volleyball*~~ **men's ice hockey**, any participation as an individual or a team representative in organized sports competition by a student during each 12 month period after the student's 21st birthday and prior to initial full-time enrollment in a collegiate institution shall count as one year of varsity competition in that sport. Participation in organized competition during time spent in the U.S. armed services shall be expected. ~~*(Note: In swimming and diving, and women's volleyball, Bylaw 14.2.3.5 applies to a student-athlete who is not subject to Bylaw 14.2.3.2. If a student-athlete triggers both Bylaws 14.2.3.2 and 14.2.3.5, only Bylaw 14.2.3.2 applies.)*~~

~~*14.2.3.5.1 Track and Field and Cross Country. A prospective student-athlete who participates in outside competition after the student's 21st birthday and prior to initial full-time enrollment in a collegiate institution during a cross country, indoor track and field or outdoor track and field sports season (as opposed to general road racing events) would be charged with at least one season of competition in the sport in which the student participated.*~~\

~~*14.2.3.5.2 Road Racing. A prospective student-athlete who participates in road racing activities after the student's 21st birthday and prior to initial full-time enrollment in a collegiate institution shall be charged with at least one season of competition in each of the sports of cross country, indoor track and field and outdoor track and field.*~~

~~*14.2.3.5.3 Organized Competition. Athletics competition shall be considered organized if any one of the following conditions exists:*~~

~~*(a) Competition is scheduled and publicized in advance;*~~

~~*(b) Official score is kept;*~~

~~*(c) Individual or tam standings are maintained;*~~

~~*(d) Official timer or game officials are used;*~~

~~*(e) Admission is charged;*~~

~~*(f) Teams are regularly formed or team rosters are predetermined;*~~

~~*(g) Team uniforms are used;*~~

~~*(h) A team is privately or commercially sponsored; or*~~

~~*(i) The competition is either directly or indirectly sponsored, promoted or administered by an individual, an organization or any other agency.*~~

[14.2.3.6 unchanged.]

Source: NCAA Division I Amateurism Cabinet

Effective Date: August 1, 2010; applicable to student-athletes who initially enroll full time in a collegiate institution on or after August 1, 2010

Category: Amendment

Topical Area: Amateurism

Rationale: Prior to initial collegiate enrollment, it is more equitable to determine eligibility based on the circumstances as they relate to the individual prospective student-athlete, as opposed to his or her teammates. This revision would alleviate the situation in which a prospective student-athlete's eligibility is jeopardized due to a teammate receiving remuneration above actual and necessary expenses, even though the prospective student-athlete may be unaware of this arrangement and does not receive more than actual and necessary expenses for participation on the team. Under this approach, an institution would no longer be required to determine whether a team is considered professional. Instead, the focus would be on the individual's specific circumstances and eligibility would be assessed using the threshold of receipt of more than actual and necessary expenses. The competitive equity issues related to participation in organized competition would be addressed by applying the delayed enrollment seasons of competition legislation, which currently apply only to tennis, swimming and diving, and women's volleyball, to all sports other than men's ice hockey. For tennis, the decrease in the length of time during which prospective student-athletes may compete in organized tennis will place emphasis on the importance of academics and level the playing field by ensuring relatively similar competitive opportunities prior to college.

After reviewing feedback from the men's ice hockey community, the Amateurism Cabinet agreed that the legislative changes included in the proposal would be detrimental to men's ice hockey prospective student-athletes, to Division I institutions that sponsor men's ice hockey and to the performance of United States national teams. If the proposal were adopted with men's ice hockey included, many more prospective student-athletes would likely elect to participate in Major Junior A hockey prior to initial collegiate enrollment. They would likely jeopardize their eligibility status by being influenced to accept more than actual and necessary expenses, to sign with an agent, or to sign a professional contract. Further, participation in Major Junior A hockey would likely be detrimental to prospective student-athletes' academic success given the demands of participation in that league. In addition, it is very common for men's ice hockey prospective student-athletes to compete in junior hockey for more than one year after high school graduation and before initial

collegiate enrollment. Positive Academic Progress Rates (APR) in the sport may be attributed to the maturity level of incoming student-athletes and the fact that the those who elect not to participate in Major Junior A hockey have a clear commitment to earning a college degree.

Estimated Budget Impact: Potential cost savings in amateurism certification process.

Impact on Student-Athlete's Time: None.

Position Statement(s)

History:

Jun 22, 2009 Submit Submitted for consideration.

Jun 23, 2009 Amateurism Cabinet, Sponsored

Sep 25, 2009 Amateurism Cabinet, Modified the Proposal Modified to exclude men's ice hockey from its application.

No. 2009-23 AMATEURISM AND AWARDS, BENEFITS AND EXPENSES — EXCEPTIONS TO AMATEURISM RULE — BENEFITS, GIFTS AND SERVICES — INSURANCE AGAINST DISABLING-INJURY OR ILLNESS

Intent: To specify that an institution's president or chancellor may designate an institutional staff member (or staff members) to assist a student-athlete with arrangements for securing a loan against future earnings potential for the purpose of purchasing insurance against a disabling injury or illness and to assist with arrangements for securing such insurance.

A. Bylaws: Amend 12.1.2.4.3, as follows:

12.1.2.4.3 Exception for Insurance against Disabling Injury or Illness. An individual may borrow against his or her future earnings potential from an established, accredited commercial lending institution exclusively for the purpose of purchasing insurance (with no cash surrender value) against a disabling injury or illness that would prevent the individual from pursuing a chosen career, provided a third party (including a ~~*member institution's athletics department staff members, its professional sports counseling panel or representatives of its*~~ **representative of an institution's**athletics interests) is not involved in arrangements for securing the loan. **However, an institution's president or chancellor (or his or her designated representative from outside the department of athletics) may designate an institutional staff member (or staff members) (e.g., professional sports counseling panel) to assist a student-athlete with arrangements for securing the loan and insurance.** ~~*The student-athlete shall report all such transactions and shall file copies of any loan documents associated with disability insurance with the institution, regardless of the source of the collateral for the loan. The student-athlete also shall file copies of the insurance policy with the institution, regardless of whether a loan is secured to purchase the insurance policy.*~~ **The institution shall retain copies of all documents related to loan transactions and insurance policies, regardless of whether the institution is involved in the arrangements.**

B. Bylaws: Amend 12.3.4, as follows:

12.3.4 Professional Sports Counseling Panel. It is permissible for an authorized institutional professional sports counseling panel to:

[12.3.4-(a) unchanged.]

(b) ~~*Provide direction on*~~ **Assist a student-athlete with arrangements for** securing a loan for the purpose of purchasing insurance against a disabling injury **or illness and with arrangements for purchasing such insurance**;

[12.3.4-(c) through 12.3.4-(g) unchanged.]

C. Bylaws: Amend 16.11.1.4, as follows:

16.11.1.4 Disabling-Injury Insurance. A student-athlete may borrow against his or her future earnings potential from an established, accredited commercial lending institution, exclusively for the purpose of purchasing insurance (with no cash surrender value) against a disabling injury that would prevent the individual from pursuing his or her chosen career, provided a third party (including a ~~*member institution's athletics department staff members or representatives of its*~~ **representative of an institution's** athletics interests) is not involved in arrangements for securing the loan. **However, an institution's president or chancellor (or his or her designated representative from outside the athletics department) may designate an institutional staff member (or staff members) (e.g., professional sports counseling panel) to assist a student-athlete with arrangements for securing the loan and insurance.** ~~*The student-athlete shall report any such transactions to the member institution and shall file copies of any loan documents associated with disability insurance and insurance policy with the member institution, regardless of the source of the collateral for the loan. The student-athlete also shall file copies of the insurance policy with the member institution, regardless of whether a loan is secured to purchase the insurance policy.*~~ **The institution shall retain copies of all documents related to loan transactions and insurance policies, regardless of whether the institution is involved in the arrangements.**

Source: NCAA Division I Amateurism Cabinet

Effective Date: Immediate

Category: Amendment

Topical Area: Amateurism

Rationale: There is a growing trend within the community of agents and financial advisors to arrange disabling-injury insurance policies and loans for student-athletes for recruiting purposes. Allowing institutional staff members, including the institution's professional sports counseling panel, to assist student-athletes with these arrangements would eliminate improper third-party involvement and would alleviate the pressures on student-athletes to seek out this assistance from such third parties. It would continue to be impermissible for a representative of athletics interests to provide such assistance.

Estimated Budget Impact: Minimal.

Impact on Student-Athlete's Time: None.

Position Statement(s)

History:

Jun 23, 2009 Amateurism Cabinet, Sponsored

No. 2009-24 AMATEURISM — INVOLVEMENT WITH PROFESSIONAL TEAMS — TRYOUTS — MEN'S ICE HOCKEY

Intent: In men's ice hockey, to specify that a prospective or enrolled student-athlete may accept actual and necessary expenses from the National Hockey League (NHL) to attend the NHL scouting combine, regardless of the duration of the combine.

Bylaws: Amend 12.2.1, as follows:

12.2.1 Tryouts.

12.2.1.1 Tryout Before Enrollment. A student-athlete remains eligible in a sport even though, prior to enrollment in a collegiate institution, the student-athlete may have tried out with a professional athletics team in a sport or received not more than one expense-paid visit from each professional team (or combine including that team), provided such a visit did not exceed 48 hours and any payment or compensation in connection with the visit was not in excess of actual and necessary expenses. The 48-hour tryout period begins at the time the individual arrives at the tryout location. At the completion of the 48-hour period, the individual must depart the location of the tryout immediately in order to receive return transportation expenses. A tryout may extend beyond 48 hours if the individual self-finances additional expenses, including return transportation. A self-financed tryout may be for any length of time.

[12.2.1.1.1 unchanged.]

12.2.1.1.2 Exception for National Hockey League Scouting Combine - Men's Ice Hockey. In men's ice hockey, prior to full-time enrollment in a collegiate institution, a prospective student-athlete may accept actual and necessary expenses from the National Hockey League (NHL) to attend the NHL scouting combine, regardless of the duration of the combine.

12.2.1.2 Tryout After Enrollment. After initial full-time collegiate enrollment, an individual who has eligibility remaining may try out with a professional athletics team (or participate in a combine including that team) at any time, provided the individual does not miss class. The individual may receive actual and necessary expenses in conjunction with one 48-hour tryout per professional team (or a combine including that team). The 48-hour tryout period shall begin at the time the individual arrives at the tryout location. At the completion of the 48-hour period, the individual must depart the location of the tryout immediately in order to receive return transportation expenses. A tryout may extend beyond 48 hours if the individual self-finances additional expenses, including return transportation. A self-financed tryout may be for any length of time, provided the individual does not miss class.

[12.2.1.2.1 unchanged.]

12.2.1.2.2 Exception for National Hockey League Scouting Combine — Men's Ice Hockey. In men's ice hockey, a student-athlete may accept actual and necessary travel,

and room and board expenses from the National Hockey League (NHL) to attend the NHL scouting combine, regardless of the duration of the combine.

[Remainder of 12.2.1 unchanged.]

Source: NCAA Division I Amateurism Cabinet

Effective Date: Immediate

Category: Amendment

Topical Area: Amateurism

Rationale: This proposal provides the same benefit to men's ice hockey prospective and enrolled student-athletes that currently is provided in basketball. Currently, men's ice hockey prospective and enrolled student-athletes must limit their tryout activities to a 48-hour period to avoid jeopardizing their eligibility if they receive any expenses for the tryout from a professional sports organization. As a result, individuals taking part in the combine (which does not include any on-ice activities) have attempted to conduct as many interviews as possible during the 48-hour time period, during which medical screenings and a physical fitness evaluation also take place. This compression of activities can be detrimental to the performance of the participants during an activity that can have significant consequences on their future career.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: Expanded opportunity to participate In the NHL scouting combine.

Position Statement(s)

History:

Jun 23, 2009 Amateurism Cabinet, Sponsored

Sep 25, 2009 Amateurism Cabinet, Modified the Proposal Modified to specify that a prospective student-athlete or student-athlete may accept actual and necessary expenses only from the National Hockey League (NHL) to attend the NHL scouting combine, regardless of the duration of the combine. The proposal previously would have specified that such expenses could also be received from a professional sports organization that is a member of the NHL.

No. 2009-25 AMATEURISM — PROMOTIONAL ACTIVITIES — INSTITUTIONAL, CHARITABLE, EDUCATION OR NONPROFIT PROMOTIONS — RELEASE STATEMENT — DE MINIMIS VIOLATION

Intent: To specify that a violation of the promotional activities legislation in which the only condition of the legislation not satisfied is the requirement that the student-athlete and an authorized representative of the charitable, educational or nonprofit agency sign a release statement shall not affect the student-athlete's eligibility, provided the release statement would have been signed if such a request had been made.

Bylaws: Amend 12.5.1.1, as follows:

12.5.1.1 Institutional, Charitable, Education or Nonprofit Promotions. A member institution or recognized entity thereof (e.g., fraternity, sorority or student government organization), a member conference or a noninstitutional charitable, educational or nonprofit agency may use a student-athlete's name, picture or appearance to support its charitable or educational activities or to support activities considered incidental to the student-athlete's participation in intercollegiate athletics, provided the following conditions are met:

[12.5.1.1-(a) through 12.5.1.1-(i) unchanged.]

[12.5.1.1.1 through 12.5.1.1.5 unchanged.]

12.5.1.1.6 Effect of Violations. ~~*If an institution, without the student-athlete's knowledge or consent, uses or permits the use of the student-athlete's name or picture in a manner contrary to Bylaw 12.5.1.1, the violation*~~ **The following violations of Bylaw 12.5.1.1** shall be considered ~~*an*~~ institutional violation**s**; however, the ~~*student-athlete's*~~ **student-athletes'** eligibility shall not be affected~~.~~**:**

(a) An institution, without the student-athlete's knowledge or consent, uses or permits the use of the student-athlete's name or picture in a manner contrary to Bylaw 12.5.1.1;

~~*In addition, a*~~ **(b) A** violation ~~*of Bylaw 12.5.1.1 related to any permissible promotional activity*~~ in which the only condition of the legislation not satisfied is the requirement to obtain written approval from the director of athletics (or his or her designee who may not be a coaching staff member) ~~*shall be considered an institutional violation; however, the student-athlete's eligibility shall not be affected*~~, provided the approval would have been granted if requested**; and**

(c) A violation in which the only condition of the legislation not satisfied is the requirement that the student-athlete and an authorized representative of the charitable, educational or nonprofit agency sign a release statement, provided the release statement would have been signed if such a request had been made.

[Remainder of 12.5.1.1 unchanged.]

Source: NCAA Division I Legislative Council (Administrative Committee) (Committee on Student-Athlete Reinstatement)

Effective Date: Immediate

Category: Amendment

Topical Area: Amateurism

Rationale: This change removes any effect on student-athlete eligibility in cases in which the student-athlete or the authorized representative of the charitable, educational or nonprofit agency fails to sign a release statement ensuring that the student-athlete's name, image or appearance is used in a manner consistent with the requirements of the promotional activities legislation. This change expands the current de minimis provisions related to NCAA Bylaw 12.5.1.1 for situations in which a promotional activity would have been permissible had the paperwork been processed. Such violations will continue to be considered institutional violations for which the institution is required to submit a self-report.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Amateurism Cabinet: The cabinet supports the proposal and agrees with the sponsor's rationale. Further, the cabinet recommends that the proposal be considered as noncontroversial legislation.

History:

Jun 11, 2009 Student-Athlete Reinstatement Committee, Recommends Approval

Jun 17, 2009 Legislative Council Administrative Committee, Sponsored

Sep 25, 2009 Amateurism Cabinet, Recommends Approval

Sep 25, 2009 Amateurism Cabinet, Recommends Approval as Noncontroversial Legislation

Recruiting

No. 2009-26 RECRUITING — DEFINITIONS AND APPLICATIONS — DEAD PERIOD — EXCEPTION — UNOFFICIAL VISIT AFTER NATIONAL LETTER OF INTENT SIGNING OR OTHER WRITTEN COMMITMENT

Intent: To specify that a prospective student-athlete who has signed a National Letter of Intent (NLI) is permitted to make an unofficial visit during a dead period to the institution with which he or she has signed the NLI; further, to specify that for an institution not using the NLI in a particular sport, or for a prospective student-athlete who is not eligible to sign the NLI (e.g., four-year college transfer), a prospective student-athlete is permitted to make an unofficial visit during a dead period, provided he or she has signed the institution's written offer of admission or financial aid, or the institution has received a financial deposit from the prospective student-athlete in response to an offer of admission.

Bylaws: Amend 13.02.4.4, as follows:

13.02.4.4 Dead Period. A dead period is a period of time when it is not permissible to make in-person recruiting contacts or evaluations on or off the institution's campus or to permit official or unofficial visits by prospective student-athletes to the institution's campus. The provision of complimentary admissions to a prospective student-athlete during a dead period is prohibited, except as provided in Bylaw 13.7.2.5 for a prospective student-athlete who visits and institution as part of a group. During a dead period, a coaching staff member may not serve as a speaker at or attend a meeting or banquet at which prospective student-athletes are in attendance, except as provided in Bylaw 13.1.9.1, and may not visit a prospective student-athlete's educational institution. It remains permissible, however, for an institutional staff member to write or telephone a prospective student-athlete during a dead period.

[13.02.4.4.1 unchanged.]

13.02.4.4.2 Exception — Unofficial Visit During Dead Period After National Letter of Intent Signing or Other Written Commitment. A prospective student-athlete who has signed a National Letter of Intent (NLI) is permitted to make an unofficial visit during a dead

period to the institution with which he or she has signed the NLI. For an institution not using the NLI in a particular sport, or for a prospective student-athlete who is not eligible to sign the NLI (e.g., four-year college transfer), a prospective student-athlete is permitted to make an unofficial visit during a dead period, provided he or she has signed the institution's written offer of admission or financial aid, or the institution has received a financial deposit from the prospective student-athlete in response to an offer of admission.

Source: Pacific-10 Conference

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Recruiting

Rationale: Each year, situations arise in which a prospective student-athlete visits a campus at his or her expense during a dead period and has contact with an institutional coach, resulting in a violation. If the prospective student-athlete already has signed a National Letter of Intent (NLI), the inadvertent contact results in a "paper work" violation. For institutions that do not subscribe to the NLI or for prospective student-athletes who are not eligible to sign an NLI, if the prospective student-athlete has signed a financial aid agreement, or written offer of admission or has provided a financial deposit to the institution, the contact would also be considered a "paper work" violation. Creating this exception does not compromise the original intent of the dead period rule and it provides reasonable flexibility. Further, minimal impact on recruiting is expected since official visits are still prohibited during a dead period and the recruiting process would have effectively ended for those prospects who might take advantage of this exception to the current rule.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Recruiting and Athletics Personnel Issues Cabinet: The cabinet supports the proposal and agrees with the sponsor's rationale.

History:

Jul 09, 2009 Submit Submitted for consideration.

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval

No. 2009-27 RECRUITING — DEFINITIONS AND APPLICATIONS — EVALUATION DAYS — SPRING EVALUATION PERIOD — 168 DAYS — FOOTBALL

Intent: In football, to specify that the spring evaluation period shall consist of 168 (216 for U.S. service academies)evaluation days (excluding Memorial Day and Sundays) from April 15 through May 31, selected at the discretion of the institution and designated in writing in the office of the director of athletics.

A. Bylaws: Amend 13.02.6.2, as follows:

[Federated provision, FBS and FCS, divided vote]

13.02.6.2 Evaluation Days — Football, Softball and Women's Volleyball. An evaluation day is defined as one coach engaged in the evaluation of any prospective student-athlete on one day (12:01 a.m. to midnight). Two coaches making evaluations on the same day shall use two evaluation days. The combined total of such days for all staff members shall not exceed ~~*42 in football (54 for U.S. service academies)*~~ **210 in football (270 for U.S. service academies) [42 during the fall evaluation period (54 for U.S. service academies) and 168 during the spring evaluation period (216 for U.S. service academies)]**, 50 in softball and 80 in women's volleyball.

B. Bylaws: Amend 13.1.8.9.3, as follows:

[Federated provision, FBS and FCS, divided vote]

13.1.8.9.3 Evaluation Days. In football, each institution is limited to 42 (54 for U.S. service academies) evaluation days (see Bylaw 13.02.6.2) during the fall evaluation period **and 168 (216 for U.S. service academies) evaluation days during the spring evaluation period.**

C. Administrative: Amend 30.10.3, as follows:

[Federated provision, FBS and FCS, divided vote]

30.10.3 Football. The following recruiting periods shall apply to football:

[30.10.3-(a) through 30.10.3-(e) unchanged.]

(f) ~~*Four weeks*~~ **One hundred sixty-eight evaluation days (216 for U.S. service academies) (see Bylaw 13.02.6.2)** (excluding Memorial Day and Sundays) during April Period 15 through May 31 selected at the discretion of the member institution and designated in writing in the office of the director of athletics [as provided in (1) below]:

[Remainder of 30.10.3 unchanged.]

Source: Southeastern Conference

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Recruiting

Rationale: During the fall evaluation period, football coaches now have the flexibility to schedule evaluation opportunities on a day-to-day basis. This recruiting-day approach permits efficient use of time and travel resources by only requiring use of recruiting opportunities during days when

such a need exists, rather than forcing seven coaches to be on the road simultaneously due to a limit on the number of recruiting weeks. By using the existing four-week approach, which includes seven coaches engaged in off-campus evaluations on six days each week, it is appropriate to establish a 168 recruiting day limit during the spring evaluation period. This flexible approach results in more efficient use of travel and time, as coaches are able to schedule specific opportunities to observe prospective student-athletes. Further, this approach has worked well in the fall. The same concept should be adopted for the spring evaluation period.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Football Issues Committee: The committee supports the proposal. The committee noted that the proposal allows for increased flexibility in using recruiting opportunities without increasing the total amount of off-campus recruiting in the spring evaluation period.

Recruiting and Athletics Personnel Issues Cabinet: The cabinet supports the proposal and agrees with the sponsor's rationale.

History:

Jun 23, 2009 Submit Submitted for consideration.

Sep 02, 2009 Football Issues Committee, Recommends Approval

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval

No. 2009-28 RECRUITING — CONTACTS AND EVALUATIONS — TELEPHONE CALLS — OFFICIAL AND UNOFFICIAL VISITS — OFFERS OF FINANCIAL AID — TRYOUTS — WOMEN'S SOCCER

Intent: In women's soccer, to revise or establish restrictions related to contacts, telephone calls official and unofficial visits, offers of financial aid and involvement in nonscholastic-based soccer programs, as specified.

A. Bylaws: Amend 13.1.1.1, as follows:

13.1.1.1 Time Period for Off-Campus Contacts — General Rule. Off-campus recruiting contacts shall not be made with an individual (or his or her relatives or legal guardians) before July 1 following the completion of his or her junior year in high school (July 7 after the junior year in high school in women's ice hockey**,** ~~*and*~~ July 15 after the junior year in high school in women's gymnastics **and August 1 after the junior year in high school in women's soccer**). U.S. service academy exceptions to this provision are set forth in Bylaw 13.16.1.

B. Bylaws: Amend 13.1.3, as follows:

13.1.3 Telephone Calls.

13.1.3.1 Time Period for Telephone Calls — General Rule. Telephone calls to an individual (or his or her relatives or legal guardians) may not be made before July 1 following the completion

of his or her junior year in high school (subject to the exceptions below); thereafter, staff members shall not make such telephone calls more than once per week.

[13.1.3.1.1 through 13.1.3.1.5 unchanged.]

13.1.3.1.6 Exception — Women's Soccer. In women's soccer, telephone calls may not be made to or received from an individual (or his or her relatives or legal guardians or coaches) before August 1 following the completion of his or her junior year in high school.

[13.1.3.1.6 through 13.1.3.1.7 renumbered as 13.1.3.1.7 through 13.1.3.1.8, unchanged.]

[Remainder of 13.1.3 unchanged.]

C. Bylaws: Amend 13.6.2.2, as follows:

13.6.2.2 Number of Official Visits — Prospective Student-Athlete Limitation. A prospective student-athlete may take a maximum of five expense-paid visits, with no more than one permitted to any single institution. This restriction applies regardless of the number of sports in which the prospective student-athlete is involved and only for expense-paid visits to Divisions I or II institutions.

13.6.2.2.1 First Opportunity to Visit. ~~A~~ **In sports other than women's soccer, a** prospective student-athlete may not be provided an expense-paid visit earlier than the opening day of classes of the prospective student-athlete's senior year in high school. **In women's soccer, a prospective student-athlete may not be provided an expense-paid visit earlier than August 1 after the prospective student-athlete's junior year in high school.** Violations of this bylaw shall be considered institutional violations per Constitution 2.8.1; however, such violations shall not affect the prospective student-athlete's eligibility.

[13.6.2.2.2 unchanged.]

D. Bylaws: Amend 13.7, as follows:

13.7 UNOFFICIAL (NONPAID) VISIT

13.7.1 Number Permitted. A prospective student-athlete may visit a member institution's campus at his or her own expense an unlimited number of times. A prospective student-athlete may make unofficial visits before his or her senior year in high school.

[13.7.1.1 through 13.7.1.2 unchanged.]

13.1.7.3 Exception — Women's Soccer. In women's soccer, an institution's athletics department staff members shall not have contact (including on-campus contact) with a prospective student-athlete before August 1 following the prospective student-athlete's junior year in high school.

E. Bylaws: Amend 13.9.2, as follows:

13.9.2 Letter of Intent Restriction. A member institution may not participate in an institutional or conference athletics letter of intent program or issue an institutional or conference financial aid agreement that involves a signing date that precedes the initial regular (as opposed to early) signing date for the National Letter of Intent rogram in the same sport. However, an institution

may permit a prospective student-athlete to sign an institutional or conference letter of intent during the National Letter of Intent early signing period in the applicable sport.

[13.9.2.1 unchanged.]

13.9.2.2 Offer of Aid Before Signing Date **— Sports Other than Women's Soccer**. ~~*An*~~ **In sports other than women's soccer, an** institution may indicate in writing to a prospective student-athlete that an athletically related grant-in-aid will be offered by the institution; however, the institution may not permit the prospective student-athlete to sign a form indicating his or her acceptance of such an award before the initial signing date in that sport in the National Letter of Intent program.

13.9.2.3 Verbal or Written Offer of Aid — Women's Soccer. In women's soccer, an institution shall not offer, (or indicate that it will or may offer) orally or in writing, athletically related financial aid, directly or indirectly, to a prospective student-athlete before August 1 following the prospective student-athlete's junior year in high school. On or after August 1 following the prospective student-athlete's junior year in high school, an institution may indicate in writing to a prospective student-athlete that an athletically related grant-in-aid will be offered by the institution; however, the institution may not permit the prospective student-athlete to sign a form indicating his or her acceptance of such an award before the initial signing date in that sport in the National Letter of Intent program.

F. Bylaws: Amend 13.11, as follows:

13.11 TRYOUTS

13.11.1 Prohibited Activities. A member institution, on its campus or elsewhere, shall not conduct (or have conducted on its behalf) any physical activity (e.g., practice session or test/tryout) at which one or more prospective student-athlete (as defined in Bylaws 13.11.1.1 and 13.11.1.2) reveal, demonstrate or display their athletics abilities in any sport except as provided in Bylaws 13.11.2 and 13.11.3.

[13.11.1.1 through 13.11.1.5.1 unchanged.]

13.11.1.6 Nonscholastic-Based Soccer - Women's Soccer. In women's soccer, a member of an institution's athletics department staff may not participate as a coach or as an administrator in an Olympic Development Program with any team or program that includes prospective student-athletes. A member of an institution's coaching staff or an institutional staff member with women's soccer-specific duties (e.g., director of operations, manager, administrative personnel), shall not own or operate a soccer club or team that includes prospective student-athletes or serve as a coach or other staff member of such a club or team.

[13.11.1.6 through 13.11.1.7 renumbered as 13.11.1.8 through 13.11.1.9, unchanged.]

13.11.2 Permissible Activities.

[13.11.2.1 through 13.11.2.2 unchanged.]

13.11.2.3 Local Sports Clubs. In sports other than basketball **and women's soccer**, an institution's coach may be involved in any capacity (e.g., as a participant, administrator or in

instructional or coaching activities) in the same sport for a local sports club or organization located in the institution's home community, provided all prospective student-athletes participating in said activities are legal residents of the area (within a 50-mile radius of the institution). In all sports, an institution's coach may be involved in any capacity (e.g., as a participant, administrator or in instructional or coaching activities) in a sport other than the coach's sport for a local sports club or organization located in the institution's home community, provided all prospective student-athletes participating in said activities are legal residents of the area (within a 50-mile radius of the institution). Further, in club teams involving multiple teams or multiple sports, the 50-mile radius is applicable only to the team with which the institution's coach is involved; however, it is not permissible for the coach to assign a prospective student-athlete who lives outside the 50-mile area to another coach of the club. A coach also may be involved in activities with individuals who are not of a prospective student-athlete age, regardless of where such individuals reside. (In women's volleyball, see Bylaw 13.1.8.12 for regulations relating to a coach's involvement with a local sports club and the permissible number of evaluation days.)

[Remainder of 13.11 unchanged.]

Source: Southeastern Conference

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Recruiting

Rationale: The recruiting culture in women's soccer has changed drastically in recent years due to the increased emphasis on early recruiting. As a result, prospective student-athletes are receiving offers of athletically related financial aid very early in their high school enrollment. An effort to focus recruiting activity during a more appropriate time requires wholesale changes to rules governing communication between college coaches and prospective student-athletes, but simply limiting direct communication is not sufficient. A prospective student-athlete's family members, high school coaches and club coaches are also conduits for early recruitment messages. By restricting communication, both on and off campus, limiting coaches' involvement with teams that include prospective student-athletes and establishing a timeline that permits recruiting to begin just prior to a prospective student-athlete's final year of high school, recruiting activities will be conducted during a time when college coaches, prospective student-athletes and their family members are properly prepared to make informed decisions regarding their attendance at a particular collegiate institution.

Estimated Budget Impact: Anticipated reduction in recruiting costs associated with removal of opportunities for early recruiting.

Impact on Student-Athlete's Time: Prospective student-athletes will not be subject to recruiting activity until after their junior year in high school.

Position Statement(s)

Awards, Benefits, Expenses and Financial Aid Cabinet: The cabinet took no formal position. The cabinet applauded the leadership displayed by the Southeastern Conference on this issue and supports the concept. However, the cabinet encourages the Legislative Council to table the

proposal until the Recruiting and Athletics Personnel Issues Cabinet completes its review of early recruitment for potential solutions applicable to all sports.

Recruiting and Athletics Personnel Issues Cabinet: The cabinet opposes the proposal. The cabinet recognizes the intent of the sponsor to address early recruitment concerns in women's soccer. However, the cabinet has begun an examination of the current recruiting model in all sports and believes it would be premature to adopt sport-specific legislation at this time. Further, the cabinet expressed concern with the potential consequences of prohibiting coaches from participating in the Olympic Development Program without input or comment from US Youth Soccer or other similar organizations with which the Olympic Development Program is affiliated.

Women's Soccer Committee: The committee supports the proposal.

History:

Jun 23, 2009 Submit Submitted for consideration.

Sep 08, 2009 Women's Soccer Committee, Recommends Approval

Sep 18, 2009 Awards, Benefits, Expenses and Financial Aid Cabinet, No Formal Position

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Defeat

No. 2009-29 RECRUITING AND ELIGIBILITY — FOUR-YEAR PROSPECTIVE STUDENT-ATHLETES — PERMISSION TO CONTACT AND TRANSFER RELEASE — RESPONSE TO REQUEST AND HEARING OPPORTUNITY

Intent: To specify that an institution shall grant or deny a request to permit another institution to contact a student-athlete about transferring or a request for release as a condition of the one-time transfer exception within seven calendar days of receipt of the request; further, to specify that if the request is denied, the institution shall conduct a hearing within 14 calendar days of receipt of the student-athlete's written request and that the student-athlete shall be provided the opportunity to appear in-person or via telephone and actively participate in the hearing.

A. Bylaws: Amend 13.1.1.3, as follows:

13.1.1.3 Four-Year College Prospective Student-Athletes. An athletics staff member or other representative of the institution's athletics interests shall not make contact with the student-athlete of another NCAA or NAIA four-year collegiate institution, directly or indirectly, without first obtaining the written permission of the first institution's athletics director (or an athletics administrator designated by the athletics director) to do so, regardless of who makes the initial contact. **An NCAA Division I institution shall grant or deny a request to permit another institution to contact a student-athlete about transferring within seven calendar days of receipt of the request.** If permission is not granted, the second institution shall not encourage the transfer and the institution shall not provide athletically related financial assistance to the student-athlete until the student-athlete has attended the second institution for one academic year. If permission is granted to contact the student-athlete, all applicable NCAA recruiting rules apply.

13.1.1.3.1 Hearing Opportunity. If the institution decides to deny a student-athlete's request to permit any other institution to contact the student-athlete about transferring~~, or if the institution delays a response to the request~~ or indicates that permission will be granted at a later date, the institution shall inform the student-athlete in writing that he or she, upon **written** request, shall be provided a hearing conducted by an institutional entity or committee outside of the athletics department (e.g., the office of student affairs; office of the dean of students; or a committee composed of the faculty athletics representative, student-athletes and nonathletics faculty/staff members). ~~*The institution shall have established reasonable procedures for promptly hearing such a request.*~~ **The student-athlete shall be provided the opportunity to appear in-person or via telephone and actively participate in the hearing. The institution shall conduct the hearing within 14 calendar days of receipt the student-athlete's written request.**

B. Bylaws: Amend 14.5.5.2.10, as follows:

14.5.5.2.10 One-Time Transfer Exception. The student transfers to the certifying institution from another four-year collegiate institution, and all of the following conditions are met (for graduate students, see Bylaw 14.1.9.1):

[14.5.5.2.10-(a) through 14.5.5.2.10-(c) unchanged.]

(d) If the student is transferring from an NCAA or NAIA member institution, the student's previous institution shall certify in writing that it has no objection to the student's being granted an exception to the transfer-residence requirement. **The student's previous institution shall grant or deny a request for a release within seven calendar days of receipt of the request.** If the student's previous institution denies his or her request for the release, the institution shall inform the student-athlete in writing that he or she, upon **written** request, shall be provided a hearing conducted by an institutional entity or committee outside of the athletics department (e.g., the office of student affairs; office of the dean of students; or a committee composed of the faculty athletics representative, student-athletes and nonathletics faculty/staff members). ~~*The institution shall have established reasonable procedures for promptly hearing such a request.*~~ **The student-athlete shall be provided the opportunity to appear in-person or via telephone and actively participate in the hearing. The institution shall conduct the hearing within 14 calendar days of receipt of the student-athlete's written request.**

[14.5.5.2.10.1 unchanged.]

Source: Big South Conference

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Recruiting

Rationale: The legislation governing the appeals processes for transfer releases or permission to contact requests is designed to allow the student-athlete the opportunity to appeal to an institutional body outside the athletics department if he or she feels that the request was handled unfairly. However, at times, there are instances in which institutions may not place the best interests of the student-athlete at the forefront of the process. Specifically, institutions may purposefully delay their appeal processes (as much as possible within their established procedures) in cases of requests for transfer releases or permission to contact for an extended

period of time. In these circumstances, the opportunity to enroll at another institution is reduced as time passes due to admissions and enrollment deadlines. In addition, the possibility of receiving a scholarship offer from another institution is reduced proportionately with the delay in the hearing processes. Establishing consistent standards related to notifying student-athletes of their opportunity for an appeal opportunity, as well as establishing standards related to how institutions conduct the appeal will reduce opportunities for abuse of the process and promote student-athlete well-being.

Estimated Budget Impact: Minimal.

Impact on Student-Athlete's Time: Minimal.

Position Statement(s)

Academics Cabinet: The cabinet opposes the proposal. The cabinet supports the intent and several elements of the proposal, but believes modifications should be made to the deadlines outlined for these activities. Specifically, the cabinet recommends that the sponsor modify the proposal to specify that an institution shall grant or deny a request to permit another institution to contact a student-athlete about transferring or a request for release as a condition of the one-time transfer exception within seven business days of receipt of the request; further, to specify that if the request is denied, the institution shall conduct a hearing and provide written notification of the decision to the student-athlete within 15 business days of receipt of the student-athlete's written request. The cabinet would support the proposal if modified. Further, in the event the sponsor does not support the suggested modification, the cabinet shall sponsor an alternative proposal. The cabinet strongly supports the concepts of establishing defined timelines for response to requests for permission to contact or to use the one-time transfer exception and for promptly conducted hearings when such requests are denied. The cabinet believes that such decisions should be made as quickly as possible in the interest of student-athlete well-being. However, the cabinet expressed concern that the number of days specified in the proposal may be unrealistic and may result in a number of unintentional violations, particularly when requests are made at the end of an academic term and institutions may be closed for a period of time or institutional staff members may be on vacation.

Awards, Benefits, Expenses and Financial Aid Cabinet: The cabinet opposes the proposal. The cabinet recommends that the sponsor modify the proposal to specify that an institution shall grant or deny a request to permit another institution to contact a student-athlete about transferring or a request for release as a condition of the one-time transfer exception within seven business days of receipt of the request; further, to specify that if the request is denied, the institution shall conduct a hearing and provide the student-athlete with a written response within 15 business days of receipt of the student-athlete's written request for a hearing. However, the cabinet expressed concern about regulating the method of interaction that must occur during the hearing. In the area of financial aid hearings, the cabinet has decided that the process by which interaction occurs during hearings should be left to institutional discretion and would recommend that same autonomy for transfer hearings.

Recruiting and Athletics Personnel Issues Cabinet: The cabinet opposes the proposal. However, the cabinet supports the modification recommended by the Academics Cabinet and Awards, Benefits, Expenses and Financial Aid Cabinet that would specify that an institution must grant or deny a request to permit another institution to contact a student-athlete about transferring or

request a release as a condition of the one-time transfer exception within seven business days of the receipt of the request; and would also specify that if the request is denied, the institution must conduct a hearing and provide the student-athlete with a written response within 15 business days of receipt of the student-athlete's written request. In addition, the cabinet recommends that the sponsor modify the proposal to include a provision to specify that if an institution fails to respond within the appropriate timeframe (i.e., seven or 15 business days), the request for permission to contact or use of the one-time transfer exception would be considered automatically granted. The cabinet noted that without a specific and immediate consequence of a failure to respond, an institutional violation alone may not deter an institution from committing a violation or address the student-athlete well-being concerns as intended. If the sponsor chooses not to modify the proposal, the cabinet will sponsor an alternative proposal.

History:

Jun 03, 2009 Submit Submitted for consideration.

Sep 15, 2009 Academics Cabinet, Recommends Defeat

Sep 18, 2009 Awards, Benefits, Expenses and Financial Aid Cabinet, Recommends Defeat

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Defeat

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Modification

No. 2009-30 RECRUITING — PERMISSIBLE RECRUITERS — NONCOACHING STAFF MEMBERS WITH SPORT-SPECIFIC RESPONSIBILITIES — BASKETBALL

Intent: In basketball, to specify that a noncoaching staff member with sport-specific responsibilities shall not attend an off-campus athletics event involving prospective student-athletes (e.g., high-school contest, sports camp) unless the staff member is an immediate family member or legal guardian of one of the participants in the activity; further, to establish conditions by which a staff member who is an immediate family member or legal guardian of a participant may attend such an event, as specified.

Bylaws: Amend 13.1.2.3, as follows:

13.1.2.3 General Restrictions — Staff Members and Governing Board. The following are additional restrictions that apply to an institution's staff members and governing board. Violations of this bylaw shall be considered institutional violations per Constitution 2.8.1; however, such violations shall not affect the prospective student-athlete's eligibility.

[13.1.2.3-(a) unchanged.]

(b) Noncoaching Staff Members with Sport-Specific Responsibilities — Basketball. In basketball, a noncoaching staff member with sport-specific responsibilities shall not attend an off-campus basketball athletics event involving prospective student-athletes (e.g., high-school contest, sports camp) unless the staff member is an immediate family member or legal guardian of a participant in the activity. A staff member who is an immediate family member or legal guardian of a participant may attend such an event, subject to the following conditions:

(i) Attendance shall not be for evaluation purposes (the staff member shall not provide information related to the performance of a prospective student-athlete back to the institution's coaching staff); and

(ii) The staff member shall not have direct contact with a prospective student-athletes or a prospective student-athlete's parent (or legal guardian) or coach (other than the immediate family member, if applicable) participating in the activity.

[13.1.2.3-(b) relettered as 13.1.2.3-(c), unchanged.]

Source: NCAA Division I Championships/Sports Management Cabinet (Men's Basketball Issues Committee)

Effective Date: Immediate

Category: Amendment

Topical Area: Recruiting

Rationale: Currently, an official interpretation (October 11, 2000, Item No. 1) permits noncoaching athletics department staff members with sport-specific responsibilities to attend an off-campus athletics competition that involves prospective student-athletes if the competition is in the locale of the institution. Although the intent of the interpretation is to establish restrictions to avoid potential recruiting advantages, there is a concern in the basketball community that the mere presence of these individuals at such events is providing their institutions with such advantages. Multiple noncoaching athletics department staff members, clothed in institutional apparel, are attending basketball games featuring high profile prospective student-athletes. The issue is magnified in major metropolitan areas that include a significant number of high-profile prospective student-athletes. It is difficult to enforce the interpretation as there may be no real evidence that the staff member has been specifically directed to attend the contest. Accordingly, preventing the presence of noncoaching athletics department personnel at such competitions will alleviate concerns of recruiting advantages and will not cause any hardship on the staff since the staff member would be permitted to attend for the legitimate reason of watching an immediate family member participate.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Recruiting and Athletics Personnel Issues Cabinet: The cabinet supports the proposal and agrees with the sponsor's rationale. Further, the cabinet noted that the Championships/Sports Management Cabinet modified the proposal to include women's basketball. The cabinet supports the proposal as modified.

History:

Jun 01, 2009 Men's Basketball Issues Committee, Recommends Approval

Jun 25, 2009 Championships/Sports Management Cabinet, Sponsored

Sep 16, 2009 Championships/Sports Management Cabinet, Modified the Proposal The cabinet modified the proposal to include women's basketball. Previously, the proposal applied only to men's basketball.

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval

No. 2009-31 RECRUITING — CONTACTS AND EVALUATIONS — HEAD COACH RESTRICTIONS — ASSISTANT COACH PUBLICLY DESIGNATED AS NEXT HEAD COACH — BOWL SUBDIVISION FOOTBALL

Intent: In bowl subdivision football, to specify that an institution's assistant coach who has been publicly designated by the institution to become the next head coach shall be subject to the recruiting restrictions applicable to the institution's head coach.

A. Bylaws: Amend 13.1.2.6, as follows:

[Federated provision, FBS only]

13.1.2.6 Head Coach Restrictions — Bowl Subdivision Football.

13.1.2.6.1 Assistant Coach Publicly Designated as Institution's Next Head Coach. An institution's assistant coach who has been publicly designated by the institution to become its next head coach shall be subject to the recruiting restrictions applicable to the institution's head coach.

[13.1.2.6.1 through 13.1.2.6.2 renumbered as 13.1.2.6.2 through 13.1.2.6.3, unchanged.]

B. Bylaws: Amend 13.1.8.4, as follows:

[Federated provision, FBS only]

13.1.8.4 Limitations on Number of Evaluations — Football. In football, institutional staff members shall be limited to three evaluations during the academic year during which the prospective student-athlete competes or practices on any team. Not more than one evaluation may be used during the fall evaluation period and not more than two evaluations may be used during the April 15 through May 31 evaluation period. An authorized off-campus recruiter may use one evaluation to assess the prospective student-athlete's athletics ability and one evaluation to assess the prospective student-athlete's academic qualifications during the April 15 through May 31 evaluation period. If an institution's coaching staff member conducts both an athletics and an academic evaluation of a prospective student-athlete on the same day during the April 15 through May 31 evaluation period, the institution shall be charged with the use of an academic evaluation only and shall be permitted to conduct a second athletics evaluation of the prospective student-athlete on a separate day during the evaluation period.

13.1.8.4.1 Head Coach Restriction — Spring Evaluation Period. In bowl subdivision football, during the April 15 through May 31 evaluation period, the head coach **[and any assistant coach who has been publicly designated by the institution to become the next head coach (see Bylaw 13.1.2.6.1)]** shall not engage in off-campus recruiting activities, participating in off-

campus recruiting activities, participating in an off-campus coaching clinic, visit a prospective student-athlete's educational institution for any reason or meet with a prospective student-athlete's coach at an off-campus location.

Source: Big East Conference

Effective Date: Immediate

Category: Amendment

Topical Area: Recruiting

Rationale: In recent years, some football programs have begun to publicly designate an individual on its current staff to become the institution's next head football coach when the current head football coach retires. In addition to being an assistant coach, this individual has also been given the title of "head coach in waiting." As the Division I membership has supported legislative initiatives to restrict the off-campus recruiting activities of the head football coach, this designation has provided a distinct recruiting advantage. This proposal would eliminate that advantage by mandating that the "head coach in waiting" adhere to all legislation applicable to the head football coach.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Football Issues Committee: The committee supports the proposal. The committee noted that such coaches, once publicly designated, are allowed to recruit in a manner representative of a head coach and speak on behalf of the football program as a head coach — not just an assistant coach.

Recruiting and Athletics Personnel Issues Cabinet: The cabinet opposes the proposal. The cabinet noted that the designation of an assistant coach as the next head coach may occur several years prior to the departure of the current head coach, which may prohibit assistant coaches from participating in off-campus recruiting activities during the spring evaluation period for an extended period of time and may result in other unintended consequences.

History:

Jun 29, 2009 Submit Submitted for consideration.

Sep 02, 2009 Football Issues Committee, Recommends Approval

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Defeat

No. 2009-32 RECRUITING — TELEPHONE CALLS — TIME PERIOD FOR TELEPHONE CALLS — EXCEPTION — UNLIMITED DURING CONTACT PERIOD

Intent: To specify that during a contact period, telephone calls may be made at the institution's discretion.

Bylaws: Amend 13.1.3, as follows:

13.1.3 Telephone Calls.

13.1.3.1 Time Period for Telephone Calls — General Rule. Telephone calls to an individual (or his or her relatives or legal guardians) may not be made before July 1 following the completion of his or her junior year in high school (subject to the exceptions below); thereafter, staff members (see Bylaw 13.1.3.4.1) shall not make such telephone calls more than once per week **outside a contact period**. **During a contact period, telephone calls may be made at the institution's discretion.**

[13.1.3.1.1 unchanged.]

13.1.3.1.2 Exception — Men's Basketball. In men's basketball, an institution is permitted to make one telephone call per month to an individual (or individual's relatives or legal guardians) on or after June 15 of the individual's sophomore year in high school through July 31 of the individual's junior year in high school. ~~*An*~~ **Thereafter, outside a contact period, an** institution is permitted to make two telephone calls per week to an individual (or the individual's relatives or legal guardians) beginning August 1 prior to the individual's senior year in high school. ~~*An*~~ **Outside a contact period, an** institution is permitted to make one telephone call per week to a two-year or four-year prospective student-athlete (or the prospective student-athlete's relatives or legal guardians). **During a contact period, telephone calls may be made at the institution's discretion.**

13.1.3.1.3 Exception — Women's Basketball. In women's basketball, telephone calls may be made to an individual (or the individual's relatives or legal guardians) as follows:

[13.1.3.1.3-(a) through 13.1.3.1.3-(e) unchanged.]

(f) Thereafter, one telephone call per week **outside a contact period and unlimited telephone calls during a contact period**.

[13.1.3.1.3.1 through 13.1.3.1.3.2 unchanged.]

13.1.3.1.4 Exception — Men's Ice Hockey. In men's ice hockey, an institution is permitted to make one telephone call per month to an individual (or individual's relatives or legal guardians) on or after June 15 at the conclusion of the individual's sophomore year in high school. ~~*An*~~ **Thereafter, outside a contact period, an** institution is permitted to make one telephone call per week to an individual (or individual's relatives or legal guardians) beginning August 1 following completion of the individual's junior year in high school. **During a contact period, telephone calls may be made at the institution's discretion.**

13.1.3.1.5 Exception — Women's Ice Hockey. In women's ice hockey, an institution is permitted to make one telephone call to an individual (or the individual's relatives or legal guardians) who is a resident of a foreign country on or after July 7 through July 31 following completion of the individual's sophomore year in high school. ~~*An*~~ **Thereafter, outside a contact period, an** institution is permitted to make one telephone call per week to an individual (or individual's relatives or legal guardians) beginning July 7 following completion of the individual's junior year in high school. **During a contact period, telephone calls may be made at the institution's discretion.**

[13.1.3.1.6 through 13.1.3.1.7 unchanged.]

[13.1.3.2 unchanged.]

13.1.3.3 Exceptions.

[13.1.3.3.1 through 13.1.3.3.3 unchanged.]

~~*13.1.3.3.4 Off Campus Contact Exception. Institutional coaching staff members (see Bylaw 13.1.3.4.1) may make unlimited telephone calls to a prospective student-athlete on the day a permissible, in person, off-campus contact occurs with the prospective student-athlete.*~~

[Remainder of 13.1.3 unchanged.]

Source: Pacific-10 Conference

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Recruiting

Rationale: The legislation related to telephone calls has evolved through the years to a point in which there is significant confusion among the membership. The rules change annually, and coaches struggle to keep up to date on the current legislation. Further, compliance staffs are finding the monitoring of telephone calls to be very time-consuming and the rules to be difficult to enforce. Staff resources that could be better spent elsewhere are being consumed going through telephone records. If this proposal is adopted, there is a risk of the telephone calls becoming intrusive on prospective student-athletes, but it is strongly believed that each prospect and his or her family can set their own ground rules, which coaches should respect or risk being cut off from the recruitment of a particular prospective student-athlete.

Estimated Budget Impact: Decrease in resources expended to monitor calls during contact periods.

Impact on Student-Athlete's Time: Possible intrusion on prospective student-athletes' time.

Position Statement(s)

Recruiting and Athletics Personnel Issues Cabinet: The cabinet supports the proposal. The cabinet agrees with the sponsor's rationale and notes that significant institutional compliance resources are spent on monitoring current telephone call limitations. In addition, the cabinet notes the many forms of communication available in today's culture with electronic means increasingly becoming the preferred method among high school students. The cabinet also notes the importance of prospective student-athletes (and their parents and/or legal guardians) sharing the responsibility to communicate with coaches if the amount of telephone calls received becomes overwhelming or burdensome. Finally, the cabinet notes that this legislation has existed in football for several years without raising concerns about being too intrusive to prospective student-athletes and, accordingly, believes it is appropriate for all sports.

Women's Basketball Issues Committee: The committee opposes the proposal. The committee expressed concern that this legislation would cause telephone calls to become more intrusive on prospective student-athletes and have a negative impact on the work/life balance of coaches due

to the increase in the number of telephone calls they would feel they must make during contact periods.

History:

Jul 09, 2009 Submit Submitted for consideration.

Aug 21, 2009 Women's Basketball Issues Committee, Recommends Defeat

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval

No. 2009-33 RECRUITING — TELEPHONE CALLS — EXCEPTION — UNLIMITED AFTER RECEIPT OF ROOM OR TUITION DEPOSIT

Intent: To specify that on or after May 1 of a prospective student-athlete's senior year in high school, there shall be no limit on the number of telephone calls by an institution to the prospective student-athlete, provided the institution has received his or her room or tuition deposit in response to the institution's offer of admission.

Bylaws: Amend 13.1.3, as follows:

13.1.3 Telephone Calls.

[13.1.3.1 through 13.1.3.2 unchanged.]

13.1.3.3 Exceptions.

[13.1.3.3.1 through 13.1.3.3.3 unchanged.]

13.1.3.3.4 Telephone Calls After Receipt of Room or Tuition Deposit. On or after May 1 of a prospective student-athlete's senior year in high school, there shall be no limit on the number of telephone calls by an institution to the prospective student-athlete, provided the institution has received his or her room or tuition deposit in response to the institution's offer of admission.

[13.1.3.3.4 renumbered as 13.1.3.3.5, unchanged.]

[Remainder of 13.1.3 unchanged.]

Source: Big West Conference

Effective Date: Immediate

Category: Amendment

Topical Area: Recruiting

Rationale: Pursuant to recently adopted legislation, a prospective student-athlete may receive unlimited forms of electronically transmitted correspondence on or after May 1 of his or her senior year in high school if a tuition or housing deposit has been received by the institution. By allowing unlimited telephone calls as well, institutions will have the flexibility to communicate with such prospective student-athletes in the most appropriate and/or preferred method.

Estimated Budget Impact: Minimal.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Recruiting and Athletics Personnel Issues Cabinet: The cabinet opposes the proposal. The cabinet recommends that the sponsor modify the proposal to permit unlimited telephone calls on or after May 1 of a prospective student-athlete's senior year provided the institution has received his or her financial deposit in response to the institution's offer of admission. If the sponsor does not agree to modify the proposal, the cabinet will sponsor an alternative proposal. The cabinet is supportive of the concept outlined in the proposal; however, the use of a tuition or room deposit inadvertently prevents institutions that do not require those specific types of financial deposits from taking advantage of the flexibility afforded and is inconsistent with the use of a "financial deposit" in Proposals No. 2009-26 and 2009-43, which are supported by the cabinet.

History:

Jul 14, 2009 Submit Submitted for consideration.

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Defeat

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Modification

No. 2009-34 RECRUITING — TELEPHONE CALLS — EXCEPTION — DAY OF UNOFFICIAL VISIT

Intent: To specify that institutional coaching staff members may return telephone calls from (as opposed to initiate calls to) a prospective student-athlete (or his or her parents or legal guardians) on the day or days of an unofficial visit without such telephone calls being subject to the regulations regarding timing or number of telephone calls.

Bylaws: Amend 13.1.3, as follows:

13.1.3 Telephone Calls.

13.1.3.1 Time Period for Telephone Calls — General Rule. Telephone calls to an individual (or his or her relatives or legal guardians) may not be made before July 1 following the completion of his or her junior year in high school (subject to the exceptions below); thereafter, staff members shall not make such telephone calls more than once per week.

[13.1.3.1.1 through 13.1.3.1.7 unchanged.]

[13.1.3.2 unchanged.]

13.1.3.3 Exceptions.

[13.1.3.3.1 through 13.1.3.3.3.4 unchanged.]

13.1.3.3.5 Day of Unofficial Visit. Institutional coaching staff members (see Bylaw 13.1.3.4.1) may return telephone calls from (as opposed to initiate calls to) a prospective student-athlete (or his or her parents or legal guardians) on the day or days of an unofficial visit without such telephone calls being subject to the regulations regarding the timing or number of telephone calls.

[Remainder of 13.1.3 unchanged.]

Source: Big 12 Conference

Effective Date: Immediate

Category: Amendment

Topical Area: Recruiting

Rationale: Current legislation permits unlimited telephone calls five days prior to an official visit in order to accommodate coaches and prospective student-athletes as they finalize plans for such visits. Additionally, coaches may make unlimited telephone calls to a prospective student-athlete on the day of an off-campus contact. Accordingly, similar leeway should be afforded to coaches when they miss a telephone call from a prospective student-athlete or his or her parents on the day of an unofficial visit. Prospective student-athletes on unofficial visits pay their own expenses, are able to place an unlimited number of telephone calls to coaches and are able to have face-to-face contact with coaches on campus during their visits. This common sense exception permits coaches to return a missed telephone call. No recruiting advantage is gained since face-to-face communication will occur on the same day. Allowing a coach to return a missed telephone call simply provides the coach with the right to use common courtesy in giving assistance to the prospective student-athletes and their families when it is needed.

Estimated Budget Impact: Minimal.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Recruiting and Athletics Personnel Issues Cabinet: The cabinet opposes the proposal. The cabinet recommends that the sponsor modify the proposal to permit any athletics department staff member to make telephone calls to or receive telephone calls from a prospective student-athlete (or his or her parents or legal guardians) on the day or days of an unofficial visit. If the sponsor does not agree to modify the proposal, the cabinet will sponsor an alternative proposal. The cabinet is supportive of the concept outlined in the proposal and believes that providing additional flexibility to permit any athletics department staff member to make or receive telephone calls during this specified time period will permit institutions to be more responsive to the needs of prospective student-athletes while on unofficial visits or while in transit for the visit.

History:

Jul 14, 2009 Submit Submitted for consideration.

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Defeat

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Modification

No. 2009-35 RECRUITING — CONTACTS AND EVALUATIONS — VISIT TO PROSPECTIVE STUDENT-ATHLETE'S EDUCATIONAL INSTITUTION — VISITS DURING EVALUATION PERIOD — FOOTBALL

Intent: In football, to specify that not more than two coaches per institution may visit a prospective student-athlete's educational institution on any one calendar day during an evaluation period.

Bylaws: Amend 13.1.5, as follows:

[Federated provision, FBS and FCS, divided vote]

13.1.5 Visit to Prospective Student-Athlete's Educational Institution.

13.1.5.1 Football and Basketball. In football and basketball, institutional staff members may visit a prospective student-athlete's educational institution on not more than one occasion during a particular week within a contact period, regardless of the number of prospective student-athletes enrolled in the institution or whether any prospective student-athlete is contacted on that occasion.

[13.1.5.1.1 through 13.1.5.1.2 unchanged.]

13.1.5.1.3 Visits During Evaluation Period — Football. In football, not more than two coaches per institution may visit a prospective student-athlete's educational institution on any one calendar day during an evaluation period.

[13.1.5.1.3 through 13.1.5.1.5 renumbered as 13.1.5.1.4 through 13.1.5.1.6, unchanged.]

[Remainder of 13.1.5 unchanged.]

Source: Big East Conference

Effective Date: Immediate

Category: Amendment

Topical Area: Recruiting

Rationale: Although during an evaluation period no in-person, off-campus recruiting contact may occur with a prospective student-athlete, it has become commonplace for institutions to send numerous coaches to a prospective student-athlete's educational institution. Oftentimes arriving in limousines and extravagant buses, these multiple coaches are appearing at the high schools of the prospective student-athletes just as much to be seen as to actually conduct an evaluation. Many institutions are unnecessarily expending resources in order to have multiple assistant coaches attend these evaluations as a result of the perceived recruiting benefit. By permitting only two football coaches per institution to visit a prospective student-athlete's school on any given evaluation day, it would preclude institutions from sending a large number of assistant coaches to a school just for perception purposes.

Estimated Budget Impact: Potential for cost savings dependent on current institutional recruiting practices.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Football Issues Committee: The committee supports the proposal. The committee agreed that this proposal provides appropriate limitations for the number of coaches visiting a prospective student-athlete's educational institution.

Recruiting and Athletics Personnel Issues Cabinet: The cabinet opposes the proposal. The cabinet believes institutions should have the discretion to determine how to spend their recruiting resources and notes that institutions are limited to a maximum of seven coaches who may recruit off campus at any one time. Therefore, if an institution has more than two coaches at one educational institution on one calendar day, fewer coaches are permitted to recruit at other locations on that same day. The cabinet also notes that in some circumstances, the head coach, position coach and the recruiting coach for a specific geographic region may wish to visit a prospect's educational institution at the same time, thereby presenting concerns relative to current and common recruiting practices.

History:

Jul 01, 2009 Submit Submitted for consideration.

Sep 02, 2009 Football Issues Committee, Recommends Approval

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Defeat

No. 2009-37 RECRUITING — EVALUATIONS — SUMMER EVALUATION PERIOD — NONINSTITUTIONAL NONORGANIZED EVENTS — WOMEN'S BASKETBALL

Intent: In women's basketball, to prohibit evaluations at noninstitutional nonorganized events (e.g., pick-up games, open gyms) during the summer evaluation period.

Bylaws: Amend 13.1.8.8, as follows:

13.1.8.8 Basketball Evaluations.

[13.1.8.8-(a) unchanged.]

(b) Women's Basketball. In women's basketball, each institution is limited to five recruiting opportunities (contacts and evaluations combined) per prospective student-athlete (see Bylaw 13.1.6.6). Women's basketball staff members shall not exceed 100 recruiting-person days during the academic year contact and evaluation periods.

[13.1.8.8-(b)-(1) unchanged.]

(2) Summer Evaluation Period. During the summer evaluation period, a member institution's basketball coaching staff may attend ~~*noninstitutional nonorganized events (e.g., pick-up games),*~~ institutional basketball camps per Bylaw 13.12.1.1 and noninstitutional organized events (e.g., camps, leagues, tournaments and festivals) that are certified per Bylaw 30.16.

[Remainder of 13.1.8.8 unchanged.]

Source: NCAA Division I Championships/Sports Management Cabinet (Women's Basketball Issues Committee)

Effective Date: Immediate

Category: Amendment

Topical Area: Recruiting

Rationale: There has been an escalation in the number of impermissibly arranged activities disguised as open gym or pick-up games during the summer evaluation period. These activities subject coaches to potential rules violations and can create an environment in which contact between NCAA coaches and outside influences occur. During the summer evaluation period, evaluations should be limited to institutional basketball camps and noninstitutional organized events (e.g., camps, leagues, tournaments and festivals) that are certified through the basketball certification process. The Women's Basketball Coaches Association supports and has requested this legislative change to the women's basketball recruiting model.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Recruiting and Athletics Personnel Issues Cabinet: The cabinet supports the proposal and agrees with the sponsor's rationale.

History:

May 07, 2009 Women's Basketball Issues Committee, Recommends Approval

Jun 25, 2009 Championships/Sports Management Cabinet, Sponsored

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval

No. 2009-38 RECRUITING — EVALUATIONS — SCHOLASTIC AND NONSCHOLASTIC ACTIVITIES — CHAMPIONSHIP SUBDIVISION FOOTBALL

Intent: In championship subdivision football, to specify that live athletics evaluations may be conducted at scholastic or nonscholastic athletics activities, provided there is no institutional involvement in arranging or directing such activities.

Bylaws: Amend 13.1.8.9, as follows:

[Federated provision, FCS only]

13.1.8.9 Football Evaluations.

[13.1.8.9.1 through 13.1.8.9.3 unchanged.]

13.1.8.9.4 Scholastic and Nonscholastic Activities **— Bowl Subdivision Football**. In **bowl subdivision** football, all live athletics evaluations shall be limited to:

(a) Regularly scheduled high school, preparatory school and two-year college contests and practices; and

(b) Regular scholastic activities involving prospective student-athletes enrolled only at the institution at which the regular scholastic activities occur; and

(c) Events that are organized and conducted solely by the applicable state high school athletics association, state preparatory school association or state or national junior college athletics association.

13.1.8.9.4.1 Other Evaluation Events **— Bowl Subdivision Football**. In **bowl subdivision** football, an institutional staff member shall not attend a recruiting event (other than those permitted pursuant to Bylaw 13.1.8.9.4) in which information (e.g., athletics or academic credentials, highlight or combine video) related to prospective student-athletes is presented or otherwise made available.

13.1.8.9.5 Scholastic and Nonscholastic Activities — Championship Subdivision Football. In championship subdivision football, live athletics evaluations may be conducted at scholastic or nonscholastic athletics activities, provided there is no institutional involvement in arranging or directing such activities. An institutional staff member shall not attend a recruiting event (other than a permissible live athletics event) in which information (e.g., athletics or academic credentials, highlight or combine video) related to prospective student-athletes is presented or otherwise made available.

Source: NCAA Division I Championships/Sports Management Cabinet (Football Issues Committee)

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Recruiting

Rationale: The issues related to the nonscholastic influences that led to the adoption of the current legislation are associated primarily with Football Bowl Subdivision recruiting. The current legislation, which limits evaluations of football prospective student-athletes to scholastic events, makes it difficult to efficiently evaluate championship subdivision-level football prospective student-athletes. Institutions can be more efficient in their management of recruiting resources if they are able to evaluate prospective student-athletes in central locations (e.g., all-star games or combines).

Estimated Budget Impact: Potential for more efficient use of institutional recruiting resources.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Recruiting and Athletics Personnel Issues Cabinet: The cabinet supports the proposal and agrees with the sponsor's rationale. However, the cabinet notes that nonscholastic influences are also present in Football Championship Subdivision and, if the proposal is adopted, should continue to be monitored. Further, the cabinet notes some concerns with the potential increase in recruiting expenses because the proposal would expand the permissible types of events at which coaches may evaluate.

History:

Apr 01, 2009 Football Issues Committee, Recommends Approval

Jun 25, 2009 Championships/Sports Management Cabinet, Sponsored

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval

No. 2009-39 RECRUITING — LIMITATIONS ON NUMBER OF EVALUATIONS — EVALUATION DAYS — WOMEN'S SAND VOLLEYBALL

Intent: To specify that an institution that sponsors only women's sand volleyball or sponsors both women's volleyball and women's sand volleyball is limited to 100 evaluation days (measured August 1 through July 31); further, to specify that if an institution sponsors both women's volleyball and women's sand volleyball, a coach's involvement outside a volleyball contact or evaluation period with a local sports club (volleyball or sand volleyball) per Bylaw 13.11.2.3 shall count toward the limit.

Bylaws: Amend 13.1.8, as follows:

13.1.8 Limitations on Number of Evaluations.

[13.1.8.1 through 13.1.8.12 unchanged.]

13.1.8.13 Evaluation Days — Women's Sand Volleyball. An institution that sponsors only women's sand volleyball or sponsors both women's volleyball and women's sand volleyball is limited to 100 evaluation days (measured August 1 through July 31) per Bylaw 13.02.6.2. If an institution sponsors both women's volleyball and women's sand volleyball, a coach's involvement outside a volleyball contact or evaluation period with a local sports club (volleyball or sand volleyball) per Bylaw 13.11.2.3 shall count toward the limit.

[13.1.8.13 through 13.1.8.20 renumbered as 13.1.8.14 through 13.1.8.21, unchanged.]

Source: NCAA Division I Recruiting and Athletics Personnel Issues Cabinet

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Recruiting

Rationale: This proposal will provide institutions that sponsor both women's volleyball and women's sand volleyball with 20 additional evaluation days. It is expected that in the initial years of sponsorship, a large number of women's sand volleyball participants will also be women's volleyball participants. Due to the currently limited opportunities to evaluate prospective student-athletes competing in sand volleyball events, it is reasonable to expect that the evaluations for women's sand volleyball prospective student-athletes will be conducted during women's volleyball competition. These same challenges will be faced by institutions that sponsor only women's sand volleyball. Therefore, a limit of 100 evaluation days is also appropriate for such institutions, rather than an unlimited number as suggested by the American Volleyball Coaches Association. Finally, the number of permissible evaluation days shall remain at 80 for institutions that sponsor only women's volleyball.

Estimated Budget Impact: Additional costs associated with increase in number of permissible evaluation days for institutions that sponsor women's sand volleyball.

Impact on Student-Athlete's Time: None.

Position Statement(s)

History:

Jun 09, 2009 Recruiting and Athletics Personnel Issues Cabinet, Sponsored

No. 2009-40 RECRUITING — PRINTED RECRUITING MATERIALS — GENERAL CORRESPONDENCE — INSTITUTIONAL LETTERHEAD

Intent: To establish additional provisions governing general correspondence that an institution may send to prospective student-athletes, their parents or legal guardians, their coaches or any other individual responsible for teaching or directing an activity in which a prospective student-athlete is involved, as specified.

Bylaws: Amend 13.4.1.1, as follows:

13.4.1.1 Printed Recruiting Materials. As specified below, an institution may provide the following printed materials to prospective student-athletes, their parents or legal guardians, their coaches or any other individual responsible for teaching or directing an activity in which a prospective student-athlete is involved:

(a) General Correspondence. General correspondence~~*, including letters and blank postcards issued by the U.S. postal service,*~~ may be sent only by mail~~.~~**, subject to the following provisions:**

(1) The correspondence shall include a single sheet of institutional letterhead, which shall not exceed 8 1/2 by 11 inches in size;

(2) There are no restrictions on the design or content of one side of the single sheet of institutional letterhead. The opposite side shall be blank, except for text (typed or handwritten) used to communicate a message to the recipient and any other handwritten information:

(3) Additional pages of the correspondence shall be limited to plain white paper (not to exceed 8 1/2 by 11 inches in size) and black ink. The additional pages shall be blank, except for text (typed or handwritten) used to communicate a message to the recipient and any other handwritten information;

(4) Attachments to general correspondence may only include materials printed on plain white paper **(not to exceed 8 1/2 by 11 inches in size)** with black ink that are not created for recruiting purposes, except for ~~*the additional*~~ **other permissible** printed materials **(e.g., camp brochures, questionnaires)** ~~*listed in this section.*~~**;**

(5) An envelope used to send the correspondence may only include the institution's name and logo or an athletics logo (in addition to the postage, return address and addressee information) on the outside, must be blank on the inside when produced and

may not exceed 9 by 12 inches; and

(6) All institutional staff members (e.g., faculty members, athletics department staff members and administrators) may prepare general correspondence.

[13.4.1.1-(b) through 13.4.1.1-(j) unchanged.]

(k) ~~*Institutional*~~ Postcards. ~~*The*~~ **An institution may send an institutional postcard, provided its** dimensions ~~*of an institutional postcard may*~~ **do** not exceed 4 1/4 by 6 inches~~*. In addition, a postcard may contain*~~**, it includes** only the institution's name and logo or an athletics logo on one side when produced and ~~*may include*~~ **it includes** only handwritten information, (e.g., words, illustrations) on the opposite side when provided to recipients. **Blank postcards issued by the U.S. postal service also may be sent.**

Source: NCAA Division I Recruiting and Athletics Personnel Issues Cabinet

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Recruiting

Rationale: Given the recently adopted regulations governing institutional note cards and postcards, there has been increased concern regarding institutional letterhead. Specifically, concerns have been raised about the lack of uniform standards under the current legislation and interpretations. Because there are no NCAA restrictions on the content or design of institutional letterhead, an institution that does not have policies (or has limited or flexible policies) is able to employ creativity in the letterhead it sends to prospective student-athletes (e.g., correspondence that resembles advertisements, mini posters and weekly press releases) while an institution that must use specific letterhead is limited by institutional policy. The current limitations on institutional note cards resulted from the membership's concern and frustration with the "no limits" evolution and the desire for a consistent standard to ensure equity and minimize any associated cost. This proposal attempts to allow institutions creative flexibility in the design of letterhead, but limit that flexibility to one side of the letterhead. This flexibility, coupled with the other restrictions on size and the remaining content, achieves an appropriate balance in this area. However, institutional policies on letterhead (e.g., must include mailing address, Web site address) will continue to apply.

Estimated Budget Impact: Potential cost reduction for institutions using letterhead in excess of the proposed standards.

Impact on Student-Athlete's Time: None.

Position Statement(s)

History:

Jun 09, 2009 Recruiting and Athletics Personnel Issues Cabinet, Sponsored

Jul 14, 2009 Submit Submitted for consideration.

No. 2009-41 RECRUITING — RECRUITING MATERIALS — ATHLETICS PUBLICATIONS — NO PRINTED MEDIA GUIDES OR RECRUITING BROCHURES

Intent: To specify that an institution shall not produce (or arrange for or authorize a third party to produce) a media guide, recruiting brochure or any other athletics publication printed in a hard copy format other than a game program; further, to specify that an institution may post a media guide or recruiting brochure on its Web site, but may not print such items and provide them to a prospective student-athlete (or his or her parents or legal guardians).

Bylaws: Amend 13.4.1, as follows:

13.4.1 Recruiting Materials. In sports other than men's basketball and men's ice hockey, a member institution shall not provide recruiting materials, including general correspondence related to athletics, to an individual (or his or her parents or legal guardians) until September 1 at the beginning of his or her junior year in high school. In men's basketball and men's ice hockey, an institution shall not provide recruiting materials, including general correspondence related to athletics, to an individual (or his or her parents or legal guardians) until June 15 at the conclusion of his or her sophomore year in high school. Violations of this bylaw shall be considered institutional violations per Constitution 2.8.1; however, they shall not affect the individual's eligibility.

13.4.1.1 Printed Recruiting Materials. As specified below, an institution may provide the following printed materials to prospective student-athletes, their parents or legal guardians, their coaches or any other individual responsible for teaching or directing an activity in which a prospective student-athlete is involved:

[13.4.1.1-(a) through 13.4.1.1-(f) unchanged.]

~~*(g) Athletics Publications. An institution may produce a recruiting brochure or media guide (but not both). The publications may have only one color of print inside the cover and may not exceed 8 1/2 by 11 inches in size and 208 pages in length. An institution may not produce a separate media guide that is intended to supplement the one permissible recruiting brochure or media guide. Such supplemental information (e.g., historical information, records) may be posted on the institution's Web site and may be printed in black and white, and provided to the media. An institution may not create a portfolio of information (e.g., pictures) to be used in the recruiting process unless it is considered the institution's one permissible athletics recruiting publication. An institution may produce additional media publications for separate purposes (e.g., postseason media guide, spring football practice guide), provided the additional publications are not provided to prospective student-athletes (or their parents or legal guardians).*~~

[13.4.1.1-(h) through 13.4.1.1-(j) relettered as 13.4.1.1-(g) through 13.4.1.1-(i), unchanged.]

[13.4.1.1.1 unchanged.]

13.4.1.1.2 Athletics Publications. An institution shall not produce (or arrange for or authorize a third party to produce) a media guide, recruiting brochure or any other athletics publication printed in a hard copy format other than a game program. An institution may post a media guide or recruiting brochure on its Web site, but may not print such items and provide them to a prospective student-athlete (or his or her

parents or legal guardians). An institution may not create a portfolio of information (e.g., pictures) to be used in the recruiting process. An institution may produce additional electronic media publications for separate purposes (e.g., postseason media guide, spring football practice guide), provided the additional publications are not printed and are not provided to prospective student-athletes (or their parents or legal guardians).

[Remainder of 13.4.1 unchanged.]

Source: Pacific-10 Conference

Effective Date: Immediate

Category: Amendment

Topical Area: Recruiting

Rationale: With the rise in use of electronic media, printing a media guide or recruiting brochure is an unnecessary allocation of limited resources. Eliminating the printing of media guides will result in significant cost reductions and a reduction in the use of natural resources. However, prospective student-athletes may still access such institutional materials on the institution's Web site.

Estimated Budget Impact: Potential for significant cost savings.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Baseball Committee: The committee supports the proposal as a cost saving measure and agrees that there are other ways (e.g., Internet) for prospects to get information about an institution.

Football Issues Committee: The committee supports the proposal. The committee supports this cost saving measure and agrees that there are other ways (e.g., Internet) for prospective student-athletes to get information about an institution. However, the committee recommends that the effective date be modified from immediate to August 1, 2010.

Recruiting and Athletics Personnel Issues Cabinet: The cabinet took no formal position. The cabinet believes the proposal extends beyond the cabinet's purview in that it would prohibit an institution from printing materials for purposes other than recruiting. Further, the cabinet believes that institutions should have discretion regarding the production and distribution of athletics publications for purposes other than recruiting. Instead, the cabinet supports Proposal No. 2009-42, which would modify the legislation to specifically impact recruiting activities.

History:

Jul 09, 2009 Submit Submitted for consideration.

Sep 02, 2009 Football Issues Committee, Recommends Approval

Sep 02, 2009 Football Issues Committee, Recommends Modification

Sep 03, 2009 Baseball Committee, Recommends Approval

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, No Formal Position

No. 2009-42 RECRUITING — RECRUITING MATERIALS — ATHLETICS PUBLICATIONS — NO PRINTED PUBLICATIONS TO PROSPECTIVE STUDENT-ATHLETES

Intent: To specify that an institution shall not provide a printed media guide or any other printed athletics publication not listed in Bylaw 13.4.1.1 to a prospective student-athlete, his or her parents or legal guardians, the prospective student-athlete's educational institution or any individual involved in the coaching of a prospective student-athlete.

Bylaws: Amend 13.4.1, as follows:

13.4.1 Recruiting Materials. In sports other than men's basketball and men's ice hockey, a member institution shall not provide recruiting materials, including general correspondence related to athletics, to an individual (or his or her parents or legal guardians) until September 1 at the beginning of his or her junior year in high school. In men's basketball and men's ice hockey, an institution shall not provide recruiting materials, including general correspondence related to athletics, to an individual (or his or her parents or legal guardians) until June 15 at the conclusion of his or her sophomore year in high school. Violations of this bylaw shall be considered institutional violations per Constitution 2.8.1; however, they shall not affect the individual's eligibility.

13.4.1.1 Printed Recruiting Materials. As specified below, an institution may provide the following printed materials to prospective student-athletes, their parents or legal guardians, their coaches or any other individual responsible for teaching or directing an activity in which a prospective student-athlete is involved:

[13.4.1.1-(a) through 13.4.1.1-(f) unchanged.]

~~*(g) Athletics Publications. An institution may produce a recruiting brochure or media guide (but not both). The publications may have only one color of print inside the cover and may not exceed 8 1/2 by 11 inches in size and 208 pages in length. An institution may not produce a separate media guide that is intended to supplement the one permissible recruiting brochure or media guide. Such supplemental information (e.g., historical information, records) may be posted on the institution's Web site and may be printed in black and white, and provided to the media. An institution may not create a portfolio of information (e.g., pictures) to be used in the recruiting process unless it is considered the institution's one permissible athletics recruiting publication. An institution may produce additional media publications for separate purposes (e.g., postseason media guide, spring football practice guide), provided the additional publications are not provided to prospective student-athletes (or their parents or legal guardians).*~~

[13.4.1.1-(h) through 13.4.1.1-(j) relettered as 13.4.1.1-(g) through 13.4.1.1-(i), unchanged.]

[13.4.1.1.1 unchanged.]

13.4.1.1.2 Athletics Publications. An institution may produce a printed media guide; however, an institution shall not provide a printed media guide or any other printed athletics publication not listed in Bylaw 13.4.1.1 to a prospective student-athlete, his or her parents or legal guardians, the prospective student-athlete's educational institution

or any individual involved in the coaching of a prospective student-athlete. A printed media guide may have only one color of print inside the cover and may not exceed 8 1/2 by 11 inches in size and 208 pages in length. An institution may not produce a separate printed supplemental media guide. Any supplemental information (e.g., historical information, records) may be posted on the institution's Web site and may be printed in black and white, and provided to the media. An institution may not create a printed portfolio of information (e.g., pictures) to be used in the recruiting process.

[Remainder of 13.4.1 unchanged.]

Source: Southeastern Conference

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Recruiting

Rationale: Increased access to technology and the enhanced presence of information on the Internet has reduced the need to provide printed materials to prospective student-athletes. The high costs and excessive use of resources to print guides to provide to prospective student-athletes may now be eliminated and, at the same time, the availability of information to prospective student-athletes increases due to Web site access. Given the challenging economic times, it is prudent to eliminate media guides and recruiting brochures from the list of items that may be provided to prospective student-athletes while maintaining the option for production and distribution of media guides to the media.

Estimated Budget Impact: Anticipated reduction in printing and mailing costs.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Baseball Committee: The committee supports Proposal No. 2009-41. In the event that Proposal No. 2009-41 is not adopted, the committee would support Proposal No. 2009-42.

Football Issues Committee: The committee supports Proposal No. 2009-41. In the event that Proposal No. 2009-41 is not adopted, the committee would support Proposal No. 2009-42.

Recruiting and Athletics Personnel Issues Cabinet: The cabinet supports the proposal and agrees with the sponsor's rationale.

History:

Jun 23, 2009 Submit Submitted for consideration.

Sep 02, 2009 Football Issues Committee, Recommends Approval In the event that Proposal No. 2009-41 is not adopted.

Sep 03, 2009 Baseball Committee, Recommends Approval In the event that Proposal No. 2009-41 is not adopted.

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval

No. 2009-43 RECRUITING — RECRUITING MATERIALS — ELECTRONIC TRANSMISSIONS — EXCEPTION — AFTER RECEIPT OF FINANCIAL DEPOSIT

Intent: To specify that on or after May 1 of a prospective student-athlete's senior year in high school, there shall be no limit on the forms of electronically transmitted correspondence that may be sent by an institution to the prospective student-athlete, provided the institution has received a financial deposit in response to the institution's offer of admission.

Bylaws: Amend 13.4.1.2.2, as follows:

13.4.1.2.2 Exception — Electronic Transmissions After Receipt of ~~*Room or Tuition*~~**Financial** Deposit. On or after May 1 of a prospective student-athlete's senior year in high school, there shall be no limit on the forms of electronically transmitted correspondence that may be sent by an institution to the prospective student-athlete, provided the institution has received ~~*his or her room or tuition*~~ **a financial** deposit in response to the institution's offer of admission.

Source: Pacific-10 Conference

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Recruiting

Rationale: Current legislation allows institutions to send any form of electronically transmitted correspondence (e.g., text messages) to a nonscholarship student-athlete on or after May 1 of his or her senior year in high school if the incoming prospective student-athlete has submitted a room deposit or tuition deposit to the institution in response to an offer of admission. Some institutions do not require specific room or tuition deposits. The change contemplated in this proposal is reasonable and it meets the overall intent of the current legislation.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Recruiting and Athletics Personnel Issues Cabinet: The cabinet supports the proposal and agrees with the sponsor's rationale.

History:

Jul 09, 2009 Submit Submitted for consideration.

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval

No. 2009-44 RECRUITING — RECRUITING MATERIALS — VIDEO/AUDIO MATERIALS AND COMPUTER GENERATED RECRUITING PRESENTATIONS

Intent: To specify that an institution may produce video or audio material to show to, play for or provide to a prospective student-athlete, provided such material includes only general information related to an institution or its athletics programs and is not created for recruiting purposes; further, to specify that a computer generated recruiting presentation may include general informational video/audio material that relates to an institution or its athletics programs and is not created for recruiting purposes.

Bylaws: Amend 13.4.2, as follows:

13.4.2 Video/Audio Materials. ~~*An institution may not produce video or audio materials to show to, play for or send to a prospective student-athlete except as specified in this section.*~~ Violations of this bylaw shall be considered institutional violations per Constitution 2.8.1; however, they shall not affect the prospective student-athlete's eligibility.

~~*13.4.2.1 Highlight/Video/Audio. An institution may show highlight video to highlight or play audio for prospective student-athlete or the prospective student-athlete's coach but may not send it to or leave it with the prospective student-athlete or coach. Highlight video/audio consists of "game clips" that contain informational material that is related to a particular event or sports season. Any narration on the highlight video/audio must relate specifically to the event or sports season. Highlight video/audio may include only clips of actual athletics contests and activities that occur on the day of the contest that are directly related to the contest (e.g., pregame player introductions, half-time band and cheerleader performances, locker-room talks, crowd reactions, sideline coaching staff activities, postgame on-field award presentations). The highlight video/audio may not include clips of other activities that are only indirectly related to the contests (e.g., team travel, team meals, entertainment activities, practice activities, institutional facilities).*~~

~~*13.4.2.2 Media Available to All Students. Official academic admissions and student-services media produced by the institution and available to all students may be provided to prospective student-athletes.*~~

~~*13.4.2.3 Hall of Fame/Museum Video/Audio. A prospective student-athlete may tour an institution's athletics hall of fame or museum during a recruiting trip and view video or listen to audio related to the institution's athletics programs (even if such video/audio does not meet the definition of a highlight film), provided the facility is open to the general public on a year-round basis and the video/audio has been developed for the purpose of showing to the general public (as opposed to the recruitment of prospective student-athletes).*~~

13.4.2.1 Material Not Created for Recruiting Purposes. An institution may produce video or audio material to show to, play for or provide to a prospective student-athlete, provided such material includes only general information related to an institution or its athletics programs and is not created for recruiting purposes.

13.4.2.~~*4*~~**2** Computer Generated Recruiting Presentations. An institution may produce a computer generated recruiting presentation (e.g., using presentation software) to show to a prospective student-athlete during any permissible on- or off-campus contact~~.~~**, subject to the following provisions:**

~~*In addition the,*~~ **(a) The** presentation may be posted to the institution's Web site~~.~~**;**

~~*Such a*~~ **(b) The** presentation may ~~*not*~~ include ~~*any*~~ **general informational** video/audio ~~*component (except as permitted in Bylaw 13.4.2) and*~~ **material that relates to an institution or its athletics programs and is not created for recruiting purposes;**

(c) The presentation may not be personalized to include a prospective student-athlete's name, picture or likeness~~.~~**; and**

~~*Such a*~~ **(d) The** presentation may not be created by an entity outside the institution.

13.4.2.~~5~~**3** Pre-enrollment Information. An institution may provide any necessary pre-enrollment information **(that is not otherwise considered to be general information related to an institution or its athletics programs)** regarding orientation, conditioning, academics and practice activities in a video format (e.g., video playbook, game clips) to a prospective student-athlete, provided he or she has signed a National Letter of Intent or institutional financial aid agreement, or has been officially accepted for enrollment. [See Bylaw 13.4.1.1-(i).]

Source: NCAA Division I Recruiting and Athletics Personnel Issues Cabinet

Effective Date: Immediate

Category: Amendment

Topical Area: Recruiting

Rationale: The rationale for the current restrictions on the use of audio and video material in the recruiting process relate to recruiting equity and costs. As a result of technological advances, recording, producing, posting, sharing and accessing video has become fairly simple and inexpensive. Consequently, nearly all institutional athletics department Web sites now include some form of video content (e.g., interviews, press conferences, competition highlights, live or archived contests, facility tours). It is currently permissible to post such video material to an institution's Web site, provided it is not created for recruiting purposes and is considered general information in content and is generally accessible. Therefore, it is appropriate and reasonable that video and audio material that may be shown to, played for and provided to prospective student-athletes (including via computer generated recruiting presentations) should be subject to similar standards.

Estimated Budget Impact: Minimal.

Impact on Student-Athlete's Time: None.

Position Statement(s)

History:

Jun 09, 2009 Recruiting and Athletics Personnel Issues Cabinet, Sponsored

No. 2009-45 RECRUITING — OFFICIAL VISIT — FIRST OPPORTUNITY TO VISIT — JUNE IMMEDIATELY PRIOR TO SENIOR YEAR — FOOTBALL

Intent: In football, to specify that a prospective student-athlete may be provided an expense-paid

visit during the month of June immediately preceding the prospective student-athlete's senior year in high school.

Bylaws: Amend 13.6.2.2.1, as follows:

13.6.2.2.1 First Opportunity to Visit. A prospective student-athlete may not be provided an expense-paid visit earlier than the opening day of classes of the prospective student-athlete's senior year in high school. Violations of this bylaw shall be considered institutional violations per Constitution 2.8.1; however, such violations shall not affect the prospective student-athlete's eligibility.

13.6.2.2.1.1 Exception — Football. In football, a prospective student-athlete may be provided an expense-paid visit during the month of June immediately preceding the prospective student-athlete's senior year in high school.

Source: Big Ten Conference

Effective Date: Immediate

Category: Amendment

Topical Area: Recruiting

Rationale: Allowing official visits in June addresses a few distinct policy considerations. First, official visits for football prospective student-athletes during the fall and winter can be challenging both in terms of logistics and the quality of the visits due to various issues (e.g., during the academic year, in-season, during the holidays, during bowl participation). June is a period of time that is more likely to be convenient for all parties involved and it is a common time for high school juniors to visit campuses as part of the process of choosing a college. Second, the need for early accurate assessments of a prospective student-athlete's ability to succeed academically and assimilate culturally in a collegiate environment has never been more important. Higher quality visits in June (due to the opportunity for increased interaction between the staff and prospective student-athletes) would lead to better assessments by both the institution and prospective student-athlete. Moreover, by June, institutions will be able to assess the prospective student-athlete's academic performance through spring of the junior year. This proposal would not affect individual or institutional limits on official visits and all other legislation relating to official visits would continue to apply unchanged.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: Student-athletes may be asked to serve as hosts in June.

Position Statement(s)

Academics Cabinet: The committee opposes the proposal. The cabinet noted that some prospective student-athletes still will be completing the junior year of high school in June, and they could be preparing for or taking final exams while taking official visits if this legislation is adopted. The cabinet also noted that providing official visits prior to the senior year in high school would accelerate the early recruitment of prospective student-athletes. Finally, monitoring complications could result from official visits occurring around the time of institutions' football camps or clinics.

Football Issues Committee: The committee opposes the proposal for the Football Championship Subdivision. The FCS members of the committee expressed concern about the earlier recruiting time frame this may create for other contacts, phone calls and/or evaluations. The FBS members of the committee took no formal position.

Recruiting and Athletics Personnel Issues Cabinet: The cabinet opposes the proposal. The cabinet does not believe it is necessary for official visits to occur earlier than the first day of classes of a prospective student-athlete's senior year in high school because there is adequate time during the prospective student-athlete's senior year and prior to the National Letter of Intent (NLI) signing date in February for these visits to occur. Further, the cabinet noted official visits that occur during the academic year provide the opportunity to visit when the campus culture and environment most closely resembles what it would be when a prospective student-athlete is in attendance at the institution. The cabinet also expressed concern regarding the opportunity for official visits to occur during the same time period in which it is permissible to conduct institutional football camps and clinics and the impact on prospective student-athletes and coaches.

History:

Jul 11, 2009 Submit Submitted for consideration.

Sep 02, 2009 Football Issues Committee, Recommends Defeat For the Football Championship Subdivision.

Sep 02, 2009 Football Issues Committee, No Formal Position For the Football Bowl Subdivision.

Sep 15, 2009 Academics Cabinet, Recommends Defeat

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Defeat

No. 2009-46 RECRUITING — OFFICIAL VISIT — NUMBER OF OFFICIAL VISITS — INSTITUTIONAL LIMITATION — DE MINIMIS VIOLATION

Intent: To specify that a violation of the institutional limitation on the number of official visits shall be considered an institutional violation, but shall not affect the prospective student-athlete's eligibility.

Bylaws: Amend 13.6.2.6, as follows:

13.6.2.6 Number of Official Visits — Institutional Limitation. The total number of official visits a member institution may provide prospective student-athletes in the following sports on an annual basis (August 1 through July 31) shall be limited to:

[13.6.2.6-(a) through 13.6.2.6-(c) unchanged.]

[13.6.2.6.1 through 13.6.2.6.7 unchanged.]

13.6.2.6.8 Effect of Violation. A violation of Bylaw 13.6.2.6 shall be considered an institutional violation per Constitution 2.8.1; however, the prospective student-athlete's eligibility shall not be affected.

Source: NCAA Division I Legislative Council (Administrative Committee) (Committee on Student-Athlete Reinstatement)

Effective Date: Immediate

Category: Amendment

Topical Area: Recruiting

Rationale: This change removes any effect on a prospective student-athlete's eligibility when an institution exceeds the limitation on the number of official visits. Prospective student-athletes have no control over the number of prospective student-athletes who visit an institution. Any institutional accountability is better addressed within the enforcement process. Violations of the bylaw are institutional violations and the institution is required to submit a self-report.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Recruiting and Athletics Personnel Issues Cabinet: The cabinet supports the proposal and agrees with the sponsor's rationale. Further, the cabinet agrees that the proposal should be considered as noncontroversial legislation.

History:

Jun 11, 2009 Student-Athlete Reinstatement Committee, Recommends Approval

Jun 17, 2009 Legislative Council Administrative Committee, Sponsored

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval as Noncontroversial Legislation

No. 2009-47 RECRUITING — LETTER OF INTENT PROGRAMS, FINANCIAL AID AGREEMENTS — WRITTEN OFFER OF AID BEFORE SIGNING DATE — FOOTBALL

Intent: In football, to specify that prior to August 1 of a prospective student-athlete's senior year in high school, an institution shall not provide a written offer of athletically related financial aid or indicate in writing to the prospective student-athlete that an athletically related grant-in-aid will be offered by the institution.

Bylaws: Amend 13.9.2, as follows:

[Federated provision, FBS and FCS, divided vote]

13.9.2 Letter of Intent Restriction. A member institution may not participate in an institutional or conference athletics letter-of-intent program or issue an institutional or conference financial aid agreement that involves a signing date that precedes the initial regular (as opposed to early) signing date for the National Letter of Intent program in the same sport. However, an institution may permit a

prospective student-athlete to sign an institutional or conference letter of intent during the National Letter of Intent early signing period in the applicable sport.

[13.9.2.1 unchanged.]

13.9.2.2 Offer of Aid Before Signing Date **— Sports Other Than Football**. ~~*An*~~ **In sports other than football, an** institution may indicate in writing to a prospective student-athlete that an athletically related grant-in-aid will be offered by the institution; however, the institution may not permit the prospective student-athlete to sign a form indicating his or her acceptance of such an award before the initial signing date in that sport in the National Letter of Intent program.

13.9.2.3 Written Offer of Aid Before Signing Date — Football. In football, prior to August 1 of a prospective student-athlete's senior year in high school, an institution shall not provide a written offer of athletically related financial aid or indicate in writing to the prospective student-athlete that an athletically related grant-in-aid will be offered by the institution. On or after August 1 of a prospective student-athlete's senior year in high school, an institution may indicate in writing to the prospective student-athlete that an athletically related grant-in-aid will be offered by the institution; however, the institution may not permit the prospective student-athlete to sign a form indicating his or her acceptance of such an award before the initial signing date in that sport in the National Letter of Intent program.

Source: Big East Conference

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Recruiting

Rationale: Over the years, a culture has developed in football in which prospective student-athletes are receiving letters from coaches at the beginning of their junior year in high school that, essentially, offer athletics scholarships. Although they are not able to sign a National Letter of Intent until their senior year in high school, many prospective student-athletes view the early scholarship offer letters they receive as binding agreements. This proposal will eliminate the confusion such letters create with prospective student-athletes.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Awards, Benefits, Expenses and Financial Aid Cabinet: The cabinet took no formal position. The cabinet applauded the leadership displayed by the Big East Conference on this issue and supports the concept. However, the cabinet encourages the Legislative Council to table the proposal until the Recruiting and Athletics Personnel Issues Cabinet completes its review of early recruitment for potential solutions applicable to all sports.

Football Issues Committee: The committee supports the proposal. The committee agrees that the current trend of very early written offers of aid is disturbing and that it leads to confusion on the part of prospective student-athletes during the recruiting process.

Recruiting and Athletics Personnel Issues Cabinet: The cabinet opposes the proposal. The cabinet recognizes the intent of the sponsor to address early recruitment concerns in football. However, the cabinet has begun an examination of the current recruiting model, including offers of aid in all sports, and believes it would be premature to adopt sport-specific legislation at this time. Further, the cabinet is concerned with the difficulty of determining what constitutes a written indication of an athletically related grant-in-aid and how institutions will monitor such communication. The cabinet believes a clear understanding of these practical concerns should be addressed prior to consideration of the legislation.

History:

Jul 01, 2009 Submit Submitted for consideration.

Sep 02, 2009 Football Issues Committee, Recommends Approval

Sep 18, 2009 Awards, Benefits, Expenses and Financial Aid Cabinet, No Formal Position

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Defeat

No. 2009-48 RECRUITING AND FINANCIAL AID — LETTER-OF-INTENT PROGRAMS, FINANCIAL AID AGREEMENTS — LETTER OF INTENT RESTRICTION — LIMITATION ON NUMBER OF SIGNINGS — BOWL SUBDIVISION FOOTBALL

Intent: In bowl subdivision football, to specify that there shall be an annual limit of 28 on the number of prospective student-athletes who may sign a National Letter of Intent or an institutional offer of financial aid from the initial signing date of the National Letter of Intent through May 31.

A. Bylaws: Amend 13.9.2, as follows:

[Federated provision, FBS only]

13.9.2 Letter of Intent Restriction. A member institution may not participate in an institutional or conference athletics letter-of-intent program or issue an institutional or conference financial aid agreement that involves a signing date that precedes the initial regular (as opposed to early) signing date for the National Letter of Intent program in the same sport. However, an institution may permit a prospective student-athlete to sign an institutional or conference letter of intent during the National Letter of Intent early signing period in the applicable sport.

[13.9.2.1 through 13.9.2.2 unchanged.]

13.9.2.3 Limitation on Number of Letter of Intent/Offer of Financial Aid Signings — Bowl Subdivision Football. In bowl subdivision football, there shall be an annual limit of 28 on the number of prospective student-athletes who may sign a National Letter of Intent or an institutional offer of financial aid from the initial signing date of the National Letter of Intent through May 31.

B. Bylaws: Amend 15.5.1.9, as follows:

[Federated provision, FBS only]

15.5.1.9 Offers Exceeding Maximum Allowable Awards. An institution may offer more than the maximum number of permissible awards in a sport (per Bylaw 15.5) in anticipation that not all of the offers will be accepted, but the institution shall not exceed the awards limitation in the sport in question.

15.5.1.9.1 Limitation on Number of Letter of Intent/Offer of Financial Aid Signings — Bowl Subdivision Football. In bowl subdivision football, there shall be an annual limit of 28 on the number of prospective student-athletes who may sign a National Letter of Intent or an institutional offer of financial aid from the initial signing date of the National Letter of Intent through May 31.

Source: Southeastern Conference

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Recruiting

Rationale: Current legislation limits a Football Bowl Subdivision institution to 25 initial counters each academic year; however, neither NCAA nor National Letter of Intent (NLI) regulations limit the number of football prospective student-athletes an institution may sign to a NLI or institutional offer of financial aid. Some institutions are signing an excessive number of football prospective student-athletes. This proposal would encourage institutional personnel to discuss academic and admission qualifications of each prospective student-athlete, rather than simply athletics ability, prior to sending the prospective student-athlete an NLI or a written offer of financial aid. Finally, this proposal may reduce the number of prospective student-athletes signed by an institution who are unlikely to meet NCAA academic eligibility requirements.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Awards, Benefits, Expenses and Financial Aid Cabinet: The cabinet supports the proposal and agrees with the sponsor's rationale.

Football Issues Committee: The committee supports this proposal in concept but requests additional study to confirm that 28 is the appropriate number.

Recruiting and Athletics Personnel Issues Cabinet: The cabinet supports the proposal and agrees with the sponsor's rationale.

History:

Jun 23, 2009 Submit Submitted for consideration.

Sep 02, 2009 Football Issues Committee, Recommends Approval

Sep 18, 2009 Awards, Benefits, Expenses and Financial Aid Cabinet, Recommends Approval

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval

No. 2009-49 RECRUITING — TRYOUTS — COMPETITION AGAINST PROSPECTIVE STUDENT-ATHLETES — FOOTBALL

Intent: In football, to prohibit an institution's varsity and subvarsity intercollegiate teams from competing against any team that includes prospective student-athletes.

Bylaws: Amend 13.11.1, as follows:

[Federated provision, FBS and FCS, divided vote]

13.11.1 Prohibited Activities. A member institution, on its campus or elsewhere, shall not conduct (or have conducted on its behalf) any physical activity (e.g., practice session or test/tryout) at which one or more prospective student-athletes (as defined in Bylaws 13.11.1.1 and 13.11.1.2) reveal, demonstrate or display their athletics abilities in any sport except as provided in Bylaws 13.11.2 and 13.11.3.

[13.11.1.3.1 and 13.11.1.3.2 unchanged.]

13.11.1.3 Competition Against Prospective Student-Athletes **— Sports Other Than Football. In sports other than football,** ~~*An*~~ **an** institution's varsity intercollegiate team may compete against a two-year college team but may not compete against a high school or preparatory school team. An institution's varsity team may not participate in a contest against an outside team (e.g., nonscholastic team) that includes high school prospective student-athletes except for permissible contests while on a foreign tour, exempted contests against a foreign team in the United States and the United States national team. In individual sports, it is permissible for an institution's varsity team and an outside team that includes prospective student-athletes to participate in the same open event, provided the event either involves no team scoring or the event uses team scoring such that the institution's varsity team and the outside team are in separate scoring categories. Subvarsity teams are not bound by this prohibition.

13.11.1.4 Competition Against Prospective Student-Athletes — Football. In football, an institution's varsity and subvarsity intercollegiate teams shall not compete against any team that includes prospective student-athletes.

[13.11.1.4 through 13.11.1.7 renumbered as 13.11.1.5 through 13.11.1.8, unchanged.]

Source: Southeastern Conference

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Recruiting

Rationale: Current legislation permits an institution's varsity team to compete against two-year college teams and its junior varsity team or other subvarsity team to compete against any teams that include prospective student-athletes. These contests may result in a substantial financial payment being made to visiting teams or in recruiting activities involving visiting team members taking place in conjunction with these contests. This proposal is similar to recent legislative

changes in basketball, which preclude institutions from exempting competition against teams comprised of prospective student-athletes from maximum contest limitations. This proposal would eliminate a questionable practice that may be associated with undue influences involving teams of prospective student-athletes, and would also eliminate the recruiting activity that may occur in conjunction contests involving prospective student-athletes.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Football Issues Committee: The committee supports the proposal. The committee agreed that there are significant recruiting implications to competition against teams that include prospective student-athletes.

Recruiting and Athletics Personnel Issues Cabinet: The cabinet supports the proposal and agrees with the sponsor's rationale. However, the cabinet expressed some concern that the proposal may restrict subvarsity teams from competing against outside competition in the area or region of the institution and may result in increased travel expenses for competition.

History:

Jun 23, 2009 Submit Submitted for consideration.

Sep 02, 2009 Football Issues Committee, Recommends Approval

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval

No. 2009-50 RECRUITING AND ADMINISTRATIVE REGULATIONS — LOCAL SPORTS CLUBS — ADDITIONAL RESTRICTIONS — QUIET PERIODS — WOMEN'S SOCCER

Intent: In women's soccer, to specify that during a dead or quiet period, institutional coaching staff members may not coach a local sports team at an off-campus competition where prospective student-athletes are present; further, to establish quiet periods in women's soccer, as specified.

A. Bylaws: Amend 13.11.2.3.4, as follows:

13.11.2.3.4 Women's **Soccer and Women's** Volleyball — Additional Restrictions. In women's **soccer and women's** volleyball, during a dead or quiet period, institutional coaching staff members may not coach a local sports club team at an off-campus competition where prospective student-athletes are present. However, it is permissible for an institution's coach to coach his or her own local sports club team in practice activities.

B. Administrative: Amend 30.10, as follows:

30.10 RECRUITING CALENDARS

[30.10.1 through 30.10.9 unchanged.]

30.10.10 Dead or Quiet Periods for Other Sports. There are no specified recruiting periods in sports for which no recruiting calendars have been established except for the following dead

periods and the quiet ~~*period*~~ **periods** in women's ice hockey (see Bylaw 30.10.11) **and women's soccer (see Bylaw 30.10.12)**.

[30.10.11 unchanged.]

30.10.12 Quiet Periods — Women's Soccer.

(a) December 21 through the Sunday of the first full weekend (Saturday and Sunday) in January;

(b) 12:01 a.m. on the day of registration for the national convention of the National Soccer Coaches Association of America (NSCAA) to 12:01 a.m. on the day after adjournment of the convention. However, it is permissible to observe prospective student-athletes in demonstrations activities during a session at the convention, subject to applicable recruiting regulations (e.g., evaluations, limit on off-campus recruiters).

Source: Big 12 Conference

Effective Date: Immediate

Category: Amendment

Topical Area: Recruiting

Rationale: Establishing a limited recruiting calendar in women's soccer is in the best interests for coaches and prospective student-athletes. In addition to coaching duties, the current 365-day recruiting calendar and summer camps hinder the opportunity for coaches to schedule time away from their numerous responsibilities. Furthermore, a quiet period during the holiday season will benefit prospective student-athletes and their families by permitting them to enjoy time without the intrusion of off-campus recruiting activities. Finally, establishing a quiet period during the annual convention of the National Soccer Coaches Association of America will encourage attendance by NCAA Division I coaches, thereby leading to a more productive conference.

Estimated Budget Impact: May reduce recruiting expenditures due to the reduced number of off-campus recruiting days.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Recruiting and Athletics Personnel Issues Cabinet: The cabinet opposes the proposal. The cabinet recommends that the sponsor modify the proposal to establish a comprehensive recruiting calendar that includes dead periods surrounding the NCAA championship, the National Soccer Coaches Association of America convention and NLI signing periods similar to the recruiting calendars already established in other sports. Additionally, the cabinet noted the NCAA Division I Women's Soccer Committee does not support the proposal and believes the National Soccer Coaches Association of America should be involved or provide feedback regarding the development of a recruiting calendar.

Women's Soccer Committee: The committee opposes the proposal and does not believe that a significant advantage is gained by serving as a coach of a local sports team/club during an off-campus competition.

History:

Jul 14, 2009 Submit Submitted for consideration.

Sep 08, 2009 Women's Soccer Committee, Recommends Defeat

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Defeat

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Modification

No. 2009-51 RECRUITING — CAMPS AND CLINICS — INSTITUTION'S SPORTS CAMPS AND CLINICS — LOCATION — BASKETBALL

Intent: In basketball, to specify that an institution's camp or clinic shall be conducted on the institution's campus or within a 100-mile radius of the institution's campus.

Bylaws: Amend 13.12.1.1.4, as follows:

13.12.1.1.4 Basketball. An institution's basketball camp or clinic shall be conducted only during the months of June, July and August, or any calendar week (Sunday through Saturday) that includes days of those months (e.g., May 28-June 3). **An institution's camp or clinic shall be conducted on the institution's campus or within a 100-mile radius of the institution's campus.** Violations of this bylaw shall be considered institutional violations per Constitution 2.8.1; however, such violations shall not affect the prospective student-athlete's eligibility.

Source: NCAA Division I Championships/Sports Management Cabinet (Men's Basketball Issues Committee)

Effective Date: Immediate; a contract signed before September 17, 2008, may be honored

Category: Amendment

Topical Area: Recruiting

Rationale: Current legislation does not place restrictions on the location of institutional camps or clinics in sports other than football. The trend of hosting institutional camps or clinics in different regions of the country is an unwanted development in the basketball recruiting culture. Camps or clinics should not be conducted primarily for recruiting purposes. Requiring institutions to conduct their basketball camps or clinics on campus or a reasonable distance from campus will reduce institutional expenses and will reduce burdens on institutional personnel.

Estimated Budget Impact: Potential cost savings for institutions that have conducted camps or clinics beyond the proposed distance restriction. Potential for lost revenue from such camps.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Academics Cabinet: The committee supports the proposal. The cabinet noted that the intent of sports camps and clinics is not for recruiting purposes. Therefore, the intent and rationale of the proposal may be applicable to all sports. The cabinet encourages the sponsor to consider similar legislation that would apply to all sports.

Recruiting and Athletics Personnel Issues Cabinet: The cabinet supports the proposal and agrees with the sponsor's rationale. Further, the cabinet notes the addition of women's basketball to this proposal by the Championships/Sports Management Cabinet and supports the proposal as modified.

History:

Aug 28, 2008 Submit Submitted for consideration.

Aug 29, 2008 Men's Basketball Issues Committee, Recommends Approval

Sep 17, 2008 Championships/Sports Management Cabinet, Sponsored

Sep 15, 2009 Academics Cabinet, Recommends Approval

Sep 16, 2009 Championships/Sports Management Cabinet, Modified the Proposal The cabinet modified the proposal to include women's basketball. Previously, the proposal applied only to men's basketball.

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval

No. 2009-52 RECRUITING — CAMPS AND CLINICS — CONDUCTED DURING JUNE, JULY AND AUGUST — EMPLOYMENT IN NONINSTITUTIONAL, PRIVATELY OWNED CAMPS AND CLINICS AT ANY LOCATION — CHAMPIONSHIP SUBDIVISION FOOTBALL

Intent: In championship subdivision football, to specify that an institution's camp or clinic may be conducted only during the months of June, July and August or any calendar week (Sunday through Saturday) that includes days of those months (e.g., May 28-June 3); further, to specify that an institution's coach or noncoaching staff member with responsibilities specific to football may be employed in any capacity in a noninstitutional, privately owned camp or clinic at any location and only during the months of June, July and August or any calendar week (Sunday through Saturday) that includes days of those months (e.g., May 28-June 3).

A. Bylaws: Amend 13.12.1.1.3, as follows:

[Federated provision, FCS only]

13.12.1.1.3 Football. An institution's football camp or clinic shall be conducted on the institution's campus, within the state in which the institution is located or, if outside the state, within a 50-mile radius of the institution's campus. In ~~*addition*~~ **bowl subdivision football**, an institution's ~~*football*~~ camp or clinic may be conducted only during two periods of 15 consecutive days in the months of June and July or any calendar week (Sunday through Saturday) that includes days of those months (e.g., May 28-June 3). The dates of the two 15-day periods must be on file in the office of the athletics director. **In championship subdivision football, an institution's camp or clinic may be conducted only during the months of June, July and August or any calendar week (Sunday through Saturday) that includes days of those months (e.g., May 28-June 3).** Violations of this bylaw shall be considered institutional violations per Constitution 2.8.1; however, such violations shall not affect the prospective student-athlete's eligibility.

B. Bylaws: Amend 13.12.2.3, as follows:

[Federated provision, FCS only]

13.12.2.3 Athletics Staff Members. A member institution's athletics staff member may be involved in sports camps or clinics unless otherwise prohibited in this section.

[13.12.2.3.1 through 13.12.2.3.2 unchanged.]

13.12.2.3.3 Noninstitutional, Privately Owned Camps/Clinics — Bowl Subdivision Football. In bowl subdivision football, an institution's coach or noncoaching staff member with responsibilities specific to football may be employed (either on a salaried or volunteer basis) in any capacity (e.g., counselor, guest lecturer, consultant) in a noninstitutional, privately owned camp or clinic, provided the camp or clinic is operated in accordance with restrictions applicable to institutional camps (e.g., open to any and all entrants, no free or reduced admission to or employment of athletics award winners). Employment in such camps/clinics is limited to two periods of 15 consecutive days in the months of June and July or any calendar week (Sunday through Saturday) that includes days of those months (e.g., May 28-June 3). The dates of the two 15-day periods must be on file in the office of the director of athletics.

13.12.2.3.4 Noninstitutional, Privately Owned Camps/Clinics — Championship Subdivision Football. In championship subdivision football, an institution's coach or noncoaching staff member with responsibilities specific to football may be employed (either on a salaried or volunteer basis) in any capacity (e.g., counselor, guest lecturer, consultant) in a noninstitutional, privately owned camp or clinic, provided the camp or clinic is operated in accordance with restrictions applicable to institutional camps, (e.g., open to any and all entrants, no free or reduced admission to or employment of athletics award winners). However, a coach or staff member may be employed in a noninstitutional, privately owned camp or clinic at any location. Employment in such camps/clinics may occur only during the months of June, July and August or any calendar week (Sunday through Saturday) that includes days of those months (e.g., May 28-June 3).

13.12.2.3.~~3~~**5** Noninstitutional, Privately Owned Camps/Clinics — Sports Other Than Basketball **and Football**. In sports other than basketball **and football**, an institution's athletics department personnel may serve in any capacity (e.g., counselor, guest lecturer, consultant) in a noninstitutional, privately owned camp or clinic, provided the camp or clinic is operated in accordance with restrictions applicable to institutional camps (e.g., open to any and all entrants, no free or reduced admission to or employment of athletics award winners). ~~*In football, participation in such camps/clinics is limited to two periods of 15 consecutive days in the months of June and July or any calendar week (Sunday through Saturday) that includes days of those months (e.g., May 28 -June 3). The dates of the two 15-day periods must be on file in the office of the athletics director.*~~

[13.12.2.3.4 through 13.12.2.3.6 renumbered as 13.12.2.3.6 through 13.12.2.3.8, unchanged.]

Source: NCAA Division I Championships/Sports Management Cabinet (Football Issues Committee)

Effective Date: Immediate

Category: Amendment

Topical Area: Recruiting

Rationale: Currently, an institution's athletics department personnel in football may only participate in institutional and noninstitutional camps and clinics during two 15-day periods in June and July. This limitation is unnecessarily restrictive for Football Championship Subdivision (FCS) coaches. The issues that prompted the adoption of the current legislation limiting camp participation (e.g., feeling pressure to work several camps in the summer, significant time away from campus and family) impact Football Bowl Subdivision (FBS) coaches more than FCS coaches and greater flexibility in scheduling and working at summer camps for FCS coaches is needed.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Recruiting and Athletics Personnel Issues Cabinet: The cabinet supports the proposal and agrees with the sponsor's rationale.

History:

Apr 01, 2009 Football Issues Committee, Recommends Approval

Jun 25, 2009 Championships/Sports Management Cabinet, Sponsored

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval

No. 2009-53 RECRUITING — CAMPS AND CLINICS — CONDUCTED DURING JUNE, JULY AND AUGUST — FOOTBALL

Intent: In football, to specify that an institution's camp or clinic may be conducted only during the months of June, July and August or any calendar week (Sunday through Saturday) that includes days of those months.

A. Bylaws: Amend 13.12.1.1.3, as follows:

[Federated provision, FBS and FCS, divided vote]

13.12.1.1.3 Football. An institution's football camp or clinic shall be conducted on the institution's campus, within the state in which the institution is located or, if outside the state, within a 50-mile radius of the institution's campus. In addition, an institution's football camp or clinic may be conducted only during ~~*two periods of 15 consecutive days in*~~ the months of June, ~~*and*~~ July **and August** or any calendar week (Sunday through Saturday) that includes days of those months (e.g., May 28-June 3). ~~*The dates of the two 15-day periods must be on file in the office of the athletics director*~~. Violations of this bylaw shall be considered institutional violations per Constitution 2.8.1; however, such violations shall not affect the prospective student-athlete's eligibility.

B. Bylaws: Amend 13.12.2.3.3, as follows:

13.12.2.3.3 Noninstitutional, Privately Owned Camps/Clinics — Sports Other Than Basketball. In sports other than basketball, an institution's athletics department personnel may serve in any capacity (e.g., counselor, guest lecturer, consultant) in a noninstitutional, privately owned camp or clinic, provided the camp or clinic is operated in accordance with restrictions applicable to institutional camps (e.g., open to any and all entrants, no free or reduced admission to or employment of athletics award winners). ~~*In football, participation in such camps/clinics is limited to two periods of 15 consecutive days in the months of June and July or any calendar week (Sunday through Saturday) that includes days of those months (e.g., May 28-June 3). The dates of the two 15-day periods must be on file in the office of the athletics director.*~~

Source: Southern Conference

Effective Date: Immediate

Category: Amendment

Topical Area: Recruiting

Rationale: Under the current rule, an institution's football camp may be conducted only during two periods of 15 consecutive days in the months of June and July or any calendar week that includes days of those months. In addition, coaches may only be employed at other camps (institutional and noninstitutional) during the same two periods of 15 consecutive days. Given the restrictive nature of the current rule, it is extremely difficult for assistant coaches to work at other institutional and noninstitutional camps throughout the summer. Employment at other camps provides assistant coaches with means to supplement their income and is an important professional development opportunity. Additionally, increasing the time period during which an institution's football camp is conducted will alleviate scheduling conflicts that exist on campuses where numerous sports compete for access to a limited number of facilities during the summer months.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Football Issues Committee: The committee opposes the proposal. The committee prefers the adoption of its own proposal, Proposal No. 2009-52, in conjunction with Proposal No. 2009-54. This would allow FCS and FBS coaches to have different calendars for conducting institutional camps and allow both FBS and FCS coaches to work private camps at any location during their permissible camp periods.

Recruiting and Athletics Personnel Issues Cabinet: The cabinet opposes the proposal. The cabinet supports Proposal Nos. 2009-52 and 2009-54 and believes they more effectively address the issues regarding employment at noninstitutional camps and clinics in football.

History:

Jul 14, 2009 Submit Submitted for consideration.

Sep 02, 2009 Football Issues Committee, Recommends Defeat

No. 2009-54 RECRUITING — CAMPS AND CLINICS — EMPLOYMENT IN NONINSTITUTIONAL, PRIVATELY OWNED CAMPS OR CLINICS AT ANY LOCATION — FOOTBALL

Intent: In football, to specify that an institution's coach or noncoaching staff member with responsibilities specific to football may be employed in a noninstitutional, privately owned camp or clinic at any location during the two periods of 15 consecutive days in the months of June and July as declared by the institution.

Bylaws: Amend 13.12.2.3, as follows:

[Federated provision, FBS and FCS, divided vote]

13.12.2.3 Athletics Staff Members. A member institution's athletics staff member may be involved in sports camps or clinics unless otherwise prohibited in this section.

[13.12.2.3.1 through 13.12.2.3.2 unchanged.]

13.12.2.3.3 Noninstitutional, Privately Owned Camps/Clinics — Football. In football, an institution's coach or noncoaching staff member with responsibilities specific to football may be employed (either on a salaried or volunteer basis) in any capacity (e.g., counselor, guest lecturer, consultant) in a noninstitutional, privately owned camp or clinic, provided the camp or clinic is operated in accordance with restrictions applicable to institutional camps (e.g., open to any and all entrants, no free or reduced admission to or employment of athletics award winners). However, a coach or staff member may be employed in a noninstitutional, privately owned camp or clinic at any location. Employment in such camps/clinics is limited to two periods of 15 consecutive days in the months of June and July or any calendar week (Sunday through Saturday) that includes days of those months (e.g., May 28-June 3). The dates of the two 15-day periods must be on file in the office the athletics director.

13.12.2.3.~~3~~**4** Noninstituitonal Privately Owned Camps/Clinics — Sports Other Than Basketball **and Football**. In sports other than basketball **and football**, an institution's athletics department personnel may serve in any capacity (e.g., counselor, guest lecturer, consultant) in a noninstitutional, privately owned camp or clinic, provided the camp or clinic is operated in accordance with restrictions applicable to institutional camps (e.g., open to all entrants, no free or reduced admission to or employment of athletics award winners). ~~*In football, participation in such camps/clinics is limited to two period of 15 consecutive days in the months of June and July or any calendar week (Sunday through Saturday) that includes days of those months (e.g., May 28-June 3). The dates of the two 15-day periods must be on file in the office of the athletics director.*~~

[13.12.2.3.4 through 13.12.2.3.6 renumbered as 13.12.2.3.5 through 13.12.2.3.7, unchanged.]

Source: Ivy Group

Effective Date: Immediate

Category: Amendment

Topical Area: Recruiting

Rationale: This proposal allows football coaches, assistant coaches in particular, to gain more coaching and camp/clinic experience. Additionally, it gives coaches greater flexibility in finding summer employment during the two 15-day declared periods. The original intent of the imposition of the 50-mile radius was to limit institutional football camps from being held in locations other than the vicinity of the institution. Therefore, the radius restriction should not apply to the employment of football coaches at noninstitutional, privately owned camps or clinics.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Football Issues Committee: The committee supports the proposal. The committee agrees that the original intent of recently adopted legislation restricting the location of institutional camps was not intended to affect coaches working private camps in various locations.

Recruiting and Athletics Personnel Issues Cabinet: The cabinet supports the proposal. However, the cabinet expressed some concern that these employment opportunities have developed primarily into recruiting opportunities rather than professional development experiences and believes this practice should be monitored in the future.

History:

Jul 15, 2009 Submit Submitted for consideration.

Sep 02, 2009 Football Issues Committee, Recommends Approval

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval

No. 2009-55 RECRUITING — CAMPS AND CLINICS — EMPLOYMENT DURING QUIET PERIODS — WOMEN'S VOLLEYBALL

Intent: In women's volleyball, to specify that it is not permissible for a coach or a noncoaching staff member with responsibilities specific to volleyball to be employed (either on a salaried or a volunteer basis) at an institutional camp or clinic or a noninstitutional, privately owned camp or clinic that is conducted off the institution's campus during a quiet period.

Bylaws: Amend 13.12.2.3, as follows:

13.12.2.3 Athletics Staff Members. A member institution's athletics staff member may be involved in sports camps or clinics unless otherwise prohibited in this section.

[13.12.2.3.1 through 13.12.2.3.2 unchanged.]

13.12.2.3.3 Institutional/Noninstitutional, Privately Owned Camps/Clinics — Women's Volleyball. In women's volleyball, an institution's coach or noncoaching staff member with responsibilities specific to volleyball may serve in any capacity (e.g., counselor,

guest lecturer, consultant) in a noninstitutional, privately owned camp or clinic, provided the camp or clinic is operated in accordance with restrictions applicable to institutional camps (e.g., open to any and all entrants, no free or reduced admission to or employment of athletics award winners). However, it is not permissible for a women's volleyball coach or noncoaching staff member with responsibilities specific to volleyball to be employed (either on salaried or a volunteer basis) at an institutional camp or clinic or a noninstitutional, privately owned camp or clinic that is conducted off the institution's campus during a quiet period.

13.12.2.3.~~3~~.**4** Other Noninstitutional Privately Owned Camps/Clinics — Sports Other Than Basketball **and Women's Volleyball**. In sports other than basketball **and women's volleyball**, an institution's athletics department personnel may serve in any capacity (e.g., counselor, guest lecturer, consultant) in a noninstitutional, privately owned camp or clinic, provided the camp or clinic is operated in accordance with restrictions applicable to institutional camps (e.g., open to any and all entrants, no free or reduced admission to or employment of athletics award winners). In football, participation in such camps/clinics is limited to two periods of 15 consecutive days in the months of June and July or any calendar week (Sunday through Saturday) that includes days of those months (e.g., May 28-June 3). The dates of the two 15-day periods must be on file in the office of the athletics director.

[13.12.2.3.4 through 13.12.2.3.6 renumbered as 13.12.2.3.5 through 13.12.2.3.7, unchanged.]

Source: NCAA Division I Recruiting and Athletics Personnel Issues Cabinet

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Recruiting

Rationale: This proposal would restrict the involvement of women's volleyball coaches and sport-specific staff members in institutional and noninstitutional camps or clinics conducted off the institution's campus during a quiet period. Coaches have used employment in such camps and clinics as a means of gaining access to prospective student-athletes at a time when off-campus recruitment is otherwise prohibited. A coach may continue to be employed at an institutional or noninstitutional camp or clinic on his or her institution's campus during a quiet period. Legislation restricting coaches' involvement in institutional and noninstitutional camps or clinics currently exists in basketball and football. Finally, this proposal was initiated and supported by the American Volleyball Coaches Association.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

History:

Jun 09, 2009 Recruiting and Athletics Personnel Issues Cabinet, Sponsored

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Modified the Proposal Modified to add noncoaching staff with sport-specific responsibilities to the prohibition

on employment at institutional or noninstitutional camps that occur off campus during a quiet period.

No. 2009-56 RECRUITING — USE OF RECRUITING FUNDS — RECRUITING OR SCOUTING SERVICES — CRITERIA FOR SUBSCRIPTION

Intent: To establish additional criteria that must be satisfied in order for an institution to subscribe to a recruiting or scouting service involving prospective student-athletes, as specified.

A. Bylaws: Amend 13.1.8, as follows:

13.1.8 Limitations on Number of Evaluations.

[13.1.8.1 through 13.1.8.19 unchanged.]

13.1.8.20 Off-Campus Observation of Recruiting or Scouting Service Video. Off-campus observation of a prospective student-athlete via video made available by a recruiting or scouting service is considered an evaluation activity and is subject to applicable evaluation regulations.

B. Bylaws: Amend 13.14.3, as follows:

13.14.3 Recruiting **or Scouting** Services.

~~*13.14.3.1 Published Recruiting Services.*~~ An institution may subscribe to a ~~*regularly published*~~ **recruiting or** scouting service involving prospective student-athletes, provided ~~*this*~~ **the institution does not purchase more than one annual subscription to a particular service and the** service ~~*is*~~**:**

(a) Is made available to all institutions desiring to subscribe and at the same fee rate for all subscribers**;**

(b) Publicly identifies all applicable rates;

(c) Disseminates information (e.g., reports, profiles) about prospective student-athletes at least four times per calendar year;

(d) Publicly identifies the geographical scope of the service (e.g., local, regional, national) and reflects broad-based coverage of the geographical area in the information it disseminates;

(e) Provides analysis in the information it disseminates beyond demographic information or rankings of prospective student-athletes;

(f) Provides access to samples or previews of the information it disseminates prior to purchase of a subscription; and

(g) Provides video that is restricted to regularly scheduled (regular season) high school, preparatory school or two-year college contests and for which the institution made no prior arrangements for recording. (Note: This provision is applicable only if the subscription includes video services.)

~~*13.14.3.2 Video Services. An institution is permitted to use a video service, provided only regularly scheduled (regular season) high school or two-year college contests are involved. The institution may not contract with the service in advance to have a particular contest recorded or provided, and the service must be available to all institutions at the same cost. Off-campus observation of a prospective student-athlete via video made available by a scouting service is considered an evaluation activity and is subject to applicable evaluation regulations.*~~

[13.14.3.3 renumbered as 13.14.3.1, unchanged.]

Source: NCAA Division I Championships/Sports Management Cabinet (Men's Basketball Issues Committee)

Effective Date: Immediate

Category: Amendment

Topical Area: Recruiting

Rationale: Currently, recruiting or scouting services are only required to meet minimal requirements in order for institutions to subscribe to them. For example, a published recruiting or scouting service only needs to be regularly published and available at the same fee rate for all subscribers. There has been a proliferation of recruiting services, particularly in the sport of men's basketball, that do not provide information consistent with the original intent of the legislation. Many of the operators of the recruiting or scouting services are tied directly to teams or events involving highly skilled prospective student-athletes and concerns have been expressed that the service is being used as leverage in the recruiting process. In some instances, the service merely provides demographic information that is available from other sources or in other instances, no information that would assist in the evaluation of talent. The perception is that unless an institution subscribes particular services, it will be disadvantaged in attempts to recruit prospective student-athletes linked with the recruiting-service operators. This proposal acknowledges the overall value of recruiting services and protects the integrity of the recruiting process by reinforcing the intent of the original legislation.

Estimated Budget Impact: Potential cost savings by eliminating subscriptions to services that provide limited or insufficient information.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Football Issues Committee: The committee supports the proposal and agrees with the sponsor's rationale.

Recruiting and Athletics Personnel Issues Cabinet: The cabinet supports the proposal and agrees with the sponsor's rationale. In addition, the cabinet supports the modification made by the Championships/Sports Management Cabinet to limit each institution to one subscription to each service on an annual basis. The cabinet noted that this would eliminate the current practice by some institutions of paying for multiple subscriptions to the same service in the same year.

Women's Basketball Issues Committee: The committee supports the proposal and agrees with the sponsor's rationale. The committee noted that this legislation would assist in reinforcing the original intent of the legislation by requiring that recruiting or scouting services actually provide

information that would assist in the evaluation of talent. The committee also noted that the legislation acknowledges the overall value of recruiting services and would protect the integrity of the recruiting process.

History:

Jun 01, 2009 Men's Basketball Issues Committee, Recommends Approval

Jun 25, 2009 Championships/Sports Management Cabinet, Sponsored

Aug 21, 2009 Women's Basketball Issues Committee, Recommends Approval

Sep 02, 2009 Football Issues Committee, Recommends Approval

Sep 16, 2009 Championships/Sports Management Cabinet, Modified the Proposal Modified to specify that an institution may not purchase more than one annual subscription to a particular recruiting or scouting service.

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval

No. 2009-57 ADMINISTRATIVE REGULATIONS — RECRUITING CALENDARS — FOOTBALL — QUIET PERIODS IN JANUARY

Intent: In football, to revise the recruiting calendar to eliminate the quiet periods in January, as specified.

Administrative: Amend 30.10.3, as follows:

[Federated provision, FBS and FCS, divided vote]

30.10.3 Football. The following recruiting periods shall apply to football:

[30.10.3-(a) unchanged.]

(b) The Sunday following the last Saturday in November through the Saturday prior to the initial date for the regular signing period of the National Letter of Intent except for (1) through (~~9~~**6**) below. Six in-person off-campus contacts per prospective student-athlete shall be permitted during this time period with not more than one permitted in any one calendar week (Sunday through Saturday) or partial calendar week: — Contact Period

[30.10.3.-(b)-(1) through 30.10.3-(b)-(4) unchanged.]

(5) The Monday following the third Saturday in December through January ~~1~~**3**: — Dead Period

(a) Institutional staff members may have contact with a prospective student-athlete who has been admitted for midyear enrollment, provided the prospective student-athlete has signed a National Letter of Intent or other offer of admission and/or financial aid to attend the institution and is required to be on campus to attend institutional orientation sessions for all students.	
~~*(6) Weekdays during the first week of January when the first Monday in January is not a contact period [except for (a) below:*~~	~~*Dead Period*~~
~~*(a) Institutional staff members may have contact with a prospective student-athlete who has been admitted for midyear enrollment provided the prospective student-athlete has signed a National Letter of Intent or other offer of admission and/or financial aid to attend the institution and is required to be on campus to attend institutional orientation sessions for all students.*~~	
~~*(7) Friday, Saturday and Sunday when the first Friday in January is preceded by a dead day:*~~	~~*Quiet Period*~~
~~*(8) Sunday during the week of the annual convention of the American Football Coaches Association and Friday and Saturday after the completion of the convention:*~~	~~*Quiet Period*~~
(~~*9*~~**6**) Monday through Thursday during the week of the annual convention of the American Football Coaches Association [except for (a) below]:	Dead Period

[Remainder of 30.10.3 unchanged.]

Source: Patriot League

Effective Date: Immediate

Category: Amendment

Topical Area: Recruiting

Rationale: The original intent of the current recruiting calendar format was to provide for a total of six weeks of contact (Sunday through Saturday) during the winter contact period. Contact opportunities in January are critical for Football Championship Subdivision programs that are trying to finalize their recruiting efforts prior to the National Letter of Intent signing period. The current format creates the potential to lose recruiting opportunities in early January depending on how the calendar falls, particularly when January 1 falls on a weekday. This revision would not increase the number of permissible contacts, but would ensure that the January contact period is consistent and allows for the maximum number of contact days in January on an annual basis. In addition, extending the first dead period through January 3 protects the original intent of providing an uninterrupted holiday season for both prospective student-athletes and coaches.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Football Issues Committee: The committee opposes the proposal. However, the committee recommends that the sponsor modify the proposal to maintain the Sunday during the week of the annual American Football Coaches Association convention as a quiet period and to specify that Friday and Saturday after the completion of the convention is a contact period.

Recruiting and Athletics Personnel Issues Cabinet: The cabinet opposes the proposal. However, the cabinet recommends that the sponsor modify the proposal to maintain the Sunday during the week of the annual American Football Coaches Association convention as a quiet period and to specify that Friday and Saturday after the completion of the convention is a contact period. If the sponsor chooses not to modify the proposal, the cabinet will sponsor an alternative proposal. The cabinet is supportive of the concept outlined in the proposal and believes the modification would encourage coaches to fully participate in the American Football Coaches Association convention. Further, the cabinet notes that this modification is supported by the NCAA Division I Football Issues Committee.

History:

Jun 15, 2009 Submit Submitted for consideration.

Sep 02, 2009 Football Issues Committee, Recommends Defeat

Sep 02, 2009 Football Issues Committee, Recommends Modification

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Defeat

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Modification

No. 2009-58 ADMINISTRATIVE REGULATIONS — RECRUITING CALENDARS — MEN'S SOCCER

Intent: In men's soccer, to establish a recruiting calendar, as specified.

Administrative: Amend 30.10, as follows:

30.10 RECRUITING CALENDARS

[30.10.1 through 30.10.9 unchanged.]

30.10.10 Soccer, Men's. The following recruiting periods shall apply to men's soccer:

(a) August 1 to the date that is two weeks prior to the date on which the first permissible men's soccer contest may occur:	**Contact Period**

(b) The date that is two weeks prior to the date on which the first permissible men's soccer contest may occur through the date on which the first permissible men's soccer contest may occur:	**Quiet Period**
(c) The day after the date on which the first permissible men's soccer contest may occur through November 31:	**Contact Period**
(d) December 1 through December 31	**Quiet Period**
(e) January 1 through May 31 [except for (1) below]:	**Contact Period**
(1) Monday through Thursday of the week that includes the initial signing date of the National Letter of Intent:	**Dead Period**
(f) June 1 through June 14:	**Quiet Period**
(g) June 15 through July 31:	**Contact Period**

[30.10.10 through 30.10.11 renumbered as 30.10.11 through 30.10.12 unchanged.]

Source: Big West Conference

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Recruiting

Rationale: Establishing a recruiting calendar in men's soccer will afford coaches quality time with their teams and their families. In addition, this proposal is designed to promote equity among institutions in recruiting and to shield prospective student-athletes from undue pressures that may interfere with their scholastic or athletics interests.

Estimated Budget Impact: May reduce recruiting expenditures due to the reduced number of off-campus recruiting days.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Recruiting and Athletics Personnel Issues Cabinet: The cabinet opposes the proposal. However, the cabinet recommends that the sponsor modify the proposal to include a dead period surrounding the NCAA Championship and the National Soccer Coaches Association of America

convention similar to recruiting calendars already established in other sports. If the sponsor chooses not to modify the proposal, the cabinet will sponsor an alternative proposal. However, the cabinet believes it is important that the National Soccer Coaches Association of America is involved or provides feedback regarding the development of a recruiting calendar.

History:

Jul 06, 2009 Submit Submitted for consideration.

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Defeat

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Modification

No. 2009-59 ADMINISTRATIVE REGULATIONS — RECRUITING CALENDARS — WOMEN'S VOLLEYBALL — EVALUATION PERIOD IN CONJUNCTION WITH CHAMPIONSHIP

Intent: In women's volleyball, to designate Thursday of the Division I Women's Volleyball Championship through the Sunday immediately following the championship as an evaluation period; further, to specify that an institution's authorized coaching staff members may evaluate on only one day and may attend only one event on that day during this period; that the event shall occur within a 30-mile radius of the site of the championship; that coaches from the same institution who attend such an event shall attend the same event on the same day; and that coaches shall not attend events that occur at the same time that any intercollegiate competition in conjunction with the NCAA championship occurs.

Administrative: Amend 30.10.6, as follows:

30.10.6 Women's Volleyball. The following recruiting periods shall apply to women's volleyball:

[30.10.6-(a) through 30.10.6-(b) unchanged.]

(c) Wednesday prior to the Division I Women's Volleyball Championship through December 31 [except for (1)

[30.10.6-(c)-(1) unchanged.]

(2) ~~*One event conducted on the Sunday immediately following the Division I Women's Volleyball Championship, provided it occurs within a 100 -mile radius of the site of the championship:*~~ **Thursday of the Division I Women's Volleyball Championship through the Sunday immediately following the championship. An institution's authorized coaching staff members (see Bylaw 11.7.4) may evaluate on only one day and may attend only one event on that day during this period. Such an event shall occur within a 30-mile radius of the site of the championship. Coaches from the same institution who attend such an event shall attend the same event on the same day. Coaches shall not attend events that occur at the same time that any intercollegiate competition in conjunction with the NCAA championship occurs:**

Evaluation Period

[Remainder of 30.10.6 unchanged.]

Source: NCAA Division I Recruiting and Athletics Personnel Issues Cabinet

Effective Date: Immediate

Category: Amendment

Topical Area: Recruiting

Rationale: This proposal does not substantially modify the current legislation, which was adopted in 2007 as a noncontroversial amendment. The proposal expands the window of time during which events may be conducted from one day to four days. Based on feedback related to the first year of the current legislation, it appears that limiting the events to one day limits the flexibility necessary to accommodate the events in conjunction with other activities surrounding the championship. In addition, the estimated impact to recruiting and recruiting budgets will be minimal because the American Volleyball Coaches Association convention is held in conjunction with the championship. Many coaches are already in the locale of the championship to attend the convention. This exception is similar to a women's basketball exception, which also allows coaches to attend an event in conjunction with the sport's championship. This change is requested as noncontroversial legislation, inasmuch as broader consultation and debate are unlikely to improve the proposal in any substantial way, significant disagreement or alternative points of view are not likely generated and there does not appear to be a significant impact on existing or proposed legislation. Finally, this proposal was initiated and supported by the American Volleyball Coaches Association.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

History:

Jun 09, 2009 Recruiting and Athletics Personnel Issues Cabinet, Sponsored

Jun 09, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval as Noncontroversial Legislation

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Modified the Proposal Modified to specify that coaches shall not attend events that occur at the same time that any intercollegiate competition in conjunction with the NCAA championship occurs.

Eligibility

No. 2009-60 ELIGIBILITY — ACADEMIC WAIVERS — AUTHORITY OF INITIAL-ELIGIBILITY WAIVERS COMMITTEE AND PROGRESS-TOWARD-DEGREE WAIVERS COMMITTEE

Intent: To specify that the NCAA Division I Initial-Eligibility Waivers Committee shall be the final appellate body for initial-eligibility waivers and that the NCAA Division I Progress-Toward-Degree Waivers Committee shall be the final appellate body for progress-toward-degree waivers.

A. Bylaws: Amend 14.1.8, as follows:

14.1.8 Full-Time Enrollment.

14.1.8.1 Requirement for Practice. To be eligible to participate in organized practice sessions, a student-athlete shall be enrolled in a minimum full-time program of studies leading to a baccalaureate or equivalent degree as defined by the regulations of the certifying institution. The violation shall be considered an institutional violation per Constitution 2.8.1; however, it shall not affect the student-athlete's eligibility.

[14.1.8.1.1 through 14.1.8.1.5 unchanged.]

~~*14.1.8.1.6 Wavier — U.S. Olympic Committee National Governing Body. A student with eligibility remaining who is not enrolled or who is enrolled in less than a minimum full-time program of studies or a former student-athlete may participate on a regular basis in organized practice sessions, provided the following conditions are met:*~~

~~*(a) The practice sessions take place only at the institution the individual previously attended as an undergraduate or currently attends or previously attended as a graduate student;*~~

~~*(b) In the case of former student-athlete, the practice sessions involved an individual sport or women's rowing;*~~

~~*(c) In the case of a current student-athlete with eligibility remaining, the practice sessions involve an individual or team sport;*~~

~~*(d) The United States Olympic Committee or national governing body (NGB) in the sport has recommended the individual's participation;*~~

~~*(e) The individual does not participate in any coaching activities unless the institution designates the individual in the appropriate coaching limits;*~~

~~*(f) In the case of a student-athlete with NCAA eligibility remaining in the sport, such participation occurs only during the academic year immediately preceding the Olympic Games; and*~~

~~*(g) In the case of a former student-athlete, such participation shall be limited to no more than five years following exhaustion of eligibility or completion of degree, whichever is earlier. A student-athlete who has not graduated must be enrolled (full or part time) and make progress toward a degree.*~~

~~*14.1.8.1.6.1 Administration. This waiver shall be approved by the conference members of the Association or, in the case of independent institutions, by the Legislative Council Subcommittee for Legislative Relief. A member institution shall submit a waiver request that includes documentation that demonstrates that the conditions of Bylaw 14.1.8.1.6 have been met for each individual who wishes to participate in the institution's practice sessions.*~~

~~*14.1.8.1.7 Waiver Full-Time Enrollment — Practice. Unless otherwise specified under this bylaw, the Academics Cabinet may waive the 12 hour requirement for practice.*~~

14.1.8.2 Requirement for Competition. To be eligible for competition, a student-athlete shall be enrolled in at least a minimum full-time program of studies leading to a baccalaureate or equivalent degree, which shall not be less than 12-semester or quarter hours.

[14.1.8.2.1 through 14.1.8.2.6 unchanged.]

14.1.8.~~2.7~~**3** Waivers. Waivers may be granted to the minimum 12-semester or 12-quarter hour enrollment as follows:

14.1.8.~~2.7~~**3**.1 Nontraditional Academic Calendars. A student-athlete at an institution that determines enrollment hours on a basis other than traditional semester or quarter hours or that conducts a cooperative educational program may **practice and** compete if, ~~*at the time of competition,*~~ the student is enrolled for a comparable minimum academic load as determined by the ~~*Academics Cabinet*~~ **Progress-Toward-Degree Waivers Committee (see Bylaw 21.7.5.1.3.2).**

14.1.8.3.2 U.S. Olympic Committee/National Governing Body — Practice. A student with eligibility remaining who is not enrolled or who is enrolled in less than a minimum full-time program of studies or a former student-athlete may participate on a regular basis in organized practice sessions, provided the following conditions are met:

(a) The practice sessions take place only at the institution the individual previously attended as an undergraduate or currently attends or previously attended as a graduate student;

(b) In the case of former student-athlete, the practice sessions involve an individual sport or women's rowing;

(c) In the case of a current student-athlete with eligibility remaining, the practice sessions involve an individual or team sport;

(d) The United States Olympic Committee or national governing body (NGB) in the sport has recommended the individual's participation;

(e) The individual does not participate in any coaching activities unless the institution designates the individual in the appropriate coaching limits;

(f) In the case of a student-athlete with NCAA eligibility remaining in the sport, such participation occurs only during the academic year immediately preceding the Olympic Games; and

(g) In the case of a former student-athlete, such participation shall be limited to no more than five years following exhaustion of eligibility or completion of degree, whichever is earlier. A student-athlete who has not graduated must be enrolled (full or part time) and making progress toward a degree.

14.1.8.3.2.1 Administration. This waiver shall be approved by the conference members of the Association or, in the case of independent institutions, by the Progress-Toward-Degree Waivers Committee. A member institution shall submit a waiver request that includes documentation that demonstrates that the conditions of Bylaw 14.1.8.3.2 have been met for each individual who wishes to participate in the institution's practice sessions.

14.1.8.~~2.7.2~~**3.3** Olympic Games, Pan American Games, World Championships, World Cup, World University Games or World Youth Championships **— Competition**. The ~~*Academics Cabinet*~~ **Progress-Toward-Degree Waivers Committee (see Bylaw 21.7.5.1.3.2)** may waive the minimum full-time enrollment requirement for any participant in the Olympic Games, Pan

American Games, World Championships, World Cup, World University Games or World Youth Championships (including junior levels of such events) who, because of such participation, may lose eligibility for practice and competition in any sports.

14.1.8.~~2.7.~~3**.4** Student-Athletes with Education-Impacting Disabilities. The ~~*Academic Cabinet*~~ **Progress-Toward-Degree Waivers Committee (see Bylaw 21.7.5.1.3.2)** may waive the 12-hour requirement for a student-athlete when objective evidence demonstrates that an institution defines full-time enrollment for that student-athlete to be less than 12 hours to accommodate for the education-impacting disability.

14.1.8.~~*2.7.4*~~**3.5** Full Time Enrollment — **Practice and** Competition. Unless otherwise specified under this bylaw, the ~~*Academics Cabinet*~~ **Progress-Toward-Degree Waivers Committee (see Bylaw 21.7.5.1.3.2)** may waive the 12-hour requirement for **practice and** competition.

B. Bylaws: Amend 14.3.1.4, as follows:

14.3.1.4 Early Admission Program Waiver. A waiver may be granted by the ~~*Academics Cabinet*~~ **Initial-Eligibility Waivers Committee (see Bylaw 21.7.5.1.3.1)** for a student who left high school after completion of the junior year or during the senior year to enter a member institution under an early admissions program (open to students solely on the basis of outstanding academic performance and promise), provided the following conditions are met:

[14.3.1.4-(a) through 14.3.1.4-(b) unchanged.]

C. Bylaws: Amend 14.3.1.5, as follows:

14.3.1.5 Initial-Eligibility Waivers. The ~~*Academics Cabinet*~~ **Initial-Eligibility Waivers Committee (see Bylaw 21.7.5.1.3.1)** shall have the authority ~~*to authorize waivers of*~~ **waive** the initial-eligibility requirements based on objective evidence that demonstrates circumstances in which a student's overall academic record warrants a waiver of the normal application of this regulation. The ~~*Academics Cabinet*~~ **committee** shall ~~*establish*~~ **oversee** the process for ~~*granting*~~ **reviewing** such waivers~~*, shall monitor the actions taken under this authorization*~~ and shall report annually **to the Academics Cabinet and** to the membership the actions taken in summary, aggregate form.

D. Bylaws: Amend 14.3.3.1, as follows:

14.3.3.1 Fourth Season of Competition — Not a Qualifier. A fourth season of intercollegiate competition shall be granted to a student-athlete who is not a qualifier, provided that at the beginning of the fifth academic year following the student-athlete's initial, full-time collegiate enrollment, the student-athlete has completed at least 80 percent of his or her designated degree program.

14.3.3.1.1 Waiver. The ~~*Academics Cabinet*~~ **Progress-Toward-Degree Waivers Committee (see Bylaw 21.7.5.1.3.2)** shall have the authority to grant a fourth season of intercollegiate competition to a student-athlete who is not a qualifier based on objective evidence of extraordinary circumstances that warrant a waiver of the normal application of this regulation.

E. Bylaws: Amend 14.4.3.9, as follows:

14.4.3.9 Additional Progress-Toward-Degree Waivers. The Division I Progress-Toward-Degree Waivers Committee **(see Bylaw 21.7.5.1.3.2)** shall have the authority to waive all other progress-

toward-degree requirements based on objective evidence that demonstrates circumstances that warrant the waiver of the normal application of those regulations. The committee shall establish the process for granting such waivers and shall report annually to the Academics Cabinet and to the membership the actions taken in summary, aggregate form.

F. Bylaws: Amend 14.5.4.5.4, as follows:

14.5.4.5.4 Degree Requirement. In order to satisfy the two-year-college graduation requirement for eligibility immediately on transfer from a two-year college to a member institution, a student-athlete must receive an associate or equivalent degree in an academic or technical, rather than a vocational, curriculum. The ~~*Academics Cabinet*~~ **Progress-Toward-Degree Waivers Committee (see Bylaw 21.7.5.1.3.2)** shall have the authority to determine whether a two-year college degree is academic or technical, rather than vocational, in nature.

G. Bylaws: Amend 21.7.5.1, as follows:

21.7.5.1 Academics Cabinet.

[21.7.5.1.1 unchanged.]

21.7.6.1.2 Duties. The cabinet shall:

[21.7.6.1.2-(a) through 21.7.6.1.2-(e) unchanged.]

(f) ~~*Serve as the final appellate body for academic*~~ **Administer** waivers as specified by legislation and/or policy.

21.7.5.1.3 Committees. The following committees shall report directly to the Academics Cabinet.

21.7.5.1.3.1 Initial-Eligibility Waivers Committee.

[21.7.5.1.3.1.1 through 21.7.5.1.3.1.2 unchanged.]

21.7.5.1.3.1.3 Duties. The committee shall be responsible for**:**

(a) **Oversight of the process for** reviewing requests for waivers of the initial-eligibility requirements in accordance with ~~*Bylaw*~~ **Bylaws 14.3.1.4 and** 14.3.1.5**. The policies and procedures for the review of such waivers shall be approved by the Academics Cabinet; and**

(b) Consideration of appeals of staff decisions related to initial-eligibility waiver requests.

21.7.5.1.3.1.4 Appeals. After the ~~*Initial-Eligibility Waivers Committee*~~ **NCAA staff** has acted on an initial-eligibility matter, the involved institution may appeal that decision to the ~~*Academics Cabinet*~~ **Initial-Eligibility Committee**. The ~~*cabinet*~~ **committee's** determination shall be final, binding and conclusive and shall not be subject to further review by any other authority.

21.7.5.1.3.2 Progress-Toward-Degree Waivers Committee.

[21.7.5.1.3.2.1 unchanged.]

21.7.5.1.3.2.2 Duties. The committee shall be responsible for**:**

(a) **Oversight of the process for** reviewing requests for waiver of all progress-toward-degree requirements set forth in Bylaw 14.4.3**. The policies and procedures for the review of such waivers shall be approved by the Academics Cabinet; and**

(b) Consideration of appeals of staff decisions related to waivers requests for which the committee has jurisdiction.

21.7.5.1.3.2.3 Appeals. After the NCAA staff has acted on a progress-toward-degree matter, the involved institution may appeal the decision to the Progress-Toward-Degree Waivers Committee. The committee's determination shall be final, binding and conclusive and shall not be subject to further review by any other authority.

[21.7.5.1.4 unchanged.]

Source: NCAA Division I Academics Cabinet

Effective Date: May 1, 2010

Category: Amendment

Topical Area: Eligibility

Rationale: Current legislation allows two appeal opportunities — to the waiver committee and to the Academics Cabinet subcommittee — after staff decisions for initial-eligibility and progress-toward-degree waivers. Historically, these two waiver areas did not permit staff decisions, or provided very limited staff authority to make decisions. Therefore, the two committee process provided an appeal opportunity of the waiver committee's decision. More recently, all cases receive a staff decision before consideration by the waiver committee. Given current staff authority, the one committee appeal process maintains one appeal opportunity. Additionally, the second appellate level is rarely used. In the past two years, eight initial-eligibility waivers out of 913 submitted and nine progress-toward-degree waivers out of 1,030 submitted were appealed to the cabinet subcommittees. Of these nearly 2,000 cases, only three resulted in different outcomes by the cabinet subcommittees. Further, most other waiver processes (e.g., student-athlete reinstatement, NCAA Division I Legislative Council Subcommittee for Legislative Relief) include only one appeal opportunity. Eliminating the second appellate opportunity will reduce bureaucracy and streamline the waiver process with virtually no impact on the outcome of waiver decisions.

Estimated Budget Impact: Would eliminate expenses related to appeals to the cabinet level.

Impact on Student-Athlete's Time: None.

Position Statement(s)

History:

Jun 30, 2009 Academics Cabinet, Sponsored

Sep 15, 2009 Academics Cabinet, Modified the Proposal The sponsor modified the effective date from "immediate" to "May 1, 2010." The modification is intended to clarify the application of the procedural changes such that waiver requests received prior to the effective date will follow the current appeal procedures, and those received on or after May 1, 2010, will follow the new

appeal process. This modification also provides for transition at time of year when relatively few waivers are requested, which should reduce the likelihood for backlogs and/or confusion. Further, the modified effective date allows for timely, effective communication and instruction to the membership.

No. 2009-61 ELIGIBILITY — FULL TIME ENROLLMENT — REQUIREMENT FOR PRACTICE — WAIVER — U.S. OLYMPIC COMMITTEE/NATIONAL GOVERNING BODY — FORMER STUDENT ATHLETE AT ANOTHER INSTITUTION — INDIVIDUAL SPORTS AND WOMEN'S ROWING

Intent: In individual sports and women's rowing, in a case in which the U.S. Olympic Committee or national governing body in the sport has recommended the individual's participation, to permit a former student-athlete who has graduated and has no eligibility remaining to participate in organized practice sessions at an institution other than the one he or she previously attended.

Bylaws: Amend 14.1.8.1.6, as follows:

14.1.8.1.6 Waiver — United States Olympic Committee/National Governing Body. A student with eligibility remaining who is not enrolled or who is enrolled in less than a minimum full-time program of studies or a former student-athlete may participate on a regular basis in organized practice sessions, provided the following conditions are met:

(a) The practice sessions take place ~~*only*~~ at the institution the individual previously attended as an undergraduate or currently attends or previously attended as a graduate student**, except that a former student-athlete who has graduated and has no eligibility remaining may participate in practice sessions at an institution other than the one he or she previously attended**;

[14.1.8.1.6-(b) through 14.1.8.1.6-(g) unchanged.]

Source: NCAA Division I Championships/Sports Management Cabinet (Olympic Sports Liaison Committee)

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Eligibility

Rationale: Current or former student-athletes may receive a waiver to participate in organized practice sessions, provided the practice sessions take place only at the institution the individual previously attended or currently attends as an undergraduate or graduate student. The NCAA Olympic Sports Liaison Committee supports the United States Olympic Committee and national governing bodies' efforts to enhance opportunities for elite athletes to improve their chances of making USA Olympic teams and, in the long term, compete for Olympic medals. Allowing former student-athletes opportunities to train with Olympic coaches at institutions other than those attended as an undergraduate or graduate student provides them with better opportunities to adequately prepare for the Olympic Games.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Academics Cabinet: The committee supports the proposal. The cabinet noted that a student-athlete must have graduated and exhausted eligibility in order to meet this legislation. Such student-athletes can have a positive influence on an institution's current student-athletes. In addition, any recruiting or competitive advantage as a result of the former student-athlete participating in practice is likely to be minimal.

History:

May 28, 2009 Olympic Sports Liaison Committee, Recommends Approval

Jun 25, 2009 Championships/Sports Management Cabinet, Sponsored

Sep 15, 2009 Academics Cabinet, Recommends Approval

No. 2009-62 ELIGIBILITY — FULL-TIME ENROLLMENT — REQUIREMENT FOR PRACTICE — WAIVER — U.S. OLYMPIC COMMITTEE/NATIONAL GOVERNING BODY — FORMER STUDENT-ATHLETE — DURATION OF WAIVER — INDIVIDUAL SPORTS AND WOMEN'S ROWING

Intent: In individual sports and women's rowing, in a case in which the U.S. Olympic Committee or national governing body (NGB) in the sport has recommended the individual's participation, to specify that a former student-athlete's participation in organized practice sessions shall be limited to the number of years that allows the individual to practice with the institution's team in preparation for two consecutive Olympic Games following exhaustion of eligibility or completion of degree, whichever is earlier.

Bylaws: Amend 14.1.8.1.6, as follows:

14.1.8.1.6 Waiver — United States Olympic Committee/National Governing Body. A student with eligibility remaining who is not enrolled or who is enrolled in less than a minimum full-time program of studies or a former student-athlete may participate on a regular basis in organized practice sessions, provided the following conditions are met:

[14.1.8.1.6-(a) through 14.1.8.1.6-(f) unchanged.]

(g) In the case of a former student-athlete, such participation shall be limited to ~~*no more than five*~~ **the number of** years **that allows the individual to practice with the institution's team in preparation for two consecutive Olympic Games** following exhaustion of eligibility or completion of degree, whichever is earlier. A student-athlete who has not graduated must be enrolled (full- or part-time) and making progress toward a degree.

Source: NCAA Division I Championships/Sports Management Cabinet (Olympic Sports Liaison Committee)

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Eligibility

Rationale: The current rule stipulates that a former student-athlete who has either exhausted his or her eligibility or who has completed a degree is limited to participating in an institution's organized practice sessions for no more than five years. Originally, this rule was intended to allow a former student-athlete to practice with an institution's team in organized practice sessions for a five-year period to enhance his or her chances of qualifying for the next Olympic Games following the completion of a degree or exhaustion of eligibility. In the past 15 years, the average age of Olympic athletes has increased significantly. This change would allow a former student-athlete to spend additional years participating in an institution's organized practice sessions but limit that participation to the time period that encompasses two Olympic opportunities. Doing so will increase the former student-athlete's opportunity to adequately prepare for the Olympic Games.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Academics Cabinet: The committee opposes the proposal. The cabinet noted that the current limit of five years is sufficient time to learn from an institution's coach and have a positive impact on the institution's team. Also the cabinet noted that other means exist for former student-athletes to train with Olympic coaches beyond the five year period (e.g., outside of the team's formal practice sessions).

History:

May 28, 2009 Olympic Sports Liaison Committee, Recommends Approval

Jun 25, 2009 Championships/Sports Management Cabinet, Sponsored

Sep 15, 2009 Academics Cabinet, Recommends Defeat

No. 2009-63 ELIGIBILITY — SEASONS OF COMPETITION — CRITERIA FOR DETERMINING SEASON OF COMPETITION — ALUMNI GAME, FUNDRAISING ACTIVITY OR CELEBRITY SPORTS ACTIVITY

Intent: To specify that a student-athlete may engage in outside competition in either one alumni game, one fundraising activity or one celebrity sports activity during a season without counting such competition as a season of competition, provided the event is exempted from the institution's maximum number of contests or dates of competition as permitted in the particular sport per NCAA Bylaw 17.

Bylaws: Amend 14.2.3, as follows:

14.2.3 Criteria for Determining Season of Competition.

14.2.3.1 Minimum Amount of Competition. Any competition, regardless of time, during a season in an intercollegiate sport shall be counted as a season of competition in that sport, except as provided in Bylaws 14.2.3.1.1, 14.2.3.1.2 and 14.2.3.1.3. This provision is applicable to intercollegiate athletics competition conducted by a two-year or four-year collegiate institution

at the varsity or subvarsity level.

[14.2.3.1.1 through 14.2.3.1.3 unchanged.]

14.2.3.1.4 Alumni Game, Fundraising Activity or Celebrity Sports Activity. A student-athlete may engage in outside competition in either one alumni game, one fundraising activity or one celebrity sports activity during a season without counting such competition as a season of competition, provided the event is exempted from the institution's maximum number of contests or dates of competition as permitted in the particular sport per Bylaw 17.

Source: Big East Conference

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Eligibility

Rationale: This proposal is consistent with the philosophy of student-athlete well-being. Alumni games, fundraising activities and celebrity sports activities are not designed to provide a competitive advantage. They are intended to promote goodwill within the institution's local community, as well as to generate the necessary financial donations for the different sports programs. Allowing more student-athletes to compete in these events would help institutions to meet their financial goals. The limitation of one event is necessary to prevent institutions from using these types of events as tryouts.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Academics Cabinet: The cabinet opposes the proposal. The cabinet expressed concern about using student-athletes who would not compete for the institution's team for the duration of the playing season as participants in promotional contests. The cabinet also noted the potential complexity of monitoring a student-athlete's participation in such activities.

History:

Jun 29, 2009 Submit Submitted for consideration.

Sep 15, 2009 Academics Cabinet, Recommends Defeat

No. 2009-64 ELIGIBILITY — FRESHMAN ACADEMIC REQUIREMENTS — CORE-CURRICULUM REQUIREMENTS — NONTRADITIONAL COURSES

Intent: To specify that for purposes of using a nontraditional course to satisfy NCAA core-course requirements, the course must be one in which the instructor and the student have ongoing access to one another and regular interaction with one another for purposes of teaching, evaluating and providing assistance to the student throughout the duration of the course; the

student's work (e.g., exams, papers, assignments) is available for review and validation; and a defined time period for completion of the course is included.

Bylaws: Amend 14.3.1.2.2, as follows:

14.3.1.2.2 Nontraditional Courses. Courses taught via the Internet, distance-learning, independent-study, individualized-instruction, correspondence, and courses taught by similar means may be used to satisfy NCAA core-course requirements if all of the following conditions are satisfied:

[14.3.1.2.2-(a) unchanged.]

(b) The instructor and the student have **ongoing** access to one another ~~*during the duration of the course*~~ for purposes of teaching, evaluating and providing assistance to the student **throughout the duration of the course**;

(c) The instructor and the student have regular interaction with one another for purposes of teaching, evaluating and providing assistance to the student throughout the duration of the course;

(d) The course is offered through a system that permits evaluation and validation of the student's work (e.g., exams, papers, assignments);

(~~c~~**e**) Evaluation of the student's work is conducted by the appropriate academic authorities in accordance with the high school's established academic policies; ~~*and*~~

(f) The course includes a defined time period for completion; and

[14.3.1.2.2-(d) relettered as 14.3.1.2.2-(g), unchanged.]

Source: NCAA Division I Academics Cabinet

Effective Date: August 1, 2010; for student-athletes initially enrolling full time in a collegiate institution on or after August 1, 2010

Category: Amendment

Topical Area: Eligibility

Rationale: Current legislation permits the use of nontraditional courses (courses taught via the Internet, distance-learning, independent-study, individualized-instruction, correspondence or similar means) to satisfy NCAA initial-eligibility requirements, provided certain conditions are satisfied. This legislation was adopted in 2000 in an attempt to keep up with trends in educational technology and to streamline initial-eligibility standards. While the original intent of the legislation was to allow individuals to take advantage of increased flexibility in learning opportunities without compromising the intent of the core-curriculum legislation, it is important to clarify that there is an expectation that nontraditional courses should include interaction (e.g., instruction, evaluation) between the instructor and student throughout the duration of the course. Based on feedback from the NCAA Student Records Review Committee and NCAA High School Review Committee, this recommendation is intended to help ensure that acceptable nontraditional courses provide opportunities for students to demonstrate their work was completed in a manner consistent with the intent and design of the course curriculum. The ultimate goal of this legislation is to ensure that individuals are prepared for college work; therefore, it is of utmost importance to ensure that these

individuals are enrolled in quality courses that satisfy the intent of the core-curriculum requirements.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

High School Review Committee: The committee supports the proposal. The committee believes that the additional requirements of regular interaction between the student and the instructor for teaching, evaluating and assistance in courses used to meet core-course requirements would impact student-athletes in a positive manner by better preparing prospective student-athletes for college work.

History:

Jun 30, 2009 Academics Cabinet, Sponsored

Sep 29, 2009 High School Review Committee, Recommends Approval

No. 2009-65 ELIGIBILITY — TRANSFER REGULATIONS — FOUR-YEAR COLLEGE TRANSFERS — ONE-TIME TRANSFER EXCEPTION — WOMEN'S VOLLEYBALL

Intent: To specify that the one-time transfer exception to the four-year transfer residence requirement is not applicable to student-athletes in women's volleyball.

Bylaws: Amend 14.5.5.2.10, as follows:

14.5.5.2.10 One-Time Transfer Exception. The student transfers to the certifying institution from another four-year collegiate institution, and all of the following conditions are met (for graduate students, see Bylaw 14.1.9.1):

(a) The student is a participant in a sport other than baseball, basketball, bowl subdivision football ~~or~~**,** men's ice hockey **or women's volleyball** at the institution to which the student is transferring. A participant in championship subdivision football at the institution to which the student is transferring may use this exception only if the participant transferred to the certifying institution from an institution that sponsors bowl subdivision football and has two or more seasons of competition remaining in football or the participant transfers from a Football Championship Subdivision institution that offers athletically related financial aid in football to a Football Championship Subdivision institution that does not offer athletically related financial aid in football;

[Remainder of 14.5.5.2.10 unchanged.]

Source: Mountain West Conference

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Eligibility

Rationale: Current legislation permits student-athletes who meet the criteria for the one-time transfer exception to transfer to a Division I institution and be immediately eligible for competition. Women's volleyball team Academic Progress Rates have been negatively impacted by numerous transfers. If this proposal were adpoted, student-athletes would have to make more thoughtful decisions in choosing which four-year institution to initially attend. Likewise, coaches will be encouraged to make more informed recruiting decisions since it will be less likely that four-year college student-athletes will be transferring to their institutions midway through their college careers. Further, this proposal will address the alleged or perceived recruiting improprieties that may occur when women's volleyball student-athletes are participating on permissible outside teams outside the playing and practice season.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Academics Cabinet: The committee opposes the proposal. The cabinet generally is opposed to sport-specific legislation without compelling evidence to support the proposal for a particular sport. The cabinet noted a lack of data to support a significant loss of NCAA Division I Academic Progress Rate (APR) retention points in volleyball due to transfer activity. Also, the cabinet noted that the American Volleyball Coaches Association (AVCA) has not yet taken a position on the proposal.

History:

Jul 10, 2009 Submit Submitted for consideration.

Sep 15, 2009 Academics Cabinet, Recommends Defeat

No. 2009-66 ELIGIBILITY — TRANSFER REGULATIONS — FOUR-YEAR COLLEGE TRANSFERS — COMPETITION OR RECEIPT OF ATHLETICALLY RELATED FINANCIAL AID IN YEAR OF TRANSFER — TENNIS

Intent: In tennis, to specify that a transfer student from a four-year institution who enrolls at the certifying institution as a full-time student after the conclusion of the first term of the academic year and qualifies for an exception to the one-year residence requirement shall not be eligible for competition until the following academic year if he or she has competed during the same academic year or received athletically related financial aid during the same academic year from the previous four-year institution.

Bylaws: Amend 14.5.5.3.1, as follows:

14.5.5.3.1 Competition ~~*and*~~ **or** Receipt of Athletically Related Financial Aid in Year of Transfer — Tennis. In tennis, a transfer student from a four-year institution who enrolls at the certifying institution as a full-time student after the conclusion of the first term of the academic year and qualifies for an exception to the one-year residence requirement shall not be eligible for competition until the following academic year if he or she has competed during the same academic year ~~*and*~~ **or** received athletically related financial aid during the same academic year

from the previous four-year institution.

Source: Southeastern Conference

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Eligibility

Rationale: NCAA Division I Proposal No. 2008-38, which was adopted January 2009, specified that a tennis student-athlete who competes in the fall and receives an athletics scholarship shall not be eligible for competition until the following academic year following a transfer to a Division I institution. That proposal addressed a general concern related to the ability of a student-athlete to compete for two institutions within the same academic year. However, two concerns remain. As adopted, the legislation will allow a student-athlete to receive athletics aid during an academic term at the first institution and be permitted to compete for a second institution during the same academic year on transfer, provided the student-athlete meets a transfer exception. The adopted legislation will also allow a nonscholarship transfer student-athlete to compete in an academic term at the first institution and be permitted to compete for a second institution during the same academic year on transfer, provided the student-athlete meets a transfer exception. The minor modification contemplated in this proposal is appropriate to address these concerns.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Academics Cabinet: The committee opposes the proposal. The cabinet noted that the proposal appears to negatively impact student-athlete well-being by restricting student-athletes who either have not received athletically related financial aid or have not competed for the current institution. Further, the cabinet generally is opposed to sport-specific legislation without compelling evidence to support the proposal. The cabinet also would like to measure to impact of Proposal No. 2008-38 before supporting another amendment to the legislation. Finally, the cabinet noted that the Intercollegiate Tennis Association has not yet taken a position on the proposal.

Awards, Benefits, Expenses and Financial Aid Cabinet: The committee opposes the proposal. The cabinet is concerned that the proposal is overly restrictive and believes that the current legislation for tennis student-athletes who transfer at midyear is appropriate.

History:

Jun 23, 2009 Submit Submitted for consideration.

Sep 15, 2009 Academics Cabinet, Recommends Defeat

Sep 18, 2009 Awards, Benefits, Expenses and Financial Aid Cabinet, Recommends Defeat

Financial Aid

No. 2009-67 FINANCIAL AID — TERMS AND CONDITIONS OF AWARDING INSTITUTIONAL FINANCIAL AID — ONE-YEAR PERIOD — DE MINIMIS VIOLATION

Intent: To specify that a violation of the financial aid regulations in which financial aid is awarded for less than one academic year shall be considered an institutional violation, but shall not affect the student-athlete's eligibility.

Bylaws: Amend 15.3.3.1, as follows:

15.3.3.1 One-Year Period. If a student's athletics ability is considered in any degree in awarding financial aid, such aid shall neither be awarded for a period in excess of one academic year nor for a period less than one academic year (see Bylaw 15.01.5).

[15.3.3.1.1 through 15.3.3.1.3 unchanged.]

15.3.3.1.4 Effect of Violation. A violation of Bylaw 15.3.3.1 in which financial aid is awarded for a period less than one academic year shall be considered an institutional violation per Constitution 2.8.1; however, the prospective student-athlete's or student-athlete's eligibility shall not be affected.

Source: NCAA Division I Legislative Council (Committee on Student-Athlete Reinstatement)

Effective Date: Immediate

Category: Amendment

Topical Area: Financial Aid

Rationale: This change removes any effect on a prospective student-athlete's or student-athlete's eligibility in cases in which he or she is awarded financial aid for less than one academic year. In such situations, institutions do not typically gain a competitive advantage and the student-athlete has no culpability in the violation. Violations of the bylaw are institutional violations and the institution is required to submit a self-report.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Awards, Benefits, Expenses and Financial Aid Cabinet: The cabinet supports the proposal and agrees with the sponsor's rationale. The cabinet recommends that the proposal be considered as noncontroversial legislation.

History:

Jun 11, 2009 Student-Athlete Reinstatement Committee, Recommends Approval

Jun 17, 2009 Legislative Council Administrative Committee, Sponsored

Sep 18, 2009 Awards, Benefits, Expenses and Financial Aid Cabinet, Recommends Approval

Sep 18, 2009 Awards, Benefits, Expenses and Financial Aid Cabinet, Recommends Approval as Noncontroversial Legislation

No. 2009-68 FINANCIAL AID — MIDYEAR REPLACEMENT — GRADUATION DURING PREVIOUS YEAR — WOMEN'S VOLLEYBALL

Intent: In women's volleyball, to specify that the financial aid of a counter who graduates at midyear or who graduates during the previous academic year (including summer) may be provided to another student-athlete without making the second student-athlete a counter for the remainder of that academic year.

Bylaws: Amend 15.5.2, as follows:

15.5.2 Head-Count Sports Other Than Football or Basketball.

[15.5.2.1 through 15.5.2.2 unchanged.]

15.5.2.3 Midyear ~~*Graduate*~~ Replacement — Women's Volleyball. In women's volleyball, the financial aid of a counter who graduates at midyear **or who graduates during the previous academic year (including summer)** may be provided to another student-athlete without making the second student-athlete a counter for the remainder of that academic year.

[15.5.2.4 unchanged.]

Source: Atlantic Coast Conference

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Financial Aid

Rationale: Under the current women's volleyball legislation, the financial aid of a counter who graduates at midyear may be provided to another student-athlete without making the second student-athlete a counter for the remainder of that academic year; however, if a counter with eligibility remaining graduates during the previous academic year (including the summer) and competes in the following fall, the financial aid of that student-athlete may not be provided to another student-athlete in the spring. By changing this legislation, the women's volleyball legislation would be consistent with the rule governing midyear replacements in football, which is the only other fall season head-count sport.

Estimated Budget Impact: Minimal.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Awards, Benefits, Expenses and Financial Aid Cabinet: The cabinet supports the proposal and agrees with the sponsor's rationale.

History:

Jul 14, 2009 Submit Submitted for consideration.

Sep 18, 2009 Awards, Benefits, Expenses and Financial Aid Cabinet, Recommends Approval

No. 2009-69 FINANCIAL AID — MAXIMUM INSTITUTIONAL GRANT-IN-AID LIMITATIONS BY SPORT — EQUIVALENCY COMPUTATIONS — EXCEPTIONS — ACADEMIC HONOR AWARDS — TRANSFER STUDENTS

Intent: To specify that institutional academic honor awards that are part of an institution's normal arrangements for academic scholarships, based solely on the recipient's cumulative academic record from all collegiate institutions previously attended and awarded independently of athletics interests and in amounts consistent with the pattern of all such awards made by the institution, may be exempted from a team's equivalency computation, provided the recipient achieved a cumulative transferable grade-point average of at least 3.300 (based on a maximum of 4.000).

Bylaws: Amend 15.5.3.2.2, as follows:

15.5.3.2.2 Exceptions.

15.5.3.2.2.1 Academic Honor Awards — **Based on High School Record**. Academic honor awards that are part of an institution's normal arrangements for academic scholarships, based solely on the recipient's high school record and awarded independently of athletics interests and in amounts consistent with the patter of all such awards made by the institution, are exempt from an institution's equivalency computation, provided the recipient was ranked in the upper 10 percent of the high school graduating class or achieved a cumulative grade-point average of at least 3.500 (based on a maximum of 4.000) or a minimum ACT sum score of 105 or a minimum SAT score of 1200 (critical reading and math).

[15.5.3.2.2.1.1 through 15.5.3.2.2.1.2 unchanged.]

15.5.3.2.2.2 Academic Honor Awards — Transfer Students. Academic honor awards that are part of an institution's normal arrangements for academic scholarships, based solely on the recipient's cumulative academic record from all collegiate institutions previously attended and awarded independently of athletics interests and in amounts consistent with the pattern of all such awards made by the institution, may be exempted from a team's equivalency computation, provided the recipient achieved a cumulative transferable grade-point average of at least 3.300 (based on a maximum of 4.000).

15.5.3.2.2.2.1 Calculation of Grade-Point Average. Grades earned in all courses that are normally transferable to an institution shall be considered in determining the grade-point average for meeting this exception, regardless of the grade earned or whether such grade makes the course unacceptable for transferable degree credit.

15.5.3.2.2.2.2 Renewals. The renewal of an academic honor award (per Bylaw 15.5.3.2.2.2) may be exempted from an institution's equivalency computation, provided:

(a) The recipient achieves a cumulative grade-point average of at least 3.300 (based on a maximum of 4.000) at the certifying institution; and

(b) The recipient meets all NCAA, conference and institutional progress-toward-degree requirements.

[15.5.3.2.2.2. renumbered as 15.5.3.2.2.3, unchanged.]

Source: Mountain West Conference

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Financial Aid

Rationale: Under current legislation, academic scholarships awarded by the certifying institution that are based solely on the high school record may be exempted from a student-athlete's equivalency computation, provided specific academic standards are met. This proposal would provide a similar exception for transfer student-athletes who have demonstrated academic success at a previous collegiate institution and would allow the student-athletes to accept such scholarships without impacting team limits. The proposed grade-point average standard is modeled after the grade-point average required for a continuing student-athlete's institutional academic scholarship to be exempted from an equivalency computation. Finally, the proposed grade-point average requirement may only consider grades earned in all courses that are normally transferable to the certifying institution, regardless of the grade earned or whether such a grade makes the course unacceptable for transfer degree credit.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Awards, Benefits, Expenses and Financial Aid Cabinet: The cabinet took no formal position. The cabinet recommends that the Legislative Council table the proposal to provide time for the cabinet to incorporate this concept into its broader examination of the financial aid legislation, which includes a review of the criteria for these scholarships. It is anticipated that this review will be completed by June 2010.

History:

Jul 10, 2009 Submit Submitted for consideration.

Sep 18, 2009 Awards, Benefits, Expenses and Financial Aid Cabinet, No Formal Position

No. 2009-70 FINANCIAL AID — MAXIMUM INSTITUTIONAL GRANT-IN-AID LIMITATIONS BY SPORT — WOMEN'S SAND VOLLEYBALL

Intent: In sand volleyball, to establish the maximum equivalency and counter limitations, as specified.

Bylaws: Amend 15.5, as follows:

15.5 MAXIMUM INSTITUTIONAL GRANT-IN-AID LIMITATIONS BY SPORT

[15.5.1 through 15.5.7 unchanged]

<u>15.5.8 Women's Sand Volleyball Limitations.</u>

15.5.8.1 Institutions That Sponsor Women's Sand Volleyball and Women's Volleyball. If an institution sponsors women's sand volleyball and women's volleyball, the annual limit on the value of financial aid awards (equivalencies) provided to counters and the annual limit on the total number of counters in women's sand volleyball shall be:

(a) During the 2010-11 academic year, three equivalencies and 14 counters;

(b) During the 2011-12 academic year, four equivalencies and 14 counters;

(c) During the 2012-13 academic year, five equivalencies and 14 counters; and

(d) During the 2013-14 academic year and thereafter, six equivalencies and 14 counters.

15.5.8.2 Institutions That Sponsor Women's Sand Volleyball but Do Not Sponsor Women's Volleyball. If an institution does not sponsor women's volleyball, there shall be an annual limit of eight on the value of financial aid awards (equivalencies) provided to counters and an annual limit of 14 on the total number of counters in women's sand volleyball.

[15.5.8 through 15.5.12 renumbered as 15.5.9 through 15.5.13, unchanged.]

Source: NCAA Division I Awards, Benefits and Expenses and Financial Aid Cabinet

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Financial Aid

Rationale: Limiting the equivalencies to six among 14 total counters is appropriate based on the anticipated playing rules for women's sand volleyball, which would permit five two-person units to compete as a team in competition. It is anticipated that during the sport's emergence, there will be a high number of student-athletes who will participate in both women's volleyball and women's sand volleyball. Limiting the total number of counters will assist in maintaining competitive balance. Based on the information provided to the NCAA Committee on Women's Athletics related to the current women's sand volleyball participation numbers, these financial aid limits provide appropriate financial aid opportunities as the sport develops as an NCAA sport. Further, eight equivalencies for women's sand volleyball is appropriate for institutions that do not sponsor women's volleyball because the concerns regarding the number of student-athletes who participate in both sports do not exist at those institutions. Finally, it should be noted that pursuant to the application of the multisport participant legislation, a counter in women's sand volleyball who also practices or competes in women's volleyball shall be a counter in women's volleyball.

Estimated Budget Impact: Will vary by sponsorship and amount of financial aid offered within the limitations.

Impact on Student-Athlete's Time: None.

Position Statement(s)

History:

Jun 11, 2009 Awards, Benefits, Expenses and Financial Aid Cabinet, Sponsored

No. 2009-71 AWARDS, BENEFITS AND EXPENSES FOR ENROLLED STUDENT-ATHLETES — HOUSING AND MEALS — PERMISSIBLE PRESEASON PRACTICE EXPENSES — DE MINIMIS VIOLATION

Intent: To specify that an inadvertent violation of the preseason practice expenses legislation shall be considered an institutional violation, but shall not affect the student-athlete's eligibility.

Bylaws: Amend 16.5.2, as follows:

16.5.2 Permissible. Identified housing and meal benefits incidental to a student's participation in intercollegiate athletics that may be financed by the institution are:

[16.5.2-(a) unchanged.]

(b) Preseason Practice Expenses. The institution may provide the cost of room and board to student-athletes who report for preseason practice prior to the start of the academic year, it being understood that the student-athlete has been accepted for admission to the institution at the time such benefits are received. Further, an institution, at its discretion, may provide an additional meal (as opposed to the cash equivalent) to student-athletes to meet their nutritional needs as a benefit incidental to participation during the preseason practice period prior to the start of the academic year;

[16.5.2-(c) through 16.5.2-(h) unchanged.]

16.5.2.1 Effect of Violation — Preseason Practice Expenses. An inadvertent violation of Bylaw 16.5.2-(b) shall be considered an institutional violation per Constitution 2.8.1; however, the student-athlete's eligibility shall not be affected.

Source: NCAA Division I Legislative Council (Committee on Student-Athlete Reinstatement)

Effective Date: Immediate

Category: Amendment

Topical Area: Awards, Benefits and Expenses

Rationale: This change removes any effect on student-athlete eligibility when an institution impermissibly provides preseason practice expenses due to an inadvertent oversight or miscalculation. In such cases, student-athletes do not have culpability. Violations of the preseason practice expense legislation generally occur due to institutional miscalculations of the permissible start date for preseason practice. Such violations remain institutional violations and the institution is required to submit a self-report. However, a violation in which an institution knowingly provides impermissible expenses will continue to affect the eligibility of a student-athlete who receives such expenses.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Awards, Benefits, Expenses and Financial Aid Cabinet: The cabinet supports the proposal and agrees with the sponsor's rationale. The cabinet recommends that the proposal be considered as noncontroversial legislation.

History:

Jun 11, 2009 Student-Athlete Reinstatement Committee, Recommends Approval

Jun 17, 2009 Legislative Council Administrative Committee, Sponsored

Sep 18, 2009 Awards, Benefits, Expenses and Financial Aid Cabinet, Recommends Approval

Sep 18, 2009 Awards, Benefits, Expenses and Financial Aid Cabinet, Recommends Approval as Noncontroversial Legislation

No. 2009-72 AWARDS, BENEFITS AND EXPENSES — EXPENSES FOR STUDENT-ATHLETE'S FRIENDS AND RELATIVES — REASONABLE REFRESHMENTS

Intent: To specify that an institution may provide the family (e.g., parents or legal guardians, relatives) of a student-athlete with reasonable refreshments (e.g., soft drink, snacks) in conjunction with educational meetings or celebratory events (e.g., senior night) and on an occasional basis for other reasons.

Bylaws: Amend 16.6.1.5, as follows:

16.6.1.5 Reasonable Refreshments. An institution may provide the **family (e.g.,** parents ~~(~~or legal guardians**, relatives**) of a student-athlete with reasonable refreshments (e.g., soft drink, snacks) **in conjunction with educational meetings or celebratory events (e.g., senior night) and** on an occasional basis**for other reasons**.

Source: Big 12 Conference

Effective Date: Immediate

Category: Amendment

Topical Area: Awards, Benefits and Expenses

Rationale: Frequently, NCAA legislation affects not only a student-athlete, but his or her parents and family members. Thus, it is critical that institutions be able to take advantage of the limited opportunities they have to educate parents and families. These educational opportunities typically are scheduled in conjunction with a sport-related event for which the family is already on campus. In these circumstances, it is very common that the parents are accompanied by the student-athlete's siblings, grandparents or other immediate family members. Similarly, the types of celebratory events at which institutions provide refreshments are events that the student-athlete's entire family attends (e.g., opening day, senior night). However, under the current rules, the options available to an institution in these circumstances are to provide no refreshments, provide refreshments but prohibit any family member other than a parent or legal guardian from attending, or permit all family members to come and provide refreshments but have staff patrol the event to ensure that no impermissible individuals consume the refreshments. None of these options is hospitable or practical. Providing more flexibility in this rule will enhance institutions' opportunities

to provide much-needed rules education to parents and families and improve the student-athlete experience during these family-centered events.

Estimated Budget Impact: Cost of additional refreshments for additional family members in conjunction with specified events and on an occasional basis.

Impact on Student-Athlete's Time: None.

Position Statement(s)

History:

Jul 14, 2009 Submit Submitted for consideration.

Sep 16, 2009 Sponsor modified proposal to specify that an institution may provide the family (e.g., parents or legal guardians, relatives) of a student-athlete with reasonable refreshments (e.g., soft drink, snacks) in conjunction with educational meetings or celebratory events (e.g., senior night) and on an occasional basis for other reasons. Previously, the proposal's intent was to permit an institution to provide reasonable refreshments to the immediate family of a student-athlete for educational meetings or, on an occasional basis, for celebratory events.

Sep 16, 2009 Sponsor modified effective date from August 1, 2010 to immediate.

No. 2009-73 AWARDS, BENEFITS AND EXPENSES — EXPENSES PROVIDED BY THE INSTITUTION FOR PRACTICE AND COMPETITION — NONPERMISSIBLE — LODGING IN CONJUNCTION WITH A REGULAR-SEASON HOME CONTEST

Intent: To specify that an institution shall not provide lodging (e.g., hotel, motel, resort) to student-athletes in conjunction with a regular-season home contest, unless the competition site is located more than 25 miles from its campus.

Bylaws: Amend 16.8, as follows:

16.8 EXPENSES PROVIDED BY THE INSTITUTION FOR PRACTICE AND COMPETITION

[16.8.1 unchanged.]

16.8.2 Nonpermissible.

[16.8.2.1 through 16.8.2.5 unchanged.]

16.8.2.6 Lodging in Conjunction with a Regular-Season Home Contest. An institution shall not provide lodging (e.g., hotel, motel, resort) to student-athletes in conjunction with a regular-season home contest, unless the competition site is located more than 25 miles from its campus.

Source: Pacific-10 Conference

Effective Date: Immediate

Category: Amendment

Topical Area: Awards, Benefits and Expenses

Rationale: This proposal would reduce costs for institutions and provide a level playing field for those institutions that cannot or do not wish to incur the costs of providing special lodging to its teams prior to home contests. Also, eliminating the lodging of student-athletes at a local hotel in conjunction with a home contest would further the goal of more fully integrating student-athletes into the general student body.

Estimated Budget Impact: Potential significant cost savings.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Awards, Benefits, Expenses and Financial Aid Cabinet: The cabinet supports the proposal. Some cabinet members note concerns with the environment on campus during a Friday night before a home football contest; however, the majority of the cabinet members agree with the sponsor's rationale for the proposal.

Baseball Committee: The committee supports the proposal.

Football Issues Committee: The committee opposes the proposal for the Football Bowl Subdivision. The FCS members of the committee took no formal position.

History:

Jul 09, 2009 Submit Submitted for consideration.

Sep 02, 2009 Football Issues Committee, Recommends Defeat For the Football Bowl Subdivision.

Sep 02, 2009 Football Issues Committee, No Formal Position For the Football Championship Subdivision.

Sep 03, 2009 Baseball Committee, Recommends Approval

Sep 18, 2009 Awards, Benefits, Expenses and Financial Aid Cabinet, Recommends Approval

No. 2009-74 AWARDS, BENEFITS AND EXPENSES — BENEFITS, GIFTS AND SERVICES — OCCASIONAL MEALS — LOCATION OF MEAL PROVIDED BY REPRESENTATIVE OF ATHLETICS INTERESTS

Intent: To permit a representative of the institution's athletics interests to provide an occasional meal to a student-athlete or the entire team in a sport on campus or in a facility that is regularly used for home competition.

Bylaws: Amend 16.11.1.5, as follows:

16.11.1.5 Occasional Meals. A student-athlete or the entire team in a sport may receive an occasional meal in the locale of the institution on infrequent and special occasions from an institutional staff member. An institutional staff member may provide reasonable local transportation to student-athletes to attend such meals. A student-athlete **or the entire team in a sport** may receive an occasional ~~*family home*~~ meal from a representative of athletics interests on infrequent and special occasions under the following conditions:

(a) The meal ~~*must*~~ **may only** be provided in an individual's home ~~*(as opposed to a restaurant)*~~**, on campus or at a facility that is regularly used for home competition** and may be catered; and

[16.11.1.5-(b) unchanged.]

Source: Horizon League

Effective Date: Immediate

Category: Amendment

Topical Area: Awards, Benefits and Expenses

Rationale: At the time the current legislation was revised in 2002, the membership indicated that in order to protect against potential abuses, only institutional staff members should be permitted to provide occasional meals to student-athletes at sites in the locale of the institution other than an individual's home. However, the current legislation is difficult to apply in sports with large squad sizes. In many cases, the home of a representative of an institution's athletics interests may not be large enough to accommodate an entire team. Further, a representative of an institution's athletics interests may not wish to provide a meal at his or her home. This proposal continues to support the need to provide protection from potential abuses by permitting a representative of athletics interest to provide a meal on campus or at an institution's home competition facility. The legislation allows for appropriate oversight by the institution while also permitting flexibility and equity in providing such occasional meals.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Awards, Benefits, Expenses and Financial Aid Cabinet: The cabinet supports the proposal. The cabinet expresses concerns regarding monitoring such meals on campus (e.g., tailgate sites) and believes that the current legislation provides adequate safeguards against abuse.

History:

Jun 15, 2009 Submit Submitted for consideration.

Sep 18, 2009 Awards, Benefits, Expenses and Financial Aid Cabinet, Recommends Defeat

Sep 29, 2009 Sponsor modified effective date from August 1, 2010 to immediate.

Playing and Practice Seasons

No. 2009-75 PLAYING AND PRACTICE SEASONS AND RECRUITING — MANDATORY MEDICAL EXAMINATION — SICKLE CELL SOLUBILITY TEST

Intent: To specify that the required medical examination or evaluation that student-athletes who are beginning their initial season of eligibility and students who are trying out for a team must undergo prior to participation in voluntary summer conditioning or voluntary individual workouts pursuant to

the safety exception, practice, competition or out-of-season conditioning activities shall include a sickle cell solubility test (SST).

A. Bylaws: Amend 13.11.3, as follows:

13.11.3 Tryout Exceptions.

[13.11.3.1 through 13.11.7 unchanged.]

13.11.3.8 Voluntary Summer Conditioning — Football.

[13.11.3.8.1 through 13.11.3.8.2 unchanged.]

13.11.3.8.3 Mandatory Medical Examination. Prior to participation in any weight training or conditioning workouts, a prospective student-athlete who will be a first-time participant shall be required to undergo a medical examination or evaluation**, which shall include a sickle cell solubility test (SST),** administered or supervised by a physician (e.g., family physician, team physician). The examination or evaluation must have been administered within six months prior to participation in any weight training or conditioning activity.

13.11.3.9 Voluntary Summer Conditioning — Basketball. In basketball, a prospective student-athlete may engage in voluntary workouts conducted by an institution's strength and conditioning coach with department-wide duties and may receive workout apparel (on an issuance and retrieval basis), provide he or she:

[13.11.3.9-(a) through 13.11.3.9-(b) unchanged.]

13.11.3.9.1 Mandatory Medical Examination. Prior to participation in any weight training or conditioning workouts conducted by an institution's strength and conditioning coach, a prospective student-athlete who will be a first-time participant shall be required to undergo a medical examination or evaluation**, which shall include sickle cell solubility test (SST),** administered or supervised by a physician (e.g., family physician, team physician). The examination or evaluation must have been administered within six months prior to participation in any weight training or conditioning activity.

13.11.3.10 Voluntary Summer Conditioning — Sports Other Than Football and Basketball. In sports other than football and basketball, a prospective student-athlete may engage in voluntary summer workouts conducted by an institution's strength and conditioning coach with department-wide duties and may receive workout apparel (on an issuance and retrieval basis), provided he or she is enrolled in the institution's summer term prior to the student's initial full-time enrollment at the certifying institution.

13.11.3.10.1 Mandatory Medical Examination. Prior to participation in any weight training or conditioning workouts conducted by an institution's strength and conditioning coach, a prospective student-athlete who will be a first-time participant shall be required to undergo a medical examination or evaluation**, which shall include a sickle cell solubility test (SST),** administered or supervised by a physician (e.g., family physician, team physician). The examination or evaluation must have been administered within six months prior to participation in any weight training or conditioning activity.

13.11.3.11 Safety Exception — Summer Prior to Initial Full-Time Enrollment at the Certifying Institution. In sports in which the safety exception is applicable in Bylaw 17, a prospective

student-athlete who is enrolled in a summer term prior to initial full-time enrollment at the certifying institution may participate in voluntary individual workouts in the presence of the institution's coach and in the institution's regular practice facility when the prospective student-athlete uses equipment related to the sport. The coach may provide safety or skill instruction but may not conduct the individual's workout.

13.11.3.11.1 Mandatory Medical Examination. Prior to participation in any voluntary individual workouts pursuant to the safety exception, a prospective student-athlete who will be a first-time participant shall be required to undergo a medical examination or evaluation**, which shall include a sickle cell solubility test (SST),** administered or supervised by a physician (e.g., family physician, team physician). The examination or evaluation must have been administered within six months prior to participation in any safety exception activity.

B. Bylaws: Amend 17.1.5, as follows:

[Common provision, all divisions, divided vote]

17.1.5 Mandatory Medical Examination. Prior to participation in any practice, competition or out-of-season conditioning activities (or in Division I, permissible voluntary summer conditioning or voluntary individual workouts pursuant to the safety exception), student-athletes who are beginning their initial season of eligibility and students who are trying out for a team shall be required to undergo a medical examination or evaluation**, which shall include a sickle cell solubility test (SST),** administered or supervised by a physician (e.g., family physician, team physician). The examination or evaluation must be administered within six months prior to participation in any practice, competition or out-of-season conditioning activities. In following years, an updated history of the student-athlete's medical condition shall be administered by an institutional medical staff member (e.g., sports medicine staff, team physician) to determine if additional examinations (e.g., physical, cardiovascular, neurological) are required. The updated history must be administered within six months prior to the student-athlete's participation in any practice, competition or out-of-season conditioning activities for the applicable academic year.

Source: Conference USA and Southwestern Athletic Conference

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Playing and Practice Seasons

Rationale: According to the National Athletic Trainers Association, acute exertional rhabdomyolysis from sickle cell trait is one of the top three causes of nontraumatic sports deaths in high school and college student-athletes. While all 50 states now screen at birth for sickle cell trait, this information can be lost over the years and may leave many college student-athletes unaware that they may be carriers of the trait. The administration of a sickle cell solubility test (SST), in addition to an established athletics department policy for managing the care of student-athletes with the trait, can lessen the chances of an untimely death. The SST is relatively inexpensive to administer compared to the heavy toll associated with a student-athlete's death. Lastly, this legislation is in the best interest of student-athlete well-being. This legislation will reduce the risk associated with

the sickle cell condition by requiring a screening in medical examinations for all student-athletes who are beginning their initial season of eligibility.

Estimated Budget Impact: Minimal.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Championships/Sports Management Cabinet: The committee supports the proposal. The cabinet agreed with the sponsor's rationale, though some cabinet members discussed a desire to permit institutions to satisfy the intent of the proposal by obtaining the results of previous SSTs prior to participation and keeping those results on record.

Recruiting and Athletics Personnel Issues Cabinet: The cabinet supports the proposal and agrees with the sponsors' rationale.

History:

Jul 15, 2009 Submit Submitted for consideration.

Sep 16, 2009 Championships/Sports Management Cabinet, Recommends Approval

Sep 22, 2009 Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval

No. 2009-76 PLAYING AND PRACTICES SEASONS — TIME LIMITS FOR ATHLETICALLY RELATED ACTIVITIES — ADDITIONAL RESTRICTIONS — COUNTABLE ATHLETICALLY RELATED ACTIVITIES BETWEEN MIDNIGHT AND 5 A.M.

Intent: To specify that countable athletically related activities shall not occur between midnight and 5 a.m., except for during participation in a conference championship or an NCAA championship, in any competition that begins prior to midnight and concludes after midnight, or a promotional practice activity (e.g., first practice of the season).

Bylaws: Amend 17.1.6, as follows:

17.1.6 Time Limits for Athletically Related Activities. In all sports, the following time limitations shall apply:

[17.1.6.1 through 17.1.6.5 unchanged.]

17.1.6.6 Additional Restrictions.

[17.1.6.6.1 unchanged.]

17.1.6.6.2 Countable Athletically Related Activities Between Midnight and 5 a.m. Countable athletically related activities shall not occur between midnight and 5 a.m.

17.1.6.6.2.1 Exceptions. Countable athletically related activities may occur between midnight and 5 a.m. under the following circumstances:

(a) During participation in a conference championship or an NCAA championship;

(b) Participation in any competition that begins prior to midnight and concludes after midnight; or

(c) Participation in a promotional practice activity (e.g., first practice of the season).

[17.1.6.6.2 renumbered as 17.1.6.6.3 unchanged.]

[Remainder of 17.1.6 unchanged.]

Source: Southeastern Conference

Effective Date: Immediate

Category: Amendment

Topical Area: Playing and Practice Seasons

Rationale: Currently, some coaches require that student-athletes participate in countable athletically-related activities between the hours of midnight and 5 a.m. Engaging in athletics activities during these hours can be detrimental to the health of student-athletes. A proper amount of sleep is vital to success and exercising late at night or early in the morning could negatively affect student-athletes, both on and off the field. Being forced to perform at a high athletic level when the mental and physical state of a student-athlete is already weakened increases the risk of injury or illness. Further, student-athletes are encouraged to eat following workouts to refuel their bodies. These late night workouts force student-athletes to eat late at night, further reducing the proper amount of sleep they receive and detrimentally affecting their diets. Finally, countable athletically related activities held in the middle of the night may jeopardize a student-athlete's academic performance by preventing him or her from obtaining a good night's rest before a test, or causing the student-athlete to fall asleep during class.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: Restricts time period for countable activities.

Position Statement(s)

Championships/Sports Management Cabinet: The cabinet supports the proposal and agrees with the sponsor's rationale.

Men's Basketball Issues Committee: The committee supports the proposal. The committee noted that the proposal originated from a student-athlete advisory group as a result of student-athlete well-being concerns and the punitive nature of these activities. The committee expressed concern that coaches would actually engage in such activities or directors of athletics would allow such activities to be conducted.

History:

Jun 23, 2009 Submit Submitted for consideration.

Aug 18, 2009 Men's Basketball Issues Committee, Recommends Approval

Sep 16, 2009 Championships/Sports Management Cabinet, Recommends Approval

No. 2009-77 PLAYING AND PRACTICE SEASONS — WOMEN'S BASKETBALL — PRESEASON PRACTICE — ON-COURT PRACTICE — 30 PRACTICES WITHIN 40 DAYS PRIOR TO FIRST CONTEST

Intent: In women's basketball, to specify that an institution shall not commence on-court preseason basketball practice sessions prior to 5 p.m. on the date that is 40 days prior to the date of the institution's first regular-season contest; further, to specify that an institution shall not engage in more than 30 days of practice prior to its first regular-season contest.

Bylaws: Amend 17.3.2, as follows:

17.3.2 Preseason Practice — On-Court Practice.

17.3.2.1 Men's Basketball. An institution shall not commence on-court preseason basketball practice sessions prior to 5 p.m. on the Friday nearest October 15 (see Figure 17-2).

17.3.2.2 Women's Basketball. An institution shall not commence on-court preseason basketball practice sessions prior to 5 p.m. on the date that is 40 days prior to the date of the institution's first regular-season contest. An institution shall not engage in more than 30 days of practice prior to its first regular-season contest.

[17.3.2.1 through 17.3.2.2 renumbered as 17.3.2.3 through 17.3.2.4, unchanged.]

Source: Southeastern Conference and Big East Conference

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Playing and Practice Seasons

Rationale: Recent modifications to the first permissible contest date in women's basketball have reduced the number of preseason practice opportunities by up to seven practice days. This proposal allows the number of practice days in women's basketball to remain at a constant level of 30, which is generally consistent with the number of practice opportunities permitted prior to the adoption of the current legislation. Additionally, this proposed flexible preseason practice schedule permits coaches to best use practice and "off" days to benefit student-athletes prior to the first contest. While the existing preseason practice schedule essentially dictates that practice must occur during every possible day, the flexible approach offered in this proposal provides each coach with the ability to determine when to use the practice opportunities depending on the team, the team's needs and the academic calendar. For example, a coach may provide the team days off to study for midterm exams, to take advantage of fall vacation periods or to recover from injuries.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: On-court practice will begin on an earlier date, but additional days off will be included during the preseason practice period.

Position Statement(s)

Championships/Sports Management Cabinet: The cabinet supports the proposal. The cabinet agrees with the sponsor's rationale, but notes the position of the Women's Basketball Issues Committee and the potential change to preseason practice that may come as a result of their

review.

Women's Basketball Issues Committee: The committee took no formal position. The committee cited the recommendation of the NCAA Division I Men's Basketball Academic Enhancement Group (BAEG) regarding a staggered schedule for the start of team practice and noted that such a model may also be appropriate for women's basketball. It was noted that it agrees conceptually with the flexibility that the proposal and the BAEG recommendation offers to institutions and that both concepts should be reviewed and considered by the membership.

History:

Jun 23, 2009 Submit Submitted for consideration.

Aug 21, 2009 Women's Basketball Issues Committee, No Formal Position

Sep 16, 2009 Championships/Sports Management Cabinet, Recommends Approval

No. 2009-78 PLAYING AND PRACTICES SEASONS — WOMEN'S BASKETBALL — NUMBER OF CONTESTS — MAXIMUM LIMITATIONS

Intent: In women's basketball, to specify that an institution shall limit its total regular-season playing schedule with outside competition to 26 contests and one qualifying regular-season multiple team event or 28 contests during a playing season in which the institution does not participate in a qualifying regular-season multiple team event.

Bylaws: Amend 17.3.5, as follows:

17.3.5 Number of Contests.

17.3.5.1 Maximum Limitations - Institutional.

17.3.5.1.1 Men's Basketball. An institution shall limits its total regular-season playing schedule with outside competition in **men's** basketball during the playing season to one of the following (except for those contests excluded under Bylaw 17.3.5.3):

(a) 27 contests (games or scrimmages) and One qualifying regular-season multiple team event per Bylaw 17.3.5.1.~~1~~**3**; or

(b) 29 contests (games or scrimmages) during a playing season in which the institution does not participate in a qualifying regular-season multiple team event.

17.3.5.1.2 Women's Basketball. An institution shall limit its total regular-season playing schedule with outside competition in women's basketball during the playing season to one of the following (except for those contests excluded under Bylaw 17.3.5.3);

(a) 26 contests (games or scrimmages) and one qualifying regular-season multiple team event per Bylaw 17.3.5.1.3; or

(b) 28 contests (games or scrimmages) during a playing season in which the institution does not participate in a qualifying regular-season multiple team event.

[17.3.5.1.1 through 17.3.5.1.2 renumbered as 17.3.5.1.3 through 17.3.5.1.4, unchanged.]

Source: Atlantic Coast Conference

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Playing and Practice Seasons

Rationale: Many conferences choose to play their women's basketball tournaments a week earlier than before, thereby compressing the time during which regular season contests may be played. This proposal would provide some relief from the shortened schedule. Additionally, in an effort toward cost containment, institutions are attempting to regionalize their nonconference regular season schedule in order to reduce their travel budget. Institutions that are not located near Division I nonconference opponents are forced to travel further out of their region, resulting in additional travel costs. By eliminating one nonconference contest, institutions will realize cost savings in travel as well as in paying game guarantees. Finally, this change addresses concerns regarding the lack of available institutional facilities and academic issues related to missed class time and the academic rigors placed on the student-athlete.

Estimated Budget Impact: Reduction in institutional travel budgets. Reduction in guarantees paid and received.

Impact on Student-Athlete's Time: Potential reduction in time demands and missed class.

Position Statement(s)

Championships/Sports Management Cabinet: The cabinet supports the proposal and agrees with the sponsor's rationale.

Women's Basketball Committee: The committee supports the proposal. The committee noted that this legislation may address some concerns regarding academic issues related to missed class time, but it also may raise concerns regarding possible financial implications relative to guarantee games. Further, the committee noted that the same concept is a recommendation of the Men's Basketball Academic Enhancement Group.

History:

Jul 14, 2009 Submit Submitted for consideration.

Sep 16, 2009 Championships/Sports Management Cabinet, Recommends Approval

No. 2009-79 PLAYING AND PRACTICE SEASONS — NONCHAMPIONSHIP SEGMENT — TRAVEL RESTRICTIONS — CROSS COUNTRY, FIELD HOCKEY, SOCCER, SOFTBALL AND VOLLEYBALL

Intent: In cross country (for institutions without indoor or outdoor track and field), field hockey, soccer, softball and volleyball, to specify that team travel to competition in the nonchampionship segment shall be restricted to ground transportation.

A. Bylaws: Amend 17.5.5.1.1, as follows:

17.5.5.1.1 Exception — Cross Country without Indoor or Outdoor Track and Field. An institution that sponsors men's or women's cross country but does not sponsor indoor or outdoor track and field shall limit its total playing schedule with outside competition during the cross country playing season to seven dates of competition during the segment in which the NCAA championship is conducted and five dates of competition during another segment. **Travel to competition in the nonchampionship segment shall be restricted to ground transportation.**

B. Bylaws: Amend 17.8.5.1, as follows:

17.8.5.1 Maximum Limitations — Institutional. A member institution shall limit its total playing schedule with outside competition during the institution's field hockey playing season in any one year to 20 contests during the segment in which the NCAA championship is conducted and five dates of competition during another segment, except for those contests or dates of competition excluded under Bylaws 17.10.5.3 and 17.10.5.4. **Travel to competition during the nonchampionship segment shall be restricted to ground transportation.**

C. Bylaws: Amend 17.19.5.1, as follows:

17.19.5.1 Maximum Limitations — Institutional. A member institution shall limit its total playing schedule with outside competition in soccer during the institution's soccer playing season in any one year to 20 contests during the segment in which the NCAA championship is conducted and five dates of competition during another segment, except for those contests and/or dates of competition excluded under Bylaws 17.19.5.3 and 17.19.5.4. **Travel to competition in the nonchampionship segment shall be restricted to ground transportation.**

D. Bylaws: Amend 17.20.5.1, as follows:

17.20.5.1 Maximum Limitations — Institutional. A member institution shall limit its total playing schedule with outside competition in softball during the institution's softball playing season to 56 contests (games and scrimmages) during the segment in which the NCAA championship is conducted and eight contests (games and scrimmages) during the nonchampionship segment, except for those contests excluded under Bylaws 17.20.5.3 and 17.20.5.4. No class time shall be missed for competition during the nonchampionship segment, including activities associated with competition (e.g., travel and other pregame or postgame activities) conducted during the nonchampionship segment. **Travel to competition in the nonchampionship segment shall be restricted to ground transportation.**

E. Bylaws: Amend 17.25.7.1, as follows:

17.25.7.1 Maximum Limitations — Institutional. A member institution shall limit its total playing schedule with outside competition in women's volleyball during the institution's women's volleyball playing season to 28 dates of competition during the segment in which the NCAA championship is conducted and four during another segment, except for those dates of competition excluded under Bylaws 17.25.9 and 17.25.10. **Travel to competition in the nonchampionship segment shall be restricted to ground transportation.**

F. Bylaws: Amend 17.25.8.1, as follows:

17.25.8.1 Maximum Limitations — Institutional. A member institution shall limit its total playing schedule with outside competition in men's volleyball during the institution's men's volleyball playing season to not more than 28 dates of competition during the segment in which the NCAA

championship is conducted and not more than four dates of competition during another segment, except for those dates of competition excluded under Bylaws 17.25.9 and 17.25.10. **Travel to competition in the nonchampionship segment shall be restricted to ground transportation.**

Source: Southeastern Conference

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Playing and Practice Seasons

Rationale: Economic pressures have caused athletics programs to examine expenditures in all areas. Nonchampionship segment contests contribute to the development of the team, but, in most cases, are not included in regular season records or in determining postseason championships access. As a result, restricting travel to ground transportation for such contests is a prudent action given the resource challenges facing many institutions.

Estimated Budget Impact: Anticipated savings associated travel expenses.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Championships/Sports Management Cabinet: The cabinet opposes the proposal. The cabinet recommends that the sponsor modify the proposal to include an exception to specify that if no other Division I institution is located located within 400 miles of an institution, such an institution may travel by air to nonchampionship segment competition. If the sponsor does not agree to modify the proposal, the cabinet will sponsor an alternative proposal. The cabinet is supportive of the concept outlined in the proposal; however, some members expressed concern that geographically isolated institutions would be detrimentally impacted by the current proposal. The cabinet notes that the 400 mile radius is consistent with the current ground transportation policies related to whether an institution must drive to a championship site. The cabinet also discussed a possible second exception for the University of Hawaii; however, it suggests that the Western Athletic Conference discuss the most appropriate way to draft such an exception and suggest a modification or submit an alternative proposal or amendment through the legislative process.

Men's Soccer Committee: The committee opposes the proposal. Limiting travel to ground transportation only creates inequities for those institutions that are geographically isolated.

Women's Soccer Committee: The committee supports the proposal.

History:

Jun 23, 2009 Submit Submitted for consideration.

Sep 02, 2009 Submit Sponsor modified the proposal to remove proposed reductions to the maximum number of permissible dates of competition in the nonchampionship segment in cross country (for institutions without indoor or outdoor track and field), field hockey, lacrosse, soccer, softball and volleyball.

Sep 08, 2009 Women's Soccer Committee, Recommends Approval

Sep 10, 2009 Men's Soccer Committee, Recommends Defeat

Sep 16, 2009 Championships/Sports Management Cabinet, Recommends Defeat

Sep 16, 2009 Championships/Sports Management Cabinet, Recommends Modification

No. 2009-80 PLAYING AND PRACTICE SEASONS — FOOTBALL — FIRST CONTEST — 14 WEEKS PRIOR TO DECEMBER 1

Intent: In football, to specify that an institution shall not play its first contest (game or scrimmage) with outside competition prior to the Thursday preceding the 14th Saturday prior to December 1.

Bylaws: Amend 17.9.3, as follows:

[Federated provision, FBS and FCS, divided vote]

17.9.3 First Contest. A member institution shall not play its first contest (game or scrimmage) with outside competition in football prior to the Thursday preceding ~~*Labor Day*~~ **the 14th Saturday prior to December 1** (see Figure 17-2).

Source: Conference USA

Effective Date: Immediate

Category: Amendment

Topical Area: Playing and Practice Seasons

Rationale: Under the current legislation, the number of available weekends for competition in football varies from year to year. Allowing institutions the opportunity to compete in twelve football contests in a fixed playing season that always includes fourteen Saturdays prior to December 1 will permit greater flexibility in scheduling and establish consistency. Additionally, a standard playing season is in the best interest of student-athlete well-being inasmuch as it helps student-athletes to fulfill academic obligations by increasing the number of weekends off over the course of a twelve game season. Further, results of the Growth, Opportunities, Aspirations and Learning of Students in College (GOALS) and the Study of College Outcomes and Recent Experiences (SCORE) surveys reveal that football student-athletes reported more hours spent on athletics during the season than on academics. Finally, stress reactions (e.g., physical and mental health issues) were reported at the highest rates among football players within the Football Bowl Subdivision.

Estimated Budget Impact: Additional 3-4 days of preseason expenses in those years that would not otherwise include 14 weeks.

Impact on Student-Athlete's Time: Increases the number of weeks in the season (in years that would not otherwise include 14 weeks) without increasing the limit on the number of contests.

Position Statement(s)

Championships/Sports Management Cabinet: The cabinet opposes the proposal. The cabinet notes concerns related to the increased cost of housing football student-athletes for additional days as compared to current schedules.

Football Issues Committee: The committee opposes the proposal. The committee expressed concerns regarding increased costs to bring student-athletes back to campus earlier and potential conflicts with summer school schedules and the start of preseason practice.

History:

Jun 29, 2009 Submit Submitted for consideration.

Sep 02, 2009 Football Issues Committee, Recommends Defeat

Sep 16, 2009 Championships/Sports Management Cabinet, Recommends Defeat

No. 2009-81 PLAYING AND PRACTICE SEASONS — FOOTBALL — OUT-OF-SEASON ATHLETICALLY RELATED ACTIVITIES — SUMMER CONDITIONING PERIOD

Intent: In football, to permit an institution to designate nine consecutive weeks between the conclusion of the academic year and the first permissible reporting date for preseason practice as its summer conditioning period.

Bylaws: Amend 17.9.6, as follows:

[Federated provision, FBS and FCS, divided vote]

17.9.6 Out-of-Season Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the playing season, except as set forth in this bylaw (see Bylaw 17.1.6.2):

(a) Conditioning Activities. Student-athletes may participate in conditioning activities pursuant to Bylaw 17.1.6.2; as follows:

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

(2) Summer Conditioning Period. Between the ~~*start of summer conditioning and the start of preseason practice*~~ **conclusion of the academic year and the first permissible reporting date for preseason practice**, an institution shall conduct its out of season conditioning period as follows:

(a) ~~*Institutions shall count back nine weeks from the first permissible reporting date for preseason practice.*~~ **An institution shall designate nine consecutive weeks as its summer conditioning period.** During this nine-week period, institutions shall designate one week as student-athlete discretionary time.

(b) During the remaining eight weeks of the summer conditioning period student-athletes may be involved in voluntary weight training and conditioning activities pursuant to Bylaw 17.1.6.2.1 and prospective student-athletes may be involved in voluntary weight training and conditioning activities pursuant to Bylaw 13.11.3.8. Such activities are limited to eight hours per week.

(c) All remaining weeks between the conclusion of the academic year and the first permissible reporting date for preseason practice that are not part of an institution's designated summer conditioning period shall be considered student-athlete discretionary time.

[Remainder of 17.9.6 unchanged.]

Source: Mountain West Conference

Effective Date: Immediate

Category: Amendment

Topical Area: Playing and Practice Seasons

Rationale: The current legislation governing summer conditioning was adopted, in part, to reduce the time commitments on student-athletes by requiring designated discretionary time. By permitting an institution to designate their summer conditioning time period, this will allow more flexibility based on the institution's academic year. The institution will be able to schedule its time periods around the summer school terms that student-athletes attend and for those incoming students who are already on campus. In addition, by keeping the summer conditioning time period at nine weeks, this will continue to provide all institutions the same amount of time to be involved in summer conditioning and will not create any competitive disadvantages.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Championships/Sports Management Cabinet: The cabinet supports the proposal and agrees with the sponsor's rationale.

Football Issues Committee: The committee supports the proposal and institutional flexibility it would afford.

History:

Jul 10, 2009 Submit Submitted for consideration.

Sep 02, 2009 Football Issues Committee, Recommends Approval

Sep 16, 2009 Championships/Sports Management Cabinet, Recommends Approval

No. 2009-82 PLAYING AND PRACTICE SEASONS — LIMIT ON NUMBER OF STUDENT-ATHLETES ON AN OUTSIDE TEAM — VACATION PERIOD EXCEPTION AND OUTSIDE TEAM TOURS — WOMEN'S ROWING

Intent: In women's rowing, to specify that the number of student-athletes from any one institution who may compete outside of the institution's declared playing and practice season as a member of an outside team in any noncollegiate, amateur competition during any official academic year

vacation period published in the institution's catalog and who may participate in international competition as a member of an outside team on a foreign tour shall not exceed two.

A. Bylaws: Amend 17.15.9, as follows:

17.15.9 Other Restrictions.

17.15.9.1 Noncollegiate, Amateur Competition.

17.15.9.1.1 During Academic Year. A student-athlete in rowing who participates during the academic year as a member of any outside rowing team in any noncollegiate, amateur competition (e.g., tournament play, exhibition games or other activity) except while representing the institution in intercollegiate rowing competition shall be ineligible for intercollegiate rowing competition unless eligibility is restored by the Committee on Student-Athlete Reinstatement (see Bylaw 14.7.3 for exceptions).

17.15.9.1.1.1 Vacation-Period Exception. A student-athlete may compete outside of the institution's declared playing and practice season as a member of an outside team in any noncollegiate, amateur competition during any official vacation period published in the institution's catalog. **The number of student-athletes from any one institution shall not exceed two.**

[Remainder of 17.15.9 unchanged.]

B. Bylaws: Amend 17.29.2, as follows:

17.29.2 Outside-Team Tours. An outside team that includes student-athletes from more than one member institution may participate in international competition in any sport on a foreign tour. However, any such outside team that includes more than the following number of student-athletes from the same member institution must be certified by the institution in accordance with procedures set forth in Bylaw 30.7.

Baseball	4	Gymnastics	2	Softball	4
Basketball	2	Ice Hockey	4	Swimming and Diving	5
Cross Country	2	Lacrosse	5	Tennis	2
Fencing	4	Rifle	2	Track and Field	7
Field Hockey	5	**Women's Rowing**	**2**	Volleyball	2
Football	5	Skiing	4	Water Polo	4
Golf	2	Soccer	5	Wrestling	5

[17.29.2.1 unchanged.]

Source: Pacific-10 Conference

Effective Date: Immediate

Category: Amendment

Topical Area: Playing and Practice Seasons

Rationale: When women's rowing moved from emerging sport status to championship sport status, placing a limit on the number of student-athletes who may compete for an outside team was inadvertently overlooked. This proposal corrects that oversight.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Championships/Sports Management Cabinet: The cabinet supports the proposal and agrees with the sponsor's rationale.

Women's Rowing Committee: The cabinet supports the proposal.

History:

Jul 14, 2009 Submit Submitted for consideration.

Sep 08, 2009 Women's Rowing Committee, Recommends Approval

Sep 16, 2009 Championships/Sports Management Cabinet, Recommends Approval

No. 2009-83 PLAYING AND PRACTICE SEASONS AND DIVISION MEMBERSHIP — REGULATIONS FOR PLAYING SEASON AND MINIMUM CONTEST REQUIREMENTS FOR SPORTS SPONSORSHIP — WOMEN'S SAND VOLLEYBALL

Intent: In women's sand volleyball, to establish the playing and practice season and the minimum number of contests necessary for sports sponsorship purposes, as specified.

A. Bylaws: Amend 17, as follows:

17 PLAYING AND PRACTICE SEASONS

[17.01 through 17.16 unchanged.]

17.17 SAND VOLLEYBALL, WOMEN'S

Regulations for computing the women's sand volleyball playing season are set forth in Bylaw 17.1. (See Figure 17-1 and Figure 17-2.)

17.17.1 Length of Playing Season. The length of an institution's playing season in women's sand volleyball shall be limited to a 132-day season, which may consist of two segments (each consisting of consecutive days) and which may exclude only required days off per Bylaw 17.1.6.4 and official vacation, holiday and final-examination periods during which no practice or competition shall occur.

17.17.1.1 Women's Volleyball Student-Athletes Participating in Women's Sand Volleyball. Women's volleyball student-athletes listed as participants for women's sand volleyball must participate fully in women's sand volleyball practices. If student-athletes are

practicing women's volleyball skills unrelated to women's sand volleyball, such practices must be counted in the institution's established segment in women's volleyball.

17.17.2 Preseason Practice. A member institution shall not commence practice sessions in women's sand volleyball prior to September 7 or the institution's first day of classes for the fall term, whichever is earlier.

17.17.3 First Contest. A member institution shall not pay its first contest (game or scrimmage) with outside competition in women's sand volleyball prior to the following dates:

(a) Nonchampionship Segment. September 7 or the institution's first day of classes for the fall term, whichever is earlier.

(b) Championship Segment. The first Thursday in March (see Figure 17-2).

17.17.4 End of Regular Playing Season. A member institution shall conclude all practice and competition (games and scrimmages) in women's sand volleyball by the last date of final examinations for the regular academic year at the institution.

17.17.5 Number of Dates of Competition.

17.17.5.1 Maximum Limitations — Institutional. A member institution shall limit its total playing schedule with outside competition in women's sand volleyball during the institution's women's sand volleyball playing season to 16 dates of competition during the segment in which the NCAA championship is conducted and four during another segment, except for those dates of competition excluded under Bylaws 17.17.5.3 and 17.17.5.4.

17.17.5.1.1 In-Season Foreign Competition. A member institution may play one or more of its countable dates of competition in women's sand volleyball in one or more foreign countries on one trip during the prescribed playing season. However, except for contests played in Canada and Mexico or on a certified foreign tour (see Bylaw 17.29), the institution may not engage in such in-season foreign competition more than once every four years.

17.17.5.2 Maximum Limitations — Student-Athlete. An individual student-athlete may participate each academic year in not more than 16 dates of competition in women's sand volleyball during the segment in which the NCAA championship is conducted and four during another segment. This limitation includes those dates of competition in which the student-athlete represents the institution in accordance with Bylaw 17.02.8, including competition as a member of the varsity, junior varsity or freshman team of the institution.

17.17.5.3 Annual Exemptions. The maximum number of dates of competition in women's sand volleyball shall exclude the following:

(a) Conference Championship. Competition in one conference championship tournament or playoff in women's sand volleyball;

(b) Season-Ending Championship Tournament. Competition in one of the recognized national intercollegiate championship events in women's sand volleyball (e.g., National

Collegiate Sand Championships). A season-ending tournament involves competition after the end of the regular season between teams that are not identified until the close of the regular season;

(c) Alumni Game. One date of competition each year against an alumni team of the institution;

(d) Foreign Team in the United States. One date of competition each year with a foreign opponent in the United States played in the facility in which the member institution regularly plays its home dates of competition.

(e) Hawaii, Alaska or Puerto Rico. Any dates of competition played in Hawaii, Alaska or Puerto Rico, respectively, either against or under the sponsorship of an active Division I institution located in Hawaii, Alaska or Puerto Rico, by a member located inside these locales;

(f) Fundraising Activity. Any women's sand volleyball activities in which student-athletes from more than one of the institution's athletics teams participate (or in individual sports per Bylaw 17.02.12.2, in which team members of that sport participate) with and against alumni and friends of the institution, the purpose of which is to raise funds to benefit the institution's athletics or other programs, provided the student-athletes do not miss class as a result of their participation (see Bylaw 12.5.1.1);

(g) Celebrity Sports Activity. Competition involving a limit of two student-athletes from a member institution's women's sand volleyball team who participate in local celebrity activities in women's sand volleyball conducted for the purpose of raising funds for charitable organizations, provided:

(1) The student-athlete does not miss class as a result of the participation;

(2) The involvement of the student-athletes has the approval of the institution's athletics director; and

(3) The activity takes place within a 30-mile radius of the institution's main campus.

(h) U.S. National Team. One date of competition against any team as selected and designated by the appropriate national governing body for women's sand volleyball as a U.S. national team.

17.17.5.4 Once-in-Four-Years Exemption — Foreign Tour. An institution may not exempt more than one foreign tour from its maximum number of dates of competition in women's sand volleyball during any academic year and may not repeat participation in a foreign tour within a four-year period. The tour shall be conducted by the member institution in accordance with the procedures set forth in Bylaw 30.7 (see Bylaw 17.29).

17.17.6 Out-of-Season Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the institution's declared playing season per Bylaw 17.17.1 except as permitted in Bylaw 17.1.6.2.

17.17.6.1 Summer Practice. Practice that is organized or financially supported by a member institution shall be prohibited during the summer unless specifically authorized

in the bylaws (e.g., foreign tour) or through official interpretations. An institution may pay fees associated with the use of institutional practices and competition facilities by student-athletes engaged in voluntary athletically related activities in their sport.

17.17.7 Camps and Clinics. There are no limits on the number of student-athletes in women's sand volleyball who may be employed (e.g., as counselors) in camps or clinics (see Bylaw 13.12). Currently enrolled student-athletes may not participate as campers in their institution's camps or clinics.

17.17.8 Other Restrictions.

17.17.8.1 Noncollegiate, Amateur Competition.

17.17.8.1.1 During Academic Year. A student-athlete in women's sand volleyball who participates during the academic year as a member of any outside women's sand volleyball team in any noncollegiate, amateur competition (e.g., tournament play, exhibition games or other activity) except while representing the institution in intercollegiate women's sand volleyball competition shall be ineligible for intercollegiate women's sand volleyball competition unless eligibility is restored by the Committee on Student-Athlete Reinstatement (see Bylaw 14.7.3 for exceptions).

17.17.8.1.1.1 Vacation-Period Exception. A student-athlete in women's sand volleyball may compete outside of the institution's declared playing and practice season as a member of an outside team in any noncollegiate, amateur competition during any official vacation period published in the institution's catalog. The number of student-athletes from any one institution shall not exceed two.

17.17.8.1.2 Out of Season. An institution may permit not more than two student-athletes with eligibility remaining in intercollegiate women's sand volleyball to practice or compete out of season on an outside, amateur women's sand volleyball team (competition on an outside team permitted only during the summer, except as provided in Bylaws 17.17.8.1.1.1 and 17.17.8.1.1.2).

17.17.8.1.2.1 Involvement of Coaching Staff. No member of the coaching staff of a member institution may be involved in any capacity (e.g., coach, official, player or league/team administrator) at any time (during the academic year, vacation periods and summer) with an outside team that involves any student-athlete with eligibility remaining from the institution's women's sand volleyball team except as provided under Bylaws 14.7.3, 17.1.1.1 and 17.29.

17.17.8.1.2.2 Olympic and National Team Development Program. There are no limits on the number of student-athletes from the same institution who may participate in Olympic and national team development programs. Such programs may also include a coach and a student-athlete from the same institution, provided:

(a) The national governing body (NGB) conducts and administers the developmental program;

(b) The NGB selects coaches involved in the developmental program; and

(c) The NGB or the selected coaches select the involved participants.

17.17.8.2 Equipment Issue, Squad Pictures. No limitations.

[17.18 through 17.30 unchanged.]

B. Bylaws: Amend 20.9.4.3, as follows:

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

Team Sports	Minimum Contests
Sand Volleyball, Women's	**8**

[All other sports unchanged.]

(Note: The minimum-contest requirements set forth in Bylaws 20.9.4.3.1 through 20.9.4.3.7 apply only to the provisions of this section and do not apply to minimum-contest requirements in Bylaws 14 and 17.)

[20.9.4.3.1 through 20.9.4.3.5 unchanged.]

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

20.9.4.3.6.1 Exception — Women's Sand Volleyball. One dual, one-day contest against a collegiate institution's club team per year may count toward meeting minimum-contest requirements. A multi-opponent tournament (see Bylaw 20.9.4.3.8) may count toward meeting minimum-contest requirements if not more than 40 percent of the participating teams are club teams affiliated with four-year collegiate institutions.

[20.9.4.3.7 unchanged.]

20.9.4.3.8 Women's Sand Volleyball. The following additional criteria shall apply to women's sand volleyball:

(a) No less than three of the minimum eight contests shall be dual, one-day competitions in which five two-person teams compete (institution versus institution on a single day on which no other competition occurs); and

(b) The remaining number of minimum contests shall be dual, one-day competitions in which five two-person teams compete or multi-opponent competitions. For a tournament to qualify as a contest, it must culminate in the determination of a winner based on the performance of each institution's five, two-person teams.

[20.9.4.3.8 renumbered as 20.9.4.3.9, unchanged.]

Source: Sun Belt Conference

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Playing and Practice Seasons

Rationale: Legislative proposals governing financial aid, recruiting, and personnel for the emerging sport of sand volleyball have already been sponsored by the appropriate cabinets. In order to complete the legislation for the sport, recommendations regarding the playing and practice season need to be considered during the legislative cycle in order to give institutions a comprehensive view of how the sport will be implemented.

Estimated Budget Impact: Based on institutional sponsorship of the sport.

Impact on Student-Athlete's Time: Based on institutional sponsorship of the sport.

Position Statement(s)

Administration Cabinet: The cabinet supports section B of the proposal (the section of the proposal related to Division I membership requirements, of which the cabinet maintains oversight). The cabinet noted that the minimum eight contest requirement for sports sponsorship purposes may require adjustment if the maximum limitation of 16 contests set forth in the proposal is modified.

Championships/Sports Management Cabinet: The cabinet opposes the proposal. The cabinet recommends that the sponsor modify the proposal as follows:

(1) Limit the championship segment playing season to eight weeks beginning with the first Thursday in March. The cabinet intends this season to include the weekend following the Thursday that is eight weeks from the first Thursday in March.

(2) Limit the number of dates of competitions to 18, regardless of the segment in which the date of competition is conducted. The recommendation would not establish a separate limit for championship and nonchampionship segments.

The cabinet would support the proposal if it were modified as recommended.

History:

Jul 14, 2009 Submit Submitted for consideration.

Sep 16, 2009 Administration Cabinet, Recommends Approval

Sep 16, 2009 Championships/Sports Management Cabinet, Recommends Defeat

Sep 16, 2009 Championships/Sports Management Cabinet, Recommends Modification

No. 2009-84 PLAYING AND PRACTICE SEASONS — GENERAL PLAYING AND PRACTICE SEASON REGULATIONS — PRESEASON PRACTICE — WOMEN'S SOCCER

Intent: In women's soccer, to increase the preseason practice units from 21 to 29; further, to establish criteria governing the activities permitted during the preseason practice period, as specified.

Bylaws: Amend 17.19.2, as follows:

17.19.2 Preseason Practice.

17.19.2.1 Men's Soccer. An institution shall not commence practice sessions in soccer prior to the date that permits a maximum of 21 units (see Bylaw 17.02.11) prior to the first scheduled intercollegiate contest.

17.19.2.2 Women's Soccer. An institution shall not commence practice sessions in soccer prior to the date that is determined by the application of 29 units (see Bylaw 17.02.11) prior to the first scheduled intercollegiate contest. Preseason practice shall be conducted as follows:

(a) The first day of preseason practice shall include no more than five hours of on-field practice, which must be conducted in no more than two distinct sessions. Student-athletes shall be provided with at least three continuous hours of recovery time between the end of the first session and the start of the second session;

(b) The second day of preseason practice shall include no more than three hours of on-field practice;

(c) The third day of preseason practice shall include no more than five hours of on-field practice, which must be conducted in no more than two distinct sessions. Student-athletes shall be provided with at least three continuous hours of recovery time between the end of the first session and the start of the second session;

(d) The fourth day of preseason practice shall include no more than three hours of on-field practice;

(e) All remaining preseason practice days held prior to the institution's first day of classes or first regular-season competition, whichever is earlier, shall include no more than five hours of on-field practice, which must be conducted in no more than two distinct sessions. Student-athletes shall be provided with at least three hours continuous hours of recovery time between the end of the first session and the start of the second session; and

(f) Beginning with the institution's first day of classes or first regular-season competition, whichever is earlier, practice shall be conducted in accordance with established time limits for athletically related activities (see Bylaw 17.1.6).

Source: Southeastern Conference

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Playing and Practice Seasons

Rationale: Current legislation specifies 21 practice units to determine the first permissible date of preseason practice for women's soccer. By contrast, the legislation specifies 29 practice units for football and women's volleyball. Due to the limited opportunity for preseason practice, coaches feel the need to conduct multiple practice sessions beginning with the first permissible day of practice and continuing throughout the preseason practice period. In some instances, the compressed preseason practice schedule causes coaches to conduct more than two practice sessions during a

single day. By expanding the preseason period, this proposal would reduce the need to maximize the number of practices conducted during a short time period. In addition, this proposal limits the number and length of time for practices held during each day. It is anticipated this legislation will encourage coaches to spread out preseason practice sessions, develop practice sessions that reduce the physical impact placed on student-athletes during the first few days of preseason practice and allow student-athletes to better adapt to the demands of preseason practices, which are typically conducted outdoors during a period of high temperatures.

Estimated Budget Impact: Anticipated increase in costs associated with addition of eight preseason practice units.

Impact on Student-Athlete's Time: Anticipated addition of four days associated with addition of eight preseason practice units.

Position Statement(s)

Championships/Sports Management Cabinet: The cabinet took no formal position.

Women's Soccer Committee: The committee opposes the proposal and believes that the additional units (from 21 to the proposed 29) would add significant expense to an institution.

History:

Jun 23, 2009 Submit Submitted for consideration.

Sep 16, 2009 Championships/Sports Management Cabinet, No Formal Position

No. 2009-85 PLAYING AND PRACTICE SEASONS — SOFTBALL — PRESEASON PRACTICE AND FIRST CONTEST DATE — NONCHAMPIONSHIP SEGMENT

Intent: In softball, to specify that an institution that has not begun classes by September 15 may commence preseason practice sessions on or after that date and may play its first contest (game or scrimmage) against outside competition on or after that date.

A. Bylaws: Amend 17.20.2, as follows:

17.20.2 Preseason Practice. A member institution shall not commence practice sessions in softball prior to September 1 or the institution's first day of classes, whichever is later**; however, if an institution's first day of classes occurs after September 15, the institution may commence practice sessions on or after September 15**.

B. Bylaws: Amend 17.20.3, as follows:

17.20.3 First Contest Date. An institution shall not play its first contest (game or scrimmages) with outside competition in softball prior to the following dates:

(a) Nonchampionship Segment. **If the institution's first day of classes occurs on or before September 15:** September 1 or the institution's first day of class, whichever is later. **If the institution's first day of classes occurs after September 15: September 15.**

[17.20.3-(b) unchanged.]

Source: Big Ten Conference

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Playing and Practice Seasons

Rationale: Current legislation states that the first permissible preseason practice and competition date during the nonchampionship segment is September 1 or the first day of classes, whichever is later. This standard causes a disparate impact on institutions that begin classes later in September. Those institutions are unable to properly prepare their student-athletes for their first contest since the first practice is delayed by two weeks or more. The impact is more acute for quarter-system institutions located in cold weather regions. Such institutions have fewer days within which to schedule their 45-day nonchampionship segment due to inclement weather in late October and November, which severely limits the possibility of practicing outdoors. Indoor practices are also be impacted by facility availability for a team that is not "in season." As a result of these issues, a blanket waiver was granted last year to permit softball teams to begin preseason practice or competition during the nonchampionship segment on or after September 15. This proposal seeks to enact the waiver as a permanent legislative change, thereby addressing the competitive equity and safety concerns surrounding this issue. Additionally, the September 15 date addresses academic calendar variances while remaining sensitive to cost concerns.

Estimated Budget Impact: Varies based on institutional discretion and current practices related to skill instruction beginning September 15.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Championships/Sports Management Cabinet: The cabinet supports the proposal and agrees with the sponsor's rationale.

History:

Jul 11, 2009 Submit Submitted for consideration.

Sep 16, 2009 Championships/Sports Management Cabinet, Recommends Approval

Athletics Certification

No. 2009-86 ATHLETICS CERTIFICATION — MANDATORY SELF-STUDY AND EXTERNAL PEER REVIEW — ACADEMIC INTEGRITY — ACADEMIC STANDARDS — RETENTION

Intent: To eliminate the requirement that the retention rate of student-athletes, as a whole, be compared to other student-body groups.

Bylaws: Amend 22.2, as follows:

22.2 MANDATORY SELF-STUDY AND EXTERNAL PEER REVIEW

[22.2.1 unchanged.]

22.2.2 Academic Integrity.

22.2.2.1 Academic Standards. The Association's fundamental principles indicate that an intercollegiate athletics program shall be designed and maintained as a vital component of the institution's educational system, and student-athletes shall be treated consistently with the student body. Consistent with this philosophy, the institution shall demonstrate that:

[22.2.2.1-(a) through 22.2.2.1-(c) unchanged.]

(d) If the retention of ~~*student-athletes, as a whole or for*~~ any student-athlete subgroup~~,~~ is lower than that of ~~*other*~~ **all** student-athletes ~~*or comparable student body groups*~~, this disparity shall be analyzed, explained and, if necessary, addressed through specific plans for improvement by appropriate institutional authorities;

[Remainder of 22.2 unchanged.]

Source: NCAA Division I Legislative Council (Committee on Athletics Certification)

Effective Date: Immediate

Category: Amendment

Topical Area: Athletics Certification

Rationale: Many institutions do not have data related to the retention of the student body generally or comparable student-body groups. Requiring institutions to compare retention rate data of student-athletes with the student body generally or with comparable student body subgroups places an undue burden on those institutions that do not compile these data for other purposes.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

History:

Mar 25, 2009 Submit Submitted for consideration.

Mar 26, 2009 Committee on Athletics Certification, Recommends Approval as Noncontroversial Legislation

Apr 20, 2009 Legislative Council, Sponsored

Apr 20, 2009 Leg Council Init Review, Not Supported as Noncontroversial Legislation

Administrative Regulations

No. 2009-87 ADMINISTRATIVE REGULATIONS — FOREIGN TOURS AND COMPETITION — NO INSTITUTIONAL OR CONFERENCE FOREIGN TOURS

Intent: To specify that an institution or conference shall not sponsor or participate in a foreign tour.

A. Bylaws: Amend 13.11.1.3, as follows:

13.11.1.3 Competition Against Prospective Student-Athletes. An institution's varsity intercollegiate team may compete against a two-year college team but may not compete against a high school or preparatory school team. An institution's varsity team may not participate in a contest against an outside team (e.g., nonscholastic team) that includes high school prospective student-athletes except for ~~*permissible contests while on a foreign tour,*~~ exempted contests against a foreign team in the United States and the U.S. national team. In individual sports, it is permissible for an institution's varsity team and an outside team that includes prospective student-athletes to participate in the same open event, provided the event either involves no team scoring or the event uses team scoring such that the institution's varsity team and the outside team are in separate scoring categories. Subvarsity teams are not bound by this prohibition.

B. Bylaws: Amend 14.2.3, as follows:

14.2.3 Criteria for Determining Season of Competition.

[14.2.3.1 through 14.2.3.5 unchanged.]

~~*14.2.3.6 Foreign-Tour Competition. A student-athlete who did not compete during the institution's season just completed and who represents the institution in a certified foreign tour after that intercollegiate season and prior to the start of the next academic year shall not be charged with a season of eligibility (see Bylaw 30.7.2).*~~

C. Bylaws: Amend 14.2.4.3, as follows:

14.2.4.3 Criteria for Administration of Hardship Waiver.

[14.2.4.3.1 through 14.2.4.3.6 unchanged.]

~~*14.2.4.3.7 Foreign-Tour Competition. A student-athlete who qualifies for a hardship for the previous academic year would not use a season of competition if the student-athlete represents the institution on a certified foreign tour during the summer vacation period at the conclusion of that academic year.*~~

D. Bylaws: Amend 16.8.1, as follows:

16.8.1 Permissible. The permissible expenses for practice and competition that an institution may provide a student-athlete are defined in the following subsections. (See Bylaw 16.9 for expenses that may be provided by individuals or organizations other than the institution.)

[16.8.1.1 through 16.8.1.7 unchanged.]

~~*16.8.1.8 Foreign-Tour Expenses. An institution may provide a student-athlete with expenses for participation in an institution's foreign tour in his or her sport as provided in Bylaw 30.7.*~~

[16.8.1.9 renumbered as 16.8.1.8, unchanged.]

E. Bylaws: Amend 16.11.1.12, as follows:

16.11.1.12 Miscellaneous Benefits. An institution may provide or arrange for the following benefits for a student-athlete:

~~*(a) The use of a return ticket at any time after the conclusion of a foreign tour;*~~

[16.11.1.12-(b) through 16.11.1.12-(h) relettered as 16.11.1.12-(a) through 16.11.1.12-(g), unchanged.]

F. Bylaws: Amend 17.1.7, as follows:

17.1.7 General Regulations for Computing Playing Seasons Applicable to All Sports. [17.1.7-(a) through 17.1.7-(g) unchanged.]

~~*(g) Foreign Tours. Participation by a member institution on a certified foreign tour (see Bylaw 17.29) need not be included within the institution's declared playing-season limitation in the sport.*~~

[17.1.7.1 unchanged.]

G. Bylaws: Amend 17.2, as follows:

17.2 BASEBALL. Regulations for computing the baseball playing season are set forth in Bylaw 17.1. (See Figure 17-1 and Figure 17-2.)

[17.2.1 through 17.2.4 unchanged.]

17.2.5 Number of Contests.

[17.2.5.1 unchanged.]

17.2.5.1.1 In-Season Foreign Competition. A member institution may play one or more of its countable contests in baseball in one or more foreign countries **<u>or U.S. territories</u>** on one trip during the prescribed playing season. However, except for contests played in Canada and Mexico ~~*or on a certified foreign tour (see Bylaw 17.29)*~~, the institution may not engage in such in-season foreign competition more than once every four years.

[17.2.5.2 through 17.2.5.3 unchanged.]

~~*17.2.5.4 Once-in-Four-Years Exemption — Foreign Tour. An institution may exempt the contests played on a foreign tour, provided the tour is conducted by the member institution in accordance with the procedures set forth in Bylaw 30.7 (see Bylaw 17.29).*~~

17.2.6 Out-of-Season Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the institution's declared playing season per Bylaw 17.2.1, except as permitted in Bylaw 17.1.6.2.

17.2.6.1 Summer Practice. Practice that is organized or financially supported by a member institution shall be prohibited during the summer unless specifically authorized in the bylaws ~~*(e.g., foreign tour)*~~ or through official interpretations. An institution may pay fees associated with the use of institutional practice and competition facilities by student-athletes engaged in voluntary athletically related activities in their sport.

[Remainder of 17.2 unchanged.]

H. Bylaws: Amend 17.3, as follows:

17.3 BASKETBALL. Regulations for computing the basketball playing season are set forth in Bylaw 17.1. (See Figure 17-1 and Figure 17-2.)

[17.3.1 through 17.3.4 unchanged.]

17.3.5 Number of Contests.

[17.3.5.1 unchanged.]

[17.3.5.1.1 unchanged.]

17.3.5.1.2 In-Season Foreign Competition. A member institution may play one or more of its countable contests in basketball in one or more foreign countries **or U.S. territories** on one trip during the prescribed playing season. However, except for contests played in Canada and Mexico ~~*or on a certified foreign tour (see Bylaw 17.29)*~~, the institution may not engage in such in-season foreign competition more than once every four years.

[17.3.5.2 through 17.3.5.3 unchanged.]

~~*17.3.5.4 Foreign Tour. The games played on a foreign basketball tour shall be excluded from the maximum number of contests, provided the tour is conducted in accordance with the procedures set forth in Bylaw 30.7 (see Bylaw 17.29).*~~

17.3.6 Out-of-Season Athletically Related Activities. In basketball, student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the institution's playing season except as permitted in Bylaw 17.1.6.2.

17.3.6.1 Summer Practice. Practice that is organized or financially supported by a member institution shall be prohibited during the summer unless specifically authorized in the bylaws ~~*(e.g., foreign tour)*~~ or through official interpretations. An institution may pay fees associated with the use of institutional practice and competition facilities by student-athletes engaged in voluntary athletically related activities in their sport.

[Remainder of 17.3 unchanged.]

I. Bylaws: Amend 17.4, as follows:

17.4 BOWLING, WOMEN'S. Regulations for computing the bowling playing season are set forth in Bylaw 17.1. (See Figure 17-1 and Figure 17-2.)

[17.4.1 through 17.4.4 unchanged.]

17.4.5 Number of Dates of Competition.

[17.4.5.1 unchanged.]

17.4.5.1.1 In-Season Foreign Competition. A member institution may engage in one or more of its countable dates of competition in bowling in one or more foreign countries **or U.S. territories** on one trip during the prescribed playing season. However, except for competition in Canada and Mexico ~~*or on a certified foreign tour (see Bylaw 17.29)*~~, the institution may not engage in such in-season foreign competition more than once every four years.

[17.4.5.2 through 17.4.5.3 unchanged.]

~~*17.4.5.4 Foreign Tour. The dates of competition on a foreign tour shall be excluded from the maximum number of dates of competition, provided the tour occurs only once in a four-year period and is conducted by the member institution in accordance with the procedures set forth*~~

~~*in Bylaw 30.7 (see Bylaw 17.29).*~~

17.4.6 Out-of-Season Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the institution's declared playing season pursuant to Bylaw 17.4.1 except as permitted in Bylaw 17.1.6.2.

17.4.6.1 Summer Practice. Practice that is organized or financially supported by a member institution shall be prohibited during the summer unless specifically authorized in the bylaws ~~*(e.g., foreign tour)*~~ or through official interpretations. An institution may pay fees associated with the use of institutional practice and competition facilities by student-athletes engaged in voluntary athletically related activities in their sport.

[Remainder of 17.4 unchanged.]

J. Bylaws: Amend 17.5, as follows:

17.5 CROSS COUNTRY. Regulations for computing the cross country playing season are set forth in Bylaw 17.1. (See Figure 17-1 and Figure 17-2.)

[17.5.1 through 17.5.4 unchanged.]

17.5.5 Number of Dates of Competition.

[17.5.5.1 unchanged.]

[17.5.5.1.1 unchanged.]

17.5.5.1.2 In-Season Foreign Competition. A member institution may engage in one or more of its countable dates of competition in cross country in one or more foreign countries **for U.S. territories** on one trip during the prescribed playing season. However, except for competition in Canada and Mexico ~~*or on a certified foreign tour (see Bylaw 17.29)*~~, the institution may not engage in such in-season foreign competition more than once every four years.

[17.5.5.2 through 17.5.5.3 unchanged.]

~~*17.5.5.4 Once-in-Four-Years Exemption — Foreign Tour. An institution may exempt the contests played on a foreign tour, provided the tour is conducted by the member institution in accordance with the procedures set forth in Bylaw 30.7 (see Bylaw 17.29).*~~

17.5.6 Out-of-Season Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the institution's declared playing season per Bylaw 17.5.1 except as permitted in Bylaw 17.1.6.2.

17.5.6.1 Summer Practice. Practice that is organized or financially supported by a member institution shall be prohibited during the summer unless specifically authorized in the bylaws ~~*(e.g., foreign tour)*~~ or through official interpretations. An institution may pay fees associated with the use of institutional practice and competition facilities by student-athletes engaged in voluntary athletically related activities in their sport.

[Remainder of 17.6 unchanged.]

K. Bylaws: Amend 17.6, as follows:

17.6 EQUESTRIAN, WOMEN'S. Regulations for computing the equestrian playing season set forth in Bylaw 17.1. (See Figure 17-1 and Figure 17-2.)

[17.6.1 through 17.6.4 unchanged.]

17.6.5 Number of Dates of Competition.

[17.6.5.1 unchanged.]

17.6.5.1.1 In-Season Foreign Competition. A member institution may engage in one or more of its countable dates of competition in equestrian in one or more foreign countries **or U.S. territories** on one trip during the prescribed playing season. However, except for competition in Canada and Mexico ~~*or on a certified foreign tour (see Bylaw 17.29)*~~, the institution may not engage in such in-season foreign competition more than once every four years.

[17.6.5.2 through 17.6.5.3 unchanged.]

~~*17.6.5.4 Foreign Tour. The dates of competition in equestrian on a foreign tour shall be excluded from the maximum number of dates of competition, provided the tour occurs only once in a four-year period and is conducted by the member institution in accordance with the procedures set forth in Bylaw 30.7 (see Bylaw 17.29).*~~

17.6.6 Out-of-Season Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the institution's declared playing season per Bylaw 17.6.1 except as permitted in Bylaw 17.1.6.2.

17.6.6.1 Summer Practice. Practice that is organized or financially supported by a member institution shall be prohibited during the summer unless specifically authorized in the bylaws ~~*(e.g., foreign tour)*~~ or through official interpretations. An institution may pay fees associated with the use of institutional practice and competition facilities by student-athletes engaged in voluntary athletically related activities in their sport.

[Remainder of 17.6 unchanged.]

L. Bylaws: Amend 17.7, as follows:

17.7 FENCING. Regulations for computing the fencing playing season are set forth in Bylaw 17.1. (See Figure 17-1 and Figure 17-2.)

[17.7.1 through 17.7.4 unchanged.]

17.7.5 Number of Dates of Competition.

[17.7.5.1 unchanged.]

17.7.5.1.1 In-Season Foreign Competition. A member institution may engage in one or more of its countable dates of competition in fencing in one or more foreign countries **or U.S. territories** on one trip during the prescribed playing season. However, except for competition in Canada and Mexico ~~*or on a certified foreign tour (see Bylaw 17.29)*~~, the institution may not engage in such in-season foreign competition more than once every four years.

[17.7.5.1.2 unchanged.]

[17.7.5.2 unchanged.]

~~*17.7.5.3 Once-in-Four-Years Exemption—Foreign Tour. An institution may exempt the contests played on a foreign tour, provided the tour is conducted by the member institution in accordance with the procedures set forth in Bylaw 30.7 (also see Bylaw 17.29).*~~

17.7.6 Out-of-Season Athletically Related Activities. Student-athletes and members of the coaching staff at the student-athlete's institution shall not engage in countable athletically related activities (see Bylaw 17.02.1) outside the institution's declared playing season per Bylaw 17.7.1 except as permitted in Bylaw 17.1.6.2.

17.7.6.1 Summer Practice. Practice that is organized or financially supported by a member institution shall be prohibited during the summer unless specifically authorized in the bylaws ~~*(e.g., foreign tour)*~~ or through official interpretations. An institution may pay fees associated with the use of institutional practice and competition facilities by student-athletes engaged in voluntary athletically related activities in their sport.

[Remainder of 17.7 unchanged.]

M. Bylaws: Amend 17.8, as follows:

17.8 FIELD HOCKEY. Regulations for computing the field hockey playing season are set forth in Bylaw 17.1. (See Figure 17-1 and Figure 17-2.)

[17.8.1 through 17.8.4 unchanged.]

17.8.5 Number of Contests and Dates of Competition.

[17.8.5.1 unchanged.]

17.8.5.1.1 In-Season Foreign Competition. A member institution may play one or more of its countable field hockey contests or dates of competition in one or more foreign countries **or U.S. territories** on one trip during the prescribed playing season. However, except for contests or dates of competition played in Canada and Mexico ~~*or on a certified foreign tour (see Bylaw 17.29)*~~, the institution may not engage in such in-season foreign competition more than once every four years.

[17.8.5.2 through 17.8.5.3 unchanged.]

~~*17.8.5.4 Once-in-Four-Years Exemption—Foreign Tour. An institution may exempt the contests played on a foreign tour, provided the tour is conducted by the member institution in accordance with the procedures set forth in Bylaw 30.7 (see Bylaw 17.29).*~~

17.8.6 Out-of-Season Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the institution's declared playing season per Bylaw 17.8.1 except as permitted in Bylaw 17.1.6.2.

17.8.6.1 Summer Practice. Field hockey practice that is organized or financially supported by a member institution shall be prohibited during the summer unless specifically authorized in the bylaws ~~*(e.g., foreign tour)*~~ or through official interpretations. An institution may pay fees associated with the use of institutional practice and competition facilities by student-athletes engaged in voluntary athletically related activities in their sport.

[Remainder of 17.8 unchanged.]

N. Bylaws: Amend 17.9, as follows:

17.9 FOOTBALL. Regulations for computing the football playing season are set forth in Bylaw 17.1. (See Figure 17-1 and Figure 17-2.)

[17.9.1 through 17.9.3 unchanged.]

17.9.4 End of Playing Season. A member institution's last contest (game or scrimmage) with outside competition in football shall not be played after the second Saturday or Sunday in December, except for the following:

[17.9.4-(a) unchanged.]

(b) Bowl Games, NCAA and NAIA Championships, ~~*International Competition,*~~ Heritage Bowl and Gridiron Classic. One postseason game approved by the Championships/Sports Management Cabinet or those games played in the Division I Football Championship~~*; football contests played on a foreign tour certified by the member institution*~~, or the National Association of Intercollegiate Athletics football championships. In championship subdivision football only, a member institution's last contest also may include participation in the Heritage Bowl or Gridiron Classic.

[17.9.4.1 through 17.9.4.3 unchanged.]

17.9.5 Number of Contests.

[17.9.5.1 unchanged.]

17.9.5.1.1 In-Season Foreign Competition. A member institution may play one or more of its countable contests in football in one or more foreign countries **or U.S. territories** on one trip during the prescribed playing season. However, except for contests played in Canada and Mexico ~~*or on a certified foreign tour (see Bylaw 17.29)*~~, the institution may not engage in such in-season foreign competition more than once every four years.

[17.9.5.1.2 unchanged.]

17.9.5.2 Annual Exemptions. The maximum number of football contests shall exclude the following:

[17.9.5.2-(a) through 17.9.5.2-(i) unchanged.]

~~*(j) Foreign Tour. The football games played on a foreign tour, provided the tour occurs only once in a four-year period and is conducted by the member institution in accordance with the procedures set forth in Bylaw 30.7 (see Bylaw 17.29);*~~

[17.9.2.2-(a) through 17.9.5.2-(i) relettered as 17.9.2.2-(j) through 17.9.5.2-(k) unchanged.]

17.9.6 Out-of-Season Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the playing season, except as set forth in this bylaw (see Bylaw 17.1.6.2):

[17.9.6-(a) through 17.9.6-(b) unchanged.]

[17.9.6.1 unchanged.]

17.9.6.2 Summer Practice. Practice that is organized or financially supported by a member institution shall be prohibited during the summer unless specifically authorized in the bylaws

~~*(e.g., foreign tour)*~~ or through official interpretations. An institution may pay fees associated with the use of institutional practice and competition facilities by student-athletes engaged in voluntary athletically related activities in their sport.

[Remainder of 17.9 unchanged.]

O. Bylaws: Amend 17.10, as follows:

17.10 GOLF. Regulations for computing the golf playing season are set forth in Bylaw 17.1. (See Figure 17-1 and Figure 17-2.)

[17.10.1 through 17.10.4 unchanged.]

17.10.5 Number of Dates of Competition.

[17.10.5.1 unchanged.]

[17.10.5.1.1 through 17.10.5.1.2 unchanged.]

17.10.5.1.3 In-Season Foreign Competition. A member institution may play one or more of its countable dates of competition in golf in one or more foreign countries **or U.S. territories** on one trip during the prescribed playing season. However, except for competition in Canada and Mexico ~~*or on a certified foreign tour (see Bylaw 17.29)*~~, the institution may not engage in such in-season foreign competition more than once every four years.

[17.10.5.1.4 unchanged.]

[17.10.5.2 unchanged.]

~~*17.10.5.3 Once-in-Four-Years Exemption — Foreign Tour. An institution may exempt a foreign tour from its maximum number of dates of competition, provided the tour occurs only once in a four-year period and is conducted by the member institution in accordance with the procedures set forth in Bylaw 30.7 (see Bylaw 17.29).*~~

17.10.6 Out-of-Season Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the institution's declared playing season per Bylaw 17.10.1 except as permitted in Bylaw 17.1.6.2.

17.10.6.1 Summer Practice. Practice that is organized or financially supported by a member institution shall be prohibited during the summer unless specifically authorized in the bylaws ~~*(e.g., foreign tour)*~~ or through official interpretations. An institution may pay fees associated with the use of institutional practice and competition facilities by student-athletes engaged in voluntary athletically related activities in their sport.

[Remainder of 17.10 unchanged.]

P. Bylaws: Amend 17.11, as follows:

17.11 GYMNASTICS. Regulations for computing the gymnastics playing season are set forth in Bylaw 17.1. (See Figure 17-1 and Figure 17-2.)

[17.11.1 through 17.11.4 unchanged.]

17.11.5 Number of Dates of Competition.

[17.11.5.1 unchanged.]

17.11.5.1.1 In-Season Foreign Competition. A member institution may engage in one or more of its countable gymnastics dates of competition in one or more foreign countries **or U.S. territories** on one trip during the prescribed playing season. However, except for competition in Canada and Mexico ~~*or on a certified foreign tour (see Bylaw 17.29)*~~, the institution may not engage in such in-season foreign competition more than once every four years.

[17.11.5.1.2 unchanged.]

[17.11.5.2 unchanged.]

~~*17.11.5.3 Once-in-Four-Years Exemption — Foreign Tour. The contests played on a foreign tour, provided the tour is conducted by the member institution in accordance with the procedures set forth in Bylaw 30.7 (see Bylaw 17.29).*~~

17.11.6 Out-of-Season Athletically Related Activities. Student-athletes and members of the coaching staff at the student-athlete's institution shall not engage in countable athletically related activities (see Bylaw 17.02.1) outside the institution's declared playing season per Bylaw 17.11.1 except as permitted in Bylaw 17.1.6.2.

17.11.6.1 Summer Practice. Practice that is organized or financially supported by a member institution shall be prohibited during the summer unless specifically authorized in the bylaws ~~*(e.g., foreign tour)*~~ or through official interpretations. An institution may pay fees associated with the use of institutional practice and competition facilities by student-athletes engaged in voluntary athletically related activities in their sport.

[Remainder of 17.11 unchanged.]

Q. Bylaws: Amend 17.12, as follows:

17.12 ICE HOCKEY. Regulations for computing the ice hockey playing season are set forth in Bylaw 17.1. (See Figure 17-1 and Figure 17-2.)

[17.12.1 through 17.12.4 unchanged.]

17.12.5 Number of Contests.

[17.12.5.1 unchanged.]

17.12.5.1.1 In-Season Foreign Competition. A member institution may play one or more of its countable contests in ice hockey in one or more foreign countries **or U.S. territories** on one trip during the prescribed playing season. However, except for contests played in Canada and Mexico ~~*or on a certified foreign tour (see Bylaw 17.29)*~~, the institution may not engage in such in-season foreign competition more than once every four years.

[17.12.5.2 through 17.12.5.3 unchanged.]

~~*17.12.5.4 Once-in-Four-Years Exemption — Foreign Tour. An institution may exempt the contests played on a foreign tour, provided the tour is conducted by the member institution in accordance with the procedures set forth in Bylaw 30.7 (see Bylaw 17.29).*~~

17.12.6 Out-of-Season Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the institution's

declared playing season per Bylaw 17.12.1 except as permitted in Bylaw 17.1.6.2.

17.12.6.1 Summer Practice. Ice hockey practice that is organized or financially supported by a member institution shall be prohibited during the summer unless specifically authorized in the bylaws ~~*(e.g., foreign tour)*~~ or through official interpretations. An institution may pay fees associated with the use of institutional practice and competition facilities by student-athletes engaged in voluntary athletically related activities in their sport.

[Remainder of 17.12 unchanged.]

R. Bylaws: Amend 17.13, as follows:

17.13 LACROSSE. Regulations for computing the lacrosse playing season are set forth in Bylaw 17.1. (See Figure 17-1 and Figure 17-2.)

[17.13.1 through 17.13.4 unchanged.]

17.13.5 Number and Dates of Competition.

[17.13.5.1 unchanged.]

17.13.5.1.1 In-Season Foreign Competition. A member institution may engage in one or more of its countable dates of competition in lacrosse in one or more foreign countries **or U.S. territories** on one trip during the prescribed playing season. However, except for dates of competition in Canada and Mexico ~~*or on a certified foreign tour (see Bylaw 17.29)*~~, the institution may not engage in such in-season foreign competition more than once every four years.

[17.13.5.2 through 17.13.5.3 unchanged.]

~~*17.13.5.4 Once-in-Four-Years Exemption — Foreign Tour. An institution may exempt the contests played on a foreign tour, provided the tour is conducted by the member institution in accordance with the procedures set forth in Bylaw 30.7 (see Bylaw 17.29).*~~

17.13.6 Out-of-Season Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the institution's declared playing season per Bylaw 17.13.1 except as permitted in Bylaw 17.1.6.2.

17.13.6.1 Summer Practice. Lacrosse practice that is organized or financially supported by a member institution shall be prohibited during the summer unless specifically authorized in the bylaws ~~*(e.g., foreign tour)*~~ or through official interpretations. An institution may pay fees associated with the use of institutional practice and competition facilities by student-athletes engaged in voluntary athletically related activities in their sport.

[Remainder of 17.13 unchanged.]

S. Bylaws: Amend 17.14, as follows:

17.14 RIFLE. Regulations for computing the rifle playing season are set forth in Bylaw 17.1. (See Figure 17-1 and Figure 17-2.)

[17.14.1 through 17.14.4 unchanged.]

17.14.5 Number of Dates of Competition.

[17.14.5.1 unchanged.]

17.14.5.1.1 In-Season Foreign Competition. A member institution may engage in one or more of its countable dates of competition in rifle in one or more foreign countries **or U.S. territories** on one trip during the prescribed playing season. However, except for competition in Canada and Mexico ~~*or on a certified foreign tour (see Bylaw 17.29)*~~, the institution may not engage in such in-season foreign competition more than once every four years.

[17.2.5.2 through 17.2.5.3 unchanged.]

~~*17.14.5.4 Once-in-Four-Years Exemption — Foreign Tour. An institution may exempt the contests played on a foreign tour, provided the tour is conducted by the member institution in accordance with the procedures set forth in Bylaw 30.7 (see Bylaw 17.29).*~~

17.14.6 Out-of-Season Athletically Related Activities. Student-athletes and members of the coaching staff at the student-athlete's institution shall not engage in countable athletically related activities (see Bylaw 17.02.1) outside the institution's declared playing season per Bylaws 17.14.1 except as permitted in Bylaw 17.1.6.2.

17.14.6.1 Summer Practice. Practice that is organized or financially supported by a member institution shall be prohibited during the summer unless specifically authorized in the bylaws ~~*(e.g., foreign tour)*~~ or through official interpretations. An institution may pay fees associated with the use of institutional practice and competition facilities by student-athletes engaged in voluntary athletically related activities in their sport.

[Remainder of 17.14 unchanged.]

T. Bylaws: Amend 17.15, as follows:

17.15 ROWING, WOMEN'S. Regulations for computing the rowing playing season are set forth in Bylaw 17.1. (See Figure 17-1 and Figure 17-2.) The following regulations apply independently to open and lightweight rowing programs.

[17.15.1 through 17.15.4 unchanged.]

17.15.5 Number of Dates of Competition.

[17.15.5.1 unchanged.]

17.15.5.1.1 In-Season Foreign Competition. A member institution may engage in one or more of its countable dates of competition in rowing in one or more foreign countries **or U.S. territories** on one trip during the prescribed playing season. However, except for competition in Canada and Mexico ~~*or on a certified foreign tour (see Bylaw 17.29)*~~, the institution may not engage in such in-season foreign competition more than once every four years.

[17.15.5.2 through 17.15.5.3 unchanged.]

~~*17.15.5.4 Foreign Tour. The dates of competition in rowing on a foreign tour shall be excluded from the maximum number of dates of competition, provided the tour occurs only once in a four-year period and is conducted by the member institution in accordance with the procedures set forth in Bylaw 30.7 (see Bylaw 17.29).*~~

17.15.6 Out-of-Season Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the institution's declared playing season per Bylaw 17.15.1 except as permitted in Bylaw 17.1.6.2.

17.15.6.1 Summer Practice. Practice that is organized or financially supported by a member institution shall be prohibited during the summer unless specifically authorized in the bylaws ~~*(e.g., foreign tour)*~~ or through official interpretations. An institution may pay fees associated with the use of institutional practice and competition facilities by student-athletes engaged in voluntary athletically related activities in their sport.

[17.15.7 through 17.15.8 unchanged.]

17.15.9 Other Restrictions.

17.15.9.1 Noncollegiate, Amateur Competition.

17.15.9.1.1 During Academic Year. A student-athlete in rowing who participates during the academic year as a member of any outside rowing team in any noncollegiate, amateur competition (e.g., tournament play, exhibition games or other activity) except while representing the institution in intercollegiate rowing competition shall be ineligible for intercollegiate rowing competition unless eligibility is restored by the Committee on Student-Athlete Reinstatement (see Bylaw 14.7.3 for exceptions).

17.15.9.1.1.1 Vacation-Period Exception. A student-athlete may compete outside of the institution's declared playing and practice season as a member of an outside team in any noncollegiate, amateur competition during any official vacation period published in the institution's catalog. **<u>The number of student-athletes from any one institution shall not exceed two.</u>**

[Remainder of 17.15 unchanged.]

U. Bylaws: Amend 17.16, as follows:

17.16 RUGBY, WOMEN'S. Regulations for computing the rugby playing season are set forth in Bylaw 17.1. (See Figure 17-1 and Figure 17-2.)

[17.16.1 through 17.16.4 unchanged.]

17.16.5 Number of Contests.

[17.16.5.1 unchanged.]

[17.16.5.1.1 unchanged.]

17.16.5.1.2 In-Season Foreign Competition. A member institution may play one or more of its countable contests in women's rugby in one or more foreign countries **<u>or U.S. territories</u>** on one trip during the prescribed playing season. However, except for contests played in Canada and Mexico ~~*or on a certified foreign tour (see Bylaw 17.29)*~~, the institution may not engage in such in-season foreign competition more than once every four years.

[17.16.5.2 through 17.16.5.3 unchanged.]

~~*17.16.5.4 Foreign Tour. An institution may exempt the contests played on a foreign tour, provided the tour occurs only once in a four-year period and is conducted by the member*~~

~~*institution in accordance with the procedures set forth in Bylaw 30.7 (see Bylaw 17.29).*~~

17.16.6 Out-of-Season Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the institution's declared playing season per Bylaw 17.16.1 except as permitted in Bylaw 17.1.6.2.

17.16.6.1 Summer Practice. Practice that is organized or financially supported by a member institution shall be prohibited during the summer unless specifically authorized in the bylaws ~~*(e.g., foreign tour)*~~ or through official interpretations. An institution may pay fees associated with the use of institutional practice and competition facilities by student-athletes engaged in voluntary athletically related activities in their sport.

[Remainder of 17.16 unchanged.]

V. Bylaws: Amend 17.18, as follows:

17.18 SKIING. Regulations for computing the skiing playing season are set forth in Bylaw 17.1. (See Figure 17-1 and Figure 17-2.)

[17.18.1 through 17.18.4 unchanged.]

17.18.5 Number of Dates of Competition.

[17.18.5.1 unchanged.]

[17.18.5.1.1 unchanged.]

17.18.5.1.2 In-Season Foreign Competition. A member institution may engage in one or more of its countable dates of competition in skiing in one or more foreign countries **or U.S. territories** on one trip during the prescribed playing season. However, except for competition in Canada and Mexico ~~*or on a certified foreign tour (see Bylaw 17.29)*~~, the institution may not engage in such in-season foreign competition more than once every four years.

[17.18.5.2 through 17.18.5.3 unchanged.]

~~*17.18.5.4 Once-in-Four-Years Exemption — Foreign Tour. An institution may exempt the contests played on a foreign tour, provided the tour is conducted by the member institution in accordance with the procedures set forth in Bylaw 30.7 (see Bylaw 17.29).*~~

17.18.6 Out-of-Season Athletically Related Activities. Student-athletes and members of the coaching staff at the student-athlete's institution shall not engage in countable athletically related activities (see Bylaw 17.02.1) outside the institution's declared playing season per Bylaw 17.18.1 except as permitted in Bylaw 17.1.6.2.

17.18.6.1 Summer Practice. Practice that is organized or financially supported by a member institution shall be prohibited during the summer unless specifically authorized in the bylaws ~~*(e.g., foreign tour)*~~ or through official interpretations. An institution may pay fees associated with the use of institutional practice and competition facilities by student-athletes engaged in voluntary athletically related activities in their sport.

[Remainder of 17.18 unchanged.]

W. Bylaws: Amend 17.19, as follows:

17.19 SOCCER. Regulations for computing the soccer playing season are set forth in Bylaw 17.1. (See Figure 17-1 and Figure 17-2.)

[17.19.1 through 17.19.4 unchanged.]

17.19.5 Number of Contests and Dates of Competition.

[17.19.5.1 unchanged.]

17.19.5.1.1 In-Season Foreign Competition. A member institution may play one or more of its countable contests in soccer in one or more foreign countries **or U.S. territories** on one trip during the prescribed playing season. However, except for contests played in Canada and Mexico ~~*or on a certified foreign tour (see Bylaw 17.29)*~~, the institution may not engage in such in-season foreign competition more than once every four years.

[17.19.5.2 through 17.19.5.3 unchanged.]

~~*17.19.5.4 Once-in-Four-Years Exemption — Foreign Tour. An institution may exempt the contests played on a foreign tour, provided the tour is conducted by the member institution in accordance with the procedures set forth in Bylaw 30.7 (see Bylaw 17.29).*~~

17.19.6 Out-of-Season Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the institution's declared playing season per Bylaw 17.20.1 except as permitted in Bylaw 17.1.6.2.

17.19.6.1 Summer Practice. Soccer practice that is organized or financially supported by a member institution shall be prohibited during the summer unless specifically authorized in the bylaws ~~*(e.g., foreign tour)*~~ or through official interpretations. An institution may pay fees associated with the use of institutional practice and competition facilities by student-athletes engaged in voluntary athletically related activities in their sport.

[Remainder of 17.19 unchanged.]

X. Bylaws: Amend 17.20, as follows:

17.20 SOFTBALL. Regulations for computing the softball playing season are set forth in Bylaw 17.1. (See Figure 17-1 and Figure 17-2.)

[17.20.1 through 17.20.4 unchanged.]

17.20.5 Number of Contests.

[17.20.5.1 unchanged.]

[17.20.5.1.1 unchanged.]

17.20.5.1.2 In-Season Foreign Competition. A member institution may play one or more of its countable contests in softball in one or more foreign countries **or U.S. territories** on one trip during the prescribed playing season. However, except for contests played in Canada and Mexico ~~*or on a certified foreign tour (see Bylaw 17.29)*~~, the institution may not engage in such in-season foreign competition more than once every four years.

[17.20.5.2 through 17.20.5.3 unchanged.]

~~*17.20.5.4 Once-in-Four-Years Exemption — Foreign Tour. An institution may exempt those softball games played on a foreign tour, provided the tour is conducted by the member institution in accordance with the procedures set forth in Bylaw 30.7 (see Bylaw 17.29), from its maximum number of softball contests during any academic year.*~~

17.20.6 Out-of-Season Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the institution's declared playing season per Bylaw 17.20.1 except as permitted in Bylaw 17.1.6.2.

17.20.6.1 Summer Practice. Practice that is organized or financially supported by a member institution shall be prohibited during the summer unless specifically authorized in the bylaws ~~*(e.g., foreign tour)*~~ or through official interpretations. An institution may pay fees associated with the use of institutional practice and competition facilities by student-athletes engaged in voluntary athletically related activities in their sport.

[Remainder of 17.20 unchanged.]

Y. Bylaws: Amend 17.21, as follows:

17.21 SQUASH, WOMEN'S. Regulations for computing the squash playing season are set forth in Bylaw 17.1. (See Figure 17-1 and Figure 17-2.)

[17.21.1 through 17.21.4 unchanged.]

17.21.5 Number of Dates of Competition.

[17.21.5.1 unchanged.]

17.21.5.1.1 In-Season Foreign Competition. A member institution may engage in one or more of its countable dates of competition in squash in one or more foreign countries **<u>or U.S. territories</u>** on one trip during the prescribed playing season. However, except for competition in Canada and Mexico ~~*or on a certified foreign tour (see Bylaw 17.29)*~~, the institution may not engage in such in-season foreign competition more than once every four years.

[17.21.5.2 through 17.21.5.3 unchanged.]

~~*17.21.5.4 Once-In-Four-Years Exemption — Foreign Tour. An institution may exempt the dates of competition on a foreign tour, provided the tour occurs only once in a four-year period and is conducted by the member institution in accordance with the procedures set forth in Bylaw 30.7 (see Bylaw 17.29).*~~

17.21.6 Out-of-Season Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the institution's declared playing season pursuant to Bylaw 17.21.1 except as permitted in Bylaw 17.1.6.2.

17.21.6.1 Summer Practice. Practice that is organized or financially supported by a member institution shall be prohibited during the summer unless specifically authorized in the bylaws ~~*(e.g., foreign tour)*~~ or through official interpretations. An institution may pay fees associated with the use of institutional practice and competition facilities by student-athletes engaged in voluntary athletically related activities in their sport.

[Remainder of 17.21 unchanged.]

Z. Bylaws: Amend 17.22, as follows:

17.22 SWIMMING AND DIVING. Regulations for computing the swimming and diving playing season are set forth in Bylaw 17.1. (See Figure 17-1 and Figure 17-2.)

[17.22.1 through 17.22.4 unchanged.]

17.22.5 Number of Dates of Competition.

[17.22.5.1 unchanged.]

17.22.5.1.1 In-Season Foreign Competition. A member institution may engage in one or more of its countable dates of competition in swimming and diving in one or more foreign countries **or U.S. territories**on one trip during the prescribed playing season. However, except for competition in Canada and Mexico ~~*or on a certified foreign tour (see Bylaw 17.29)*~~, the institution may not engage in such in-season foreign competition more than once every four years.

[17.22.5.2 through 17.22.5.3 unchanged.]

~~*17.22.5.4 Once-in-Four-Years Exemption — Foreign Tour. An institution may exempt the contests played on a foreign tour, provided the tour is conducted by the member institution in accordance with the procedures set forth in Bylaw 30.7 (see Bylaw 17.29).*~~

17.22.6 Out-of-Season Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the institution's declared playing season pursuant to Bylaw 17.22.1 except as permitted in Bylaw 17.1.6.2.

17.22.6.1 Summer Practice. Practice that is organized or financially supported by a member institution shall be prohibited during the summer unless specifically authorized in the bylaws ~~*(e.g., foreign tour)*~~or through official interpretations. An institution may pay fees associated with the use of institutional practice and competition facilities by student-athletes engaged in voluntary athletically related activities in their sport.

[Remainder of 17.22 unchanged.]

AA. Bylaws: Amend 17.23, as follows:

17.23 TENNIS. Regulations for computing the tennis playing season are set forth in Bylaw 17.1. (See Figure 17-1 and Figure 17-2.)

[17.23.1 through 17.23.4 unchanged.]

17.23.5 Number of Dates of Competition.

[17.23.5.1 unchanged.]

[17.23.5.1.1 through 17.23.5.1.3 unchanged.]

17.23.5.1.4 In-Season Foreign Competition. A member institution may engage in one or more of its countable dates of competition in tennis in one or more foreign countries **or U.S. territories** on one trip during the prescribed playing season. However, except for competition in Canada and Mexico ~~*or on a certified foreign tour (see Bylaw 17.29)*~~, the institution may not engage in such in-season foreign competition more than once every four years.

[17.23.5.2 through 17.23.5.3 unchanged.]

~~*17.23.5.4 Once-in-Four-Years Exemption — Foreign Tour. An institution may exempt the contests played on a foreign tour, provided the tour is conducted by the member institution in accordance with the procedures set forth in Bylaw 30.7 (see Bylaw 17.29).*~~

17.23.6 Out-of-Season Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the institution's declared playing season per Bylaw 17.23.1 except as permitted in Bylaw 17.1.6.2.

17.23.6.1 Summer Practice. Practice that is organized or financially supported by a member institution shall be prohibited during the summer unless specifically authorized in the bylaws ~~*(e.g., foreign tour)*~~ or through official interpretations. An institution may pay fees associated with the use of institutional practice and competition facilities by student-athletes engaged in voluntary athletically related activities in their sport.

[Remainder of 17.23 unchanged.]

BB. Bylaws: Amend 17.24, as follows:

17.24 TRACK AND FIELD, INDOOR /OUTDOOR. Regulations for computing the indoor/outdoor track and field playing season are set forth in Bylaw 17.1. (See Figure 17-1 and Figure 17-2.)

[17.24.1 through 17.24.4 unchanged.]

17.24.5 Number of Dates of Competition.

[17.24.5.1 unchanged.]

[17.24.5.1.1 unchanged.]

17.24.5.1.2 In-Season Foreign Competition. A member institution may engage in one or more of its countable dates of competition in indoor and outdoor track and field in one or more foreign countries **or U.S. territories** on one trip during the prescribed playing season. However, except for competition in Canada and Mexico ~~*or on a certified foreign tour (see Bylaw 17.29)*~~, the institution may not engage in such in-season foreign competition more than once every four years.

[17.24.5.2 through 17.24.5.3 unchanged.]

~~*17.24.5.4 Once-in-Four-Years Exemption — Foreign Tour. An institution may exempt the contests played on a foreign tour, provided the tour is conducted by the member institution in accordance with the procedures set forth in Bylaw 30.7 (see Bylaw 17.29).*~~

17.24.6 Out-of-Season Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the institution's declared playing season per Bylaw 17.24.1 except as permitted in Bylaw 17.1.6.2.

17.24.6.1 Summer Practice. Practice that is organized or financially supported by a member institution shall be prohibited during the summer unless specifically authorized in the bylaws ~~*(e.g., foreign tour)*~~ or through official interpretations. An institution may pay fees associated with the use of institutional practice and competition facilities by student-athletes engaged in voluntary athletically related activities in their sport.

[17.24.6.1.1 unchanged.]

[Remainder of 17.24 unchanged.]

CC. Bylaws: Amend 17.25, as follows:

17.25 VOLLEYBALL. Regulations for computing the volleyball playing season are set forth in Bylaw 17.1. (See Figure 17-1 and Figure 17-2.)

[17.25.1 through 17.25.6 unchanged.]

17.25.7 Number of Dates of Competition — Women.

[17.25.7.1 unchanged.]

17.25.7.1.1 In-Season Foreign Competition — Women. A member institution may play one or more of its countable dates of competition in women's volleyball in one or more foreign countries **or U.S. territories** on one trip during the prescribed playing season. However, except for contests played in Canada and Mexico ~~*or on a certified foreign tour (see Bylaw 17.29)*~~, the institution may not engage in such in-season foreign competition more than once every four years.

[17.25.7.2 unchanged.]

17.25.8 Number of Dates of Competition — Men.

[17.25.8.1 unchanged.]

17.25.8.1.1 In-Season Foreign Competition — Men. A member institution may play one or more of its countable dates of competition in men's volleyball in one or more foreign countries **or U.S. territories** on one trip during the prescribed playing season. However, except for those contests played in Canada and Mexico ~~*or on a certified foreign tour (see Bylaw 17.29)*~~, the institution may not engage in such in-season foreign competition more than once every four years.

[17.25.8.2 unchanged.]

[17.25.9 unchanged.]

~~*17.25.10 Once-in-Four-Years Exemption — Foreign Tour. An institution may not exempt more than one foreign tour from its maximum number of dates of competition in volleyball during any academic year and may not repeat participation in a foreign tour within a four-year period. The tour shall be conducted by the member institution in accordance with the procedures set forth in Bylaw 30.7 (see Bylaw 17.29).*~~

17.25.~~*11*~~**10** Out-of-Season Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the institution's declared playing season per Bylaw 17.25.1 except as permitted in Bylaw 17.1.6.2.

17.25.11~~*11*~~**10**.1 Summer Practice. Volleyball practice that is organized or financially supported by a member institution shall be prohibited during the summer unless specifically authorized in the bylaws ~~*(e.g., foreign tour)*~~or through official interpretations. An institution may pay fees associated with the use of institutional practice and competition facilities by student-athletes engaged in voluntary athletically related activities in their sport.

[17.25.12 through 17.25.13 renumbered as 17.25.11 through 17.25.12, unchanged.]

DD. Bylaws: Amend 17.26, as follows:

17.26 WATER POLO. Regulations for computing the men's and women's water polo playing season are set forth in Bylaw 17.1. (See Figure 17-1 and Figure 17-2.)

[17.26.1 through 17.26.4 unchanged.]

17.26.5 Number of Dates of Competition.

[17.26.5.1 unchanged.]

17.26.5.1.1 In-Season Foreign Competition. A member institution may play one or more of its countable dates of competition in water polo in one or more foreign countries **or U.S. territories** on one trip during the prescribed playing season. However, except for contests played in Canada and Mexico ~~*or on a certified foreign tour (see Bylaw 17.29)*~~, the institution may not engage in such in-season foreign competition more than once every four years.

[17.26.5.2 through 17.26.5.3 unchanged.]

~~*17.26.5.4 Once in Four Years Exemption — Foreign Tour. An institution may exempt the contests played on a foreign tour, provided the tour is conducted by the member institution in accordance with the procedures set forth in Bylaw 30.7 (see Bylaw 17.29).*~~

17.26.6 Out-of-Season Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the institution's declared playing season per Bylaw 17.26.1 except as permitted in Bylaw 17.1.6.2.

17.26.6.1 Summer Practice. Practice that is organized or financially supported by a member institution shall be prohibited during the summer unless specifically authorized in the bylaws ~~*(e.g., foreign tour)*~~ or through official interpretations. An institution may pay fees associated with the use of institutional practice and competition facilities by student-athletes engaged in voluntary athletically related activities in their sport.

[Remainder of 17.26 unchanged.]

EE. Bylaws: Amend 17.27, as follows:

17.27 WRESTLING. Regulations for computing the wrestling playing season are set forth in Bylaw 17.1. (See Figure 17-1 and Figure 17-2.)

[17.27.1 through 17.27.4 unchanged.]

17.27.5 Number of Dates of Competition.

[17.27.5.1 unchanged.]

[17.27.5.1.1 unchanged.]

17.27.5.1.2 In-Season Foreign Competition. A member institution may engage in one or more of its countable dates of competition in wrestling in one or more foreign countries **or U.S. territories** except for competition in Canada and Mexico ~~*or on a certified foreign tour (see Bylaw 17.29)*~~, the institution may not engage in such in-season foreign competition more than

once every four years.

[17.27.5.2 through 17.27.5.3 unchanged.]

~~*17.27.5.4 Once-in-Four-Years Exemption — Foreign Tour. An institution may exempt the contests played on a foreign tour, provided the tour is conducted by the member institution in accordance with the procedures set forth in Bylaw 30.7 (see Bylaw 17.29).*~~

17.27.6 Out-of-Season Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the institution's declared playing season per Bylaw 17.27.1 except as permitted in Bylaw 17.1.6.2.

17.27.6.1 Summer Practice. Practice that is organized or financially supported by a member institution shall be prohibited during the summer unless specifically authorized in the bylaws ~~*(e.g., foreign tour)*~~ or through official interpretations. An institution may pay fees associated with the use of institutional practice and competition facilities by student-athletes engaged in voluntary athletically related activities in their sport.

[Remainder of 17.27 unchanged.]

FF. Bylaws: Amend 17.29, as follows:

17.29 FOREIGN TOURS

17.29.1 ~~*Institutionally*~~ **Institutional or Conference** ~~*Certified*~~ Tours. A member institution **or conference** ~~*may*~~ **shall not sponsor or** participate in ~~*competition in any sport on*~~ **a** foreign ~~*tours*~~ **tour** ~~*certified by the institution in accordance with procedures set forth under Bylaw 30.7*~~.

~~*17.29.1.1 Contest Exclusions. Any contest or date of competition played on a certified foreign tour shall be excluded from the limitations set forth in this bylaw.*~~

~~*17.29.1.2 Timing of Tour. A foreign tour taken during the summer vacation period shall be considered to have occurred during the academic year after the summer for purposes of Bylaws 17 and 30.7.*~~

~~*17.29.1.3 Tour to U.S. Territory or Commonwealth. A tour to a U.S. commonwealth (e.g., Puerto Rico) or a U.S. territory (e.g., Virgin Islands) is not considered a foreign tour*~~.

17.29.2 Outside-Team Tours. An outside team that includes student-athletes from more than one member institution may participate in international competition in any sport on a foreign tour. However, any such outside team ~~*that includes*~~ **shall not include** more than the following number of student-athletes from the same member institution ~~*must be certified by the institution in accordance with procedures set forth in Bylaw 30.7*~~.

Baseball	4	Gymnastics	2	Softball	4
Basketball	2	Ice Hockey	4	Swimming and Diving	5
Cross Country	2	Lacrosse	5	Tennis	2
Fencing	4	Rifle	2	Track and Field	7

Field Hockey	5	**Women's Rowing**	**2**	Volleyball	2
Football	5	Skiing	4	Water Polo	4
Golf	2	Soccer	5	Wrestling	5

~~*17.29.2.1 Institutional Foreign-Tour Limitations. A member institution shall be charged with its foreign-tour opportunity in a sport and its once-in-four-years limitation if the institution is represented by more than the number of student-athletes specified under Bylaw 17.29.2 on an outside team participating in a foreign tour in that sport.*~~

GG. Administrative: Amend 30, as follows:

30 Administrative Regulations

[30.01 through 30.6 unchanged.]

~~*30.7 FOREIGN TOURS AND COMPETITION. A member institution may participate in a foreign tour in any sport (see Bylaw 17.29), provided the conditions specified below are met.*~~

~~*30.7.1 Certification of Tour. The institution must certify in writing that the conditions set forth in this section are met and must maintain the certification on file in the athletics department.*~~

~~*30.7.2 Eligibility of Student-Athletes. The eligibility of student-athletes on the tour shall be governed by the following (see Bylaw 14.2.3.6):*~~

~~*(a) If the tour takes place during the summer, the student-athletes shall have been eligible for intercollegiate competition during the previous academic year or shall have been enrolled at the institution as a full-time student during the previous academic year and have established by the beginning of the tour that he or she is eligible for competition the academic year immediately following the tour; or*~~

~~*(b) If the tour takes place after the academic year has started, the student-athletes shall be regularly enrolled in the institution and eligible for intercollegiate competition.*~~

~~*30.7.2.1 Incoming Student Participation. It is permissible for an eligible incoming student-athlete to represent the institution on a foreign tour that begins after the permissible starting practice date in the sport involved or after the first day of classes of his or her first regular term at the institution. An incoming student-athlete (freshman or transfer) may participate in practice sessions conducted in preparation for a foreign tour only if such practice sessions occur either:*~~

~~*(a) On or after the first permissible practice date in the involved sport; or*~~

~~*(b) On or after the first day of classes of the student-athlete's first regular academic term at the institution.*~~

~~*30.7.3 Football Postseason Opportunity. A foreign football tour shall be considered that institution's postseason opportunity for that season, the accounting period to commence with the start of the institution's normal beginning of fall football practice.*~~

~~*30.7.4 Time Lapse between Tours. An institution shall not engage in a foreign tour in each sport more than once every four years.*~~

~~*30.7.5 Maximum Number of Contests/Competition Dates. A team shall be limited to a maximum of three football games, 10 basketball games, or 10 contests or dates of competition in any other sport during and as part of the tour.*~~

~~*30.7.6 Opponents. The team shall not compete during the tour against other American teams (colleges or other U.S. teams) other than teams composed of U.S. armed forces personnel stationed at U.S. military bases in foreign countries.*~~

~~*30.7.6.1 Exception — Women's Rowing. It is permissible for rowing teams representing NCAA member institutions to compete against each other as part of the Henley Royal Regatta.*~~

~~*30.7.7 Practice Limitation. Not more than 10 days of practice are permitted prior to departure. Practice is prohibited outside the playing season one week prior to the beginning of the institution's final examination period for the applicable regular academic term through the conclusion of the final examination period.*~~

~~*30.7.8 Timing of Tour. A tour may only be scheduled during the summer-vacation period between the institution's spring and fall terms or during an academic year vacation period (other than a Labor Day vacation period) published in the institution's official catalog. All travel to and from the foreign country must take place during such a vacation period. However, if the team crosses the international date line during the tour, the change of date will be disregarded and the equivalent time as measured in the United States will be used to determine the institution's vacation period.*~~

~~*30.7.8.1 Prohibition Prior to Championship Segment. In sports in which separate dates are specified for the first permissible date of practice and the first permissible date of competition for the championship segment (e.g., women's volleyball, basketball, baseball), an institution may not engage in a foreign tour during the period beginning 30-days prior to the first permissible practice date until the first permissible date for a contest or date of competition in the championship segment in the applicable sport. In sports in which the same date is specified for the first permissible date of practice and the first permissible date of competition (e.g., gymnastics, lacrosse, swimming and diving), an institution may not engage in a foreign tour for a period of 30 days prior to the first day of the institution's declared playing and practice season (first permissible date ofpractice or competition) for the championship segment in the applicable sport.*~~

~~*30.7.9 Per Diem. An institution may provide a student-athlete $20 cash per day to cover unitemized incidental expenses incurred in connection with a foreign tour in his or her particular sport. This expense allowance may be provided each day of the tour, up to a maximum of 21 days.*~~

~~*30.7.10 Passports. An institution may purchase passports for its student-athletes that are required for travel in connection with a foreign tour, and student-athletes may retain ownership of such passports. The institution also may provide student-athletes with reasonable local transportation to obtain such passports.*~~

[30.8 through 30.18 renumbered as 30.7 through 30.17, unchanged.]

Source: Pacific-10 Conference

Effective Date: Immediate; a contract signed before August 14, 2009, may be honored.

Category: Amendment

Topical Area: Administrative Regulations

Rationale: While visiting foreign nations is a part of the learning experience, foreign tours are viewed by many institutions as an additional opportunity to get a head start on the ensuing season. Saving the costs of such tours seems to be logical in difficult economic times. In addition, when women's rowing moved from emerging sport status to championship status, placing a limit on the number of student-athletes who may compete for an outside team was apparently overlooked. If this proposal is adopted, such a limit will be important in order to prevent an institution's team from participating in an outside tour as a team.

Estimated Budget Impact: Potential for significant savings.

Impact on Student-Athlete's Time: Reduction on time demands of student-athletes.

Position Statement(s)

Championships/Sports Management Cabinet: The cabinet supports the proposal. Some cabinet members oppose taking away the cultural opportunities gained by student-athletes on foreign tours; however, the majority of the cabinet agrees with the sponsor's rationale.

Men's Basketball Issues Committee: The committee opposes the proposal.

* Educational and cultural opportunities outweigh concerns related to costs. The legislation is permissive in nature and institutions should retain the autonomy to determine the potential economic impact and whether it is appropriate for teams to participate.

* Many institution's teams self-generate funds through fundraising activities to cover expenses for foreign tours.

* Current legislation related to the timing and frequency of foreign tours provide adequate safeguards against recruiting and competitive equity concerns.

Men's Soccer Committee: The committee opposes the proposal. The decision regarding a foreign tour should be institutional. Foreign tours provide opportunities for educational and cultural growth.

Women's Basketball Issues Committee: The committee took no formal position. The committee noted that the current legislation is permissive in nature and institutions should have the autonomy to determine if a foreign tour is appropriate for a team. The committee also recognized that in the current financial climate and due to the diversity of institutions in Division I, there are many programs that do not have the funds to send their teams on a foreign tour, which may cause competitive equity concerns.

Women's Gymnastics Committee: The committee opposes the proposal. The committee recognizes the need to reduce costs; but the decision regarding a foreign tour should be institutional. Student-athletes may not be able to participate in international programs (e.g., study abroad) that are available to the general student population. Foreign tours provide opportunities to help the growth of the sport abroad while at the same time allow student-athletes to sample the culture of other countries.

Women's Lacrosse Committee: The committee opposes the proposal. The committee recognizes the need to reduce costs; but the decision regarding a foreign tour should be institutional. Student-athletes may not be able to participate in international programs (e.g., study abroad) that are available to the general student population. Foreign tours provide opportunities to help the growth of the sport abroad while at the same time allow student-athletes to sample the culture of other countries.

History:

Jul 14, 2009 Submit Submitted for consideration.

Aug 18, 2009 Men's Basketball Issues Committee, Recommends Defeat

Aug 21, 2009 Women's Basketball Issues Committee, No Formal Position

Sep 02, 2009 Women's Gymnastics Committee, Recommends Defeat

Sep 09, 2009 Women's Lacrosse Committee, Recommends Defeat

Sep 10, 2009 Men's Soccer Committee, Recommends Defeat

Sep 16, 2009 Championships/Sports Management Cabinet, Recommends Approval

No. 2009-88 ADMINISTRATIVE REGULATIONS — FOREIGN TOURS AND COMPETITION — ELIGIBILITY OF STUDENT-ATHLETES — INCOMING-STUDENT PARTICIPATION — BASKETBALL

Intent: In basketball, to permit an incoming student-athlete (freshman or transfer) to represent the institution on a foreign tour that occurs during the summer prior to his or her initial full-time enrollment at the certifying institution, provided: (a) he or she has earned at least three hours of acceptable degree credit during the summer term at the certifying institution; and (b) he or she is eligible to represent the institution in intercollegiate competition during the academic year immediately following the tour; further, to specify that a basketball student-athlete shall not participate in more than one institutional foreign tour.

A. Administrative: Amend 30.7.2.1, as follows:

30.7.2.1 Incoming-Student Participation. It is permissible for an eligible incoming student-athlete to represent the institution on a foreign tour that begins after the permissible starting practice date in the sport involved or after the first day of classes of his or her first regular term at the institution. An incoming student-athlete (freshman or transfer) may participate in practice sessions conducted in preparation for a foreign tour only if such practice sessions occur either:

(a) On or after the first permissible practice date in the involved sport; or

(b) On or after the first day of classes of the student-athlete's first regular academic term at the institution.

30.7.2.1.1 Exception — Basketball. In basketball, it is permissible for an incoming student-athlete (freshman or transfer) to represent the institution on a foreign tour that occurs during the summer prior to his or her initial full-time enrollment at the certifying

institution, provided the following conditions are met:

(a) He or she has earned at least three hours of acceptable degree credit during the summer term at the certifying institution; and

(b) He or she is eligible to represent the institution in intercollegiate competition during the academic year immediately following the tour.

B. Administrative: Amend 30.7.4, as follows:

30.7.4 Time Lapse between Tours. An institution shall not engage in a foreign tour in each sport more than once every four years. **In basketball, a student-athlete shall not participate in more than one institutional foreign tour.**

Source: Atlantic 10 Conference

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Administrative Regulations

Rationale: An institution is not permitted to engage in a foreign tour in each sport more than once every four years. Therefore, a student-athlete who initially enrolls as a freshman during the fall term after a summer foreign tour will not have an opportunity to participate in the institution's next foreign tour until the summer after his or her senior year. By that time, many student-athletes will have graduated and/or exhausted their eligibility. Consequently, one class every four years may not have a legitimate opportunity to participate on a foreign tour. This proposal addresses this issue in basketball by allowing an incoming student-athlete to participate in a foreign tour that takes place during the summer prior to initial full-time enrollment, provided certain conditions are satisfied. Prospective student-athletes who enroll in an institution's summer term prior to initial full-time enrollment are no longer subject to contact restrictions, are eligible for financial aid, are eligible to participate in voluntary summer workouts with strength and conditioning coaches and are considered student-athletes for purposes of Bylaw 16. Consistent with such treatment, incoming basketball student-athletes should also be permitted to participate in a foreign tour with their teammates during the summer prior to enrollment.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Position Statement(s)

Championships/Sports Management Cabinet: The cabinet supports the proposal and agrees with the sponsor's rationale.

Men's Basketball Issues Committee: The committee supports the proposal. The committee acknowledges that there may be some logistical issues related to the timing of a tour and an institution's summer term, but believes that entering student-athletes should have the opportunity to participate on a foreign tour with their new teammates.

Women's Basketball Issues Committee: The committee supports the proposal and agrees with the sponsor's rationale. The committee believes that entering student-athletes should have the

opportunity to participate in a foreign tour with their team.

History:

Jul 06, 2009 Submit Submitted for consideration.

Aug 18, 2009 Men's Basketball Issues Committee, Recommends Approval

Aug 21, 2009 Women's Basketball Issues Committee, Recommends Approval

Sep 16, 2009 Championships/Sports Management Cabinet, Recommends Approval

NCAA Division I 2009-10 Legislative Cycle Proposals
Points to Consider

NCAA Proposal Number: 2009-9
Title: ETHICAL CONDUCT -- UNETHICAL CONDUCT -- KNOWINGLY INFLUENCING OTHERS TO FURNISH FALSE OR MISLEADING INFORMATION

- Intended to codify and more accurately incorporate current practice as it relates to charging violations of NCAA Bylaw 10.1-(d).

Proposal Number: 2009-10
Title: PERSONNEL -- DEFINITIONS AND APPLICATIONS -- GRADUATE-ASSISTANT COACH -- EMPLOYMENT WITHIN SEVEN YEARS OF GRADUATION OR EXHAUSTING ELIGIBILITY -- BOWL SUBDIVISION FOOTBALL

- Intended to shift the position more toward the "graduate student" aspect.
- Seven years is a time period that provides the opportunity to return to the institution to attend graduate school and to be involved in coaching activities as a graduate-assistant coach.
- Is this a widespread problem or limited to a few high profile cases?
- Legal implications?

Proposal Number: 2009-11
Title: PERSONNEL -- DEFINITIONS AND APPLICATIONS -- GRADUATE-ASSISTANT COACH -- BOWL SUBDIVISION FOOTBALL AND WOMEN'S ROWING -- LESS THAN 50 PERCENT OF FULL-TIME ENROLLMENT DURING FINAL TERM

- Reasonable standard if less than 50 percent of full-time enrollment is needed to graduate.
- Failure to complete requirements results in an institutional violation.
- Still subject to additional limitations and requirements.
  - Limited to two years, except if 24-semester or 36-quarter hours are completed during the initial two-year period.

Proposal Number: 2009-12
Title: PERSONNEL -- DEFINITIONS AND APPLICATIONS -- UNDERGRADUATE STUDENT-ASSISTANT COACH

- Provides opportunities for student-athletes who may have left their institution without graduating to return and earn their degrees.
  - Such a student would earn the graduation bonus point.
- How would a student-athlete renounce eligibility?

- Best practice to retain renunciation in writing.
- Forecloses the opportunity to postgraduate students.

Proposal Number: 2009-13
Title: PERSONNEL AND RECRUITING -- RECRUITING COORDINATION FUNCTIONS -- PERMISSIBLE CALLERS -- EXCEPTION -- VOLUNTEER COACH -- TRACK AND FIELD

- Similar proposal for all sports (Proposal No. 2007-17) defeated in 2008.
  - Concern regarding the expansion of responsibilities for volunteer coaches.
  - Considered contrary to the original intent of the volunteer coach legislation.
- Would alleviate some of the burden on countable coaches.
- Would facilitate earlier involvement with student-athletes with whom the coach will work.
- Perhaps an increase to the number of countable coaches would address the underlying issues.
- Does not permit calls to prospective student-athletes who will participate only in cross country.

Proposal Number: 2009-14
Title: PERSONNEL -- DEFINITIONS AND APPLICATIONS – MANAGER

- Position is intended to support the coaching staff and team in a limited manner rather than provide a development opportunity for others with prior extensive experience in the sport.
- Codifies the principle that the nature of a manager's duties is limited rather than the frequency in which the duties are performed.
- Baseball provision designed to address issues (e.g., tryouts) related to the varsity squad-size limit.
  - Forfeiture of eligibility in the sport extends to other NCAA institutions (including other divisions).

Proposal Number: 2009-15
Title: PERSONNEL -- LIMITATIONS ON THE NUMBER AND DUTIES OF COACHES -- NONCOACHING ACTIVITIES -- NONCOACHING ATHLETICS STAFF MEMBER WITH SPORT-SPECIFIC RESPONSIBILITIES

- Participation in limited activities will not result in a significant advantage.
- Clarifies permissible and impermissible activities (including interaction with student-athletes).

Proposal Number: 2009-16
Title: PERSONNEL -- LIMITATIONS ON THE NUMBER AND DUTIES OF COACHES -- CONTACT AND EVALUATION OF PROSPECTIVE STUDENT-ATHLETES -- FALL EVALUATION PERIOD -- EXCEPTION – FOOTBALL

- Intended to take advantage of flexibility in the use of evaluation opportunities.
- Efficient use of time and reduces the requirement for late night travel to a game site after an evaluation on the previous day.
- No increase in evaluation days or overall costs.

Proposal Number: 2009-17
Title: PERSONNEL -- CERTIFICATION TO RECRUIT OFF CAMPUS -- CERTIFICATION ADMINISTRATION -- FACULTY ATHLETICS REPRESENTATIVE

- Intended to establish consistency in administration of the certification test.
- Concerns related to lack of flexibility other than situations in which the faculty athletics representative (FAR) is "unable" to administer the test.
  - NCAA Division I Academics Cabinet has recommended "FAR or his or her designee outside the athletics department."
- Not intended to foreclose conference involvement.

Proposal Number: 2009-18
Title: PERSONNEL AND RECRUITING -- RECRUITING COORDINATION FUNCTIONS -- EXCEPTION -- NONCOACHING STAFF MEMBERS AND NONCOUNTABLE COACHES -- TELEPHONE CALLS IN CONJUNCTION WITH OFFICIAL VISIT TRANSPORTATION

- Intended as reasonable exception alleviate concerns related to official visit travel.
- Applies from the time the prospective student-athlete initiates his or her official visit transportation until in-person contact is made with the staff member at the bus or train station or airport.

Proposal Number: 2009-19
Title: PERSONNEL -- LIMITATIONS ON NUMBER OF COACHES AND OFF-CAMPUS RECRUITERS -- WOMEN'S SAND VOLLEYBALL

- An institution that sponsors both sports is permitted to have a total of four coaches, all of whom may work with both sports.
- No increase in the limit on off-campus recruiters, even with addition of another sport.

Proposal Number: 2009-20
Title: PERSONNEL -- LIMITATIONS ON THE NUMBER OF OFF-CAMPUS RECRUITERS -- ON-CAMPUS EVENTS -- WOMEN'S BASKETBALL

- Intended to eliminate a perceived advantage for institutions that are able to host events involving women's basketball prospective student-athletes.
- Currently, four coaches may observe on-campus events during a contact or evaluation period.
  - Such observations count as evaluations (one per day), but do not count toward recruiting person-days.
- If the proposal is adopted, only three coaches would be permitted to observe on-campus events .
  - Such observations count as evaluations (one per day) and recruiting person-days.
- Should concept apply to other sports?

Proposal Number: 2009-22
Title: AMATEURISM AND ELIGIBILITY -- INVOLVEMENT WITH PROFESSIONAL TEAMS -- EXCEPTION -- PRIOR TO INITIAL FULL-TIME COLLEGIATE ENROLLMENT -- DELAYED ENROLLMENT -- SEASONS OF COMPETITION

- Shifts focus from whether a team is considered to be professional to an individual's specific circumstances.
  - Participation on a professional team would be permitted, provided the individual receives no more than actual and necessary expenses.
- Competitive equity issues related to participation in organized competition (e.g., on a professional team) would be addressed by applying the delayed enrollment seasons of competition legislation.
  - Six-month grace period for tennis is intended to place emphasis on the importance of academics and level the playing field by ensuring that all

enrolled student-athletes have relatively similar competitive opportunities prior to entering college.

Proposal Number: 2009-23
Title: AMATEURISM AND AWARDS, BENEFITS AND EXPENSES -- EXCEPTIONS TO AMATEURISM RULE -- BENEFITS, GIFTS AND SERVICES -- INSURANCE AGAINST DISABLING-INJURY OR ILLNESS

- Would allow institutional involvement in assisting with arrangements for securing a loan against future earnings potential for the purpose of purchasing insurance against a disabling injury or illness.
- Would allow institutional involvement in assisting with arrangements for securing insurance against a disabling injury or illness.
- Would continue to preclude involvement of representatives of an institution's athletics interests.

Proposal Number: 2009-24
Title: AMATEURISM -- INVOLVEMENT WITH PROFESSIONAL TEAMS -- TRYOUTS -- MEN'S ICE HOCKEY

- Similar to current exception for men's basketball student-athletes to attend a predraft camp.
- Current combine does not include any on-ice activities.
  - Current format includes interviews, medical screenings and physical fitness evaluations.

Proposal Number: 2009-25
Title: AMATEURISM -- PROMOTIONAL ACTIVITIES -- INSTITUTIONAL, CHARITABLE, EDUCATION OR NONPROFIT PROMOTIONS -- RELEASE STATEMENT -- DE MINIMIS VIOLATION

- Could potentially be addressed as noncontroversial legislation.
- Student-athlete is not culpable in such situations.
- Simply expands the current de minimis provisions to situations in which the student-athlete or an authorized representative of the charitable, educational or nonprofit agency sign a release statement.

Proposal Number: 2009-26
Title: RECRUITING -- DEFINITIONS AND APPLICATIONS -- DEAD PERIOD -- EXCEPTION -- UNOFFICIAL VISIT AFTER NATIONAL LETTER OF INTENT SIGNING OR OTHER WRITTEN COMMITMENT

- Intended to address inadvertent violations.
- Official visits still prohibited during dead period.
- Includes flexible standard of receipt of any financial deposit.

Proposal Number: 2009-27
Title: RECRUITING -- DEFINITIONS AND APPLICATIONS -- EVALUATION DAYS -- SPRING EVALUATION PERIOD -- 168 DAYS – FOOTBALL

- Spring evaluation period permits a maximum of 168 recruiting days (216 for service academies).
- Applies fall evaluation period model to spring.
- Flexible approach results in more efficient use of travel and time, as coaches are able to schedule specific opportunities to observe prospective student-athletes.

Proposal Number: 2009-28
Title: RECRUITING -- CONTACTS AND EVALUATIONS -- TELEPHONE CALLS -- OFFICIAL AND UNOFFICIAL VISITS -- OFFERS OF FINANCIAL AID -- TRYOUTS -- WOMEN'S SOCCER

- Why only women's soccer?
- Overall concept under consideration as part of the NCAA Division I Leadership Council's examination of early recruitment and commitments.
- Similar to concepts proposed for women's lacrosse in the 2008-09 legislative cycle.

Proposal Number: 2009-29
Title: RECRUITING AND ELIGIBILITY -- FOUR-YEAR PROSPECTIVE STUDENT-ATHLETES -- PERMISSION TO CONTACT AND TRANSFER RELEASE -- RESPONSE TO REQUEST AND HEARING OPPORTUNITY

- Is a 14-day period sufficient to schedule and conduct a hearing?
- Calendar days versus business days.

- If no response to a request for permission to contact is provided within seven days, is a denial presumed?
- If an appeal hearing is not scheduled within 14 days of receipt of a written request, is permission granted by default?
- Promotes student-athlete well-being.

Proposal Number: 2009-30
Title: RECRUITING -- PERMISSIBLE RECRUITERS -- NONCOACHING STAFF MEMBERS WITH SPORT-SPECIFIC RESPONSIBILITIES -- MEN'S BASKETBALL

- Concern in the basketball community that the mere presence noncoaching staff at events is providing institutions with recruiting advantages.
- Would make legislation more restrictive for men's basketball than for other sports.
- Application to other sports?

Proposal Number: 2009-31
Title: RECRUITING -- CONTACTS AND EVALUATIONS -- HEAD COACH RESTRICTIONS -- ASSISTANT COACH PUBLICLY DESIGNATED AS NEXT HEAD COACH -- BOWL SUBDIVISION FOOTBALL

- Concern related to possible advantages in designating a "head coach in waiting."
- What constitutes public designation and how will it be monitored?
- Will institutions delay public designation, but share information with prospective student-athletes?

Proposal Number: 2009-32
Title: RECRUITING -- TELEPHONE CALLS -- TIME PERIOD FOR TELEPHONE CALLS -- EXCEPTION -- UNLIMITED DURING CONTACT PERIOD

- The monitoring of telephone calls has become very time-consuming and the rules are difficult to enforce.
- For sports without recruiting calendars, unlimited calls permitted at any time except during a dead period or dead or quiet period in women's ice hockey.
- Similar to current model in football.
- Potential intrusion issues?
    - Prospective student-athletes can set the ground rules.

Proposal Number: 2009-33
Title: RECRUITING -- TELEPHONE CALLS -- EXCEPTION -- UNLIMITED AFTER RECEIPT OF ROOM OR TUITION DEPOSIT

- Similar to legislation regarding unlimited forms of electronic communication was adopted in January 2009.
- Would provide flexibility to communicate with prospective student-athletes, who have shown commitment to attend the institution, in the most appropriate and/or preferred method.
- Consider use of financial deposit instead of room/tuition deposit.
  - Current proposal (Proposal No. 2009-43) would make this change for forms of electronic communication.

Proposal Number: 2009-34
Title: RECRUITING -- TELEPHONE CALLS -- EXCEPTION -- DAY OF UNOFFICIAL VISIT

- Intended as reasonable exception in cases in which coaches miss a telephone call from a prospective student-athlete or his or her parents on the day of an unofficial visit.
- Only permissible callers may return the telephone calls.
- Does not permit the initiation of calls; only permits returning a missed call.

Proposal Number: 2009-35
Title: RECRUITING -- CONTACTS AND EVALUATIONS -- VISIT TO PROSPECTIVE STUDENT-ATHLETE'S EDUCATIONAL INSTITUTION -- VISITS DURING EVALUATION PERIOD – FOOTBALL

- Intended to address concern that institutions send numerous coaches to a prospective student-athlete's educational institution even though no in-person, off-campus recruiting contact may occur during an evaluation period.
  - Concern that purpose is more to be seen than to evaluate.

Proposal Number: 2009-37
Title: RECRUITING -- EVALUATIONS -- SUMMER EVALUATION PERIOD -- NONINSTITUTIONAL NONORGANIZED EVENTS -- WOMEN'S BASKETBALL

- Intended to address the issue of impermissibly arranged activities disguised as open gym or pick-up games during the summer evaluation period.

- Would be consistent with men's basketball legislation.

Proposal Number: 2009-38
Title: RECRUITING -- EVALUATIONS -- SCHOLASTIC AND NONSCHOLASTIC ACTIVITIES -- CHAMPIONSHIP SUBDIVISION FOOTBALL

- The NCAA Division I Football Issues Committee believes that the issues related to the nonscholastic influences that led to the adoption of the current legislation are associated primarily with NCAA Football Bowl Subdivision (FBS) recruiting.
- The committee believes more flexibility is needed for NCAA Division I Football Championship Subdivision (FCS) institutions.
  - More efficiency in the management of recruiting resources will result if evaluations may occur in central locations (e.g., all-star games or combines).

Proposal Number: 2009-39
Title: RECRUITING -- LIMITATIONS ON NUMBER OF EVALUATIONS -- EVALUATION DAYS -- WOMEN'S SAND VOLLEYBALL

- Provides institutions that sponsor both women's volleyball and women's sand volleyball with 20 additional evaluation days.
- Limit of 100 evaluation days for institutions that sponsor only women's sand volleyball is appropriate due to likely cross-over of participation during the initial years of sponsorship.

Proposal Number: 2009-40
Title: RECRUITING -- PRINTED RECRUITING MATERIALS -- GENERAL CORRESPONDENCE -- INSTITUTIONAL LETTERHEAD

- Recent concerns have been raised about the lack of uniform standards under the current legislation and interpretations.
- Intent is to allow institutions creative flexibility in the design of letterhead, but limit that flexibility to one side of the letterhead.

Proposal Number: 2009-41
Title: RECRUITING -- RECRUITING MATERIALS -- ATHLETICS PUBLICATIONS -- NO PRINTED MEDIA GUIDES OR RECRUITING BROCHURES

- Prohibits production of printed media guides or other athletics publications (other than game programs).
- Permits media guides to be posted on institutional Web site.
  - May not be printed and provided to prospective student-athletes.
- Provision of electronic version of media guide to prospective student-athletes on electronic storage device (e.g., CD, flash drive) would continue to be permissible.

Proposal Number: 2009-42
Title: RECRUITING MATERIALS -- ATHLETICS PUBLICATIONS -- NO PRINTED PUBLICATIONS TO PROSPECTIVE STUDENT-ATHLETES

- Prohibits provision of printed media guide or any other printed athletics publication not listed in Bylaw 13.4.1.1 to prospective student-athletes and other named individuals.
- Continues to permit the sale of guides/publications to fans/boosters.
- Provision of electronic version of media guide to prospective student-athletes on electronic storage device (e.g., CD, flash drive) would continue to be permissible.

Proposal Number: 2009-43
Title: RECRUITING -- RECRUITING MATERIALS -- ELECTRONIC TRANSMISSIONS -- EXCEPTION -- AFTER RECEIPT OF FINANCIAL DEPOSIT

- Intended to provide same flexibility and application for institutions that do not require room or tuition deposits.
- Includes financial deposits such as a "document fee."

Proposal Number: 2009-44
Title: RECRUITING -- RECRUITING MATERIALS -- VIDEO/AUDIO MATERIALS AND COMPUTER GENERATED RECRUITING PRESENTATIONS

- Permits audio/video materials to be shown to, played for, or provided to prospective student-athletes if materials include only general information and are not created for recruiting purposes.
- Permits computer generated recruiting presentations to include general audio/video materials.
- Simplifies and deregulates rules related to video/audio materials.
- May "provide" video/audio material via electronic media storage device (e.g., DVD, flash drive) or via e-mail (e.g., digital file, link to Web site).

Proposal Number: 2009-45
Title: RECRUITING -- OFFICIAL VISIT -- FIRST OPPORTUNITY TO VISIT -- JUNE IMMEDIATELY PRIOR TO SENIOR YEAR -- FOOTBALL

- Prospective student-athlete may still be completing junior year of high school.
- Does not increase maximum number of visits (56 visits August 1 – July 31).
- Institutional camps may be scheduled in June.
- June may be a more convenient time for visits.
- May assist in earlier recruiting assessments and decisions.

Proposal Number: 2009-46
Title: RECRUITING -- OFFICIAL VISIT -- NUMBER OF OFFICIAL VISITS -- INSTITUTIONAL LIMITATION -- DE MINIMIS VIOLATION

- Could potentially be addressed as noncontroversial legislation.
- Prospective student-athlete is not culpable in such situations.

Proposal Number: 2009-47
Title: RECRUITING -- LETTER OF INTENT PROGRAMS, FINANCIAL AID AGREEMENTS -- WRITTEN OFFER OF AID BEFORE SIGNING DATE – FOOTBALL

- Intended to reduce confusion created by early written offers of aid.
- Why football only?
- Overall concept under consideration as part of the Leadership Council's examination of early recruitment and commitments.

Proposal Number: 2009-48
Title: RECRUITING AND FINANCIAL AID -- LETTER-OF-INTENT PROGRAMS, FINANCIAL AID AGREEMENTS -- LETTER OF INTENT RESTRICTION -- LIMITATION ON NUMBER OF SIGNINGS -- BOWL SUBDIVISION FOOTBALL

- Intended to address issues related to "over signing."
  - Would help protect prospective student-athletes from being forced, presumably, to delay enrollment or enrolling elsewhere.
- Still allows for up to three signings over the limit on initial counters.
- Allows for additional signings after May 31.

Proposal Number: 2009-49
Title: RECRUITING -- TRYOUTS -- COMPETITION AGAINST PROSPECTIVE STUDENT-ATHLETES – FOOTBALL

- Intended to preclude competition and, thereby, preclude financial payments to teams that may include prospective student-athletes.
  - Eliminates the possibility of a questionable recruiting practice.
  - Concept is similar to basketball legislation that eliminated exemptions for contests against teams that may include prospective student-athletes or be associated with teams that include prospective student-athletes.
- Would foreclose potential developmental opportunities for subvarsity squads.

Proposal Number: 2009-50
Title: RECRUITING AND ADMINISTRATIVE REGULATIONS -- LOCAL SPORTS CLUBS -- ADDITIONAL RESTRICTIONS -- QUIET PERIODS -- WOMEN'S SOCCER

- Would establish same restrictions on coaching local sports clubs as are currently in place for women's volleyball.
- Would establish quiet periods for benefit of prospective student-athletes and coaches.
- Possible recommendation to establish a complete recruiting calendar with dead periods surrounding NCAA championship, coaches' convention and National Letter of Intent signing periods.

Proposal Number: 2009-51
Title: RECRUITING -- CAMPS AND CLINICS -- INSTITUTION'S SPORTS CAMPS AND CLINICS -- LOCATION -- BASKETBALL

- Addresses concerns that conducting camps in distant locations is motivated by recruiting purposes.
- Modified to include women's basketball.
- Purposefully different than location restrictions for football camps.
- Could reduce travel costs, but revenue could also be lost.

Proposal Number: 2009-52
Title: RECRUITING -- CAMPS AND CLINICS -- CONDUCTED DURING JUNE, JULY AND AUGUST -- EMPLOYMENT IN NONINSTITUTIONAL, PRIVATELY OWNED CAMPS AND CLINICS AT ANY LOCATION -- CHAMPIONSHIP SUBDIVISION FOOTBALL

- Applies to FCS only.
- Current rule considered overly restrictive for FCS.
- Would permit institutional camps to be conducted during June, July and August.
  - As opposed to two 15-day periods in June and July.
- Coaches and sport specific staff would be permitted to work at noninstitutional camps during June, July and August.
  - Would be permitted to work such camps conducted at any location.

Proposal Number: 2009-53
Title: RECRUITING -- CAMPS AND CLINICS -- CONDUCTED DURING JUNE, JULY AND AUGUST -- FOOTBALL

- Applies to FBS and FCS (divided vote).
- Would provide flexibility to allow more opportunities for coaches to work other camps.
- Would permit institutional camps to be conducted during June, July and August.
  - As opposed to two 15-day periods in June and July.
  - Intended to reduce scheduling conflicts.
- Location of institutional camps and clinics still restricted to in state or 50-mile radius from campus.
- Coaches and sport specific staff would be permitted to work at noninstitutional camps during June, July and August.
  - Would still be restricted to working only such camps that are conducted in state or 50-mile radius from campus.

Proposal Number: 2009-54
Title: RECRUITING -- CAMPS AND CLINICS -- EMPLOYMENT IN NONINSTITUTIONAL, PRIVATELY OWNED CAMPS OR CLINICS AT ANY LOCATION -- FOOTBALL

- Applies to FBS and FCS (divided vote).

- Coaches and sport specific staff would be permitted to work at noninstitutional camps at any location.
- Still limited to the two periods of 15 consecutive days in the months of June and July for institutional and noninstitutional camps and clinics.

Proposal Number: 2009-55
Title: RECRUITING -- CAMPS AND CLINICS -- EMPLOYMENT DURING QUIET PERIODS -- WOMEN'S VOLLEYBALL

- Prohibits coaches and sport-specific staff from being employed at institutional or noninstitutional camps that occur off campus during a quiet period.
- May be employed at institutional/noninstitutional camps on campus during quiet period.
- Intended to address concerns regarding off-campus recruiting at camps and clinics during quiet periods.

Proposal Number: 2009-56
Title: RECRUITING -- USE OF RECRUITING FUNDS -- RECRUITING OR SCOUTING SERVICES -- CRITERIA FOR SUBSCRIPTION

- Intended to address concerns related to recruiting or scouting services restricting access to prospects if an institution does not subscribe to its service, even though the information provided may be very limited.

Proposal Number: 2009-57
Title: ADMINISTRATIVE REGULATIONS -- RECRUITING CALENDARS -- FOOTBALL -- QUIET PERIODS IN JANUARY

- Intended to ensure that the January contact period is consistent and allows for the maximum number of contact days in January on an annual basis.
- Would simplify application of the calendar.

Proposal Number: 2009-58
Title: ADMINISTRATIVE REGULATIONS -- RECRUITING CALENDARS -- MEN'S SOCCER

- Would establish quiet periods and dead periods for benefit of prospective student-athletes and coaches.

Proposal Number: 2009-59
Title: ADMINISTRATIVE REGULATIONS -- RECRUITING CALENDARS -- WOMEN'S VOLLEYBALL -- EVALUATION PERIOD IN CONJUNCTION WITH CHAMPIONSHIP

- Recommended as noncontroversial legislation.
- Intended to provide flexibility necessary to accommodate events in conjunction with other activities surrounding the championship.
  - Expands period from one day to four days, but an institution's coaches may evaluate on only one day and may attend only one event on that day during this period.
- Modified to specify that coaches may not attend event during times when the NCAA championship is conducted.

Proposal Number: 2009-60
Title: ELIGIBILITY -- ACADEMIC WAIVERS -- AUTHORITY OF INITIAL-ELIGIBILITY WAIVERS COMMITTEE AND PROGRESS-TOWARD-DEGREE WAIVERS COMMITTEE

- Current structure was based on the waivers committee's serving as the first review and the cabinet subcommittees hearing appeals.
  - Authority has been delegated to the NCAA staff for the initial decision on waivers.
  - Subcommittee appeal is now rarely used.
- The NCAA Division I Academics Cabinet would maintain overall oversight of waiver processes.

Proposal Number: 2009-61
Title: ELIGIBILITY -- FULL TIME ENROLLMENT -- REQUIREMENT FOR PRACTICE -- WAIVER -- U.S. OLYMPIC COMMITTEE/NATIONAL GOVERNING BODY -- FORMER STUDENT ATHLETE AT ANOTHER INSTITUTION -- INDIVIDUAL SPORTS AND WOMEN'S ROWING

- Competitive and recruiting equity concerns versus Olympic movement considerations.
  - NCAA Olympic Sports Liaison Committee believes the Olympic considerations outweigh any potential equity concerns.
- Better opportunities for former student-athletes to adequately prepare for the Olympic Games.
- Could this waiver be administered as an exception?
- Could this waiver be combined with the waiver to allow current student-athletes to compete for an institution while enrolled less than full-time (or not enrolled) due to participation in international events?

Proposal Number: 2009-62
Title: ELIGIBILITY -- FULL-TIME ENROLLMENT -- REQUIREMENT FOR PRACTICE -- WAIVER -- U.S. OLYMPIC COMMITTEE/NATIONAL GOVERNING BODY -- FORMER STUDENT-ATHLETE -- DURATION OF WAIVER -- INDIVIDUAL SPORTS AND WOMEN'S ROWING

- The average age of Olympic athletes has increased significantly.
- Better opportunities for former student-athletes to adequately prepare for the Olympic Games.
- Could this waiver be administered as an exception?
- Could this waiver be combined with the waiver to allow current student-athletes to compete for an institution while enrolled less than full-time (or not enrolled) due to participation in international events?

Proposal Number: 2009-63
Title: ELIGIBILITY -- SEASONS OF COMPETITION -- CRITERIA FOR DETERMINING SEASON OF COMPETITION -- ALUMNI GAME, FUNDRAISING ACTIVITY OR CELEBRITY SPORTS ACTIVITY

- Adds additional opportunity to participate in competition without using a season of competition.
  - Listed events are not traditionally serious competitive events.
- Would the nature of these events change with this legislation?
- Student-athletes must be eligible for competition in order to participate.

Proposal Number: 2009-64
Title: ELIGIBILITY -- FRESHMAN ACADEMIC REQUIREMENTS -- CORE-CURRICULUM REQUIREMENTS -- NONTRADITIONAL COURSES

- Individuals should be allowed to take advantage of increased flexibility in learning opportunities without compromising the intent of the core-curriculum legislation.
- Proposal emphasizes interaction (e.g., instruction, evaluation) between the instructor and student throughout the duration of the course.
- Would require the student's work to be available for evaluation and validation by the NCAA Eligibility Center.

Proposal Number: 2009-65
Title: ELIGIBILITY -- TRANSFER REGULATIONS -- FOUR-YEAR COLLEGE TRANSFERS -- ONE-TIME TRANSFER EXCEPTION -- WOMEN'S VOLLEYBALL

- Issues of retention and impact on the NCAA Division I Academic Progress Rate may not be of a national scope.
- May encourage more thoughtful decisions by prospective student-athletes and coaches alike.
- Would address perceived recruiting improprieties related to participation on outside teams outside the playing and practice season.

Proposal Number: 2009-66
Title: ELIGIBILITY -- TRANSFER REGULATIONS -- FOUR-YEAR COLLEGE -- COMPETITION OR RECEIPT OF ATHLETICALLY RELATED FINANCIAL AID IN YEAR OF TRANSFER – TENNIS

- Current rule was intended to preclude competition for two institutions in the same academic year if a student-athlete competes and receives aid at the first institution.
- Proposal would preclude competition at second institution if the student-athlete either competes or receives aid at the first.
  - Overly restrictive?
- Current rule not yet effective (August 1, 2010).
- Current rule was recommended by the Intercollegiate Tennis Association (ITA).
  - No position from ITA yet on current proposal.

Proposal Number: 2009-67
Title: FINANCIAL AID -- TERMS AND CONDITIONS OF AWARDING INSTITUTIONAL FINANCIAL AID -- ONE-YEAR PERIOD -- DE MINIMIS VIOLATION

- Could potentially be addressed as noncontroversial legislation.
- Student-athlete is not culpable in such situations.
- Aid awarded in excess of one academic year would still affect eligibility.

Proposal Number: 2009-68
Title: FINANCIAL AID -- MIDYEAR REPLACEMENT -- GRADUATION DURING PREVIOUS YEAR -- WOMEN'S VOLLEYBALL

- Similar to current legislation applicable to football for midyear replacement by initial counters.
- The "replacing" student-athlete must meet an exception to receive less than a full academic year of athletically related financial aid (Bylaw 15.3.3.1.1).
- May encourage student-athletes who are "on track" to receive their degrees within four years to not delay graduation.
    - May be able to complete some postgraduate coursework.

Proposal Number: 2009-69
Title: FINANCIAL AID -- MAXIMUM INSTITUTIONAL GRANT-IN-AID LIMITATIONS BY SPORT -- EQUIVALENCY COMPUTATIONS -- EXCEPTIONS -- ACADEMIC HONOR AWARDS -- TRANSFER STUDENTS

- Applies principles of current legislation, which is generally applicable only to incoming freshmen (and the renewal of such aid), to transfer students.
- Promotes student-athlete well-being.

Proposal Number: 2009-70
Title: FINANCIAL AID -- MAXIMUM INSTITUTIONAL GRANT-IN-AID LIMITATIONS BY SPORT -- WOMEN'S SAND VOLLEYBALL

- Eventual limit of six equivalences among 14 counters is based on playing rules considerations.
- Phased implementation is intended to assist in maintenance of competitive balance.

- A student-athlete who practices or competes in women's volleyball and women's sand volleyball shall be a counter in women's volleyball if she receives athletically related financial aid (see Bylaw 15.5.9.5).

Proposal Number: 2009-71
Title: AWARDS, BENEFITS AND EXPENSES FOR ENROLLED STUDENT-ATHLETES -- HOUSING AND MEALS -- PERMISSIBLE PRESEASON PRACTICE EXPENSES -- DE MINIMIS VIOLATION

- Could potentially be addressed as noncontroversial legislation.
- Applies only to inadvertent violations (e.g., cases of miscalculations of the permissible start date for preseason practice).
- Any purposeful or willing violations would still affect eligibility.

Proposal Number: 2009-72
Title: AWARDS, BENEFITS AND EXPENSES -- EXPENSES FOR STUDENT-ATHLETE'S FRIENDS AND RELATIVES -- REASONABLE REFRESHMENTS

- Intended to provide flexibility in providing reasonable benefits to relatives of student-athletes.
  - Any family members.
  - In conjunction with educational meetings or celebratory events (e.g., senior night) and on an occasional basis for other reasons.
- Promotes the principle of student-athlete well-being.

Proposal Number: 2009-73
Title: AWARDS, BENEFITS AND EXPENSES -- EXPENSES PROVIDED BY THE INSTITUTION FOR PRACTICE AND COMPETITION -- NONPERMISSIBLE -- LODGING IN CONJUNCTION WITH A REGULAR-SEASON HOME CONTEST

- Intended as cost savings measure and to more fully integrating student-athletes into the general student body.
- Why 25 miles?
- Rationale for providing such housing is to remove student-athletes from distractions on campus (particularly on Friday or Saturday nights).
  - Doing so supports student-athlete well-being.

Proposal Number: 2009-74
Title: AWARDS, BENEFITS AND EXPENSES -- BENEFITS, GIFTS AND SERVICES -- OCCASIONAL MEALS -- LOCATION OF MEAL PROVIDED BY REPRESENTATIVE OF ATHLETICS INTERESTS

- Why not allow representatives of athletics interests to provide occasional meal in the locale of the institution?
  - Potential issues minimized by education and monitoring.
- Use of off-campus facility is not sport specific.
- Effective date: Why not immediate?

Proposal Number: 2009-75
Title: PLAYING AND PRACTICE SEASONS AND RECRUITING -- MANDATORY MEDICAL EXAMINATION -- SICKLE CELL SOLUBILITY TEST

- Must be part of preparticipation exam.
  - Even if had tested previously.
- Should other tests be included in a required list?

Proposal Number: 2009-76
Title: PLAYING AND PRACTICES SEASONS -- TIME LIMITS FOR ATHLETICALLY RELATED ACTIVITIES -- ADDITIONAL RESTRICTIONS -- COUNTABLE ATHLETICALLY RELATED ACTIVITIES BETWEEN MIDNIGHT AND 5 A.M.

- Health and safety issue.
- Effect on academics.
- Some may conduct practice earlier in the morning (e.g., 4:30 a.m.) due to heat conditions in the afternoon or due to scheduling conflicts.

Proposal Number: 2009-77
Title: PLAYING AND PRACTICE SEASONS -- WOMEN'S BASKETBALL -- PRESEASON PRACTICE -- ON-COURT PRACTICE -- 30 PRACTICES WITHIN 40 DAYS PRIOR TO FIRST CONTEST

- Women's basketball only – NCAA Division I Men's Basketball Issues Committee was not interested in adding men's basketball.
- Same concept as contained in Proposal No. 2007-88, which was defeated.

- Previous proposal was supported by NCAA Division I Championships/Competition Cabinet and the NCAA Division I Women's Basketball Issues Committee.

Proposal Number: 2009-78
Title: PLAYING AND PRACTICES SEASONS -- WOMEN'S BASKETBALL -- NUMBER OF CONTESTS -- MAXIMUM LIMITATIONS

- Schedule compression issue due to earlier conference tournaments.
- May result in reduction in costs and time demands.
- Same concept will be included in a NCAA Division I Men's Basketball Academic Enhancement Group proposal for men's basketball.

Proposal Number: 2009-79
Title: PLAYING AND PRACTICE SEASONS -- NONCHAMPIONSHIP SEGMENT -- TRAVEL RESTRICTIONS -- CROSS COUNTRY, FIELD HOCKEY, SOCCER, SOFTBALL AND VOLLEYBALL

- Previously included reductions in nonchampionship segment competition.
- Modified to only limit transportation to ground transportation.
- Potential cost savings.
- Potential for increase in missed class time.
  - Softball currently requires no missed class time for nonchampionship segment, including travel.

Proposal Number: 2009-80
Title: PLAYING AND PRACTICE SEASONS -- FOOTBALL -- FIRST CONTEST -- 14 WEEKS PRIOR TO DECEMBER 1

- Would establish consistent length of season.
- Would require an additional three to four days of expenses in most years.
- Would provide more flexibility in scheduling.
  - Additional off week during the season.

Proposal Number: 2009-81
Title: PLAYING AND PRACTICE SEASONS -- FOOTBALL -- OUT-OF-SEASON ATHLETICALLY RELATED ACTIVITIES -- SUMMER CONDITIONING PERIOD

- Change to method to determine period but not the length of period.
- Provides more flexibility to schools.
- Original intent was for conditioning periods to prepare for preseason.
- Could result in multiple weeks off before practice.

Proposal Number: 2009-82
Title: PLAYING AND PRACTICE SEASONS -- LIMIT ON NUMBER OF STUDENT-ATHLETES ON AN OUTSIDE TEAM -- VACATION PERIOD EXCEPTION AND OUTSIDE TEAM TOURS -- WOMEN'S ROWING

- Limit only applies to academic year vacation periods and foreign tours.
- No limit in summer.
- No limit was established when women's rowing became a championship sport.

Proposal Number: 2009-83
Title: PLAYING AND PRACTICE SEASONS AND DIVISION MEMBERSHIP -- REGULATIONS FOR PLAYING SEASON AND MINIMUM CONTEST REQUIREMENTS FOR SPORTS SPONSORSHIP -- WOMEN'S SAND VOLLEYBALL

- Sponsored as recommended by the American Volleyball Coaches Association.

Proposal Number: 2009-84
Title: PLAYING AND PRACTICE SEASONS -- GENERAL PLAYING AND PRACTICE SEASON REGULATIONS -- PRESEASON PRACTICE -- WOMEN'S SOCCER

- May increase costs due to earlier reporting date.
- All fall sports, except football and women's volleyball, use 21 units in the formula to determine the first practice date.
- Intended to reduce compression of preseason practice schedule.

Proposal Number: 2009-85
Title: PLAYING AND PRACTICE SEASONS -- SOFTBALL -- PRESEASON PRACTICE AND FIRST CONTEST DATE -- NONCHAMPIONSHIP SEGMENT

- Legislative relief waiver was granted for 2008-09 and 2009-10.

- September 15 is the date for skill instruction, weight training and conditioning, even if classes have not started.

Proposal Number: 2009-86
Title: ATHLETICS CERTIFICATION -- MANDATORY SELF-STUDY AND EXTERNAL PEER REVIEW -- ACADEMIC INTEGRITY -- ACADEMIC STANDARDS -- RETENTION

- Many institutions do not have data related to the retention of the student body generally or comparable student-body groups.
- Requiring institutions to compare data that is not generally available presents an undue burden.

Proposal Number: 2009-87
Title: ADMINISTRATIVE REGULATIONS -- FOREIGN TOURS AND COMPETITION -- NO INSTITUTIONAL OR CONFERENCE FOREIGN TOURS

- Similar proposal (Proposal No. 2003-67) was defeated in 2004.
- Do foreign tours still serve their original purpose?
- Presented as cost savings provision.

Proposal Number: 2009-88
Title: ADMINISTRATIVE REGULATIONS -- FOREIGN TOURS AND COMPETITION -- ELIGIBILITY OF STUDENT-ATHLETES -- INCOMING-STUDENT PARTICIPATION – BASKETBALL

- Similar proposal (Proposal No. 2002-4) was defeated in 2002.
  - Would have only required certification as a qualifier.
- Requires demonstration of academic readiness in order to participate.
- Is emphasis on the cultural experience or preparing for the upcoming season?
- Many basketball prospective student-athletes are enrolling and participating in voluntary workouts during the summer.

2009-10 NCAA Division I Legislative Proposals
Question and Answer Document

This document contains questions and answers to assist the NCAA membership in its understanding of select proposals in the 2009-10 legislative cycle.

NCAA Proposal No. 2009-9 Ethical Conduct — Unethical Conduct — Knowingly Influencing Others to Furnish False or Misleading Information

Question: If adopted, would this provision be applicable to individuals who work for the institution or the athletics department, but are not compensated?

Answer: Yes.

Proposal No. 2009-10 Personnel — Definitions and Applications — Graduate-Assistant Coach — Employment within Seven Years of Graduation or Exhausting Eligibility — Bowl Subdivision football

Question: If an individual exhausted eligibility 10 years ago, but earned his first baccalaureate degree one year ago, would he be eligible to be appointed as a graduate assistant coach?

Answer: Yes. The legislation specifies that the seven-year period is measured from the individual exhausting eligibility for competition or earning his first baccalaureate degree, whichever occurs later.

Question: If adopted, how would this proposal apply to current football graduate assistant coaches?

Answer: It would only apply to graduate-assistant coaches who are initially employed as such on or after August 1, 2010.

Proposal No. 2009-11 Personnel — Definitions and Applications — Graduate-Assistant Coach — Bowl Subdivision Football and Women's Rowing — Less Than 50 Percent of Full-Time Enrollment during Final Term

Question: If adopted, how would this apply to graduate assistant coaches currently at a member institution?

Answer: It would apply to all graduate assistant coaches, regardless of when their employment began.

Question: If a graduate assistant coach is enrolled in less than 50 percent of the institution's minimum regular graduate program of studies during his or her final semester or quarter of the degree program and is carrying (for credit) the courses necessary to complete the degree requirements, but does not graduate at the end of the term, could the individual continue as a graduate assistant coach during the following term?

Answer: The individual could continue as a graduate assistant coach during the following term, provided the requirements of NCAA Bylaw 11.01.3 are met. However, if the individual fails to complete all degree requirements during the term in which he or she is enrolled in less than 50 percent of the institution's minimum regular program, the result shall be an institutional violation per NCAA Constitution 2.8.1.

Proposal No. 2009-12 Personnel — Definitions and Applications — Undergraduate Student-Assistant Coach

Question: Would this proposal permit a student to serve as an undergraduate student-assistant coach if he or she has graduated and is pursuing a second baccalaureate degree and all other criteria are met?

Answer: No.

Question: Would an undergraduate student-assistant coach be included within the NCAA Division I Academic Progress Rate (APR) cohort for the terms in which he or she is serving in this capacity?

Answer: An undergraduate student-assistant coach who receives institutional financial aid based in any degree on athletics ability aid would be included in the APR cohort, provided the monies are awarded during the academic year, and the student-athlete has not yet enrolled beyond five years/10 semesters of actual full-time enrollment.

Question: If adopted, would this proposal permit a student-athlete to transfer from an institution at which he or she exhausted eligibility to another Division I institution to serve as an undergraduate student-assistant coach?

Answer: No. The legislation requires that the individual be enrolled at the institution at which he or she most recently participated in intercollegiate athletics.

Question: What is the process for the student-athlete to renounce his or her eligibility?

Answer: The legislation does not specify a process by which a student-athlete would renounce eligibility. As with other provisions that do not specify a particular process, written documentation would be advised.

Proposal No. 2009-13 Personnel and Recruiting — Recruiting Coordination Functions — Permissible Callers — Exception — Volunteer Coach — Track and Field

Question: Does this proposal permit a volunteer coach at an institution that sponsors cross country and track and field to make telephone calls to and to receive telephone calls from cross country prospective student-athletes?

Answer: No. A volunteer coach would be permitted to make telephone calls to and receive telephone calls from only track and field prospective student-athletes.

Proposal No. 2009-14 Personnel — Definitions and Applications — Manager

Question: Does this proposal limit the number of years in which an individual may serve as a manager?

Answer: No, provided the individual is enrolled as a full-time undergraduate or graduate student and, in baseball, has forfeited any remaining eligibility, there is no limit on the number of years the individual may serve.

Question: If a manager is enrolled in less than a full-time program of studies during his or her final semester or quarter of the degree program and is carrying (for credit) the courses necessary to complete the degree requirements, but does not graduate, would the result be a violation?

Answer: No.

Question: Does this proposal permit a male student who practices with a women's team to also serve as the manager of the women's team?

Answer: No.

Question: Is the institution required to place the manager on the squad list?

Answer: A manager is not a student-athlete. Therefore, the institution would not be required to place the manager on the squad list.

Proposal No. 2009-16 Personnel — Limitations on the Number and Duties of Coaches — Contact and Evaluation of Prospective Student-Athletes — Fall Evaluation Period — Exception — Football

Question: If an institution's last regular season contest occurs November 21, does this permit 10 coaches to recruit off campus at any one time during the final week of November?

Answer: Yes.

Proposal No. 2009-17 Personnel — Certification to Recruit Off Campus — Certification Administration — Faculty Athletics Representative

Question: If an institution's faculty athletics representative has resigned and a new permanent representative has yet to be appointed, would it be permissible for the institution to appoint an interim representative for purposes of administering the coaches' certification exam?

Answer: Yes.

Proposal No. 2009-18 Personnel and Recruiting — Recruiting Coordination Functions — Exception — Noncoaching Staff Members and Noncoutable Coaches — Telephone Calls In Conjunction with Official Visit Transportation

Question: Does this proposal permit a noncoaching staff member or a noncountable coach to call the prospective student-athlete who is on a layover or if his or her flight was diverted to another airport?

Answer: Yes. The staff member may initiate telephone calls to and receive telephone calls from the prospective student-athlete or those individuals accompanying the prospective student-athlete from the time the prospective student-athlete initiates his or her official visit transportation until in-person contact is made with the staff member at the bus or train station or airport.

Proposal No. 2009-19 Personnel — Limitations on Number of Coaches and Off-Campus Recruiters — Women's Sand Volleyball

Question: For an institution that sponsors both women's volleyball and women's sand volleyball, how many coaches may work with both sports?

Answer: For such an institution, the total number of coaches who may work with both programs is four. Each institution may determine how many of the four coaches will work with each sport. For example, one coach may work exclusively as a women's sand volleyball coach, one may work exclusively as a women's volleyball coach and two coaches may work with both sports. Another institution may choose to have all four coaches' work with both sports to varying degrees.

Proposal No. 2009-20 Personnel — Limitations on the Number of Off-Campus Recruiters — On-Campus Events — Women's Basketball

Question: Does this proposal apply differently if the athletics event is being conducted by a nonscholastic entity on the institution's campus?

Answer: No.

Question: Is this proposal limited to basketball events or does it apply to any athletics event that involves women's basketball prospective student-athletes?

Answer: This proposal applies to any athletics event on the institution's campus that involves women's basketball prospective student-athletes.

Proposal No. 2009-23 Amateurism and Awards, Benefits and Expenses — Exceptions to Amateurism Rule — Benefits, Gifts And Services — Insurance Against Disabling-Injury or Illness

Question: May the individual(s) appointed by the institution's president or chancellor to assist the student-athlete with securing a loan against future earnings potential and purchasing insurance against a disabling injury or illness be an athletics staff member(s)?

Answer: Yes. The chancellor or president (or his or her designee) may designate any institutional staff member(s) to assist a student-athlete with arrangements for securing the loan or the insurance or both.

Proposal No. 2009-29 Recruiting and Eligibility — Four-Year Prospective Student-Athletes — Permission to Contact and Transfer Release — Response to Request and Hearing Opportunity

Question: May an institution continue to address requests for permission to contact and requests for a transfer release on a case by case basis? In other words, would requests from different institutions be subject to different deadlines for response?

Answer: Yes; however, an institution's response would depend on the scope of the request. For example, if the student requests that any other four-year institution be granted permission to contact the student-athlete, the institution would still be required to provide a response within seven days of the receipt of the request.

Question: If the student-athlete declines the opportunity to appear in-person or participate in the hearing via telephone, is it permissible to conduct the hearing solely based on written materials?

Answer: Yes, provided the student-athlete was given the opportunity to appear in-person or via telephone and actively participate in the hearing.

Proposal No. 2009-30 Recruiting — Permissible Recruiters — Noncoaching Staff Members with Sport-Specific Responsibilities — Men's Basketball

Question: Must the athletics event occur within the locale of the staff member's institution?

Answer: No.

Question: Does this proposal permit attendance at such events during a dead period?

Answer: Yes.

Proposal No. 2009-31 Recruiting — Contacts and Evaluations — Head Coach Restrictions — Assistant Coach Publicly Designated as Next Head Coach — Bowl Subdivision Football

Question: Would an assistant coach be considered to be "publicly designated" as the institution's next head coach if an institutional staff member provides information related to such a designation to the media without the knowledge of the institution?

Answer: Yes.

Proposal No. 2009-32 Recruiting — Telephone Calls — Time Period for Telephone Calls — Exception — Unlimited During Contact Period

Question: If adopted, how would this legislation apply to sports that do not use recruiting calendars?

Answer: In sports that do not use recruiting calendars, unlimited calls may be made at any time other than during dead or quiet periods as specified in Bylaws 30.10.10 and 30.10.11.

Proposal No. 2009-33 Recruiting — Telephone Calls — Exception — Unlimited After Receipt of Room or Tuition Deposit

Question: If an institution does not require a room or tuition deposit for admissions or uses some other form for commitment, may the institution still use this exception?

Answer: No, it is limited to a room or tuition deposit.

Proposal No. 2009-34 Recruiting — Telephone Calls — Exception — Day of Unofficial Visit

Question: Are the subjects that may be discussed during the telephone calls on the day or days of an unofficial visit limited to the logistics of the unofficial visit?

Answer: No.

Question: Is it permissible to make the telephone calls while the prospective student-athlete is in transit to campus?

Answer: Yes, provided the coaching staff member is returning a call from a prospective student-athlete (or his or her parents or legal guardians) and the call is placed on a day on which the prospective student-athlete is making an official visit.

Proposal No. 2009-40 Recruiting — Printed Recruiting Materials — General Correspondence — Institutional Letterhead

Question: Is it permissible to include multiple logos on the envelope, which is used to send the general correspondence?

Answer: No. The envelope may include the institution's name and either a single institutional logo or a single athletics logo.

Question: How does the proposal apply to institutional letterhead that does not measure 8 1/2 by 11 inches or that may be folded into self-mailers?

Answer: Regardless of the shape or how it is mailed the letter head must fit within an area that measures 8 1/2 by 11 inches and must conform to the restrictions of the legislation.

Question: May the envelope include a preprinted return address? May address labels be used for the return address and addressee?

Answer: Yes.

Question: Are institutions that have additional institutional policies related to institutional letterhead bound by such policies per NCAA rules?

Answer: Yes. While the proposal would not place restrictions on the design or content of one side of the single sheet of institutional letterhead, an institution must observe any institutional policies related to the letterhead.

Question: Is an institution required to include a single sheet of institutional letterhead in its general correspondence to a prospective student-athlete or may the institution send only an item that would otherwise be considered an attachment to general correspondence (e.g., black and white copy of newspaper article)?

Answer: An institution must include at least one sheet of institutional letterhead in general correspondence to a prospective student-athlete.

Proposal No. 2009-41 Recruiting — Recruiting Materials — Athletics Publications — No Printed Media Guides or Recruiting Brochures

Question: Is it permissible for the institution to place a media guide on an electronic media storage device (e.g., CD, flash drive) and provide it to a prospective student-athlete?

Answer: Yes.

Question: May an institution print a media guide in order to sell it to the media, general public or alumni?

Answer: No.

Proposal No. 2009-42 Recruiting — Recruiting Materials — Athletics Publications — No Printed Publications to Prospective Student-Athletes

Question: Is it permissible for the institution to place a media guide on an electronic media storage device (e.g., CD, flash drive) and provide it to a prospective student-athlete?

Answer: Yes.

Question: May an institution print a media guide in order to sell it to the media, general public or alumni?

Answer: Yes, provided the guide is not given to prospective student-athletes.

Proposal No. 2009-43 Recruiting — Recruiting Materials — Electronic Transmissions — Exception — After Receipt of Financial Deposit

Question: If an institution does not require a financial deposit for admissions or uses some other form for commitment, may the institution use this exception?

Answer: No, the exception is only applicable if the institution requires a financial deposit.

Proposal No. 2009-44 Recruiting — Recruiting Materials — Video/Audio Materials and Computer Generated Recruiting Presentations

Question: May an institution provide a computer generated recruiting presentation to a prospective student-athlete?

Answer: Yes, an institution may provide a computer generated recruiting presentation to a prospective student-athlete on an electronic media storage device (e.g., CD, flash drive) or via e-mail (e.g., attachment, hyperlink).

Proposal No. 2009-45 Recruiting — Official Visit — First Opportunity to Visit — June Immediately Prior To Senior Year — Football

Question: May the official visit be conducted while the prospective student-athlete is still completing his junior year in high school?

Answer: Yes, the visit may be conducted at any time in the month of June immediately prior to the prospective student-athlete's senior year high school.

Question: If such a visit is provided, may an institution provide the prospective student-athlete with another official visit during his senior year in high school?

Answer: No. An official visit during the month of June immediately prior to the prospective student-athlete's senior year will count as the one permissible visit per institution (Bylaw 13.6.2.1) and one of the five maximum visits that a prospective student-athlete may receive (Bylaw 13.6.2.2).

Proposal No. 2009-47 Recruiting — Letter Of Intent Programs, Financial Aid Agreements — Written Offer Of Aid Before Signing Date — Football

Question: Prior to August 1 of the prospective student-athlete's senior year in high school, may the institution verbally indicate that it will offer a prospective student-athlete athletically related financial aid?

Answer: Yes.

Proposal No. 2009-48 Recruiting and Financial Aid — Letter-of-Intent Programs, Financial Aid Agreements — Letter of Intent Restriction — Limitation on Number of Signings — Bowl Subdivision Football

Question: Is there is a limitation on the number of prospective student-athletes who may sign an institutional financial aid agreement after May 31?

Answer: No.

Proposal No. 2009-49 Recruiting — Tryouts — Competition against Prospective Student-Athletes — Football

Question: Would this proposal prohibit an institution's varsity or subvarsity team from competing against a four-year institution's club team?

Answer: No.

Proposal No. 2009-50 Recruiting and Administrative Regulations — Local Sports Clubs — Additional Restrictions — Quiet Periods — Women's Soccer

Question: Does this proposal permit a women's soccer coach to serve in another capacity (e.g., manager, volunteer) with a local sports club at an off-campus location, where prospective student-athletes are present during a dead or quiet period?

Answer: Yes, provided that he or she is not coaching the team.

Question: Is this proposal restricted to countable coaches or does it include volunteer coaches?

Answer: This proposal would place restrictions on any individual designated as a coach. Therefore, a director of soccer operations would be permitted to coach a local sports club at an off-campus location where prospective student-athletes are present during a dead or quiet period, but an institution's volunteer coach would not be permitted to do so.

Proposal No. 2009-51 Recruiting — Camps and Clinics — Institution's Sports Camps and Clinics – Location — Men's Basketball

Question: Is it permissible for an institution to conduct a men's basketball camp within the state it is located but beyond the 100-mile radius?

Answer: No.

Question: How is the 100-mile radius prescribed within this proposal determined?

Answer: The radius is determined from the institution's main campus (not branch or satellite campus) to the camp location from point to point, not by driving distance.

Question: Does this proposal apply to men's basketball camps in which no prospective student-athletes participate?

Answer: No. This proposal only applies to men's basketball camps in which prospective student-athletes participate.

Proposal No. 2009-59 Administrative Regulations — Recruiting Calendars — Women's Volleyball — Evaluation in Conjunction with Championship

Question: If an event is conducted over a four-day period in conjunction with the NCAA Division I Women's Volleyball Championship, would coaches be permitted to attend since it is not a single-day event?

Answer: Yes. Coaches would be permitted to attend such an event for only one of the four days of the event

Proposal No. 2009-63 Eligibility — Seasons Of Competition — Criteria for Determining Season Of Competition — Alumni Game, Fundraising Activity or Celebrity Sports Activity

Question: Does this proposal permit a student-athlete to engage in one alumni game, one fundraising activity and one celebrity sports activity during the season without it counting as a season of competition, or is it limited to one of the three events?

Answer: The proposal limits the student-athlete's participation to one of the three events in a particular season (including the championship and nonchampionship segments).

Question: If adopted, how will this proposal function in relation to Bylaw 14.2.3.1.3 for a student-athlete in his or her initial year at the certifying institution?

Answer: A student-athlete in his or her initial year of enrollment at the certifying institution would be able to participate in one alumni game, one fundraising activity, or one celebrity sports activity and in preseason exhibition contests and preseason practice scrimmages (if applicable to the sport per Bylaw 17) without being charged a season of competition.

Question: Would a student-athlete use a season of competition if he or she competes in an alumni game in the morning and also competes in a fundraising activity in the afternoon of that same day?

Answer: Yes.

Proposal No. 2009-64 Eligibility — Freshman Academic Requirements — Core-Curriculum Requirements — Nontraditional Courses

Question: Must a nontraditional course be completed within a certain timeframe (e.g., equivalent of one traditional term)?

Answer: No, the proposal does not prescribe a timeframe in which a nontraditional course must be completed. However, the entity offering the course must establish a defined time period for completion of the course.

Proposal No. 2009-65 Eligibility — Transfer Regulations — Four-Year College Transfers — One-Time Transfer Exception — Women's Volleyball

Question: May a women's volleyball student-athlete transfer to a Division I institution after the 2010 spring term (semester or quarter), enroll in a summer term and use the one-time transfer exception?

Answer: No. Such a student-athlete would be subject to the new legislation because her first full-time enrollment in a regular academic term would occur with the fall 2010 term.

Question: If this proposal is adopted, may a women's volleyball student-athlete who has not previously received athletics aid transfer and use the one-time transfer exception?

Answer: No. However, a women's volleyball student-athlete who was not recruited by the original four-year institution and has never received athletics aid from any four-year institution may use the one-time transfer exception, provided all of the conditions are met. Note that other exceptions to the transfer residence requirement would continue to apply (e.g., nonrecruited student exception, two-year nonparticipation or minimal participation exception).

Proposal No. 2009-66 Eligibility — Transfer Regulations — Four-Year College Transfers — Competition or Receipt of Athletically Related Financial Aid in Year of Transfer — Tennis

Question: Is this proposal related to solely the receipt of athletically related financial aid or is it any countable aid?

Answer: It is related to the receipt of athletically related financial aid only.

Question: Does this proposal apply to a four-year college transfer who enrolls at the certifying institution as a full-time student after the conclusion of the second quarter of the academic year?

Answer: Yes.

Proposal No. 2009-74 Awards, Benefits and Expenses — Benefits, Gifts and Services — Occasional Meals — Location of Meal Provided By Representative of Athletics Interests

Question: Does the occasional meal have to be provided in the sport's facility regularly used for home competition for the particular sport for which the meal is provided? For example, may the soccer team have an occasional meal in the basketball facility?

Answer: The facility does not have to be specific to the sport for which the meal is provided.

Question: May the occasional meal occur at a restaurant located on campus?

Answer: Yes.

Question: Must the facility be owned by the institution?

Answer: No.

Proposal No. 2009-75 Playing and Practice Seasons and Recruiting — Mandatory Medical Examination — Sickle Cell Solubility Test

Question: If a student-athlete is aware that he or she is a carrier of the sickle cell trait and has documentation to verify this, does he or she need to be tested for this as part of the mandatory medical exam?

Answer: Yes.

Question: If a student-athlete refuses to be tested for the sickle cell trait due to religious reasons, may the institution request a waiver?

Answer: Yes. The institution may request waiver through the NCAA Division I Legislative Council Subcommittee for Legislative Relief if it encounters this or other similar scenarios.

Proposal No. 2009-76 Playing and Practices Seasons — Time Limits For Athletically Related Activities — Additional Restrictions — Countable Athletically Related Activities between Midnight and 5 A.M.

Question: If an institution's team is traveling and is in a time zone other than the one in which the institution is located, is the restriction on countable athletically related activities based on the institution's time zone or the local time (e.g., site of away from home competition)?

Answer: The restriction is based on the time zone in which the countable athletically related activities would occur.

Proposal No. 2009-79 Playing and Practice Seasons — Nonchampionship Segment — Travel Restrictions — Cross Country, Field Hockey, Soccer, Softball and Volleyball

Question: If a student-athlete is traveling to the competition site at a different time than the rest of the team, is he or she required to use ground transportation to travel to the competition site?

Answer: Yes.

Proposal No. 2009-88 Administrative Regulations — Foreign Tours and Competition — Eligibility of Student-Athletes — Incoming-Student Participation — Basketball

Question: If a student-athlete attends multiple summer terms prior to initial full-time enrollment, must he or she earn three hours of acceptable degree credit per term or three hours total in order to be eligible to participate in the institutional foreign tour?

Answer: The student-athlete must earn a total of three hours of acceptable degree credit regardless of the number of summer terms in which he or she is enrolled.

Question: Will this legislation apply to institutional basketball foreign tours occurring on or after August 1, 2010, and prior to the start of the institution's academic year?

Answer: Yes.

Question: If a student-athlete has yet to declare a major, may the institution use any degree program at the institution to determine if the three hours are acceptable degree credit?

Answer: Yes.

Question: If an incoming 4-4 transfer went on a foreign tour at the previous institution, is he or she permitted to go on a foreign tour at the second institution?

Answer: No.

2009-10 NCAA Division I Proposal Review Chart

Proposals for N4A Review/Comments

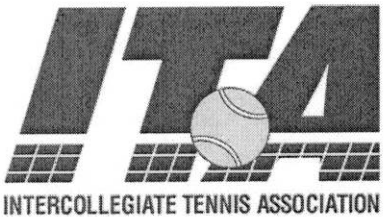
Proposal Number	Title	Intent	N4A Position/Comments
2009-29	RECRUITING AND ELIGIBILITY -- FOUR-YEAR PROSPECTIVE STUDENT-ATHLETES -- PERMISSION TO CONTACT AND TRANSFER RELEASE -- RESPONSE TO REQUEST AND HEARING OPPORTUNITY	To specify that an institution shall grant or deny a request to permit another institution to contact a student-athlete about transferring or a request for release as a condition of the one-time transfer exception within seven calendar days of receipt of the request; further, to specify that if the request is denied, the institution shall conduct a hearing within fourteen calendar days of receipt of the student-athlete's written request and that the student-athlete shall be provided the opportunity to actively participate in the hearing.	• **Support - Have questions re: enforcement**
2009-36	RECRUITING -- EVALUATIONS -- NONSCHOLASTIC EVALUATIONS DURING ACADEMIC YEAR -- NATIONAL STANDARDIZED TESTING WEEKENDS -- WOMEN'S BASKETBALL	In women's basketball, to specify that evaluations at nonscholastic events during the academic year evaluation period shall not occur on any weekend (including Friday, Saturday and Sunday) during which the PSAT, SAT, PLAN or ACT national standardized tests are administered.	• **Support – no comments**
Proposal Number	**Title**	**Intent**	**N4A Position/Comments**

2009-60	ELIGIBILITY -- ACADEMIC WAIVERS -- AUTHORITY OF INITIAL-ELIGIBILITY WAIVERS COMMITTEE AND PROGRESS-TOWARD-DEGREE WAIVERS COMMITTEE	To specify that the NCAA Division I Initial-Eligibility Waivers Committee shall be the final appellate body for initial-eligibility waivers and that the NCAA Division I Progress-Toward-Degree Waivers Committee shall be the final appellate body for progress-toward-degree waivers.	• **Support – no comments**

2009-64	ELIGIBILITY -- FRESHMAN ACADEMIC REQUIREMENTS -- CORE-CURRICULUM REQUIREMENTS -- NONTRADITIONAL COURSES	To specify that for purposes of using a nontraditional course to satisfy NCAA core-course requirements, the course must be one in which the instructor and the student have ongoing access to one another and regular interaction with one another for purposes of teaching, evaluating and providing assistance to the student throughout the duration of the course; the student's work (e.g., exams, papers, assignments) is available for review and validation; and a defined time period for completion of the course is included.	• **Support – monitor**
2009-65	ELIGIBILITY -- TRANSFER REGULATIONS -- FOUR-YEAR COLLEGE TRANSFERS -- ONE-TIME TRANSFER EXCEPTION -- WOMEN'S VOLLEYBALL	To specify that the one-time transfer exception to the four-year transfer residence requirement is not applicable to student-athletes in women's volleyball.	• **Support . Wh n stress on the advisors to 'remember' which sports fall under the exception to the rule. ome concern over rules applying to certain sports others.**
Proposal Number	**Title**	**Intent**	**N4A Position/Comments**

2009-66	ELIGIBILITY -- TRANSFER REGULATIONS -- FOUR-YEAR COLLEGE TRANSFERS -- COMPETITION OR RECEIPT OF ATHLETICALLY RELATED FINANCIAL AID IN YEAR OF TRANSFER – TENNIS	In tennis, to specify that a transfer student from a four-year institution who enrolls at the certifying institution as a full-time student after the conclusion of the first term of the academic year and qualifies for an exception to the one-year residence requirement shall not be eligible for competition until the following academic year if he or she has competed during the same academic year or received athletically related financial aid during the same academic year from the previous four-year institution.	•
2009-78	PLAYING AND PRACTICES SEASONS -- WOMEN'S BASKETBALL -- NUMBER OF CONTESTS -- MAXIMUM LIMITATIONS	In women's basketball, to specify that an institution shall limit its total regular-season playing schedule with outside competition to 26 contests and one qualifying regular-season multiple team event or 28 contests during a playing season in which the institution does not participate in a qualifying regular-season multiple team event.	• **Support this one – question Women's Basketball**
Proposal Number	**Title**	**Intent**	**N4A Position/Comments**

2009-79	PLAYING AND PRACTICE SEASONS -- NONCHAMPIONSHIP SEGMENT -- NUMBER OF CONTESTS AND DATES OF COMPETITION AND TRAVEL RESTRICTIONS -- CROSS COUNTRY, FIELD HOCKEY, LACROSSE, SOCCER, SOFTBALL AND VOLLEYBALL	In cross country (for institutions without indoor or outdoor track and field), field hockey, lacrosse, soccer, softball and volleyball, to reduce the number of dates of competition in the nonchampionship segment as specified; further, to specify that team travel to competition in the nonchampionship segment shall be restricted to ground transportation.	• **Opposed/Against – this legislation doesn't appear to take into account SA Welfare. It should be up to the institution to determine what measures to take to ensure economic accountability and not legislation.**
2009-86	ATHLETICS CERTIFICATION -- MANDATORY SELF-STUDY AND EXTERNAL PEER REVIEW -- ACADEMIC INTEGRITY -- ACADEMIC STANDARDS – RETENTION	To specify that if the retention of any student-athlete subgroup is lower than that of all student-athletes, the disparity shall be analyzed, explained and, if necessary, addressed through specific plans for improvement by appropriate institutional authorities.	• **No firm position but would like information .**



TO: NCAA Division I Legislative Council

FROM: David Benjamin
Executive Director, Intercollegiate Tennis Association

DATE: September 29, 2009

RE: Comments to be submitted for NCAA Proposals 2009-22

CC: Lynn Holzman (NCAA Staff), ITA Board of Directors, Angel Prinos (ITA Staff)

I am writing on behalf of the Intercollegiate Tennis Association (ITA), in follow-up to the attached letter that was submitted jointly by the United States Tennis Association (USTA), World Team Tennis (WTT) and the ITA to the NCAA Amateurism Cabinet in May of 2009. The purpose of our writing again is to reaffirm the support of our ITA Board of Directors and our ITA membership for Proposal 2009-22 that seeks to allow a prospective student-athlete to participate on a professional team prior to initial full-time enrollment and be permitted to receive up to actual and necessary expenses. And we also support the additional stipulation in Proposal 2009-22 that requires a prospect, in the sport of tennis, to enroll in college within approximately six months after high school graduation, as this further highlights the importance of the educational continuum.

As noted in our earlier joint letter, we support the concept to allow a prospect (in tennis) to compete on a professional team (or club) that would allow that player the opportunity to participate alongside such names as Andre Agassi and Serena Williams and would provide invaluable experiences for his/her competitive development – of course, while maintaining the key components that define amateurism within the NCAA. We also support this important proposal since this change would afford consistency within Division I tennis where currently a player is permitted to compete as an amateur with a declared professional as a doubles partner in a tournament.

In conclusion, we strongly encourage the NCAA Division I Legislative Council to approve Proposal 2009-22 that is endorsed by the NCAA Division I Amateurism Cabinet.

Intercollegiate Tennis Association
174 Tamarack Circle, Skillman, NJ 08558 * 609-497-6920 * www.ITATennis.com

May 21, 2009

Mike Rogers
Chair, NCAA Division I Amateurism Cabinet
Baylor Law School
Baylor University
Waco, TX 76798

Dear Mike:

We are writing this letter collectively as a result of recent discussions and meetings among the NCAA and senior staff members from the United States Tennis Association (USTA), the Intercollegiate Tennis Association (ITA), and the World TeamTennis (WTT) professional league.

We wish to positively impact upon the lives of young prospective student-athletes. The pre-enrollment amateurism and eligibility rules are often confusing and, at worst, ineffective. And they are particularly unfair to talented, young American tennis players, who dutifully follow amateur rules that do not exist throughout the rest of the world, but upon matriculating to college, are expected to compete against international student-athletes who have enjoyed considerably more pre-enrollment competitive opportunities, often without facing significant amateurism regulation. It is our shared goal to achieve a solution to this serious and long-standing problem.

It should be noted that in the summer and fall of 2007, the ITA submitted a proposal (sponsored by the Ivy Group) to address some of these same issues. At that time, these recommendations received the support of the AA Subcommittee but were tabled by the AEC Cabinet, primarily because the Cabinet felt that these concerns should be addressed on an association-wide basis, rather than sport specific to tennis.

But now, two years later, we are collectively advocating the following two amendments, **with the understanding that both recommendations will be supported by the Cabinet, and we will not endorse one without the other.** The first is a recommendation to be considered for application across all NCAA Division I college sports, and the second possibly for all sports, but most definitely for the sport of tennis:

1) ***Permit a prospect to participate on a professional team and, in doing so, be allowed to receive reasonable and necessary expenses (Bylaw 12.1.2(e) & 12.2.3.2).***

   The NCAA rule involving club and professional teams has been a source of countless problems and great concern in Division I tennis over many years: it has been extremely challenging for the NCAA staff and college tennis coaches and administrators to research the competitive status of all club (professional) teams in countries throughout the world and to identify accurately the eligibility of these prospects.

The current legislation prohibits prospects from participating on a professional team, or on a club team if any member of that team receives compensation above actual and necessary expenses. Accordingly, in our country, if a top American prospect wishes to compete for a World Team Tennis franchise alongside players such as Andre Agassi or Serena Williams, etc., they could only do so if they are willing to compromise their NCAA eligibility (even if they do not accept any compensation or prize money beyond expenses). The USTA, ITA and WTT all strongly believe that a prospect's amateur status should not be impacted by the competitive status of a teammate or by the organization's competitive level for which that prospect competes. Furthermore, this is totally inconsistent with the current NCAA rules that permit a tennis prospect to compete as an amateur with a professional partner in a "doubles" tournament. It is very difficult to understand why this same standard should not apply in the context of a club or professional team, and it is equally difficult to explain this to prospects and their families. (To be clear, we do support the rule that if a player receives compensation above actual and necessary expenses, then that player should not be NCAA eligible.)

2) ***Eliminate the "One Year Grace Period – in Tennis Only" to a period approximately one half year or less (Bylaw 14.2.3.2).***

In conjunction with allowing prospects to participate on professional teams (where all other current amateurism and eligibility rules apply), we also strongly support a reduction to approximately one half year or less of the "One Year Grace Period- in Tennis only" (Bylaw 14.2.3.2. And please note that Bylaw 14.2.3.2.1 – Matriculation after 20th Birthday – Tennis only – should remain "as is"). This will further emphasize the importance of the academic continuum, and it will also help ensure that all enrolled student-athletes have relatively similar competitive opportunities, based on age and experience, prior to collegiate enrollment.

Currently, this legislation (initially passed in 1995 for tennis only, but now also for swimming & diving) allows a prospect up to a full year "grace period" to enroll full-time at a certifying institution following high school or a secondary school graduation. We are recommending that Bylaw 14.2.3.2 specify that, in the sport of tennis, the "one year grace period" would be reduced to a period of approximately one half year or less: a prospect who graduates high school in May/June would be required to enroll by the January term of the following year; and a prospect who graduates high school in December would be required to enroll by the August/September term of the following year.

We would stipulate that failure to comply with this new rule trigger even stricter penalties than those currently associated with the bylaw -- penalties that would be applied on a one-to-one basis relative to both loss of years of eligibility and residency requirements (e.g. a prospect who chooses to participate for two years in organized competition after the graduation of his or her high school class and prior to college enrollment would face a loss of two years of eligibility and would be required to complete two years of residency before being eligible to compete in intercollegiate athletics).

This approach would address concerns that a player could forego college enrollment for two or three years while also gaining an unfair competitive advantage during that period, but could still be given an athletic scholarship that would then allow one or two years of eligibility immediately upon enrollment.

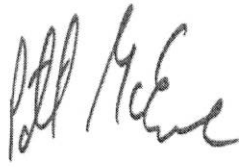
We believe that this modification of the "one year grace period rule," combined with the revision of ***Bylaws 12.1.2(e) & 12.2.3.2,*** will initiate a more equitable system where amateurs are truly competing at the highest standard of competition without compromising the spirit or law of amateurism. And it will also safeguard American prospects from having to compete against more experienced (and sometimes professional) international players at the varsity collegiate level. Our recommendations link the two critical concerns of amateurism and eligibility to encourage all prospects to continue their educational path without interruption and, at the same time, ensure that all Division I collegiate tennis players, prior to enrollment, will have had relatively similar competitive opportunities, based on age and experience. **And**

on this note, it is very important that it be absolutely clear that our presentation of these recommendations is predicated on the expectation that both of our recommendations for the sport of tennis will be endorsed by the Cabinet. Should this not be the case, we appreciate your understanding that we will need to withdraw our support of this combined proposal.

In closing, we respectfully request that this letter be considered during the June Division I Amateurism Cabinet meeting, and that our proposed actions be submitted in tandem for NCAA legislation prior to July 15, 2009. Also, we would like to offer to have a representative, or one from each of our respective organizations, attend the Amateurism Cabinet meeting to clarify any positions or be available by phone.

Thank you very much for your consideration of our proposal.

Billie Jean King
Co-founder WTT



Patrick McEnroe
General Manager,
USTA Player Development

David A Benjamin
Executive Director, ITA

cc: Lucy Garvin, President & Chairman of the Board – USTA
Jon Vegosen, First Vice President – USTA
Gordon Smith, Executive Director & COO – USTA
Tom Jacobs, Managing Director, Admin. & Business Affairs, Player Development – USTA
Timon Corwin, Senior Director, Junior & Collegiate Competition – USTA
Timothy Russell, Chair, Collegiate Varsity Committee – USTA
Ilana Kloss, CEO and Commissioner – WTT
Bill Mountford, WTT
Brad Hostetter, Director of Academic and Membership Affairs – NCAA
Geoff Silver, Director of Academic and Membership Affairs – NCAA
Rachel Newman-Baker, Director of Gambling, Agents and Amateurism – NCAA,
Dan Calandro, Associate Director of Academic and Membership Affairs – NCAA

NAAC is Committed to Providing Compliance Solutions on behalf of Intercollegiate Athletics

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Greg Sankey (1993-95)
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Julie Work
Director of Communications

Senior Staff Administrator
Bob Vecchione

October 2, 2009

NCAA
P.O. Box 6222
Indianapolis, Indiana 46206-6222

Dear NCAA Legislative Council:

For the second year, the Legislation and Governance Committee of The National Association for Athletics Compliance (NAAC) is eager to share feedback on selected 2009-2010 NCAA legislative proposals. The Committee is comprised of twelve compliance professionals from Division I institutions (including representatives from all three subdivisions) and a member of the NCAA Academic and Membership Affairs staff (Attachment A).

The Committee recently used an online survey to solicit NAAC membership feedback on the 2009-10 NCAA legislative proposals. After reviewing the survey results (which included responses from nearly 80 NAAC members), the Committee has identified 16 proposals it believes warrant comment. The enclosed document summarizes the comments and opinions of both the Committee and the survey respondents regarding those 16 proposals (Attachment B). It also provides suggestions for possible modifications and points out potential monitoring, interpretive and enforcement challenges that some of these proposals could present.

I certainly hope you find the enclosed information valuable in your review of the legislative proposals. Please note that the NAAC Legislation and Governance Committee welcomes the opportunity to act as a resource for the Legislative Council and the Cabinets on any other legislative proposals or future legislative issues that may arise.

On behalf of NAAC, I would like to thank you for taking the time to consider our comments and perspectives. If you have questions about the enclosed document, please do not hesitate to contact me.

Sincerely,

John Morris

John Morris
NAAC Legislation and Governance Committee Chair

cc: NAAC Board of Directors
NAAC Legislation and Governance Committee

24651 Detroit Road ● Westlake, Ohio 44145 ● Phone 440-892-4000 ● Fax 440-892-4007
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Administered by:

Attachment A

National Association for Athletics Compliance
Legislation & Governance Committee
Objectives and Members

Legislation & Governance Committee Objectives

To provide a voice for the NAAC membership in matters related to NCAA legislation and governance by:

- Soliciting input from the NAAC membership on nationally significant legislative issues.
- Providing input to the appropriate governance entities and/or taking a formal position on nationally significant legislative proposals.
- Introducing legislative proposals on behalf of NAAC.
- Establishing relationships with coaches associations and other entities and encouraging them to seek NAAC input before proposing their own legislation.
- Seeking new interpretations (or clarifications/refinements) of existing interpretations from ILT and LRIC.
- Providing input to ILT and LRIC on interpretive issues on behalf of NAAC (in a manner similar to that of the CCACA).

Legislation & Governance Committee Members

Name	Institution	Conference	Division	Subcommittee Appointment
Fagg, Jon	University of Arkansas	SEC	FBS/BCS	Interpretations
Hagen, Mike	Liberty University	Big South	FCS	Interpretations
Kido, Erin	Xavier University	Atlantic 10	I	Interpretations
Peacock, Chris	University of Illinois	Big Ten	FBS/BCS	Interpretations/ Chair
Squire, Ryan	Bowling Green State	MAC	FBS/non-BCS	Interpretations/ Deputy Chair
Waterfield, Steve	University of Wisconsin	Big Ten	FBS/BCS	Interpretations
Bechtold, Camie	Montana State University	Big Sky	FCS	Legislation
Brennan, Kyle	University of Utah	MWC	FBS/ non-BCS	Legislation
Lee, Michelle	North Carolina State University	ACC	FBS/BCS	Legislation
Strahl, Shannon	Gonzaga University	WCC	I	Legislation
Smith, Lori	University of Texas	Big 12	FBS/BCS	Legislation/ Chair
Hostetter, Brad	NCAA	N/A	N/A	Legislation/ Interpretations
Morris, John*	University of Washington	PAC-10	FBS/BCS	Committee Chair
Kate Charipar	University of Utah	MWC	FBS/ non-BCS	Ex-Officio/ Administrative Support

2009-10 Legislative Proposals
NAAC Comments and Points to Consider

Topical Area	Proposal Number	Title	Source	Intent	Effective Date	Comments and Points to Consider
Personnel	2009-10	PERSONNEL -- DEFINITIONS AND APPLICATIONS -- GRADUATE-ASSISTANT COACH -- EMPLOYMENT WITHIN SEVEN YEARS OF GRADUATION OR EXHAUSTING ELIGIBILITY -- BOWL SUBDIVISION FOOTBALL	Southeastern Conference	In bowl subdivision football, to specify that a graduate-assistant coach is any coach who has received a baccalaureate degree or has exhausted athletics eligibility within the previous seven years and qualifies for appointment as a graduate assistant under the policies of the institution.	August 1, 2010	**The NAAC membership offers the following comments for consideration:** • Explore incorporating term-by-term academic progress requirements for continued participation as a graduate-assistant coach. • Suggest the following modification of working: *In Bowl Subdivision Football, to specify that a graduate-assistant coach is any coach who qualifies for appointment as a graduate assistant under the policies of the institution and has within the previous seven years either received a baccalaureate degree or exhausted eligibility.* • May prevent those making a career change from entering the coaching field. • Suggest modifying to prohibit an individual who has been a countable coach in football from serving in the graduate assistant position and eliminate the number of years provision. • A larger window may reduce the number of waivers submitted. **INTERPRETIVE ISSUES:** • Must entire tenure of the graduate assistant coach occur within the seven years, or simply begin within seven years?

2009-10 Legislative Proposals
NAAC Comments and Points to Consider

Topical Area	Proposal Number	Title	Source	Intent	Effective Date	Comments and Points to Consider
Personnel	2009-12	PERSONNEL -- DEFINITIONS AND APPLICATIONS -- UNDERGRADUATE STUDENT-ASSISTANT COACH	NCAA Division I Recruiting and Athletics Personnel Issues Cabinet	To permit a student-athlete to serve as an undergraduate student-assistant coach at the institution at which the student-athlete most recently participated in intercollegiate athletics, provided the student-athlete is currently enrolled at the institution as a full-time undergraduate student and he or she renounces any remaining eligibility in the sport; further, to specify that the limit of undergraduate student-assistant coaches in each sport shall be the same as the limit of countable coaches permitted in the sport.	August 1, 2010	**The NAAC membership offers the following comments for consideration:** **APR Implications** • Potential for abuse with APR. Students who coaches want to retain for APR purposes but not count against team limits would be asked to renounce their eligibility to receive a non-counter scholarship. **Financial Aid/Budget Implications** • Student-Assistant Coaches no longer wanted on the team may be willing to "voluntarily" renounce their eligibility so as to retain a scholarship and not count against financial aid limitations. • Budget impact on institutions not only for funding the scholarships but adding to the staff that may travel with the team. **Other Implications** • It doesn't seem right to limit this opportunity to an undergraduate student. There are student-athletes who graduate in four or less years and want to take advantage of their fifth year to serve in a student coach position to gain coaching experience. These aren't individuals who should be disadvantaged. • Adds to the "entourage" of staff, particularly providing the same limit as countable coaches. **INTERPRETIVE ISSUES:** • Would the renunciation of eligibility be sport-specific? • Could a SA, who does not count as a football scholarship because he is a student assistant coach, participate in track and field and not count due to the hierarchy of Bylaw 15.5.9? • Must the revocation be made prior to the start of the academic year or prior to participation? • Clarify what is meant by "**most recently** participated in intercollegiate athletics". Specifically, the participation requirement. Does participation only include practice or would they have had to compete? • What must occur to officially renounce eligibility? Should it be in writing or just verbal? • Does the renunciation follow the student to other institution's if they transfer?

2009-10 Legislative Proposals
NAAC Comments and Points to Consider

Topical Area	Proposal Number	Title	Source	Intent	Effective Date	Comments and Points to Consider
Personnel	2009-14	PERSONNEL -- DEFINITIONS AND APPLICATIONS -- MANAGER	NCAA Division I Recruiting and Athletics Personnel Issues Cabinet	To establish criteria by which an individual may serve as a manager, as specified.	August 1, 2010	**The NAAC membership offers the following comments for consideration:** • Significant challenges in monitoring will result without clarification of "limited on-field or on-court activities during practice. • Potential confusion between (b) allowing managers to participate in limited on field activity and (d) prohibiting them from participating in countable athletically related activities. • Concerns with baseball being singled out as the one sport in which eligibility has to be renounced. Consider expanding to all sports or eliminating provision. • Can a limit be placed on the number of managers rather than requiring the students to renounce eligibility? **INTERPRETIVE QUESTIONS:** • Will a ratio of manager/on-field responsibilities be established similar to how SAs were involved in camps (e.g., no more than 50% of duties can be on-field)? • Can a student who completes minimal activities (e.g., laundry once/week) throw batting practice all week?
Personnel	2009-17	PERSONNEL -- CERTIFICATION TO RECRUIT OFF CAMPUS -- CERTIFICATION ADMINISTRATION -- FACULTY ATHLETICS REPRESENTATIVE	Atlantic Sun Conference	To specify that an institution's faculty athletics representative shall administer the annual coaches' certification test; further, to specify that if the faculty athletics representative is unable to administer the test, he or she shall appoint an institutional staff member outside the athletics department to administer the test.	May 1, 2010	**The NAAC membership offers the following comments for consideration:** • Significant concerns with the logistics of the FAR administering the tests as they occasionally need to be administered on a very quick basis (e.g., new hire and needs to be off-campus recruiting immediately) and many faculty take time off during the summer months when the tests are administered. • A more favorable proposal might include that the FAR is able to designate someone to administer the exam, within or outside of the athletics department.

2009-10 Legislative Proposals
NAAC Comments and Points to Consider

Topical Area	Proposal Number	Title	Source	Intent	Effective Date	Comments and Points to Consider
Amateurism	2009-22	AMATEURISM AND ELIGIBILITY -- INVOLVEMENT WITH PROFESSIONAL TEAMS -- EXCEPTION -- PRIOR TO INITIAL FULL-TIME COLLEGIATE ENROLLMENT -- DELAYED ENROLLMENT -- SEASONS OF COMPETITION	NCAA Division I Amateurism Cabinet	To specify that prior to initial full-time collegiate enrollment, an individual may enter into an agreement to compete on a professional team and compete on a professional team, provided the agreement does not allow for receipt of more than actual and necessary expenses to participate on the team; further, in sports other than tennis, swimming and diving and women's volleyball, to specify that a student-athlete who does not initially enroll full-time in a collegiate institution within one year (six months for tennis) or the next opportunity to enroll following the high school graduation date of the prospective student-athlete's class and participates in organized events after the specified time period shall be charged with a season of intercollegiate competition for each year of participation and shall fulfill an academic year in residence on matriculation at the certifying institution before being eligible to represent the institution in intercollegiate competition.	August 1, 2010; applicable to student-athletes who initially enroll full time in a collegiate institution on or after August 1, 2010	**The NAAC membership offers the following comments for consideration:** • Suggest separating the proposal into two separate proposals to address 1) involvement with professional teams prior to initial enrollment and 2) delayed enrollment? • Would the Eligibility Center review contracts signed by incoming student-athletes and verify that the contract only provided for (and the athlete only received) expenses through the amateurism certification process or is it the sole responsibility of the institution? • Clarify why tennis is held to a six-month opposed to a one-year standard. Many foreign tennis players graduate from high school at the age of 16 or 17 following their academic plans. It's too much to ask these kids to enroll or make these decisions at a young age. They may need a year to mature enough for college.

2009-10 Legislative Proposals
NAAC Comments and Points to Consider

Topical Area	Proposal Number	Title	Source	Intent	Effective Date	Comments and Points to Consider
Recruiting	2009-28	RECRUITING -- CONTACTS AND EVALUATIONS -- TELEPHONE CALLS -- OFFICIAL AND UNOFFICIAL VISITS -- OFFERS OF FINANCIAL AID -- TRYOUTS -- WOMEN'S SOCCER	Southeastern Conference	In women's soccer, to revise or establish restrictions related to contacts, telephone calls official and unofficial visits, offers of financial aid and involvement in nonscholastic-based soccer programs, as specified.	August 1, 2010	**The NAAC membership offers the following comments for consideration:** • The early recruitment issues should be researched further by the Recruiting Cabinet for all sports prior to proposing legislation. This is an issue in most sports and not just women's soccer. • There are significant concerns with the institutions' ability to effectively monitor calls initiated by a prospect prior to the senior year and verbal offers. • Early graduation and mid-year enrollment is more common and this may have impacts on the coaches ability to interact with those student-athletes as necessary. The increase of early graduation may be a result of the early recruitment issues.
Recruiting	2009-29	RECRUITING AND ELIGIBILITY -- FOUR-YEAR PROSPECTIVE STUDENT-ATHLETES -- PERMISSION TO CONTACT AND TRANSFER RELEASE -- RESPONSE TO REQUEST AND HEARING OPPORTUNITY	Big South Conference	To specify that an institution shall grant or deny a request to permit another institution to contact a student-athlete about transferring or a request for release as a condition of the one-time transfer exception within seven calendar days of receipt of the request; further, to specify that if the request is denied, the institution shall conduct a hearing within fourteen calendar days of receipt of the student-athlete's written request and that the student-athlete shall be provided the opportunity to actively participate in the hearing.	August 1, 2010	**The NAAC membership offers the following comments for consideration:** • Would be more inclined to support if modified to business days rather than calendar days to account for weekends, university holidays, vacation time, institutional policies (FERPA), coaches'/AD's travel schedules, etc. • The time-limitations for response should be limited to requests initiated by the student-athlete and not other institutions. It is common that requests from other institutions are often directed to an individual (e.g., Athletics Director) who is not ultimately responsible for processing the request, thus, resulting in a delay in processing the request. • Due to the timing of when hearings generally are requested (e.g., between terms), the 14-day turnaround for the hearing proves difficult due to many of the personnel outside of athletics taking vacation during these times. Suggest extending this deadline. • Suggest the proposal be modified to require the student-athlete request permission to contact another institution in writing to provide a more precise date for triggering the start of the institution's timeframe to respond to the request.

2009-10 Legislative Proposals
NAAC Comments and Points to Consider

Topical Area	Proposal Number	Title	Source	Intent	Effective Date	Comments and Points to Consider
Recruiting	2009-32	RECRUITING -- TELEPHONE CALLS -- TIME PERIOD FOR TELEPHONE CALLS -- EXCEPTION -- UNLIMITED DURING CONTACT PERIOD	Pacific-10 Conference	To specify that during a contact period, telephone contact may be made at the institution's discretion.	August 1, 2010	**The NAAC membership generally supports this proposal and offers the following comments for consideration:** • Proven effective in football and would be interested to obtain the opinions of football student-athletes on this issue. • May result in all sports developing more defined recruiting calendars. Currently, those sports without a defined recruiting calendar will benefit most from this proposal. • Should reduce the need for spending funds on systems to monitor current telephone call limitations. • Current technology provides prospects the ability to screen phone calls and determine whether he/she wishes to speak with a particular coach.
Recruiting	2009-38	RECRUITING -- EVALUATIONS -- SCHOLASTIC AND NONSCHOLASTIC ACTIVITIES -- CHAMPIONSHIP SUBDIVISION FOOTBALL	NCAA Division I Championships/Sports Management Cabinet (Football Issues Committee)	In championship subdivision football, to specify that live athletics evaluations may be conducted at scholastic or nonscholastic athletics activities, provided there is no institutional involvement in arranging or directing such activities.	August 1, 2010	**The NAAC membership offers the following comments for consideration:** • Proposal 2007-42 approved the current legislation to remove third-parties and combines from conducting events/combines, which were detrimental to prospects, as those conducting the events rarely had the best interests of the prospects or academics in mind. The rationale also intended to allow time for prospects to focus on academic endeavors instead of feeling the pressure to participate in combines. This proposal was supported by the AEC Cabinet and the Football Issues Committee and was adopted with only 1 override request. • Proposal 2009-38 concerns recruiting resources, i.e. money, and the cost of recruitment. Legislation created and supported with student-athlete well-being in mind should not be disregarded due to financial reasons during a tough economic period. • It seems that setting up recruiting events where FCS but not FBS coaches can recruit, will just result in a proposal a year from now to allow FBS coaches to attend as well to "even the playing field" and then we are right back where we started.

2009-10 Legislative Proposals
NAAC Comments and Points to Consider

Topical Area	Proposal Number	Title	Source	Intent	Effective Date	Comments and Points to Consider
Recruiting	2009-40	RECRUITING -- PRINTED RECRUITING MATERIALS -- GENERAL CORRESPONDENCE -- INSTITUTIONAL LETTERHEAD	NCAA Division I Recruiting and Athletics Personnel Issues Cabinet	To establish additional provisions governing general correspondence that an institution may send to prospective student-athletes, their parents or legal guardians, their coaches or any other individual responsible for teaching or directing an activity in which a prospective student-athlete is involved, as specified.	August 1, 2010	**The NAAC membership offers the following comments for consideration:** • Before recruiting materials are further regulated it would be worthwhile to survey prospective student-athletes to find out whether they even have an impact in the recruiting process. • This adds to the challenges in monitoring recruiting materials when time could be spent in other more impactful areas requiring monitoring.
Recruiting	2009-41	RECRUITING -- RECRUITING MATERIALS -- ATHLETICS PUBLICATIONS -- NO PRINTED MEDIA GUIDES OR RECRUITING BROCHURES	Pacific-10 Conference	To specify that an institution shall not produce (or arrange for or authorize a third party to produce) a media guide, recruiting brochure or any other athletics publication printed in a hard copy format other than a game program; further, to specify that an institution may post a media guide or recruiting brochure on its Web site, but may not print such items and provide them to a prospective student-athlete (or his or her parents or legal guardians).	Immediate	**The NAAC membership offers the following comments for consideration:** • May see game programs turned into "special game programs" that are actually media guides. Although these could not be mailed to prospects they could be given to them on visits to campus and could be a way to circumvent the intent of the proposal. • Allow institutions to determine whether they want to devote their resources to web-based guides or hard copy guides. • Revise language to read *"An institution shall not print (or arrange for or authorize a third party to print) a media guide, recruiting brochure or any other athletics publication printed in a hard copy format other than a game program…"* • There is more support for proposal 2009-42 than 2009-41.

2009-10 Legislative Proposals
NAAC Comments and Points to Consider

Topical Area	Proposal Number	Title	Source	Intent	Effective Date	Comments and Points to Consider
Recruiting	2009-42	RECRUITING -- RECRUITING MATERIALS -- ATHLETICS PUBLICATIONS -- NO PRINTED PUBLICATIONS TO PROSPECTIVE STUDENT-ATHLETES	Southeastern Conference	To specify that an institution shall not provide a printed media guide or any other printed athletics publication not listed in Bylaw 13.4.1.1 to a prospective student-athlete, his or her parents or legal guardians, the prospective student-athlete's educational institution or any individual involved in the coaching of a prospective student-athlete.	August 1, 2010	**The NAAC membership offers the following comments for consideration:** • Include game programs (unless provided free to all or all game attendees). • There is more support for proposal 2009-42 than 2009-41. • May see game programs turned into "special game programs" that are actually media guides. Although these could not be mailed to prospects they could be given to them on visits to campus and could be a way to circumvent the intent of the proposal. • Allow institutions to determine whether they want to devote their resources to web-based guides or hard copy guides.
Recruiting	2009-44	RECRUITING -- RECRUITING MATERIALS -- VIDEO/AUDIO MATERIALS AND COMPUTER GENERATED RECRUITING PRESENTATIONS	NCAA Division I Recruiting and Athletics Personnel Issues Cabinet	To specify that an institution may produce video or audio material to show to, play for or provide to a prospective student-athlete, provided such material includes only general information related to an institution or its athletics programs and is not created for recruiting purposes; further, to specify that a computer generated recruiting presentation may include general informational video/audio material that relates to an institution or its athletics programs and is not created for recruiting purposes.	Immediate	**The NAAC membership offers the following comments for consideration:** • The term "not created for a recruiting purpose" may need to be more clearly defined as this is often abused. • It seems as though there will be an increased cost. Schools with full in-house production studios will be able to overwhelm the schools with limited resources. • If intent is that institutions shall not produce recruiting media presentations in transmittable formats that should be made crystal clear in the language of the proposal.

2009-10 Legislative Proposals
NAAC Comments and Points to Consider

Topical Area	Proposal Number	Title	Source	Intent	Effective Date	Comments and Points to Consider
Recruiting	2009-47	RECRUITING -- LETTER OF INTENT PROGRAMS, FINANCIAL AID AGREEMENTS -- WRITTEN OFFER OF AID BEFORE SIGNING DATE -- FOOTBALL	Big East Conference	In football, to specify that prior to August 1 of a prospective student-athlete's senior year in high school, an institution shall not provide a written offer of athletically related financial aid or indicate in writing to the prospective student-athlete that an athletically related grant-in-aid will be offered by the institution.	August 1, 2010	**The NAAC membership offers the following comments for consideration:** • Similar to proposal 2009-28, this proposal should be defeated until further research occurs to address early recruitment issues. • Clarify language by identifying August 1 following a prospect's junior year. • Difficult to monitor/regulate. • Does not prevent verbal offers/commitments. • Coaches may approach compliance officers to determine wording that gets right to the edge of a written offer without violating the rule. • Do these letters generate the amount of confusion the rationale indicates?
Recruiting	2009-56	RECRUITING -- USE OF RECRUITING FUNDS -- RECRUITING OR SCOUTING SERVICES -- CRITERIA FOR SUBSCRIPTION	Championships/Sports Management Cabinet (Men's Basketball Issues	To establish additional criteria that must be satisfied in order for an institution to subscribe to a recruiting or scouting service involving prospective student-athletes, as specified.	Immediate	**The NAAC membership offers the following comments for consideration:** • Good concept, but difficult to monitor. • Explore banning services that charge a fee. • NCAA should be responsible for approving the recruiting/scouting services and providing this information to the membership. • Difficult to place restrictions on third parties.

2009-10 Legislative Proposals
NAAC Comments and Points to Consider

Topical Area	Proposal Number	Title	Source	Intent	Effective Date	Comments and Points to Consider
Eligibility	2009-64	ELIGIBILITY -- FRESHMAN ACADEMIC REQUIREMENTS -- CORE-CURRICULUM REQUIREMENTS -- NONTRADITIONAL COURSES	NCAA Division I Academics Cabinet	To specify that for purposes of using a nontraditional course to satisfy NCAA core-course requirements, the course must be one in which the instructor and the student have ongoing access to one another and regular interaction with one another for purposes of teaching, evaluating and providing assistance to the student throughout the duration of the course; the student's work (e.g., exams, papers, assignments) is available for review and validation; and a defined time period for completion of the course is included.	August 1, 2010; for student-athletes initially enrolling full time in a collegiate institution on or after August 1, 2010	**The NAAC membership offers the following comments for consideration:** • Too much of a burden to expect compliance officers to determine if course is acceptable and there may be inconsistencies from institution to institution. • It should be the Eligibility Center who determines if a course is acceptable. Not only do they have the resources to do this, but then all courses, programs, and schools will be evaluated similarly. • There is a concern with the effective date and inability to appropriately educate the current prospective student-athletes impacted by this proposal. Consider delaying the effective date. **INTERPRETIVE ISSUES:** • Clarify what is meant by "ongoing access?" • Define "regular interaction?" • If the "defined time period for completion" of a Geometry course is listed as one week, is that OK?

MEMORANDUM

October 1, 2009

TO: NCAA Division I Legislative Council.

FROM: Patty Viverito, chair
NCAA Olympic Sports Liaison Committee.

SUBJECT: NCAA Division I Legislative Proposal Nos. 2009-61 and 62.

In May 2004, the NCAA and the United States Olympic Committee (USOC) appointed a joint task force to examine the decline in the sponsorship of Olympic sports by America's colleges and universities. The mission of the task force was to develop recommendations for implementation by the NCAA and the USOC "designed to protect and expand the opportunities for American student-athletes and coaches to realize the benefits associated with participation in collegiate athletic programs and sports traditionally included in the program for the Olympic Games."

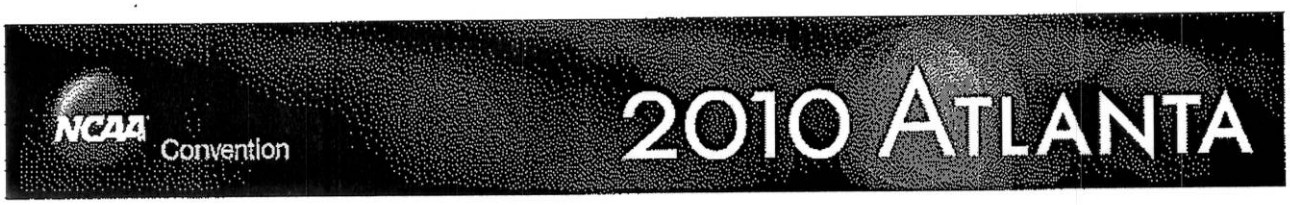
Approximately 15 months later (September 2005), the NCAA/USOC Joint Task Force issued a report outlining eight general recommendations. Although the funding needed for implementing the recommendations never materialized, Recommendation No. 7 pertained specifically to the work of the NCAA Olympic Sports Liaison Committee (OSLC). Included in this recommendation was the suggestion that a legislative package be developed to "protect and expand the opportunities for student-athletes to participate in the at-risk and emerging sports." The recommendation included several potential areas of focus including the following:

- Expanding the circumstances under which athletes not currently enrolled in a college or university may practice and/or use university facilities with student-athletes and college coaches.

Consistent with the joint task force's suggestion, in recent years the OSLC has discussed a variety of potential legislative changes. The OSLC has included the USOC staff and representatives of various national governing bodies in many of these discussions.

Legislative Proposal Nos. 2009-61 and 62 are two legislative changes that, if approved, would expand the opportunities for athletes not enrolled to practice and/or use university facilities with student-athletes and college coaches – as suggested by the joint task force. As a result, the OSLC requests that the Legislative Council support both proposals.

PV:rlh



Filter Schedule of Events

Tuesday, January 12, 2010

7:30 to 9 a.m.	NCAA Divisions I, II and III Student-Athlete Advisory Committee Joint Breakfast *Who Can Attend: All national SAAC members*
9 a.m. to noon	NCAA Division I Student-Athlete Advisory Committee *Who Can Attend: Division I national SAAC members*
Noon to 1 p.m.	NCAA Divisions I, II and III Student-Athlete Advisory Committee Joint Lunch *Who Can Attend: All national SAAC members*
1 to 2:45 p.m.	NCAA Scholarly Colloquium *Who Can Attend: All attendees*
1 to 6 p.m.	NCAA Division I Student-Athlete Advisory Committee *Who Can Attend: Division I national SAAC members*
2 to 11 p.m.	Big East Conference Legislative Meeting *Who Can Attend: Must be a member of this conference to attend*
3 to 4:30 p.m.	NCAA Scholarly Colloquium *Who Can Attend: All attendees*
6 to 7 p.m.	NCAA Divisions I, II and III Student-Athlete Advisory Committee Joint Dinner *Who Can Attend: All national SAAC members*
7 to 10 p.m.	NCAA Division I Student-Athlete Advisory Committee *Who Can Attend: Division I national SAAC members*

Wednesday, January 13, 2010

7:30 to 8:30 a.m.	NCAA Divisions I, II and III Student-Athlete Advisory Committee Joint Breakfast *Who Can Attend: All national SAAC members*
7:30 a.m. to 6 p.m.	Sun Belt Conference Athletic Directors *Who Can Attend: Must be a member of this group to attend*
8 to 9 a.m.	NCAA Educational Session and Breakfast - Leadership: Becoming the Best at What You Do (Diversity and Inclusion Track) *Who Can Attend: All attendees*
8:30 a.m. to noon	NCAA Division I Student-Athlete Advisory Committee *Who Can Attend: Division I national SAAC members*
9 to 10 a.m.	NCAA Educational Session - Presidential Forum: Expectations of a Director of

	Athletics (Diversity and Inclusion Track) *Who Can Attend: All attendees*
9 to 11 a.m.	NCAA Division I Football Championship Subdivision Governance Committee *Who Can Attend: Must be a member of this committee to attend*
10 to 11:30 a.m.	NCAA Scholarly Colloquium *Who Can Attend: All attendees*
10:15 to 11:45 a.m.	NCAA Educational Session - Achieving an Inclusive Environment and Going Beyond the ABC's of Diversity (Diversity and Inclusion Track) *Who Can Attend: All attendees*
10:15 to 11:45 a.m.	NCAA Educational Session - Around the World in 90 Minutes: Your Guide to International Initial Eligibility *Who Can Attend: All attendees*
10:15 to 11:45 a.m.	NCAA Educational Session - Don't be a Dope: Drugs and Drug Testing in College Sports *Who Can Attend: All attendees*
10:15 to 11:45 a.m.	NCAA Educational Session - Sports Wagering in College Athletics *Who Can Attend: All attendees*
11 a.m. to 5 p.m.	NCAA Convention Trade Show *Who Can Attend: All attendees*
11 a.m. to 9 p.m.	NCAA Division I Men's Basketball Committee *Who Can Attend: Must be a member of this committee to attend*
Noon to 1 p.m.	NCAA Divisions I, II and III Student-Athlete Advisory Committee Joint Lunch *Who Can Attend: All national SAAC members*
Noon to 1:30 p.m.	NCAA Keynote Luncheon *Who Can Attend: All attendees*
1 to 5:30 p.m.	Great West Conference Joint Council *Who Can Attend: By invitation only*
1 to 7 p.m.	NCAA Division I Legislative Council *Who Can Attend: Must be a member of this committee to attend*
1:45 to 2:45 p.m.	NCAA Educational Session - Brand Me 101: Elevating Your Game to Achieve Success on the Next Level (Diversity and Inclusion Track) *Who Can Attend: All attendees*
1:45 to 2:45 p.m.	NCAA Educational Session - Building Community Champions: Student-Athletes and Philanthropy *Who Can Attend: All attendees*
1:45 to 2:45 p.m.	NCAA Educational Session - Emerging and At-Risk Sports: How can the NCAA preserve and grow participation opportunities? *Who Can Attend: All attendees*
1:45 to 2:45 p.m.	NCAA Educational Session - Rome Wasn't Built in a Day: Building an Effective Strategic Marketing Plan *Who Can Attend: All attendees*
1:45 to 3:15 p.m.	NCAA Scholarly Colloquium *Who Can Attend: All attendees*

2 to 5 p.m.	NCAA Divisions I, II and III Student-Athlete Advisory Committee Joint Meeting *Who Can Attend: All national SAAC members*
3:15 to 3:45 p.m.	NCAA Scholarly Colloquium Conclusion and Discussions *Who Can Attend: All attendees*
3:15 to 4:15 p.m.	NCAA Educational Session - Fans: How to Find and Keep Them *Who Can Attend: All attendees*
3:15 to 4:15 p.m.	NCAA Educational Session - Greener Paths to Greener Fields: Progress in More Sustainable Athletics *Who Can Attend: All attendees*
3:15 to 4:15 p.m.	NCAA Educational Session - Understanding and Navigating the NCAA Governance Structure (Diversity and Inclusion Track) *Who Can Attend: All attendees*
3:45 to 4 p.m.	NCAA Scholarly Colloquium Closing Remarks *Who Can Attend: All attendees*
4:15 to 5:30 p.m.	NCAA Diversity and Inclusion Reception *Who Can Attend: All attendees*
5 to 6:30 p.m.	NCAA Convention Trade Show Reception *Who Can Attend: All attendees*
5 to 6:30 p.m.	NCAA Divisions I, II and III Student-Athlete Advisory Committee Joint Dinner *Who Can Attend: All national SAAC members*
5:30 to 7:30 p.m.	Jesuit Athletic Directors *Who Can Attend: By invitation only*
6:30 to 10 p.m.	NCAA Division I Student-Athlete Advisory Committee *Who Can Attend: Division I national SAAC members*

Thursday, January 14, 2010

7 to 11:30 a.m.	NCAA Division I Legislative Council *Who Can Attend: Must be a member of this committee to attend*
7:30 to 8:30 a.m.	NCAA Division I Student-Athlete Advisory Committee Breakfast *Who Can Attend: Division I national SAAC members*
7:30 a.m. to 3:30 p.m.	NCAA Convention Trade Show *Who Can Attend: All attendees*
8 a.m. to 12:15 p.m.	NCAA Educational Session - Demystifying and Demythifying: Selecting, Seeding and Bracketing Teams for the Division I Men's Basketball Championship *Who Can Attend: All attendees*
8 a.m. to 1 p.m.	Metro Atlantic Athletic Conference Committee on Athletic Administration *Who Can Attend: Must be a member of this committee to attend*
8 a.m. to 5 p.m.	NCAA Division I Women's Basketball Issues Committee *Who Can Attend: Must be a member of this committee to attend*
8:30 a.m. to noon	NCAA Division I Student-Athlete Advisory Committee *Who Can Attend: Division I national SAAC members*
8:30 a.m. to 3:30 p.m.	NCAA Division I Leadership Council

	Who Can Attend: Must be a member of this committee to attend
9 a.m. to 3 p.m.	Western Collegiate Hockey Association *Who Can Attend: Must be a member of this association to attend*
9:30 to 11 a.m.	NCAA Educational Session - Cross-Campus Engagement in Ensuring the Fair Treatment of LGBT Student-Athletes: Issues and Resources (FARA) *Who Can Attend: All attendees*
9:30 to 11 a.m.	NCAA Educational Session - Emerging Online Trends: How new technologies are influencing media and intercollegiate athletics *Who Can Attend: All attendees*
9:30 to 11 a.m.	NCAA Educational Session - Management 101 *Who Can Attend: All attendees*
9:30 to 11 a.m.	NCAA Educational Session - Measuring Academic Success at Division III: What the Future Holds *Who Can Attend: All attendees*
11:15 a.m. to 12:15 p.m.	NCAA Educational Session - NCAA Division I Academic Progress Rate Improvement Plans: Instruments for Campus Change *Who Can Attend: All attendees*
11:15 a.m. to 12:15 p.m.	NCAA Educational Session - Sportsmanship and Fan Behavior *Who Can Attend: All attendees*
11:15 a.m. to 12:15 p.m.	NCAA Educational Session - The Student-Athlete Experience: Communicating Across Campus (FARA) *Who Can Attend: All attendees*
11:30 a.m. to 1 p.m.	NCAA Division I Leadership Council/Legislative Council/Student-Athlete Advisory Committee Joint Luncheon *Who Can Attend: Must be a member of this committee to attend*
Noon to 1 p.m.	NCAA Divisions I, II and III Student-Athlete Advisory Committee Joint Lunch *Who Can Attend: All national SAAC members*
12:30 to 1:30 p.m.	NCAA Eligibility Center Lunch and Learn *Who Can Attend: All attendees*
12:30 to 3 p.m.	Great West Presidents Council *Who Can Attend: By invitation only*
1:45 to 3:15 p.m.	NCAA Educational Session - 'Membership Growth ...' - A Panel Discussion on the Impact of Membership Growth from a Divisional as well as Association-Wide Perspective *Who Can Attend: All attendees*
1:45 to 3:15 p.m.	NCAA Educational Session - Communication Strategies for Effective Academic Support and Advising *Who Can Attend: All attendees*
1:45 to 3:15 p.m.	NCAA Educational Session - The Value of Division II Intercollegiate Athletics: How well are we telling our story? *Who Can Attend: All attendees*
1:45 to 3:15 p.m.	NCAA Educational Session - Weathering Today's Economic Storm *Who Can Attend: All attendees*
4 to 5:30 p.m.	NCAA Division I Student-Athlete Advisory Committee Meeting *Who Can Attend: Division I national SAAC members*

4 to 5:30 p.m.	NCAA Opening Business Session *Who Can Attend: All attendees*
5:30 to 7 p.m.	NCAA Delegates Reception *Who Can Attend: All attendees*
8 p.m. to 12 a.m.	Eastern College Athletic Conference Membership Reception *Who Can Attend: By invitation only*

Friday, January 15, 2010

7:30 to 9 a.m.	NCAA President's Breakfast *Who Can Attend: Presidents and Chancellors only*
9:30 to 11:30 a.m.	NCAA Division I Issues Forum *Who Can Attend: All attendees, media and additional registered guests*
11:30 a.m. to 1 p.m.	NCAA Division I Board of Directors/Leadership Council/Legislative Joint Council Luncheon *Who Can Attend: Must be a member of this committee to attend*
11:30 a.m. to 1 p.m.	NCAA Division I Student-Athlete Advisory Committee Meeting Working Lunch *Who Can Attend: Division I national SAAC members*
1 to 3 p.m.	NCAA Division I Issues Forum *Who Can Attend: All attendees, media and additional registered guests*
3 to 3:30 p.m.	NCAA Division I Business Session *Who Can Attend: All attendees, media and additional registered guests*
3:30 to 5:30 p.m.	NCAA Outreach Program for First-Time Chancellors and Presidents *Who Can Attend: By invitation only*
4 to 5:30 p.m.	NCAA Division I Student-Athlete Advisory Committee Meeting *Who Can Attend: Division I national SAAC members*
4 to 6 p.m.	NCAA Division I Communications and Coordination Committee *Who Can Attend: Must be a member of this committee to attend*
6 to 8 p.m.	NCAA Honors Celebration *Who Can Attend: All attendees*

Saturday, January 16, 2010

7 to 8:30 a.m.	NCAA Delegates Breakfast *Who Can Attend: All attendees*
8 to 9:30 a.m.	NCAA Division I Board of Directors and Student-Athlete Advisory Committee Breakfast *Who Can Attend: Must be a member of this committee to attend*
9:30 a.m. to 1 p.m.	NCAA Division I Student-Athlete Advisory Committee Meeting *Who Can Attend: Division I national SAAC members*
9:30 a.m. to 5 p.m.	NCAA Division I Board of Directors *Who Can Attend: Must be a member of this committee to attend*

11:30 a.m. to 1:30 p.m.	NCAA Delegates Luncheon *Who Can Attend: All attendees*
5:30 to 8 p.m.	NCAA Executive Committee *Who Can Attend: Must be a member of this committee to attend*

Division I Meetings
2010 Annual Convention Meeting Schedule

	Wednesday January 13		Thursday, January 14				Friday, January 15		Saturday, January 16
7:30		Conference Meetings 7:30 a.m.–7 p.m.						CCA Meeting (7-9 a.m.)	
8			Legislative Council (LGC) (8 – 11:30 a.m.)						Joint SAAC/BOD Breakfast *(8 – 9:30 a.m)*
8:30					Conference Meetings (8:30 a.m.–3:30 p.m.)	Leadership Council (8:30 – 3:30 p.m.)			
9									
9:30				Assn-wide Programming *(9:30 – 11a.m.)*			DI Issues Forum (9:30 – 11:30 a.m.)		Board of Directors Meeting *(9:30 a.m. – 5 p.m.)*
10									
10:30									
11				Assn-wide Programming *(11:15 – 12:15)*					
11:30			LGC/LDC/ SAAC Luncheon (11:30 a.m. – 1 p.m.)				BOD/LDC/LGC Luncheon (11:30 a.m. – 1 p.m.)		
Noon									BOD Luncheon *(12 - 1 p.m.)*
12:30									
1	Legislative Council (LGC) (1-8:30 p.m.)						DI /Issues Forum (1 – 3 p.m.)		Board of Directors Meeting continues
1:30				Assn-wide Programming *(1:45 – 3:15 p.m.)*					
2									
2:30									
3							Business Session (3-4 p.m.)		
3:30									
4			Opening Business Session (4 – 5:30 p.m.)				Communication and Coordination Committee Meeting/Reception (4 – 6 p.m.)		
4:30									
5									
5:30			Delegates Reception (5:30 – 7 p.m.)						Executive Committee Meeting *(5:30 – 8 p.m.)*
6							Honors Celebration (6-8 p.m.)		
6:30									
7									
7:30									
8									President's Reception (7:30 – 9 p.m.)
8:30									
9									
10									

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

08/25/09:vlm

ATTACHMENT A

Legislative Item - Request for Action by the NCAA Division I Board of Directors

NCAA Proposal No. 2009-94

ADMINISTRATIVE REGULATIONS -- BASKETBALL EVENT CERTIFICATION -- WOMEN'S BASKETBALL -- GEOGRAPHIC REQUIREMENT

Intent: In women's basketball, to specify that in order for a basketball event to be certified, participants on nonscholastic teams in a certified event must be legal residents of the state in which the team is located or a geographically adjoining state and not more than a total of three prospective student-athletes from adjoining states may participate on any one nonscholastic team.

Administrative: Amend 30.16, as follows:

30.16 BASKETBALL EVENT CERTIFICATION – WOMEN'S BASKETBALL

In women's basketball, in order for a basketball event (e.g., camp, league, tournament or festival) to be certified, a certification application form must be submitted each year to the NCAA national office 45 days prior to the start of the event. An event review form for each event also must be submitted to the NCAA national office not later than three months following the event sessions. The following criteria must be met by each event in order to be certified:

[30.16-(a) through 30.16-(n) unchanged.]

(o) The price of an event packet must be listed on the event certification application and the price must be made available to coaches prior to their arrival at the event; ~~*and*~~

(p) The event operator must provide proof of medical insurance coverage for event participants**; and**

(q) Prospective student-athletes on nonscholastic teams must be legal residents of the state in which the team is located or a geographically adjoining state and not more than a total of three prospective student-athletes from adjoining states may participate on any one nonscholastic team.

Source: NCAA Division I Championships/Sports Management Cabinet

Effective Date: Immediate

Proposal Category: Amendment

Topical Area: Administrative Regulations

Rationale: This proposal creates an "adjoining state" rule that discourages the "rental" of elite prospective student-athletes by teams across the country, while providing prospective student-athletes who reside in geographically remote areas the opportunity to participate on a nonscholastic team. The same provision has been in place for men's basketball since 2003. In recent years there has been an increase in the number of elite prospective student-athletes who participate on nonscholastic teams located several states away from their legal residence. According to the NCAA basketball event certification staff, in the summer of 2008, 189 of 3,050 teams would not have met the adjoining state rule and in the summer of 2009, 240 of 3,098 teams would not have met the rule. In 2008, Ninety-nine teams had players from states that did not adjoin at all, and 90 teams had more than three players from adjoining states. This proposal should be adopted as emergency legislation so it can be effective for the summer of 2010 and provide ample time to notify the event operators and coaches of this change.

Estimated Budget Impact: None

Impact on Student-Athlete's Time: None

History

Sep 15, 2009: Submit; Submitted for consideration.

Sep 16, 2009: Championships/Sports Management Cabinet, Sponsored

Sep 16, 2009: Championships/Sports Management Cabinet, Recommends Approval as Noncontroversial Legislation

Oct 19, 2009: Leg Council Init Review; Recommended that the NCAA Board of Directors sponsor the proposal into the 2009-10 legislative cycle.

ATTACHMENT B

NCAA Division I Legislative Council Action Related to Proposals Recommended as Emergency or Noncontroversial Legislation

Proposal Number	Title	Source	Effective Date	Intent	LGC Action
2009-25	AMATEURISM -- PROMOTIONAL ACTIVITIES -- INSTITUTIONAL, CHARITABLE, EDUCATION OR NONPROFIT PROMOTIONS -- RELEASE STATEMENT – DE MINIMIS VIOLATION	NCAA Division I Legislative Council (Administrative Committee) (Committee on Student-Athlete Reinstatement)	Immediate	To specify that a violation of the promotional activities legislation in which the only condition of the legislation not satisfied is the requirement that the student-athlete and an authorized representative of the charitable, educational or nonprofit agency sign a release statement shall not affect the student-athlete's eligibility, provided the release statement would have been signed if such a request had been made.	Supported as noncontroversial legislation. Adopted.
2009-46	RECRUITING -- OFFICIAL VISIT -- NUMBER OF OFFICIAL VISITS -- INSTITUTIONAL LIMITATION -- DE MINIMIS VIOLATION	NCAA Division I Legislative Council (Administrative Committee) (Committee on Student-Athlete Reinstatement)	Immediate	To specify that a violation of the institutional limitation on the number of official visits shall be considered an institutional violation, but shall not affect the prospective student-athlete's eligibility.	Supported as noncontroversial legislation. Adopted.

Proposal Number	Title	Source	Effective Date	Intent	LGC Action
2009-59	ADMINISTRATIVE REGULATIONS -- RECRUITING CALENDARS -- WOMEN'S VOLLEYBALL -- EVALUATION PERIOD IN CONJUNCTION WITH CHAMPIONSHIP	NCAA Division I Recruiting and Athletics Personnel Issues Cabinet	Immediate	In women's volleyball, to designate Thursday of the NCAA Division I Women's Volleyball Championship through the Sunday immediately following the championship as an evaluation period; further, to specify that an institution's authorized coaching staff members may evaluate on only one day and may attend only one event on that day during this period; that the event shall occur within a 30-mile radius of the site of the championship; that coaches from the same institution who attend such an event shall attend the same event on the same day; and that coaches shall not attend events that occur at the same time that any intercollegiate competition in conjunction with the NCAA championship occurs.	Supported as noncontroversial legislation. Adopted.
2009-67	FINANCIAL AID -- TERMS AND CONDITIONS OF AWARDING INSTITUTIONAL FINANCIAL AID -- ONE-YEAR PERIOD -- DE MINIMIS VIOLATION	NCAA Division I Legislative Council (Administrative Committee) (Committee on Student-Athlete Reinstatement)	Immediate	To specify that a violation of the financial aid regulations in which financial aid is awarded for less than one academic year shall be considered an institutional violation, but shall not affect the student-athlete's eligibility.	Supported as noncontroversial legislation. Adopted.

Proposal Number	Title	Source	Effective Date	Intent	LGC Action
2009-71	AWARDS, BENEFITS AND EXPENSES FOR ENROLLED STUDENT-ATHLETES -- HOUSING AND MEALS -- PERMISSIBLE PRESEASON PRACTICE EXPENSES -- DE MINIMIS VIOLATION	NCAA Division I Legislative Council (Administrative Committee) (Committee on Student-Athlete Reinstatement)	Immediate	To specify that a violation of the preseason practice expenses legislation due to a miscalculation of the permissible start date for preseason practice shall be considered an institutional violation, but shall not affect the student-athlete's eligibility.	Supported as noncontroversial legislation. Adopted.
2009-89	AWARDS, BENEFITS AND EXPENSES FOR ENROLLED STUDENT-ATHLETES -- HOUSING AND MEALS -- PERMISSIBLE PRESEASON PRACTICE EXPENSES -- DE MINIMIS VIOLATION	NCAA Division I Amateurism Cabinet	Immediate	To specify that a student-athlete may practice, but not compete, for a period of 45 days before his or her amateur status has been certified by the NCAA Eligibility Center.	Supported as noncontroversial legislation. Adopted.
2009-90	COMMITTEES -- COMMON COMMITTEES -- COMMITTEES WITH ONLY CHAMPIONSHIPS ADMINISTRATION RESPONSIBILITIES -- WOMEN'S ICE HOCKEY COMMITTEE COMPOSITION	NCAA Division I Championships/Sports Management Cabinet	August 1, 2010	In women's ice hockey, to specify that the NCAA Division I Women's Ice Hockey Committee shall be composed of three members from Division I and one at-large member.	Supported as noncontroversial legislation. Adopted.

Proposal Number	Title	Source	Effective Date	Intent	LGC Action
2009-91	COMMITTEES -- COMMON COMMITTEES -- COMMITTEES WITH GOVERNANCE ADMINISTRATION RESPONSIBILITIES -- INTERNATIONAL STUDENT RECORDS COMMITTEE -- COMPOSITION	NCAA Division I Academics Cabinet	Immediate	To specify that the NCAA Division I International Student Records Committee shall consist of six members, including two Division I representatives, two Division II representatives and two representatives who may be from either Division I or Division II.	Supported as noncontroversial legislation. Adopted.
2009-92	COMMITTEES -- DIVISION I CABINETS AND COMMITTEES -- COMMITTEES WITH CHAMPIONSHIPS ADMINISTRATION AND SPORTS ISSUES RESPONSIBILITIES -- MEN'S ICE HOCKEY COMMITTEE COMPOSITION	NCAA Division I Championships/Sports Management Cabinet	August 1, 2010	To specify that the NCAA Division I Men's Ice Hockey Committee may include members from Division II or Division III institutions that sponsor Division I men's ice hockey.	Supported as noncontroversial legislation. Adopted.

Proposal Number	Title	Source	Effective Date	Intent	LGC Action
2009-93	EXECUTIVE REGULATIONS -- ADMINISTRATION OF NCAA CHAMPIONSHIPS -- FAILURE TO ADHERE TO POLICIES AND PROCEDURES -- MAXIMUM FINANCIAL PENALTY	NCAA Division I Championships/Sports Management Cabinet	Immediate	To increase the maximum penalty that may be imposed for an institution's failure to adhere to published administrative procedures for the submission of regular-season results, availability questionnaires and/or entry forms, without prior approval from the Championships/Sports Management Cabinet, from $300 to $600.	Supported as noncontroversial legislation. Adopted.
2009-94	ADMINISTRATIVE REGULATIONS -- BASKETBALL EVENT CERTIFICATION -- WOMEN'S BASKETBALL -- GEOGRAPHIC REQUIREMENT	NCAA Division I Championships/Sports Management Cabinet	Immediate	In women's basketball, to specify that in order for a basketball event to be certified, participants on nonscholastic teams in a certified event must be legal residents of the state in which the team is located or a geographically adjoining state and not more than a total of three prospective student-athletes from adjoining states may participate on any one nonscholastic team.	Recommended that the NCAA Board of Directors sponsor the proposal into the 2009-10 legislative cycle.

NCAA Division I Legislative Council
October 19-20, 2009

ATTACHMENT C

Conference - Voting Delegate	Conference Type	Voting Weight	Approve LRIC minutes	Amendments to SLR waiver policies	2009-25 as noncontroversial	2009-25	2009-46 as noncontroversial	2009-46	2009-59 as noncontroversial	2009-59	2009-67 as noncontroversial	2009-67	Modify 2009-71	
America East C. Doyle	I	1.2	S	S	S	S	S	S	S	S	S	S	S	
Atlantic 10 E. Pasque	I	1.2	S	S	S	S	S	S	S	S	S	S	S	
Atlantic Coast S. Lyons	FBS	3	S	S	S	S	S	S	O	S	S	S	S	
Atlantic Sun B. Breedlove	I	1.2	S	S	S	S	S	S	S	S	S	S	S	
Big 12 L. Ebihara	FBS	3	S	S	S	S	S	S	S	S	S	S	S	
Big East J. F. D'Antonio, Jr.	FBS	3	S	S	S	S	S	S	S	S	S	S	S	
Big Sky J. Gee	FCS	1.2	S	S	S	S	S	S	O	S	S	S	S	
Big South M. Eaker	FCS	1.2	S	S	S	S	S	S	O	S	S	S	S	
Big Ten B. Jaffee	FBS	3	S	S	S	S	S	S	O	S	S	S	S	
Big West E. Monteabaro	I	1.2	S	S	S	S	S	S	S	S	S	S	S	
Colonial Athletic Association S. Groff	FCS	1.2	S	S	S	S	S	S	S	S	S	S	S	
Conference USA R. Philippi	FBS	3	S	S	S	S	S	S	S	S	S	S	S	
Horizon League E. Jacobs	I	1.2	S	S	S	S	S	S	S	S	S	S	S	
Ivy Group C. Campbell-McGovern	FCS	1.2	S	S	S	S	S	S	S	S	S	S	S	
Metro Atlantic Athletic W. Maher	I	1.2	S	S	S	S	S	S	S	S	S	S	S	
Mid-American J. Mynarski	FBS	1.5	S	S	S	S	S	S	S	S	S	S	S	
Mid-Eastern Athletic S. Stills	FCS	1.2	S	S	S	S	S	S	S	S	S	S	S	
Missouri Valley M. Mulvenna	FCS	1.2	S	S	S	S	S	S	S	S	S	S	S	
Mountain West J. Ruggiero	FBS	1.5	S	S	S	S	S	S	S	S	S	S	S	
Northeast M. Hefferan	FCS	1.2	S	S	S	S	S	S	S	S	S	S	S	
Ohio Valley B. DeBauche	FCS	1.2	S	S	S	S	S	S	S	S	S	S	S	
Pacific-10 K. Koong	FBS	3	S	S	S	S	S	S	S	S	S	S	S	
Patriot League P. Muffley	FCS	1.2	S	S	S	S	S	S	S	S	S	S	S	
Southeastern G. Sankey	FBS	3	S	S	S	S	S	S	O	S	S	S	S	
Southern D. King	FCS	1.2	S	S	S	S	S	S	S	S	S	S	S	
Southland T. Shoemake	FCS	1.2	S	S	S	S	S	S	S	S	S	S	S	
Southwestern Athletic A. Robinson	FCS	1.2	S	S	S	S	S	S	S	S	S	S	S	
Sun Belt C. Angelos	FBS	1.5	S	S	S	S	S	S	S	S	S	S	S	
Summit League A. Torain	I	1.2	S	S	S	S	S	S	S	S	S	S	S	
West Coast K. Peters	I	1.2	S	S	S	S	S	S	O	O	S	S	S	
Western Athletic R. Spear	FBS	1.5	S	S	S	S	S	S	S	S	S	S	S	
		Support (S)	**51**	**51**	**51**	**51**	**51**	**51**	**38.4**	**49.8**	**51**	**51**	**51**	
		Oppose (O)	**0**	**0**	**0**	**0**	**0**	**0**	**12.6**	**1.2**	**0**	**0**	**0**	
		Abstain (A)	**0**	**0**	**0**	**0**	**0**	**0**	**0**	**0**	**0**	**0**	**0**	
		No Vote Cast (Blank)	**0**	**0**	**0**	**0**	**0**	**0**	**0**	**0**	**0**	**0**	**0**	
		Total	**51**	**51**	**51**	**51**	**51**	**51**	**51**	**51**	**51**	**51**	**51**	

Conference - Voting Delegate	Conference Type	Voting Weight	2009-71 as noncontroversial	2009-71	2009-89 as noncontroversial	2009-89	2009-90 as noncontroversial	2009-90	2009-91 as noncontroversial	2009-91	2009-92 as noncontroversial	2009-92	2009-93 as noncontroversial	
America East C. Doyle	I	1.2	S	S	O	S	S	S	S	S	O	O	S	
Atlantic 10 E. Pasque	I	1.2	S	S	S	S	S	S	S	S	S	S	S	
Atlantic Coast S. Lyons	FBS	3	S	S	S	S	O	S	S	S	S	S	S	
Atlantic Sun B. Breedlove	I	1.2	S	S	S	S	S	S	S	S	S	S	S	
Big 12 L. Ebihara	FBS	3	S	S	S	S	S	S	S	S	S	S	S	
Big East J. F. D'Antonio, Jr.	FBS	3	S	S	S	S	S	S	S	S	S	S	O	
Big Sky J. Gee	FCS	1.2	S	S	S	S	S	S	S	S	S	S	S	
Big South M. Eaker	FCS	1.2	S	S	S	S	A	A	S	S	A	A	S	
Big Ten B. Jaffee	FBS	3	S	S	O	O	S	S	S	S	S	S	S	
Big West E. Monteabaro	I	1.2	S	S	S	S	A	A	S	S	A	A	S	
Colonial Athletic Association S. Groff	FCS	1.2	S	S	S	S	A	A	S	S	A	A	O	
Conference USA R. Philippi	FBS	3	S	S	S	S	O	S	O	S	S	S	S	
Horizon League E. Jacobs	I	1.2	S	S	S	S	S	S	S	S	S	S	S	
Ivy Group C. Campbell-McGovern	FCS	1.2	S	S	S	S	S	S	S	S	S	S	S	
Metro Atlantic Athletic W. Maher	I	1.2	S	S	S	S	S	S	S	S	O	S	O	
Mid-American J. Mynarski	FBS	1.5	S	S	S	S	S	S	S	S	S	S	S	
Mid-Eastern Athletic S. Stills	FCS	1.2	S	S	S	S	S	A	S	S	A	A	S	
Missouri Valley M. Mulvenna	FCS	1.2	S	S	S	S	A	S	S	S	A	S	S	
Mountain West J. Ruggiero	FBS	1.5	S	S	S	S	S	S	S	S	S	S	S	
Northeast M. Hefferan	FCS	1.2	S	S	O	S	S	S	S	S	S	S	S	
Ohio Valley B. DeBauche	FCS	1.2	S	S	S	S	S	S	S	S	O	O		
Pacific-10 K. Koong	FBS	3	S	S	O	S	S	S	S	S	S	S	S	
Patriot League P. Muffley	FCS	1.2	S	S	S	S	S	S	S	S	A	S	S	
Southeastern G. Sankey	FBS	3	S	S	S	S	O	A	S	S	O	A	S	
Southern D. King	FCS	1.2	S	S	O	S	S	S	S	S	S	S	S	
Southland T. Shoemake	FCS	1.2	S	S	S	S	S	A	S	S	S	A	S	
Southwestern Athletic A. Robinson	FCS	1.2	S	S	S	S	S	S	S	S	A	A	S	
Sun Belt C. Angelos	FBS	1.5	S	S	S	S	S	S	S	S	S	S	S	
Summit League A. Torain	I	1.2	S	S	S	S	S	S	S	S	S	S	S	
West Coast K. Peters	I	1.2	S	S	S	S	A	A	S	S	A	A	S	
Western Athletic R. Spear	FBS	1.5	S	S	O	S	S	A	S	S	S	A	S	
		Support (S)	51	51	39.9	48	36	39.3	48	51	34.8	35.7	44.4	
		Oppose (O)	0	0	11.1	3	9	0	3	0	6.6	2.4	5.4	
		Abstain (A)	0	0	0	0	6	11.7	0	0	9.6	12.9	0	
		No Vote Cast (Blank)	0	0	0	0	0	0	0	0	0	0	1.2	
		Total	51	51	51	51	51	51	51	51	51	51	51	

NCAA Division I Legislative Council
October 19-20, 2009

ATTACHMENT C

Conference - Voting Delegate	Conference Type	Voting Weight	2009-93	Request BOD to sponsor 2009-94 into the 2009-10 legislative cycle	Sponsor alternative to 2009-19	Sponsor alternative to 2009-30	Sponsor alternative to 2009-51	Sponsor alternative to 2009-54 (FBS Only)	Sponsor alternative to 2009-75
America East C. Doyle	I	1.2	S	S	S	S	S		S
Atlantic 10 E. Pasque	I	1.2	S	S	O	S	O		A
Atlantic Coast S. Lyons	FBS	3	S	S	O	S	S	S	
Atlantic Sun B. Breedlove	I	1.2	S	O	O	S	S		S
Big 12 L. Ebihara	FBS	3	S	S	O	S	S	S	
Big East J. F. D'Antonio, Jr.	FBS	3	S	S	O	S	S	S	S
Big Sky J. Gee	FCS	1.2	S	S	O	S	S		S
Big South M. Eaker	FCS	1.2	S	S	S	S	S		S
Big Ten B. Jaffee	FBS	3	S	S	S	S	S	S	S
Big West E. Monteabaro	I	1.2	S	S	O	S	S		S
Colonial Athletic Association S. Groff	FCS	1.2	O	S	S	S	S		S
Conference USA R. Philippi	FBS	3	O	S	S	S	S	S	A
Horizon League E. Jacobs	I	1.2	S	S	S	S	S		S
Ivy Group C. Campbell-McGovern	FCS	1.2	S	S	S	S	S		S
Metro Atlantic Athletic W. Maher	I	1.2	O	S	S	S	S		O
Mid-American J. Mynarski	FBS	1.5	S	S	S	S	S	S	S
Mid-Eastern Athletic S. Stills	FCS	1.2	S	S	S	S	S		S
Missouri Valley M. Mulvenna	FCS	1.2	S	S	O	S	S		S
Mountain West J. Ruggiero	FBS	1.5	S	S	O	S	S	O	O
Northeast M. Hefferan	FCS	1.2	S	S	S	S	S		S
Ohio Valley B. DeBauche	FCS	1.2	S	S	O	S	S		O
Pacific-10 K. Koong	FBS	3	S	S	A	S	S	O	
Patriot League P. Muffley	FCS	1.2	S	S	S	S	S		S
Southeastern G. Sankey	FBS	3	S	S	O	S	S	S	
Southern D. King	FCS	1.2	S	S	S	S	S		O
Southland T. Shoemake	FCS	1.2	S	S		S	S		S
Southwestern Athletic A. Robinson	FCS	1.2	S	S	S	S			S
Sun Belt C. Angelos	FBS	1.5	S	S	O	S	S	O	O
Summit League A. Torain	I	1.2	S	S	S	S	S		S
West Coast K. Peters	I	1.2	S	S	S	S	S		S
Western Athletic R. Spear	FBS	1.5	S	S	S	S	S	S	S
		Support (S)	**45.6**	**49.8**	**24.6**	**51**	**48.6**	**8**	**28.2**
		Oppose (O)	**5.4**	**1.2**	**22.2**	**0**	**1.2**	**3**	**6.6**
		Abstain (A)	**0**	**0**	**3**	**0**	**0**	**0**	**4.2**
		No Vote Cast (Blank)	**0**	**0**	**1.2**	**0**	**1.2**	**0**	**12**
		Total	**51**	**51**	**51**	**51**	**51**	**11**	**51**

ATTACHMENT D

NCAA Division I Legislative Council
Actions, Preliminary Positions, Points to Consider, Comments and Mootnicity Implications Related to 2009-10 Legislative Cycle Proposals

This attachment describes the details of the Legislative Council's actions, preliminary positions, points to consider and comments, along with any mootnicity issues, related to legislation schedule for initial consideration in January 2010.

Please note that a position of preliminary support for proposal reflects that the council supported the sponsor's rationale statement and any additional rationale for support expressed in the position statements for the particular proposal. Further, a position of preliminary opposition reflects that it is likely the council agreed with opposition expressed in position statements for the particular proposal. If no preliminary position is noted for a particular proposal, the council took no position, but noted comments and points for membership consideration in preparation for the council's initial formal review of the legislation in January 2010.

Please note that the NCAA Division I Official Notice will be available on the NCAA Web site by November 15, 2009. The Official Notice will include all of the 2009-10 legislative cycle proposals that are to be initially considered in January 2010.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-9	ETHICAL CONDUCT -- UNETHICAL CONDUCT -- KNOWINGLY INFLUENCING OTHERS TO FURNISH FALSE OR MISLEADING INFORMATION	To specify that knowingly influencing others to furnish the NCAA or an individual's institution false or misleading information concerning an individual's involvement in or knowledge of matters relevant to a possible violation of an NCAA regulation constitutes unethical conduct.	Preliminary support.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-10	PERSONNEL -- DEFINITIONS AND APPLICATIONS -- GRADUATE-ASSISTANT COACH -- EMPLOYMENT WITHIN SEVEN YEARS OF GRADUATION OR EXHAUSTING ELIGIBILITY -- BOWL SUBDIVISION FOOTBALL	In bowl subdivision football, to specify that a graduate-assistant coach is any coach who has received a baccalaureate degree or has exhausted athletics eligibility (whichever occurs later) within the previous seven years and qualifies for appointment as a graduate assistant under the policies of the institution.	• The sponsors clarified that appointment to a graduate assistant position must be within seven years of receiving baccalaureate degree or exhausting eligibility. • Noted the abuses the proposal is designed to address, but expressed concerns as to whether the seven-year period is a reasonable restriction. • Should more uniform restrictions/requirements [e.g., term-to-term academic requirements, no previous coaching experience at a four-year collegiate institution or professional league] be considered as opposed to a time restriction?
2009-11	PERSONNEL -- DEFINITIONS AND APPLICATIONS -- GRADUATE-ASSISTANT COACH -- BOWL SUBDIVISION FOOTBALL AND WOMEN'S ROWING -- LESS THAN 50 PERCENT OF FULL-TIME ENROLLMENT DURING FINAL TERM	In bowl subdivision football and women's rowing, to specify that a graduate-assistant coach may be enrolled in less than 50 percent of the institution's minimum regular graduate program of studies during his or her final semester or quarter of the degree program, provided he or she is carrying (for credit) the courses necessary to complete the degree requirements.	Preliminary support.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-12-A	PERSONNEL -- DEFINITIONS AND APPLICATIONS -- UNDERGRADUATE STUDENT-ASSISTANT COACH	To permit a student-athlete to serve as an undergraduate student-assistant coach at the institution at which the student-athlete most recently participated in intercollegiate athletics, provided the student-athlete is currently enrolled at the institution as a full-time undergraduate student who has exhausted his or her eligibility in the sport or has become injured to the point that he or she is unable to practice or compete ever again; further, to specify that the limit of undergraduate student-assistant coaches in each sport shall be the same as the limit of countable coaches permitted in the sport.	• Noted the proposal eliminates the requirement that the former student-athlete may only serve as a coach during his or her five-year eligibility period. • Noted the proposal applies only to the former student-athlete pursuing his or her first baccalaureate degree [as opposed to a graduate degree] at the institution where the student-athlete most recently participated in athletics. • Places numerical limitations identical to the limit of countable coaches in the sport. • Expressed concerns about former male student-athletes serving as undergraduate assistants in women's sports and being used primarily as practice players. • Adoption of NCAA Division I Proposal No. 2009-12-A renders Proposal No. 2009-12-B moot.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-12-B	PERSONNEL -- DEFINITIONS AND APPLICATIONS -- STUDENT-ASSISTANT COACH -- FIVE-YEAR ELIGIBILITY PERIOD	To eliminate the requirement that a student-athlete, who has exhausted his or her eligibility in the sport or has become injured to the point that he or she is unable to practice or compete ever again, may only participate as a student-assistant coach within his or her five-year eligibility period.	• Noted the proposal eliminates the requirement that the former student-athlete may only serve as a coach within his or her five-year eligibility period. • Noted the proposal does not change the current rule, which applies to former student-athletes pursuing a baccalaureate or graduate degree. • Expressed concerns about former male student-athletes serving as student assistants in women's sports and being used primarily as practice players. • Proposal No. 2009-12-B rendered moot by the adoption of Proposal No. 2009-12-A.
2009-13	PERSONNEL AND RECRUITING -- RECRUITING COORDINATION FUNCTIONS -- PERMISSIBLE CALLERS -- EXCEPTION -- VOLUNTEER COACH -- TRACK AND FIELD	In track and field, to permit a volunteer coach to make telephone calls to and receive telephone calls from a prospective student-athlete, provided the coach has successfully completed the coaches' certification exam.	Preliminary opposition.
2009-14-A	PERSONNEL -- DEFINITIONS AND APPLICATIONS -- MANAGER -- FORFEITURE OF ELIGIBILITY IN BASEBALL	To establish criteria by which an individual may serve as a manager, as specified.	Preliminary support. • Adoption of Proposal No. 2009-14-A renders Proposal No. 2009-14-B moot.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-14-B	PERSONNEL -- DEFINITIONS AND APPLICATIONS -- MANAGER	To establish criteria by which an individual may serve as a manager, as specified.	• Noted the proposal removes the "forfeiture of eligibility" condition for a baseball manager. • Expressed preference for Proposal No. 2009-14-A. • Proposal No. 2009-14-B rendered moot by the adoption of Proposal No.2009-14-A.
2009-15	PERSONNEL -- LIMITATIONS ON THE NUMBER AND DUTIES OF COACHES -- NONCOACHING ACTIVITIES -- NONCOACHING ATHLETICS STAFF MEMBER WITH SPORT-SPECIFIC RESPONSIBILITIES	To permit noncoaching staff with sport-specific responsibilities to participate in organized activities involving only the coaching staff or administrative duties (e.g., attend meetings involving coaching activities, analyze video of the institution's or an opponent's team, track statistics during practice or competition).	• Expressed concerns regarding potential competitive advantages [e.g., multiple video analysts]. • Expressed concern that the proposal does not send the appropriate message that such positions are supposed to be noncoaching positions.
2009-16-A	PERSONNEL -- LIMITATIONS ON THE NUMBER AND DUTIES OF COACHES -- CONTACT AND EVALUATION OF PROSPECTIVE STUDENT-ATHLETES -- FALL EVALUATION PERIOD -- EXCEPTION -- FOOTBALL	In football, to permit ten coaches to recruit off campus at any one time during the fall evaluation period during any week (Sunday through Saturday) in which no regular season competition is scheduled.	Preliminary support. • Noted that a week is defined as the seven day period from Sunday through Saturday. • Generally provides for ten coaches to be involved in off-campus recruiting activities during one week [the bye week] during the fall evaluation period. • Adoption of Proposal No. 2009-16-B renders Proposal No. 2009-16-A moot.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-16-B	PERSONNEL -- LIMITATIONS ON THE NUMBER AND DUTIES OF COACHES -- CONTACT AND EVALUATION OF PROSPECTIVE STUDENT-ATHLETES -- FALL EVALUATION PERIOD -- EXCEPTION -- FOOTBALL -- ANY SEVEN DAY PERIOD	In football, to permit ten coaches to recruit off campus at any one time during the fall evaluation period during any week (seven consecutive days) in which no regular season competition is scheduled.	Preliminary support. • Noted that a week is defined as any seven consecutive-day period. • Expressed concern that ten coaches may be involved in off-campus recruiting activities during several weeks of the fall evaluation period; suggested sponsors consider limiting the application to one period of seven consecutive days during the fall evaluation period. • Proposal No. 2009-16-B renders Proposal No. 2009-16-A moot.
2009-17	PERSONNEL -- CERTIFICATION TO RECRUIT OFF CAMPUS -- CERTIFICATION ADMINISTRATION -- FACULTY ATHLETICS REPRESENTATIVE	To specify that an institution's faculty athletics representative shall administer the annual coaches' certification test; further, to specify that if the faculty athletics representative is unable to administer the test, he or she shall appoint an institutional staff member outside the athletics department to administer the test.	Preliminary opposition.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-18	PERSONNEL AND RECRUITING -- RECRUITING COORDINATION FUNCTIONS -- EXCEPTION -- NONCOACHING STAFF MEMBERS AND NONCOUNTABLE COACHES -- TELEPHONE CALLS IN CONJUNCTION WITH OFFICIAL VISIT	To permit a noncoaching staff member or a noncountable coach to initiate telephone calls to and receive telephone calls from a prospective student-athlete or those individuals accompanying the prospective student-athlete during the prospective student-athlete's official visit transportation and during his or her official visit; further; to specify that athletics department staff members may make unlimited telephone calls to the prospective student-athlete or those individuals accompanying the prospective student-athlete during the prospective student-athlete's official visit transportation and during his or her official visit.	Preliminary support.
2009-19-A	PERSONNEL -- LIMITATIONS ON NUMBER OF COACHES AND OFF-CAMPUS RECRUITERS -- WOMEN'S SAND VOLLEYBALL AND WOMEN'S VOLLEYBALL	To specify that an institution that sponsors only women's sand volleyball shall have a limit of two coaches who may be employed and a limit of two coaches who may contact or evaluate prospective student-athletes off-campus at any one time; further, to specify that an institution that sponsors women's sand volleyball and women's volleyball shall have a limit of four coaches who may be employed and a limit of two coaches who may contact or evaluate prospective student-athletes off-campus at any one time.	• Agreed it is advisable to send the proposal out for comment in January and defer final action until the April Legislative Council meeting pending the outcome of the override vote on Proposal No. 2008-59 at the 2010 NCAA Convention. • Sponsored an alternative proposal (Proposal No. 2009-19-B) to establish separate coaching limits for both women's volleyball and women's sand volleyball.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-19-B	PERSONNEL -- LIMITATIONS ON NUMBER OF COACHES AND OFF-CAMPUS RECRUITERS -- WOMEN'S SAND VOLLEYBALL	In women's sand volleyball, to specify that the limit on the number of coaches who may be employed is two and the limit on the number of coaches who may contact or evaluate prospective student-athletes off-campus at any one time is two.	Agreed it is advisable to send the proposal out for comment in January and defer final action until the April Legislative Council meeting pending the outcome of the override vote on Proposal No. 2008-59 at the 2010 NCAA Convention.
2009-20	PERSONNEL -- LIMITATIONS ON THE NUMBER OF OFF-CAMPUS RECRUITERS -- ON-CAMPUS EVENTS -- WOMEN'S BASKETBALL	In women's basketball, to specify that a coaching staff member who attends an athletics event on the institution's campus that involves women's basketball prospective student-athletes is considered an off-campus recruiter.	Preliminary support.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-22	AMATEURISM AND ELIGIBILITY -- INVOLVEMENT WITH PROFESSIONAL TEAMS -- EXCEPTION -- PRIOR TO INITIAL FULL-TIME COLLEGIATE ENROLLMENT -- DELAYED ENROLLMENT -- SEASONS OF COMPETITION -- SPORTS OTHER THAN MEN'S ICE HOCKEY	In sports other than men's ice hockey, to specify that prior to initial full-time collegiate enrollment, an individual may enter into an agreement to compete on a professional team and compete on a professional team, provided the agreement does not guarantee or promise payment [at any time]in excess of more than actual and necessary expenses to participate on the team; further, in sports other than men's ice hockey tennis, swimming and diving and women's volleyball, to specify that a student athlete who does not initially enroll full-time in a collegiate institution within one year (six months for tennis) or the next opportunity to enroll following the high school graduation date of the prospective student-athlete's class and participates in organized events after the specified time period shall be charged with a season of intercollegiate competition for each year of participation and shall fulfill an academic year in residence (one year for each year of competition in tennis) on matriculation at the certifying institution before being eligible to represent the institution in intercollegiate competition.	Agreed with the Amateurism Cabinet's preference not to vote separately on the subparagraph related to participating on a professional team and the subparagraph related to the impact on eligibility [the organized competition rule].

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-23	AMATEURISM AND AWARDS, BENEFITS AND EXPENSES -- EXCEPTIONS TO AMATEURISM RULE -- BENEFITS, GIFTS AND SERVICES -- INSURANCE AGAINST DISABLING-INJURY OR ILLNESS	To specify that an institution's president or chancellor may designate an institutional staff member (or staff members) to assist a student-athlete with arrangements for securing a loan against future earnings potential for the purpose of purchasing insurance against a disabling injury or illness and to assist with arrangements for securing such insurance.	Preliminary support.
2009-24	AMATEURISM -- INVOLVEMENT WITH PROFESSIONAL TEAMS -- TRYOUTS -- MEN'S ICE HOCKEY	In men's ice hockey, to specify that a prospective or enrolled student-athlete may accept actual and necessary expenses from the National Hockey League (NHL) to attend the NHL scouting combine, regardless of the duration of the combine.	Preliminary support.
2009-26	RECRUITING -- DEFINITIONS AND APPLICATIONS -- DEAD PERIOD -- EXCEPTION -- UNOFFICIAL VISIT AFTER NATIONAL LETTER OF INTENT SIGNING OR OTHER WRITTEN COMMITMENT	To specify that a prospective student-athlete who has signed a National Letter of Intent (NLI) is permitted to make an unofficial visit during a dead period to the institution with which he or she has signed the NLI; further, to specify that for an institution not using the NLI in a particular sport, or for a prospective student-athlete who is not eligible to sign the NLI (e.g., four-year college transfer), a prospective student-athlete is permitted to make an unofficial visit during a dead period, provided he or she has signed the institution's written offer of admission or financial aid, or the institution has received a financial deposit from the prospective student-athlete in response to an offer of admission.	• Expressed concerns related to compromising the intent of dead periods in general. • Noted it may be confusing to coaches.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-27	RECRUITING -- DEFINITIONS AND APPLICATIONS -- EVALUATION DAYS -- SPRING EVALUATION PERIOD -- 168 DAYS -- FOOTBALL	In football, to specify that the spring evaluation period shall consist of 168 (216 for U.S. service academies) evaluation days (excluding Memorial Day and Sundays) from April 15 through May 31, selected at the discretion of the institution and designated in writing in the office of the director of athletics.	FCS – Preliminary support. FBS – Preliminary support.
2009-28	RECRUITING -- CONTACTS AND EVALUATIONS -- TELEPHONE CALLS -- OFFICIAL AND UNOFFICIAL VISITS -- OFFERS OF FINANCIAL AID -- TRYOUTS -- WOMEN'S SOCCER	In women's soccer, to revise or establish restrictions related to contacts, telephone calls official and unofficial visits, offers of financial aid and involvement in nonscholastic-based soccer programs, as specified.	• Noted the NCAA Division I Recruiting and Athletics Personnel Issues Cabinet's examination of the issues of early recruitment as part of the development of a comprehensive recruiting model, but expressed concern that a more expeditious review of "early recruiting" issues should occur. • Noted the proposal could serve as a "litmus test" for the cabinet's review and welcomed additional substantive comments from the cabinet, but agreed that it may be appropriate to take action on the proposal during this cycle at the April Legislative Council meeting.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-29	RECRUITING AND ELIGIBILITY -- FOUR-YEAR PROSPECTIVE STUDENT-ATHLETES -- PERMISSION TO CONTACT AND TRANSFER RELEASE -- RESPONSE TO REQUEST AND HEARING OPPORTUNITY	To specify that an institution shall grant or deny a request to permit another institution to contact a student-athlete about transferring or a request for release as a condition of the one-time transfer exception within seven calendar days of receipt of the request; further, to specify that if the request is denied, the institution shall conduct a hearing within 14 calendar days of receipt of the student-athlete's written request and that the student-athlete shall be provided the opportunity to appear in-person or via telephone and actively participate in the hearing.	Preliminary support. • Noted sponsor modifications that require institutional action to the request for permission to contact regarding a possible transfer or the one-time transfer release within seven business days and require that the hearing is conducted [if the permission or the release is denied] and a response is provided within 15 business days. • Clarified that the time frame starts with the student-athlete's written request [not the institution acting on behalf of the student-athlete]. • Clarified that failure to meet specified deadlines for action results in an automatic approval of permission to contact and/or one-time transfer release.
2009-30-A	RECRUITING -- PERMISSIBLE RECRUITERS -- NONCOACHING STAFF MEMBERS WITH SPORT-SPECIFIC RESPONSIBILITIES -- BASKETBALL	In basketball, to specify that a noncoaching staff member with sport-specific responsibilities shall not attend an off-campus athletics event involving prospective student-athletes (e.g., high-school contest, sports camp) unless the staff member is an immediate family member or legal guardian of one of the participants in the activity; further, to establish conditions by which a staff member who is an immediate family member or legal guardian of a participant may attend such an event, as specified.	• Sponsored an alternative proposal (Proposal No. 2009-30-B) to apply to all sports. • Expressed preliminary support but prefer Proposal No. 2009-30-B. • Proposal No. 2009-30-A is rendered moot by the adoption of Proposal No. 2009-30-B.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-30-B	RECRUITING -- PERMISSIBLE RECRUITERS -- NONCOACHING STAFF MEMBERS WITH SPORT-SPECIFIC RESPONSIBILITIES	To specify that a noncoaching staff member with sport-specific responsibilities shall not attend an off-campus athletics event involving prospective student-athletes (e.g., high-school contest, sports camp) unless the staff member is an immediate family member or legal guardian of one of the participants in the activity; further, to establish conditions by which a staff member who is an immediate family member or legal guardian of a participant may attend such an event, as specified.	• Preliminary support, prefer Proposal No. 2009-30-B inasmuch as it is applicable to all sports. • Adoption of Proposal No. 2009-30-B renders Proposal No. 2009-30-A moot.
2009-31	RECRUITING -- CONTACTS AND EVALUATIONS -- HEAD COACH RESTRICTIONS -- ASSISTANT COACH PUBLICLY DESIGNATED AS NEXT HEAD COACH -- BOWL SUBDIVISION FOOTBALL	In bowl subdivision football, to specify that an institution's assistant coach who has been publicly designated by the institution to become the next head coach shall be subject to the recruiting restrictions applicable to the institution's head coach.	Preliminary support. • Noted that it may be necessary to further clarify circumstances that constitute “public designation” as the next head coach.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-32	RECRUITING -- TELEPHONE CALLS -- TIME PERIOD FOR TELEPHONE CALLS -- EXCEPTION -- UNLIMITED DURING CONTACT PERIOD	To specify that during a contact period, telephone calls may be made at the institution's discretion.	• Noted the potential intrusion into the lives of prospective student-athletes and acknowledged the difficulty prospects may have in setting appropriate ground rules for receiving telephone calls. • Noted institutional concerns related to the inordinate amount of resources being expended on monitoring phone calls. • Received information of a possible modification to permit unlimited telephone calls during the contact period only in sports with recruiting calendars.
2009-33	RECRUITING -- TELEPHONE CALLS -- EXCEPTION -- UNLIMITED AFTER RECEIPT OF ROOM OR TUITION DEPOSIT	To specify that on or after May 1 of a prospective student-athlete's senior year in high school, there shall be no limit on the number of telephone calls by an institution to the prospective student-athlete, provided the institution has received his or her room or tuition deposit in response to the institution's offer of admission.	Preliminary support.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-34	RECRUITING -- TELEPHONE CALLS -- EXCEPTION -- DAY OF UNOFFICIAL VISIT	To permit a noncoaching staff member or a noncountable coach to initiate telephone calls to and receive telephone calls from a prospective student-athlete (or his or her parents or legal guardians) on the day or days of an unofficial visit; further; to specify that athletics department staff members may make unlimited telephone calls to a prospective student-athlete (or his or her parents or legal guardians) on the day or days of an unofficial visit without such telephone calls being subject to the regulations regarding the timing or number of telephone calls.	Preliminary opposition. • Expressed concerns that since there are no limits on the number of unofficial visits, numerous calls could be made by otherwise unauthorized staff members to prospects who otherwise had not reached the age to begin receiving telephone calls.
2009-35	RECRUITING -- CONTACTS AND EVALUATIONS -- VISIT TO PROSPECTIVE STUDENT-ATHLETE'S EDUCATIONAL INSTITUTION -- VISITS DURING EVALUATION PERIOD -- FOOTBALL	In football, to specify that not more than two coaches per institution may visit a prospective student-athlete's educational institution on any one calendar day during an evaluation period.	FCS – Preliminary opposition. FBS - Acknowledged concerns related to numerous coaching staff members visiting prospects' educational institutions during the evaluation period only for the purpose of "being seen", but took no position on whether the limit of two coaching staff members on any one calendar day reflected the appropriate numerical limit.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-37	RECRUITING -- EVALUATIONS -- SUMMER EVALUATION PERIOD -- NONINSTITUTIONAL NONORGANIZED EVENTS -- WOMEN'S BASKETBALL	In women's basketball, to prohibit evaluations at noninstitutional nonorganized events (e.g., pick-up games, open gyms) during the summer evaluation period.	Preliminary support.
2009-38	RECRUITING -- EVALUATIONS -- SCHOLASTIC AND NONSCHOLASTIC ACTIVITIES -- CHAMPIONSHIP SUBDIVISION FOOTBALL	In championship subdivision football, to specify that live athletics evaluations may be conducted at scholastic or nonscholastic athletics activities, provided there is no institutional involvement in arranging or directing such activities.	Preliminary support. • Noted the desire to permit coaches to observe all-star games, some of which may not be conducted by the applicable state scholastic governing body as permitted by the current legislation. • Noted the need to continue to monitor the influx of nonscholastic influences.
2009-39	RECRUITING -- LIMITATIONS ON NUMBER OF EVALUATIONS -- EVALUATION DAYS -- WOMEN'S SAND VOLLEYBALL	To specify that an institution that sponsors only women's sand volleyball or sponsors both women's volleyball and women's sand volleyball is limited to 100 evaluation days (measured August 1 through July 31); further, to specify that if an institution sponsors both women's volleyball and women's sand volleyball, a coach's involvement outside a volleyball contact or evaluation period with a local sports club (volleyball or sand volleyball) per Bylaw 13.11.2.3 shall count toward the limit.	Noted the limitations appear to be reasonable, but agreed it is advisable to send the proposal out for comment in January and defer final action until the April Legislative Council meeting pending the outcome of the override vote on Proposal No. 2008-59 at the 2010 NCAA Convention.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-40	RECRUITING -- PRINTED RECRUITING MATERIALS -- GENERAL CORRESPONDENCE -- INSTITUTIONAL LETTERHEAD	To establish additional provisions governing general correspondence that an institution may send to prospective student-athletes, their parents or legal guardians, their coaches or any other individual responsible for teaching or directing an activity in which a prospective student-athlete is involved, as specified.	Acknowledged the abuses that are occurring due to lack of uniform standards related to the content and design on institutional letterhead, but also expressed some concern as to whether this type of item was a priority item when compared to other more pressing recruiting issues that need resolution [e.g., early recruitment].
2009-41	RECRUITING -- RECRUITING MATERIALS -- ATHLETICS PUBLICATIONS -- NO PRINTED MEDIA GUIDES OR RECRUITING BROCHURES	To specify that an institution shall not produce (or arrange for or authorize a third party to produce) a media guide, recruiting brochure or any other athletics publication printed in a hard copy format other than a game program; further, to specify that an institution may post a media guide or recruiting brochure on its Web site, but may not print such items and provide them to a prospective student-athlete (or his or her parents or legal guardians).	• Noted significant interpretive issues as to the scope of the prohibition that an institution shall not produce any other athletics publication in a hard copy format, other than a media guide. • Adoption of Proposal No. 2009-41 renders Proposal No. 2009-42 moot.
2009-42	RECRUITING -- RECRUITING MATERIALS -- ATHLETICS PUBLICATIONS -- NO PRINTED PUBLICATIONS TO PROSPECTIVE STUDENT-ATHLETES	To specify that an institution shall not provide a printed media guide or any other printed athletics publication not listed in Bylaw 13.4.1.1 to a prospective student-athlete, his or her parents or legal guardians, the prospective student athlete's educational institution or any individual involved in the coaching of a prospective student-athlete.	• Clarified that a hard copy media guide [or any other athletics publication not listed as a permissible printed recruiting publication to provide to a prospect] should not be provided to a prospect if there is any institutional involvement [making it available to the general public free of charge is not an alternative]. • Rendered moot by the adoption of Proposal No. 2009-41.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-43	RECRUITING -- RECRUITING MATERIALS -- ELECTRONIC TRANSMISSIONS -- EXCEPTION -- AFTER RECEIPT OF FINANCIAL DEPOSIT	To specify that on or after May 1 of a prospective student-athlete's senior year in high school, there shall be no limit on the forms of electronically transmitted correspondence that may be sent by an institution to the prospective student-athlete, provided the institution has received a financial deposit in response to the institution's offer of admission.	Preliminary support.
2009-44	RECRUITING -- RECRUITING MATERIALS -- VIDEO/AUDIO MATERIALS AND COMPUTER GENERATED RECRUITING PRESENTATIONS	To specify that an institution may produce video or audio material to show to, play for or provide to a prospective student-athlete, provided such material includes only general information related to an institution or its athletics programs and is not created for recruiting purposes; further, to specify that a computer generated recruiting presentation may include general informational video/audio material that relates to an institution or its athletics programs and is not created for recruiting purposes.	Noted potential difficulties in determining/applying the standard that the information is not created specifically for recruiting purposes.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-45	RECRUITING -- OFFICIAL VISIT -- FIRST OPPORTUNITY TO VISIT -- JUNE IMMEDIATELY PRIOR TO SENIOR YEAR -- FOOTBALL	In football, to specify that a prospective student-athlete may be provided an expense-paid visit during the month of June immediately preceding the prospective student-athlete's senior year in high school.	FCS- Preliminary opposition. FBS – Preliminary opposition. • Expressed concerns that the proposal was not consistent with the intent of the official visit, which is to allow the prospective student-athlete to experience normal campus life. • Expressed concern regarding disruption in the prospect's academic year depending on the prospect's academic calendar [noted a possible alternative proposal to require the prospect's academic year to be completed prior to the visit]. • Noted the proposal would further an earlier recruitment process. • Note potential issues/conflicts with institutional camps. .

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-47	RECRUITING -- LETTER OF INTENT PROGRAMS, FINANCIAL AID AGREEMENTS -- WRITTEN OFFER OF AID BEFORE SIGNING DATE -- FOOTBALL	In football, to specify that prior to August 1 of a prospective student-athlete's senior year in high school, an institution shall not provide a written offer of athletically related financial aid or indicate in writing to the prospective student-athlete that an athletically related grant-in-aid will be offered by the institution.	• Noted the Recruiting and Athletics Personnel Issues Cabinets examination of the issues of early recruitment as part of the development of a comprehensive recruiting model, but expressed concern that a more expeditious review of "early recruiting" issues should occur. • Noted the proposal could serve as a "litmus test" for the cabinet's review and welcomed additional substantive comments from the cabinet, but agreed that it may be appropriate to take action on the proposal during this cycle at the April Legislative Council meeting.
2009-48	RECRUITING AND FINANCIAL AID -- LETTER-OF-INTENT PROGRAMS, FINANCIAL AID AGREEMENTS -- LETTER OF INTENT RESTRICTION -- LIMITATION ON NUMBER OF SIGNINGS -- BOWL SUBDIVISION FOOTBALL	In bowl subdivision football, to specify that there shall be an annual limit of 28 on the number of prospective student-athletes who may sign a National Letter of Intent or an institutional offer of financial aid from the initial signing date of the National Letter of Intent through May 31.	Preliminary support. • Noted that midyear two-year college transfers are not included in the numerical limitations.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-49	RECRUITING -- TRYOUTS -- COMPETITION AGAINST PROSPECTIVE STUDENT-ATHLETES -- FOOTBALL	In football, to prohibit an institution's varsity and subvarsity intercollegiate teams from competing against any team that includes prospective student-athletes.	FCS – Preliminary opposition. • Noted the potential recruiting abuses are more prevalent in FBS. • Noted the significant number of legitimate subvarsity programs in FCS and the potential scheduling difficulties that could result. • Agreed there is merit to further discussion as to whether financial guarantees should be prohibited. FBS – Preliminary support.
2009-50	RECRUITING AND ADMINISTRATIVE REGULATIONS -- LOCAL SPORTS CLUBS -- ADDITIONAL RESTRICTIONS -- QUIET PERIODS -- WOMEN'S SOCCER	In women's soccer, to specify that during a dead or quiet period, institutional coaching staff members may not coach a local sports team at an off-campus competition where prospective student-athletes are present; further, to establish quiet periods in women's soccer, as specified.	• Noted that the proposed women's calendar and Proposal No. 2009-58 related to the men's soccer recruiting calendar are significantly different. • Noted that feedback/input from the National Soccer Coaches Association of America indicated lack of support for the proposal.
2009-51-A	RECRUITING -- CAMPS AND CLINICS -- INSTITUTION'S SPORTS CAMPS AND CLINICS -- LOCATION -- BASKETBALL	In basketball, to specify that an institution's camp or clinic shall be conducted on the institution's campus or within a 100-mile radius of the institution's campus.	• Sponsored alternative proposal (Proposal No. 2009-51-B) to apply to all sports. • Expressed preliminary support but prefers Proposal No. 2009-51-B. • Proposal No. 2009-51-A rendered moot by the adoption of Proposal No. 2009-51-B.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-51-B	RECRUITING -- CAMPS AND CLINICS -- INSTITUTION'S SPORTS CAMPS AND CLINICS -- LOCATION – SPORTS OTHER THAN FOOTBALL	In sports other than football, to specify that an institution's camp or clinic shall be conducted on the institution's campus or within a 100-mile radius of the institution's campus.	• Preliminary support, prefer Proposal No. 2009-51-B inasmuch as it is applicable to all sports. • Adoption of Proposal No. 2009-51-B renders Proposal No. 2009-51-A moot.
2009-52	RECRUITING -- CAMPS AND CLINICS -- CONDUCTED DURING JUNE, JULY AND AUGUST -- EMPLOYMENT IN NONINSTITUTIONAL, PRIVATELY OWNED CAMPS AND CLINICS AT ANY LOCATION -- CHAMPIONSHIP SUBDIVISION FOOTBALL	In championship subdivision football, to specify that an institution's camp or clinic may be conducted only during the months of June, July and August or any calendar week (Sunday through Saturday) that includes days of those months (e.g., May 28-June 3); further, to specify that an institution's coach or noncoaching staff member with responsibilities specific to football may be employed in any capacity in a noninstitutional, privately owned camp or clinic at any location and only during the months of June, July and August or any calendar week (Sunday through Saturday) that includes days of those months (e.g., May 28-June 3).	• Expressed preliminary support for the concept of allowing coaches and sport-specific staff to work at noninstitutional camps/clinics at any location. • Adoption of Proposal No. 2009-52 renders Proposal Nos. 2009-53 and 2009-54 moot for FCS.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-53	RECRUITING -- CAMPS AND CLINICS -- CONDUCTED DURING JUNE, JULY AND AUGUST -- FOOTBALL	In football, to specify that an institution's camp or clinic may be conducted only during the months of June, July and August or any calendar week (Sunday through Saturday) that includes days of those months.	FCS • Noted that the rationale for the current rule is to provide coaches and sport-specific staff time away from football. However, the proposal does provide more opportunities for those who prefer to work camps. • Questioned the inclusion of August since preseason practice typically begins early in the month. FBS – Preliminary opposition.
2009-54-A	RECRUITING -- CAMPS AND CLINICS -- EMPLOYMENT IN NONINSTITUTIONAL, PRIVATELY OWNED CAMPS OR CLINICS AT ANY LOCATION – FOOTBALL	In football, to specify that an institution's coach or noncoaching staff member with responsibilities specific to football may be employed in a noninstitutional, privately owned camp or clinic at any location during the two periods of 15 consecutive days in the months of June and July as declared by the institution.	FCS- Preliminary Support FBS • Sponsored alternative proposal (Proposal No. 2009-54-B) to permit countable coaching staff members to be employed at one noninstitutional camp/clinic at any location. • Noted potential recruiting advantages and expressed a preference for Proposal No. 2009-54-B.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-54-B	RECRUITING -- CAMPS AND CLINICS -- EMPLOYMENT IN NONINSTITUTIONAL, PRIVATELY OWNED CAMPS OR CLINICS -- BOWL SUBDIVISION FOOTBALL	In bowl subdivision football, to specify that an institution's countable coach may be employed (either on a salaried or volunteer basis) in any capacity (e.g., counselor, guest lecturer, consultant) in one noninstitutional, privately owned camp or clinic per year that is located outside the state in which the institution is located or outside a 50-mile radius of the institution's campus, provided the camp or clinic is operated in accordance with restrictions applicable to institutional camps.	FBS - Preliminary support.
2009-55	RECRUITING -- CAMPS AND CLINICS -- EMPLOYMENT DURING QUIET PERIODS -- WOMEN'S VOLLEYBALL	In women's volleyball, to specify that it is not permissible for a coach or a noncoaching staff member with responsibilities specific to volleyball to be employed (either on a salaried or a volunteer basis) at an institutional camp or clinic or a noninstitutional, privately owned camp or clinic that is conducted off the institution's campus during a quiet period.	Preliminary support.
2009-56	RECRUITING -- USE OF RECRUITING FUNDS -- RECRUITING OR SCOUTING SERVICES -- CRITERIA FOR SUBSCRIPTION	To establish additional criteria that must be satisfied in order for an institution to subscribe to a recruiting or scouting service involving prospective student-athletes, as specified.	Preliminary support.
2009-57	ADMINISTRATIVE REGULATIONS -- RECRUITING CALENDARS -- FOOTBALL -- QUIET PERIODS IN JANUARY	In football, to revise the recruiting calendar to eliminate the quiet periods in January, as specified.	FCS - Preliminary support. FBS - Preliminary support.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-58	ADMINISTRATIVE REGULATIONS -- RECRUITING CALENDARS -- MEN'S SOCCER	In men's soccer, to establish a recruiting calendar, as specified.	Noted that feedback/input from the National Soccer Coaches Association of America indicated lack of support for the proposal.
2009-60	ELIGIBILITY -- ACADEMIC WAIVERS -- AUTHORITY OF INITIAL-ELIGIBILITY WAIVERS COMMITTEE AND PROGRESS-TOWARD-DEGREE WAIVERS COMMITTEE	To specify that the NCAA Division I Initial-Eligibility Waivers Committee shall be the final appellate body for initial eligibility waivers and that the NCAA Division I Progress-Toward-Degree Waivers Committee shall be the final appellate body for progress-toward-degree waivers.	Preliminary support.
2009-61	ELIGIBILITY -- FULL TIME ENROLLMENT -- REQUIREMENT FOR PRACTICE -- WAIVER -- U.S. OLYMPIC COMMITTEE/NATIONAL GOVERNING BODY -- FORMER STUDENT ATHLETE AT ANOTHER INSTITUTION -- INDIVIDUAL SPORTS AND WOMEN'S ROWING	In individual sports and women's rowing, in a case in which the U.S. Olympic Committee or national governing body in the sport has recommended the individual's participation, to permit a former student-athlete who has graduated and has no eligibility remaining to participate in organized practice sessions at an institution other than the one he or she previously attended.	Expressed concerns regarding potential competitive and recruiting advantages if numerous elite level former student-athletes are practicing with one institution’s team.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-62	ELIGIBILITY -- FULL-TIME ENROLLMENT -- REQUIREMENT FOR PRACTICE -- WAIVER -- U.S. OLYMPIC COMMITTEE/NATIONAL GOVERNING BODY -- FORMER STUDENT-ATHLETE -- DURATION OF WAIVER -- INDIVIDUAL SPORTS AND WOMEN'S ROWING	In individual sports and women's rowing, in a case in which the U.S. Olympic Committee or national governing body (NGB) in the sport has recommended the individual's participation, to specify that a former student-athlete's participation in organized practice sessions shall be limited to the number of years that allows the individual to practice with the institution's team in preparation for two consecutive Olympic Games following exhaustion of eligibility or completion of degree, whichever is earlier.	Noted the average age of Olympians has increased over the years, but expressed concerns regarding potential competitive and recruiting advantages that may result from the expansion of the current five-year period.
2009-63	ELIGIBILITY -- SEASONS OF COMPETITION -- CRITERIA FOR DETERMINING SEASON OF COMPETITION -- ALUMNI GAME, FUNDRAISING ACTIVITY OR CELEBRITY SPORTS ACTIVITY	To specify that a student-athlete may engage in outside competition in either one alumni game, one fundraising activity or one celebrity sports activity during a season without counting such competition as a season of competition, provided the event is exempted from the institution's maximum number of contests or dates of competition as permitted in the particular sport per NCAA Bylaw 17.	• Concerns expressed regarding institutions using of student-athletes strictly for fundraising purposes with no plans to include/allow participation during the season. • Concerns expressed that such events may become “yearly tryouts,” thus changing the nature of such events. • Noted potential hardship implications/issues.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-64	ELIGIBILITY -- FRESHMAN ACADEMIC REQUIREMENTS -- CORE-CURRICULUM REQUIREMENTS -- NONTRADITIONAL COURSES	To specify that for purposes of using a nontraditional course to satisfy NCAA core-course requirements, the course must be one in which the instructor and the student have ongoing access to one another and regular interaction with one another for purposes of teaching, evaluating and providing assistance to the student throughout the duration of the course; the student's work (e.g., exams, papers, assignments) is available for review and validation; and a defined time period for completion of the course is included.	Preliminary support.
2009-65	ELIGIBILITY -- TRANSFER REGULATIONS -- FOUR-YEAR COLLEGE TRANSFERS -- ONE-TIME TRANSFER EXCEPTION -- WOMEN'S VOLLEYBALL	To specify that the one-time transfer exception to the four-year transfer residence requirement is not applicable to student-athletes in women's volleyball.	Preliminary opposition • Noted that APR issues are not national in scope for this sport, particularly with the new APR transfer policy [the 2.6 exception]. • Noted that transfers should make thoughtful decisions and institutions can elect to deny the release if the circumstances do not warrant granting it.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-66	ELIGIBILITY -- TRANSFER REGULATIONS -- FOUR-YEAR COLLEGE TRANSFERS -- COMPETITION OR RECEIPT OF ATHLETICALLY RELATED FINANCIAL AID IN YEAR OF TRANSFER -- TENNIS	In tennis, to specify that a transfer student from a four-year institution who enrolls at the certifying institution as a full-time student after the conclusion of the first term of the academic year and qualifies for an exception to the one year residence requirement shall not be eligible for competition until the following academic year if he or she has competed during the same academic year or received athletically related financial aid during the same academic year from the previous four-year institution.	Noted the two situations (i.e. a student-athlete who received athletics aid, but did not compete and a student-athlete who did not receive athletics aid but did compete) not covered by the current rule, but also noted that the current rule has not yet become effective. Thus evaluation of the current rule's impact has not occurred.
2009-68	FINANCIAL AID -- MIDYEAR REPLACEMENT -- GRADUATION DURING PREVIOUS YEAR -- WOMEN'S VOLLEYBALL	In women's volleyball, to specify that the financial aid of a counter who graduates at midyear or who graduates during the previous academic year (including summer) may be provided to another student-athlete without making the second student-athlete a counter for the remainder of that academic year.	Preliminary support.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-69	FINANCIAL AID -- MAXIMUM INSTITUTIONAL GRANT-IN-AID LIMITATIONS BY SPORT -- EQUIVALENCY COMPUTATIONS -- EXCEPTIONS -- ACADEMIC HONOR AWARDS -- TRANSFER STUDENTS	To specify that institutional academic honor awards that are part of an institution's normal arrangements for academic scholarships, based solely on the recipient's cumulative academic record from all collegiate institutions previously attended or based on the recipient's high school and cumulative academic record from all collegiate institutions previously attended and awarded independently of athletics interests and in amounts consistent with the pattern of all such awards made by the institution, may be exempted from a team's equivalency computation, provided the recipient achieved a cumulative transferable grade-point average of at least 3.300 (based on a maximum of 4.000).	Preliminary support.
2009-70	FINANCIAL AID -- MAXIMUM INSTITUTIONAL GRANT-IN-AID LIMITATIONS BY SPORT -- WOMEN'S SAND VOLLEYBALL	In sand volleyball, to establish the maximum equivalency and counter limitations, as specified.	Agreed it is advisable to send the proposal out for comment in January and defer final action until the April Legislative Council meeting pending the outcome of the override vote on Proposal No. 2008-59 at the 2010 NCAA Convention.
2009-72	AWARDS, BENEFITS AND EXPENSES -- EXPENSES FOR STUDENT-ATHLETE'S FRIENDS AND RELATIVES -- REASONABLE REFRESHMENTS	To specify that an institution may provide the family (e.g., parents or legal guardians, relatives) of a student athlete with reasonable refreshments (e.g., soft drink, snacks) in conjunction with educational meetings or celebratory events (e.g., senior night) and on an occasional basis for other reasons.	Preliminary support.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-74	AWARDS, BENEFITS AND EXPENSES -- BENEFITS, GIFTS AND SERVICES -- OCCASIONAL MEALS -- LOCATION OF MEAL PROVIDED BY REPRESENTATIVE OF ATHLETICS INTERESTS	To permit a representative of the institution's athletics interests to provide an occasional meal to a student-athlete or the entire team in a sport on campus or in a facility that is regularly used for home competition.	Preliminary opposition. Concerns expressed that as these functions becomes more public, more significant compliance issues will arise, such as the potential for boosters to commingle with prospective student-athletes on recruiting weekends.
2009-75-A	PLAYING AND PRACTICE SEASONS AND RECRUITING -- MANDATORY MEDICAL EXAMINATION -- SICKLE CELL SOLUBILITY TEST	To specify that the required medical examination or evaluation that student-athletes who are beginning their initial season of eligibility and students who are trying out for a team must undergo prior to participation in voluntary summer conditioning or voluntary individual workouts pursuant to the safety exception, practice, competition or out-of-season conditioning activities shall include a sickle cell solubility test (SST).	• Sponsored alternative proposal (Proposal No. 2009-75-B) to permit the use of documentation of a previous sickle cell solubility test. • Expressed support that institutions take necessary action to ensure the health, safety and well-being of all participating student-athletes. Noted the importance of testing for the sickle cell trait, but agreed to continue discussion as to whether, the test should be mandated and whether documentation of previous test will suffice. • The adoption of Proposal No. 2009-75-A renders Proposal No. 2009-75-B moot.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-75-B	PLAYING AND PRACTICE SEASONS AND RECRUITING -- MANDATORY MEDICAL EXAMINATION -- SICKLE CELL SOLUBILITY TEST -- DOCUMENTED RESULTS OF PRIOR TEST	To specify that the required medical examination or evaluation that student-athletes who are beginning their initial season of eligibility and students who are trying out for a team must undergo prior to participation in voluntary summer conditioning or voluntary individual workouts pursuant to the safety exception, practice, competition or out-of-season conditioning activities shall include a sickle cell solubility test (SST), unless documented results of a prior test are provided to the institution.	• Expressed support that institutions take necessary action to ensure the health, safety and well-being of all participating student-athletes. Noted the importance of testing for the sickle cell trait, but agreed to continue discussion as to whether, the test should be mandated and whether documentation of previous test will suffice. • Proposal No. 2009-75-B rendered moot by the adoption of Proposal No. 2009-75-A.
2009-76	PLAYING AND PRACTICES SEASONS -- TIME LIMITS FOR ATHLETICALLY RELATED ACTIVITIES -- ADDITIONAL RESTRICTIONS -- COUNTABLE ATHLETICALLY RELATED ACTIVITIES BETWEEN MIDNIGHT AND 5 A.M.	To specify that countable athletically related activities shall not occur between midnight and 5 a.m., except for during participation in a conference championship or an NCAA championship, in any competition that begins prior to midnight and concludes after midnight, or a promotional practice activity (e.g., first practice of the season).	Preliminary support.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-77	PLAYING AND PRACTICE SEASONS -- WOMEN'S BASKETBALL -- PRESEASON PRACTICE -- ON-COURT PRACTICE -- 30 PRACTICES WITHIN 40 DAYS PRIOR TO FIRST CONTEST	In women's basketball, to specify that an institution shall not commence on-court preseason basketball practice sessions prior to 5 p.m. on the date that is 40 days prior to the date of the institution's first regular-season contest; further, to specify that an institution shall not engage in more than 30 days of practice prior to its first regular-season contest.	Preliminary support.
2009-78	PLAYING AND PRACTICES SEASONS -- WOMEN'S BASKETBALL -- NUMBER OF CONTESTS -- MAXIMUM LIMITATIONS	In women's basketball, to specify that an institution shall limit its total regular-season playing schedule with outside competition to 26 contests and one qualifying regular-season multiple team event or 28 contests during a playing season in which the institution does not participate in a qualifying regular-season multiple team event.	Noted that the NCAA Division I Board of Directors at the time of this meeting had not yet taken action to place a similar proposal related to men's basketball into the 2009-10 legislative cycle and agreed to defer taking a position pending the Board's action.
2009-79-A	PLAYING AND PRACTICE SEASONS -- NONCHAMPIONSHIP SEGMENT -- TRAVEL RESTRICTIONS -- CROSS COUNTRY, FIELD HOCKEY, SOCCER, SOFTBALL AND VOLLEYBALL	In cross country (for institutions without indoor or outdoor track and field), field hockey, soccer, softball and volleyball, to specify that team travel to competition in the nonchampionship segment shall be restricted to ground transportation.	• Noted potential for additional missed class time. • Noted the importance of receiving feedback/ input from the NCAA Division I Student-Athlete Advisory Committee. • Engaged in some discussion as to whether it was prudent to consider eliminating outside competition during the nonchampionship segment and noted a potential conference-sponsored alternative proposal. • Adoption of Proposal No. 2009-79-A renders Proposal No. 2009-79-B moot.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-79-B	PLAYING AND PRACTICE SEASONS -- NONCHAMPIONSHIP SEGMENT -- TRAVEL RESTRICTIONS -- CROSS COUNTRY, FIELD HOCKEY, SOCCER, SOFTBALL AND VOLLEYBALL -- EXCEPTION -- 400-MILE RADIUS	In cross country (for institutions without indoor or outdoor track and field), field hockey, soccer, softball and volleyball, to specify that team travel to competition in the nonchampionship segment shall be restricted to ground transportation, unless there are no other Division I institutions located within 400 miles of the institution.	• Noted potential for additional missed class time. • Noted the importance of receiving feedback/ input from the Student-Athlete Advisory Committee. • Engaged in some discussion as to whether it was prudent to consider eliminating outside competition during the nonchampionship segment and noted a potential conference-sponsored alternative proposal. • Proposal No. 2009-79-B rendered moot by the adoption of Proposal No.2009-79-A.
2009-80	PLAYING AND PRACTICE SEASONS -- BOWL SUBDIVISION FOOTBALL -- FIRST CONTEST -- 14 WEEKS PRIOR TO DECEMBER 1	In bowl subdivision football, to specify that an institution shall not play its first contest (game or scrimmage) with outside competition prior to the Thursday preceding the 14th Saturday prior to December 1.	Noted the potential cost implications if an institution does not elect to use the opening week on the season as a bye week.
2009-81	PLAYING AND PRACTICE SEASONS -- FOOTBALL -- OUT-OF-SEASON ATHLETICALLY RELATED ACTIVITIES -- SUMMER CONDITIONING PERIOD	In football, to permit an institution to designate nine consecutive weeks between the conclusion of the academic year and the first permissible reporting date for preseason practice as its summer conditioning period.	FCS – Preliminary support. FBS • Noted the proposal changes only the method for determining the nine weeks and thus provides greater flexibility. • Noted the current legislation was designed to prepare football student-athletes for preseason practice and this proposal could result in multiple weeks of discretionary time prior to the beginning of preseason practice.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-82	PLAYING AND PRACTICE SEASONS -- LIMIT ON NUMBER OF STUDENT-ATHLETES ON AN OUTSIDE TEAM -- VACATION PERIOD EXCEPTION AND OUTSIDE TEAM TOURS -- WOMEN'S ROWING	In women's rowing, to specify that the number of student-athletes from any one institution who may compete outside of the institution's declared playing and practice season as a member of an outside team in any noncollegiate, amateur competition during any official academic year vacation period published in the institution's catalog and who may participate in international competition as a member of an outside team on a foreign tour shall not exceed two.	Preliminary support.
2009-83	PLAYING AND PRACTICE SEASONS AND DIVISION MEMBERSHIP -- REGULATIONS FOR PLAYING SEASON AND MINIMUM CONTEST REQUIREMENTS FOR SPORTS SPONSORSHIP -- WOMEN'S SAND VOLLEYBALL	In women's sand volleyball, to establish the playing and practice season and the minimum number of contests necessary for sports sponsorship purposes, as specified.	• Agreed it is advisable to send the proposal out for comment in January and defer final action until the April Legislative Council meeting pending the outcome of the override vote on Proposal No. 2008-59 at the 2010 NCAA Convention. • Noted issues related to maximum dates of competition if institutions allow less than five two-person teams to engage in a competition or event beyond the minimum sport sponsorship requirements.
2009-84	PLAYING AND PRACTICE SEASONS -- PRESEASON PRACTICE -- WOMEN'S SOCCER	In women's soccer, to increase the preseason practice units from 21 to 29; further, to establish criteria governing the activities permitted during the preseason practice period, as specified.	Preliminary opposition.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-85	PLAYING AND PRACTICE SEASONS -- SOFTBALL -- PRESEASON PRACTICE AND FIRST CONTEST DATE -- NONCHAMPIONSHIP SEGMENT	In softball, to specify that an institution that has not begun classes by September 15 may commence preseason practice sessions on or after that date and may play its first contest (game or scrimmage) against outside competition on or after that date.	Preliminary support.
2009-86	ATHLETICS CERTIFICATION -- MANDATORY SELF-STUDY AND EXTERNAL PEER REVIEW -- ACADEMIC INTEGRITY -- ACADEMIC STANDARDS -- RETENTION	To eliminate the requirement that the retention rate of student-athletes, as a whole, be compared to other student body groups.	Preliminary support.
2009-87	ADMINISTRATIVE REGULATIONS -- FOREIGN TOURS AND COMPETITION -- NO INSTITUTIONAL OR CONFERENCE FOREIGN TOURS	To specify that an institution or conference shall not sponsor or participate in a foreign tour.	• Noted the different philosophical positions related to the intended and actual purpose of foreign tours. • Discussed, but took no formal action to maintain foreign tours, but establish additional restrictions [e.g., less practice time, length of tour, number of competitions] to ensure the primary purpose is a cultural experience. • The adoption of Proposal No.2009-87 renders Proposal No. 2009-88 moot.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-88	ADMINISTRATIVE REGULATIONS -- FOREIGN TOURS AND COMPETITION -- ELIGIBILITY OF STUDENT-ATHLETES -- INCOMING-STUDENT PARTICIPATION -- BASKETBALL	In basketball, to permit an incoming student-athlete (freshman or transfer) to represent the institution on a foreign tour that occurs during the summer prior to his or her initial full-time enrollment at the certifying institution, provided: (a) he or she has earned at least three hours of acceptable degree credit during the summer term at the certifying institution; and (b) he or she is eligible to represent the institution in intercollegiate competition during the academic year immediately following the tour; further, to specify that a basketball student-athlete shall not participate in more than one institutional foreign tour.	• Noted the different philosophical positions related to the intended and actual purpose of foreign tours. • Noted logistical issues and potential interpretive issues [e.g., practice prior to completing the required three hours] depending on the variances in institutional summer terms. • Noted the potential impact on the recommendations developed by the Basketball Academic Enhancement Group. • Proposal No. 2009-88 rendered moot by the adoption of Proposal No. 2009-87.

REPORT OF THE OCTOBER 19-20, 2009,
NCAA DIVISION I LEGISLATIVE COUNCIL MEETING

***ACTION ITEM*.**

- **Legislative Item - Request for Action by the NCAA Division I Board of Directors.**

  - **NCAA Proposal No. 2009-94 Administrative Regulations – Basketball Event Certification – Women's Basketball – Geographic Requirement [Attachment A]**

    (1) Recommendation. The NCAA Division I Legislative Council recommends that the Board of Directors sponsor Proposal No. 2009-94 into the current 2009-10 legislative cycle.

    (2) Effective Date. Immediate.

    (3) Rationale. Proposal No. 2009-94 was sponsored by the NCAA Division I Championships/Sports Management Cabinet and recommended to the Legislative Council for adoption as emergency legislation. The proposal was not supported as emergency legislation; however, the Legislative Council agreed that the merits of the proposal should be considered by the membership in the 2009-10 legislative cycle. If the proposal is sponsored into the 2009-10 legislative cycle, the membership will have an opportunity to review the proposal without delaying its potential implementation. In addition, sponsorship of the proposal will serve as notice to women's basketball event operators regarding potential additional restrictions for certification of future events.

    (4) Estimated Budget Impact. None.

    (5) Student-Athlete Impact. None.

***INFORMATIONAL ITEMS*.**

1. Legislative Actions.

a. Legislation Recommended as Emergency or Noncontroversial. A list of the Legislative Council's actions are in Attachment B, and voting results are in Attachment C.

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

b. **Actions, Preliminary Positions, Points to Consider, Comments and Mootnicity Implications Related to 2009-10 Legislative Cycle Proposals.** The voting results related to the Legislative Council's sponsorship of alternative proposals are listed in Attachment C. Reference Attachment D for details regarding the actions, positions, points to consider, comments and mootnicity implications related to legislation scheduled for initial consideration in January 2010.

2. **Report of NCAA Division I Legislative Review/Interpretations Committee.** The Legislative Council approved the minutes of the Legislative Review/Interpretations Committee as distributed.

3. **Expression of Academic Impact in Legislative Proposals.** The Legislative Council received a report from the NCAA Division I Communications and Coordination Committee in which it requested that the Legislative Council consider a policy revision that would require an explanation of the academic impact be provided by the sponsor in its development of a legislative proposal. The council approved a revision to the title of the current "Impact on Student-Athlete's Time" field on legislative proposals. The title of the field will now be "Impact on Student-Athlete's Time (Academic and/or Athletics)." Information regarding the requirement will be included in the annual "Call for Proposals" notification that is provided to the membership. In addition, the NCAA staff will review each proposal and work with sponsoring entities to ensure that the academic impact information is included.

4. **Report of the NCAA Division I Legislative Council Subcommittee for Legislative Relief.** (Voting results may be found in Attachment B.) (For additional information, Supplement No. 12 of the Legislative Council meeting materials and the Subcommittee for Legislative Relief page are available on the NCAA Web site.)

   a. The Legislative Council approved a revision to the information standards for waiver requests in which the institution requests a waiver of the transfer year-in-residence requirement and asserts that a student-athlete's transfer was necessitated by a financial hardship. Effective immediately, the revised standards specify additional information and documentation necessary for the NCAA staff and the Subcommittee for Legislative Relief to process such requests.

   b. The Legislative Council approved information standards and guidelines for waiver requests involving the baseball varsity squad size limitation (NCAA Bylaw 17.2.8.3). Effective immediately, the guidelines specify that for waiver requests of Bylaw 17.2.8.3 involving assertions of an incapacitating injury or illness to a student-athlete who is a counter, relief may be provided if the student-athlete suffered a season-ending incapacitating injury or illness prior to any participation in countable athletically related activities (e.g., on-field practice, skill-related instruction) during

the nonchampionship or championship segments. No relief will be provided if a baseball student-athlete who is a counter suffers an incapacitating injury or illness and has participated in one or more days of countable athletically related activities during the nonchampionship or championship segment, absent other extenuating or extraordinary circumstances.

c. The Legislative Council approved a revision to the streamlined review thresholds for waiver requests involving student-athletes who are certified with conditions through the NCAA Amateurism Certification Process. Effective immediately, Bylaw 14.2.3.5 (21st birthday) has been removed from the streamlined review process. Waiver requests related to Bylaw 14.2.3.5 will be processed through the regular waiver procedures.

5. Future Meeting Dates.

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

b. April 19-20; Indianapolis.

c. October 18-19; Indianapolis.

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

ATTACHMENT A

Legislative Item - Request for Action by the NCAA Division I Board of Directors

NCAA Proposal No. 2009-94

ADMINISTRATIVE REGULATIONS -- BASKETBALL EVENT CERTIFICATION -- WOMEN'S BASKETBALL -- GEOGRAPHIC REQUIREMENT

Intent: In women's basketball, to specify that in order for a basketball event to be certified, participants on nonscholastic teams in a certified event must be legal residents of the state in which the team is located or a geographically adjoining state and not more than a total of three prospective student-athletes from adjoining states may participate on any one nonscholastic team.

Administrative: Amend 30.16, as follows:

30.16 BASKETBALL EVENT CERTIFICATION – WOMEN'S BASKETBALL

In women's basketball, in order for a basketball event (e.g., camp, league, tournament or festival) to be certified, a certification application form must be submitted each year to the NCAA national office 45 days prior to the start of the event. An event review form for each event also must be submitted to the NCAA national office not later than three months following the event sessions. The following criteria must be met by each event in order to be certified:

[30.16-(a) through 30.16-(n) unchanged.]

(o) The price of an event packet must be listed on the event certification application and the price must be made available to coaches prior to their arrival at the event; ~~*and*~~

(p) The event operator must provide proof of medical insurance coverage for event participants**; and**

(q) Prospective student-athletes on nonscholastic teams must be legal residents of the state in which the team is located or a geographically adjoining state and not more than a total of three prospective student-athletes from adjoining states may participate on any one nonscholastic team.

Source: NCAA Division I Championships/Sports Management Cabinet

Effective Date: Immediate

Proposal Category: Amendment

Topical Area: Administrative Regulations

Rationale: This proposal creates an "adjoining state" rule that discourages the "rental" of elite prospective student-athletes by teams across the country, while providing prospective student-athletes who reside in geographically remote areas the opportunity to participate on a nonscholastic team. The same provision has been in place for men's basketball since 2003. In recent years there has been an increase in the number of elite prospective student-athletes who participate on nonscholastic teams located several states away from their legal residence. According to the NCAA basketball event certification staff, in the summer of 2008, 189 of 3,050 teams would not have met the adjoining state rule and in the summer of 2009, 240 of 3,098 teams would not have met the rule. In 2008, Ninety-nine teams had players from states that did not adjoin at all, and 90 teams had more than three players from adjoining states. This proposal should be adopted as emergency legislation so it can be effective for the summer of 2010 and provide ample time to notify the event operators and coaches of this change.

Estimated Budget Impact: None

Impact on Student-Athlete's Time: None

History

Sep 15, 2009: Submit; Submitted for consideration.

Sep 16, 2009: Championships/Sports Management Cabinet, Sponsored

Sep 16, 2009: Championships/Sports Management Cabinet, Recommends Approval as Noncontroversial Legislation

Oct 19, 2009: Leg Council Init Review; Recommended that the NCAA Board of Directors sponsor the proposal into the 2009-10 legislative cycle.

ATTACHMENT B

NCAA Division I Legislative Council Action Related to Proposals Recommended as Emergency or Noncontroversial Legislation

Proposal Number	Title	Source	Effective Date	Intent	LGC Action
2009-25	AMATEURISM -- PROMOTIONAL ACTIVITIES -- INSTITUTIONAL, CHARITABLE, EDUCATION OR NONPROFIT PROMOTIONS -- RELEASE STATEMENT – DE MINIMIS VIOLATION	NCAA Division I Legislative Council (Administrative Committee) (Committee on Student-Athlete Reinstatement)	Immediate	To specify that a violation of the promotional activities legislation in which the only condition of the legislation not satisfied is the requirement that the student-athlete and an authorized representative of the charitable, educational or nonprofit agency sign a release statement shall not affect the student-athlete's eligibility, provided the release statement would have been signed if such a request had been made.	Supported as noncontroversial legislation. Adopted.
2009-46	RECRUITING -- OFFICIAL VISIT -- NUMBER OF OFFICIAL VISITS -- INSTITUTIONAL LIMITATION -- DE MINIMIS VIOLATION	NCAA Division I Legislative Council (Administrative Committee) (Committee on Student-Athlete Reinstatement)	Immediate	To specify that a violation of the institutional limitation on the number of official visits shall be considered an institutional violation, but shall not affect the prospective student-athlete's eligibility.	Supported as noncontroversial legislation. Adopted.

Proposal Number	Title	Source	Effective Date	Intent	LGC Action
2009-59	ADMINISTRATIVE REGULATIONS -- RECRUITING CALENDARS -- WOMEN'S VOLLEYBALL -- EVALUATION PERIOD IN CONJUNCTION WITH CHAMPIONSHIP	NCAA Division I Recruiting and Athletics Personnel Issues Cabinet	Immediate	In women's volleyball, to designate Thursday of the NCAA Division I Women's Volleyball Championship through the Sunday immediately following the championship as an evaluation period; further, to specify that an institution's authorized coaching staff members may evaluate on only one day and may attend only one event on that day during this period; that the event shall occur within a 30-mile radius of the site of the championship; that coaches from the same institution who attend such an event shall attend the same event on the same day; and that coaches shall not attend events that occur at the same time that any intercollegiate competition in conjunction with the NCAA championship occurs.	Supported as noncontroversial legislation. Adopted.
2009-67	FINANCIAL AID -- TERMS AND CONDITIONS OF AWARDING INSTITUTIONAL FINANCIAL AID -- ONE-YEAR PERIOD -- DE MINIMIS VIOLATION	NCAA Division I Legislative Council (Administrative Committee) (Committee on Student-Athlete Reinstatement)	Immediate	To specify that a violation of the financial aid regulations in which financial aid is awarded for less than one academic year shall be considered an institutional violation, but shall not affect the student-athlete's eligibility.	Supported as noncontroversial legislation. Adopted.

Proposal Number	Title	Source	Effective Date	Intent	LGC Action
2009-71	AWARDS, BENEFITS AND EXPENSES FOR ENROLLED STUDENT-ATHLETES -- HOUSING AND MEALS -- PERMISSIBLE PRESEASON PRACTICE EXPENSES -- DE MINIMIS VIOLATION	NCAA Division I Legislative Council (Administrative Committee) (Committee on Student-Athlete Reinstatement)	Immediate	To specify that a violation of the preseason practice expenses legislation due to a miscalculation of the permissible start date for preseason practice shall be considered an institutional violation, but shall not affect the student-athlete's eligibility.	Supported as noncontroversial legislation. Adopted.
2009-89	AWARDS, BENEFITS AND EXPENSES FOR ENROLLED STUDENT-ATHLETES -- HOUSING AND MEALS -- PERMISSIBLE PRESEASON PRACTICE EXPENSES -- DE MINIMIS VIOLATION	NCAA Division I Amateurism Cabinet	Immediate	To specify that a student-athlete may practice, but not compete, for a period of 45 days before his or her amateur status has been certified by the NCAA Eligibility Center.	Supported as noncontroversial legislation. Adopted.
2009-90	COMMITTEES -- COMMON COMMITTEES -- COMMITTEES WITH ONLY CHAMPIONSHIPS ADMINISTRATION RESPONSIBILITIES -- WOMEN'S ICE HOCKEY COMMITTEE COMPOSITION	NCAA Division I Championships/Sports Management Cabinet	August 1, 2010	In women's ice hockey, to specify that the NCAA Division I Women's Ice Hockey Committee shall be composed of three members from Division I and one at-large member.	Supported as noncontroversial legislation. Adopted.

Proposal Number	Title	Source	Effective Date	Intent	LGC Action
2009-91	COMMITTEES -- COMMON COMMITTEES -- COMMITTEES WITH GOVERNANCE ADMINISTRATION RESPONSIBILITIES -- INTERNATIONAL STUDENT RECORDS COMMITTEE -- COMPOSITION	NCAA Division I Academics Cabinet	Immediate	To specify that the NCAA Division I International Student Records Committee shall consist of six members, including two Division I representatives, two Division II representatives and two representatives who may be from either Division I or Division II.	Supported as noncontroversial legislation. Adopted.
2009-92	COMMITTEES -- DIVISION I CABINETS AND COMMITTEES -- COMMITTEES WITH CHAMPIONSHIPS ADMINISTRATION AND SPORTS ISSUES RESPONSIBILITIES -- MEN'S ICE HOCKEY COMMITTEE COMPOSITION	NCAA Division I Championships/Sports Management Cabinet	August 1, 2010	To specify that the NCAA Division I Men's Ice Hockey Committee may include members from Division II or Division III institutions that sponsor Division I men's ice hockey.	Supported as noncontroversial legislation. Adopted.

Proposal Number	Title	Source	Effective Date	Intent	LGC Action
2009-93	EXECUTIVE REGULATIONS -- ADMINISTRATION OF NCAA CHAMPIONSHIPS -- FAILURE TO ADHERE TO POLICIES AND PROCEDURES -- MAXIMUM FINANCIAL PENALTY	NCAA Division I Championships/Sports Management Cabinet	Immediate	To increase the maximum penalty that may be imposed for an institution's failure to adhere to published administrative procedures for the submission of regular-season results, availability questionnaires and/or entry forms, without prior approval from the Championships/Sports Management Cabinet, from $300 to $600.	Supported as noncontroversial legislation. Adopted.
2009-94	ADMINISTRATIVE REGULATIONS -- BASKETBALL EVENT CERTIFICATION -- WOMEN'S BASKETBALL -- GEOGRAPHIC REQUIREMENT	NCAA Division I Championships/Sports Management Cabinet	Immediate	In women's basketball, to specify that in order for a basketball event to be certified, participants on nonscholastic teams in a certified event must be legal residents of the state in which the team is located or a geographically adjoining state and not more than a total of three prospective student-athletes from adjoining states may participate on any one nonscholastic team.	Recommended that the NCAA Board of Directors sponsor the proposal into the 2009-10 legislative cycle.

NCAA Division I Legislative Council
October 19-20, 2009

ATTACHMENT C

Conference - Voting Delegate	Conference Type	Voting Weight	Approve LRIC minutes	Amendments to SLR waiver policies	2009-25 as noncontroversial	2009-25	2009-46 as noncontroversial	2009-46	2009-59 as noncontroversial	2009-59	2009-67 as noncontroversial	2009-67	Modify 2009-71	
America East C. Doyle	I	1.2	S	S	S	S	S	S	S	S	S	S	S	
Atlantic 10 E. Pasque	I	1.2	S	S	S	S	S	S	S	S	S	S	S	
Atlantic Coast S. Lyons	FBS	3	S	S	S	S	S	S	O	S	S	S	S	
Atlantic Sun B. Breedlove	I	1.2	S	S	S	S	S	S	S	S	S	S	S	
Big 12 L. Ebihara	FBS	3	S	S	S	S	S	S	S	S	S	S	S	
Big East J. F. D'Antonio, Jr.	FBS	3	S	S	S	S	S	S	S	S	S	S	S	
Big Sky J. Gee	FCS	1.2	S	S	S	S	S	S	O	S	S	S	S	
Big South M. Eaker	FCS	1.2	S	S	S	S	S	S	O	S	S	S	S	
Big Ten B. Jaffee	FBS	3	S	S	S	S	S	S	O	S	S	S	S	
Big West E. Monteabaro	I	1.2	S	S	S	S	S	S	S	S	S	S	S	
Colonial Athletic Association S. Groff	FCS	1.2	S	S	S	S	S	S	S	S	S	S	S	
Conference USA R. Philippi	FBS	3	S	S	S	S	S	S	S	S	S	S	S	
Horizon League E. Jacobs	I	1.2	S	S	S	S	S	S	S	S	S	S	S	
Ivy Group C. Campbell-McGovern	FCS	1.2	S	S	S	S	S	S	S	S	S	S	S	
Metro Atlantic Athletic W. Maher	I	1.2	S	S	S	S	S	S	S	S	S	S	S	
Mid-American J. Mynarski	FBS	1.5	S	S	S	S	S	S	S	S	S	S	S	
Mid-Eastern Athletic S. Stills	FCS	1.2	S	S	S	S	S	S	S	S	S	S	S	
Missouri Valley M. Mulvenna	FCS	1.2	S	S	S	S	S	S	S	S	S	S	S	
Mountain West J. Ruggiero	FBS	1.5	S	S	S	S	S	S	S	S	S	S	S	
Northeast M. Hefferan	FCS	1.2	S	S	S	S	S	S	S	S	S	S	S	
Ohio Valley B. DeBauche	FCS	1.2	S	S	S	S	S	S	S	S	S	S	S	
Pacific-10 K. Koong	FBS	3	S	S	S	S	S	S	S	S	S	S	S	
Patriot League P. Muffley	FCS	1.2	S	S	S	S	S	S	S	S	S	S	S	
Southeastern G. Sankey	FBS	3	S	S	S	S	S	S	O	S	S	S	S	
Southern D. King	FCS	1.2	S	S	S	S	S	S	S	S	S	S	S	
Southland T. Shoemake	FCS	1.2	S	S	S	S	S	S	S	S	S	S	S	
Southwestern Athletic A. Robinson	FCS	1.2	S	S	S	S	S	S	S	S	S	S	S	
Sun Belt C. Angelos	FBS	1.5	S	S	S	S	S	S	S	S	S	S	S	
Summit League A. Torain	I	1.2	S	S	S	S	S	S	S	S	S	S	S	
West Coast K. Peters	I	1.2	S	S	S	S	S	S	O	O	S	S	S	
Western Athletic R. Spear	FBS	1.5	S	S	S	S	S	S	S	S	S	S	S	
		Support (S)	**51**	**51**	**51**	**51**	**51**	**51**	**38.4**	**49.8**	**51**	**51**	**51**	
		Oppose (O)	**0**	**0**	**0**	**0**	**0**	**0**	**12.6**	**1.2**	**0**	**0**	**0**	
		Abstain (A)	**0**	**0**	**0**	**0**	**0**	**0**	**0**	**0**	**0**	**0**	**0**	
		No Vote Cast (Blank)	**0**	**0**	**0**	**0**	**0**	**0**	**0**	**0**	**0**	**0**	**0**	
		Total	**51**	**51**	**51**	**51**	**51**	**51**	**51**	**51**	**51**	**51**	**51**	

Conference - Voting Delegate	Conference Type	Voting Weight	2009-71 as noncontroversial	2009-71	2009-89 as noncontroversial	2009-89	2009-90 as noncontroversial	2009-90	2009-91 as noncontroversial	2009-91	2009-92 as noncontroversial	2009-92	2009-93 as noncontroversial	
America East C. Doyle	I	1.2	S	S	O	S	S	S	S	S	O	O	S	
Atlantic 10 E. Pasque	I	1.2	S	S	S	S	S	S	S	S	S	S	S	
Atlantic Coast S. Lyons	FBS	3	S	S	S	S	O	S	S	S	S	S	S	
Atlantic Sun B. Breedlove	I	1.2	S	S	S	S	S	S	S	S	S	S	S	
Big 12 L. Ebihara	FBS	3	S	S	S	S	S	S	S	S	S	S	S	
Big East J. F. D'Antonio, Jr.	FBS	3	S	S	S	S	S	S	S	S	S	S	O	
Big Sky J. Gee	FCS	1.2	S	S	S	S	S	S	S	S	S	S	S	
Big South M. Eaker	FCS	1.2	S	S	S	S	A	A	S	S	A	A	S	
Big Ten B. Jaffee	FBS	3	S	S	O	O	S	S	S	S	S	S	S	
Big West E. Monteabaro	I	1.2	S	S	S	S	A	A	S	S	A	A	S	
Colonial Athletic Association S. Groff	FCS	1.2	S	S	S	S	A	A	S	S	A	A	O	
Conference USA R. Philippi	FBS	3	S	S	S	S	O	S	O	S	S	S	S	
Horizon League E. Jacobs	I	1.2	S	S	S	S	S	S	S	S	S	S	S	
Ivy Group C. Campbell-McGovern	FCS	1.2	S	S	S	S	S	S	S	S	S	S	S	
Metro Atlantic Athletic W. Maher	I	1.2	S	S	S	S	S	S	S	S	O	S	O	
Mid-American J. Mynarski	FBS	1.5	S	S	S	S	S	S	S	S	S	S	S	
Mid-Eastern Athletic S. Stills	FCS	1.2	S	S	S	S	S	A	S	S	A	A	S	
Missouri Valley M. Mulvenna	FCS	1.2	S	S	S	S	A	S	S	S	A	S	S	
Mountain West J. Ruggiero	FBS	1.5	S	S	S	S	S	S	S	S	S	S	S	
Northeast M. Hefferan	FCS	1.2	S	S	O	S	S	S	S	S	S	S	S	
Ohio Valley B. DeBauche	FCS	1.2	S	S	S	S	S	S	S	S	O	O		
Pacific-10 K. Koong	FBS	3	S	S	O	S	S	S	S	S	S	S	S	
Patriot League P. Muffley	FCS	1.2	S	S	S	S	S	S	S	S	A	S	S	
Southeastern G. Sankey	FBS	3	S	S	S	S	O	A	S	S	O	A	S	
Southern D. King	FCS	1.2	S	S	O	S	S	S	S	S	S	S	S	
Southland T. Shoemake	FCS	1.2	S	S	S	S	S	A	S	S	S	A	S	
Southwestern Athletic A. Robinson	FCS	1.2	S	S	S	S	S	S	S	S	A	A	S	
Sun Belt C. Angelos	FBS	1.5	S	S	S	S	S	S	S	S	S	S	S	
Summit League A. Torain	I	1.2	S	S	S	S	S	S	S	S	S	S	S	
West Coast K. Peters	I	1.2	S	S	S	S	A	A	S	S	A	A	S	
Western Athletic R. Spear	FBS	1.5	S	S	O	S	S	A	S	S	S	A	S	
		Support (S)	51	51	39.9	48	36	39.3	48	51	34.8	35.7	44.4	
		Oppose (O)	0	0	11.1	3	9	0	3	0	6.6	2.4	5.4	
		Abstain (A)	0	0	0	0	6	11.7	0	0	9.6	12.9	0	
		No Vote Cast (Blank)	0	0	0	0	0	0	0	0	0	0	1.2	
		Total	51	51	51	51	51	51	51	51	51	51	51	

NCAA Division I Legislative Council
October 19-20, 2009

ATTACHMENT C

Conference - Voting Delegate	Conference Type	Voting Weight	2009-93	Request BOD to sponsor 2009-94 into the 2009-10 legislative cycle	Sponsor alternative to 2009-19	Sponsor alternative to 2009-30	Sponsor alternative to 2009-51	Sponsor alternative to 2009-54 (FBS Only)	Sponsor alternative to 2009-75
America East C. Doyle	I	1.2	S	S	S	S	S		S
Atlantic 10 E. Pasque	I	1.2	S	S	O	S	O		A
Atlantic Coast S. Lyons	FBS	3	S	S	O	S	S	S	
Atlantic Sun B. Breedlove	I	1.2	S	O	O	S	S		S
Big 12 L. Ebihara	FBS	3	S	S	O	S	S	S	
Big East J. F. D'Antonio, Jr.	FBS	3	S	S	O	S	S	S	S
Big Sky J. Gee	FCS	1.2	S	S	O	S	S		S
Big South M. Eaker	FCS	1.2	S	S	S	S	S		S
Big Ten B. Jaffee	FBS	3	S	S	S	S	S	S	S
Big West E. Monteabaro	I	1.2	S	S	O	S	S		S
Colonial Athletic Association S. Groff	FCS	1.2	O	S	S	S	S		S
Conference USA R. Philippi	FBS	3	O	S	S	S	S	S	A
Horizon League E. Jacobs	I	1.2	S	S	S	S	S		S
Ivy Group C. Campbell-McGovern	FCS	1.2	S	S	S	S	S		S
Metro Atlantic Athletic W. Maher	I	1.2	O	S	S	S	S		O
Mid-American J. Mynarski	FBS	1.5	S	S	S	S	S	S	S
Mid-Eastern Athletic S. Stills	FCS	1.2	S	S	S	S	S		S
Missouri Valley M. Mulvenna	FCS	1.2	S	S	O	S	S		S
Mountain West J. Ruggiero	FBS	1.5	S	S	O	S	S	O	O
Northeast M. Hefferan	FCS	1.2	S	S	S	S	S		S
Ohio Valley B. DeBauche	FCS	1.2	S	S	O	S	S		O
Pacific-10 K. Koong	FBS	3	S	S	A	S	S	O	
Patriot League P. Muffley	FCS	1.2	S	S	S	S	S		S
Southeastern G. Sankey	FBS	3	S	S	O	S	S	S	
Southern D. King	FCS	1.2	S	S	S	S	S		O
Southland T. Shoemake	FCS	1.2	S	S		S	S		S
Southwestern Athletic A. Robinson	FCS	1.2	S	S	S	S			S
Sun Belt C. Angelos	FBS	1.5	S	S	O	S	S	O	O
Summit League A. Torain	I	1.2	S	S	S	S	S		S
West Coast K. Peters	I	1.2	S	S	S	S	S		S
Western Athletic R. Spear	FBS	1.5	S	S	S	S	S	S	S
		Support (S)	**45.6**	**49.8**	**24.6**	**51**	**48.6**	**8**	**28.2**
		Oppose (O)	**5.4**	**1.2**	**22.2**	**0**	**1.2**	**3**	**6.6**
		Abstain (A)	**0**	**0**	**3**	**0**	**0**	**0**	**4.2**
		No Vote Cast (Blank)	**0**	**0**	**1.2**	**0**	**1.2**	**0**	**12**
		Total	**51**	**51**	**51**	**51**	**51**	**11**	**51**

ATTACHMENT D

NCAA Division I Legislative Council
Actions, Preliminary Positions, Points to Consider, Comments and Mootnicity Implications Related to 2009-10 Legislative Cycle Proposals

This attachment describes the details of the Legislative Council's actions, preliminary positions, points to consider and comments, along with any mootnicity issues, related to legislation schedule for initial consideration in January 2010.

Please note that a position of preliminary support for proposal reflects that the council supported the sponsor's rationale statement and any additional rationale for support expressed in the position statements for the particular proposal. Further, a position of preliminary opposition reflects that it is likely the council agreed with opposition expressed in position statements for the particular proposal. If no preliminary position is noted for a particular proposal, the council took no position, but noted comments and points for membership consideration in preparation for the council's initial formal review of the legislation in January 2010.

Please note that the NCAA Division I Official Notice will be available on the NCAA Web site by November 15, 2009. The Official Notice will include all of the 2009-10 legislative cycle proposals that are to be initially considered in January 2010.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-9	ETHICAL CONDUCT -- UNETHICAL CONDUCT -- KNOWINGLY INFLUENCING OTHERS TO FURNISH FALSE OR MISLEADING INFORMATION	To specify that knowingly influencing others to furnish the NCAA or an individual's institution false or misleading information concerning an individual's involvement in or knowledge of matters relevant to a possible violation of an NCAA regulation constitutes unethical conduct.	Preliminary support.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-10	PERSONNEL -- DEFINITIONS AND APPLICATIONS -- GRADUATE-ASSISTANT COACH -- EMPLOYMENT WITHIN SEVEN YEARS OF GRADUATION OR EXHAUSTING ELIGIBILITY -- BOWL SUBDIVISION FOOTBALL	In bowl subdivision football, to specify that a graduate-assistant coach is any coach who has received a baccalaureate degree or has exhausted athletics eligibility (whichever occurs later) within the previous seven years and qualifies for appointment as a graduate assistant under the policies of the institution.	• The sponsors clarified that appointment to a graduate assistant position must be within seven years of receiving baccalaureate degree or exhausting eligibility. • Noted the abuses the proposal is designed to address, but expressed concerns as to whether the seven-year period is a reasonable restriction. • Should more uniform restrictions/requirements [e.g., term-to-term academic requirements, no previous coaching experience at a four-year collegiate institution or professional league] be considered as opposed to a time restriction?
2009-11	PERSONNEL -- DEFINITIONS AND APPLICATIONS -- GRADUATE-ASSISTANT COACH -- BOWL SUBDIVISION FOOTBALL AND WOMEN'S ROWING -- LESS THAN 50 PERCENT OF FULL-TIME ENROLLMENT DURING FINAL TERM	In bowl subdivision football and women's rowing, to specify that a graduate-assistant coach may be enrolled in less than 50 percent of the institution's minimum regular graduate program of studies during his or her final semester or quarter of the degree program, provided he or she is carrying (for credit) the courses necessary to complete the degree requirements.	Preliminary support.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-12-A	PERSONNEL -- DEFINITIONS AND APPLICATIONS -- UNDERGRADUATE STUDENT-ASSISTANT COACH	To permit a student-athlete to serve as an undergraduate student-assistant coach at the institution at which the student-athlete most recently participated in intercollegiate athletics, provided the student-athlete is currently enrolled at the institution as a full-time undergraduate student who has exhausted his or her eligibility in the sport or has become injured to the point that he or she is unable to practice or compete ever again; further, to specify that the limit of undergraduate student-assistant coaches in each sport shall be the same as the limit of countable coaches permitted in the sport.	• Noted the proposal eliminates the requirement that the former student-athlete may only serve as a coach during his or her five-year eligibility period. • Noted the proposal applies only to the former student-athlete pursuing his or her first baccalaureate degree [as opposed to a graduate degree] at the institution where the student-athlete most recently participated in athletics. • Places numerical limitations identical to the limit of countable coaches in the sport. • Expressed concerns about former male student-athletes serving as undergraduate assistants in women's sports and being used primarily as practice players. • Adoption of NCAA Division I Proposal No. 2009-12-A renders Proposal No. 2009-12-B moot.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-12-B	PERSONNEL -- DEFINITIONS AND APPLICATIONS -- STUDENT-ASSISTANT COACH -- FIVE-YEAR ELIGIBILITY PERIOD	To eliminate the requirement that a student-athlete, who has exhausted his or her eligibility in the sport or has become injured to the point that he or she is unable to practice or compete ever again, may only participate as a student-assistant coach within his or her five-year eligibility period.	• Noted the proposal eliminates the requirement that the former student-athlete may only serve as a coach within his or her five-year eligibility period. • Noted the proposal does not change the current rule, which applies to former student-athletes pursuing a baccalaureate or graduate degree. • Expressed concerns about former male student-athletes serving as student assistants in women's sports and being used primarily as practice players. • Proposal No. 2009-12-B rendered moot by the adoption of Proposal No. 2009-12-A.
2009-13	PERSONNEL AND RECRUITING -- RECRUITING COORDINATION FUNCTIONS -- PERMISSIBLE CALLERS -- EXCEPTION -- VOLUNTEER COACH -- TRACK AND FIELD	In track and field, to permit a volunteer coach to make telephone calls to and receive telephone calls from a prospective student-athlete, provided the coach has successfully completed the coaches' certification exam.	Preliminary opposition.
2009-14-A	PERSONNEL -- DEFINITIONS AND APPLICATIONS -- MANAGER -- FORFEITURE OF ELIGIBILITY IN BASEBALL	To establish criteria by which an individual may serve as a manager, as specified.	Preliminary support. • Adoption of Proposal No. 2009-14-A renders Proposal No. 2009-14-B moot.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-14-B	PERSONNEL -- DEFINITIONS AND APPLICATIONS -- MANAGER	To establish criteria by which an individual may serve as a manager, as specified.	• Noted the proposal removes the "forfeiture of eligibility" condition for a baseball manager. • Expressed preference for Proposal No. 2009-14-A. • Proposal No. 2009-14-B rendered moot by the adoption of Proposal No.2009-14-A.
2009-15	PERSONNEL -- LIMITATIONS ON THE NUMBER AND DUTIES OF COACHES -- NONCOACHING ACTIVITIES -- NONCOACHING ATHLETICS STAFF MEMBER WITH SPORT-SPECIFIC RESPONSIBILITIES	To permit noncoaching staff with sport-specific responsibilities to participate in organized activities involving only the coaching staff or administrative duties (e.g., attend meetings involving coaching activities, analyze video of the institution's or an opponent's team, track statistics during practice or competition).	• Expressed concerns regarding potential competitive advantages [e.g., multiple video analysts]. • Expressed concern that the proposal does not send the appropriate message that such positions are supposed to be noncoaching positions.
2009-16-A	PERSONNEL -- LIMITATIONS ON THE NUMBER AND DUTIES OF COACHES -- CONTACT AND EVALUATION OF PROSPECTIVE STUDENT-ATHLETES -- FALL EVALUATION PERIOD -- EXCEPTION -- FOOTBALL	In football, to permit ten coaches to recruit off campus at any one time during the fall evaluation period during any week (Sunday through Saturday) in which no regular season competition is scheduled.	Preliminary support. • Noted that a week is defined as the seven day period from Sunday through Saturday. • Generally provides for ten coaches to be involved in off-campus recruiting activities during one week [the bye week] during the fall evaluation period. • Adoption of Proposal No. 2009-16-B renders Proposal No. 2009-16-A moot.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-16-B	PERSONNEL -- LIMITATIONS ON THE NUMBER AND DUTIES OF COACHES -- CONTACT AND EVALUATION OF PROSPECTIVE STUDENT-ATHLETES -- FALL EVALUATION PERIOD -- EXCEPTION -- FOOTBALL -- ANY SEVEN DAY PERIOD	In football, to permit ten coaches to recruit off campus at any one time during the fall evaluation period during any week (seven consecutive days) in which no regular season competition is scheduled.	Preliminary support. • Noted that a week is defined as any seven consecutive-day period. • Expressed concern that ten coaches may be involved in off-campus recruiting activities during several weeks of the fall evaluation period; suggested sponsors consider limiting the application to one period of seven consecutive days during the fall evaluation period. • Proposal No. 2009-16-B renders Proposal No. 2009-16-A moot.
2009-17	PERSONNEL -- CERTIFICATION TO RECRUIT OFF CAMPUS -- CERTIFICATION ADMINISTRATION -- FACULTY ATHLETICS REPRESENTATIVE	To specify that an institution's faculty athletics representative shall administer the annual coaches' certification test; further, to specify that if the faculty athletics representative is unable to administer the test, he or she shall appoint an institutional staff member outside the athletics department to administer the test.	Preliminary opposition.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-18	PERSONNEL AND RECRUITING -- RECRUITING COORDINATION FUNCTIONS -- EXCEPTION -- NONCOACHING STAFF MEMBERS AND NONCOUNTABLE COACHES -- TELEPHONE CALLS IN CONJUNCTION WITH OFFICIAL VISIT	To permit a noncoaching staff member or a noncountable coach to initiate telephone calls to and receive telephone calls from a prospective student-athlete or those individuals accompanying the prospective student-athlete during the prospective student-athlete's official visit transportation and during his or her official visit; further; to specify that athletics department staff members may make unlimited telephone calls to the prospective student-athlete or those individuals accompanying the prospective student-athlete during the prospective student-athlete's official visit transportation and during his or her official visit.	Preliminary support.
2009-19-A	PERSONNEL -- LIMITATIONS ON NUMBER OF COACHES AND OFF-CAMPUS RECRUITERS -- WOMEN'S SAND VOLLEYBALL AND WOMEN'S VOLLEYBALL	To specify that an institution that sponsors only women's sand volleyball shall have a limit of two coaches who may be employed and a limit of two coaches who may contact or evaluate prospective student-athletes off-campus at any one time; further, to specify that an institution that sponsors women's sand volleyball and women's volleyball shall have a limit of four coaches who may be employed and a limit of two coaches who may contact or evaluate prospective student-athletes off-campus at any one time.	• Agreed it is advisable to send the proposal out for comment in January and defer final action until the April Legislative Council meeting pending the outcome of the override vote on Proposal No. 2008-59 at the 2010 NCAA Convention. • Sponsored an alternative proposal (Proposal No. 2009-19-B) to establish separate coaching limits for both women's volleyball and women's sand volleyball.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-19-B	PERSONNEL -- LIMITATIONS ON NUMBER OF COACHES AND OFF-CAMPUS RECRUITERS -- WOMEN'S SAND VOLLEYBALL	In women's sand volleyball, to specify that the limit on the number of coaches who may be employed is two and the limit on the number of coaches who may contact or evaluate prospective student-athletes off-campus at any one time is two.	Agreed it is advisable to send the proposal out for comment in January and defer final action until the April Legislative Council meeting pending the outcome of the override vote on Proposal No. 2008-59 at the 2010 NCAA Convention.
2009-20	PERSONNEL -- LIMITATIONS ON THE NUMBER OF OFF-CAMPUS RECRUITERS -- ON-CAMPUS EVENTS -- WOMEN'S BASKETBALL	In women's basketball, to specify that a coaching staff member who attends an athletics event on the institution's campus that involves women's basketball prospective student-athletes is considered an off-campus recruiter.	Preliminary support.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-22	AMATEURISM AND ELIGIBILITY -- INVOLVEMENT WITH PROFESSIONAL TEAMS -- EXCEPTION -- PRIOR TO INITIAL FULL-TIME COLLEGIATE ENROLLMENT -- DELAYED ENROLLMENT -- SEASONS OF COMPETITION -- SPORTS OTHER THAN MEN'S ICE HOCKEY	In sports other than men's ice hockey, to specify that prior to initial full-time collegiate enrollment, an individual may enter into an agreement to compete on a professional team and compete on a professional team, provided the agreement does not guarantee or promise payment [at any time]in excess of more than actual and necessary expenses to participate on the team; further, in sports other than men's ice hockey tennis, swimming and diving and women's volleyball, to specify that a student athlete who does not initially enroll full-time in a collegiate institution within one year (six months for tennis) or the next opportunity to enroll following the high school graduation date of the prospective student-athlete's class and participates in organized events after the specified time period shall be charged with a season of intercollegiate competition for each year of participation and shall fulfill an academic year in residence (one year for each year of competition in tennis) on matriculation at the certifying institution before being eligible to represent the institution in intercollegiate competition.	Agreed with the Amateurism Cabinet's preference not to vote separately on the subparagraph related to participating on a professional team and the subparagraph related to the impact on eligibility [the organized competition rule].

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-23	AMATEURISM AND AWARDS, BENEFITS AND EXPENSES -- EXCEPTIONS TO AMATEURISM RULE -- BENEFITS, GIFTS AND SERVICES -- INSURANCE AGAINST DISABLING-INJURY OR ILLNESS	To specify that an institution's president or chancellor may designate an institutional staff member (or staff members) to assist a student-athlete with arrangements for securing a loan against future earnings potential for the purpose of purchasing insurance against a disabling injury or illness and to assist with arrangements for securing such insurance.	Preliminary support.
2009-24	AMATEURISM -- INVOLVEMENT WITH PROFESSIONAL TEAMS -- TRYOUTS -- MEN'S ICE HOCKEY	In men's ice hockey, to specify that a prospective or enrolled student-athlete may accept actual and necessary expenses from the National Hockey League (NHL) to attend the NHL scouting combine, regardless of the duration of the combine.	Preliminary support.
2009-26	RECRUITING -- DEFINITIONS AND APPLICATIONS -- DEAD PERIOD -- EXCEPTION -- UNOFFICIAL VISIT AFTER NATIONAL LETTER OF INTENT SIGNING OR OTHER WRITTEN COMMITMENT	To specify that a prospective student-athlete who has signed a National Letter of Intent (NLI) is permitted to make an unofficial visit during a dead period to the institution with which he or she has signed the NLI; further, to specify that for an institution not using the NLI in a particular sport, or for a prospective student-athlete who is not eligible to sign the NLI (e.g., four-year college transfer), a prospective student-athlete is permitted to make an unofficial visit during a dead period, provided he or she has signed the institution's written offer of admission or financial aid, or the institution has received a financial deposit from the prospective student-athlete in response to an offer of admission.	• Expressed concerns related to compromising the intent of dead periods in general. • Noted it may be confusing to coaches.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-27	RECRUITING -- DEFINITIONS AND APPLICATIONS -- EVALUATION DAYS -- SPRING EVALUATION PERIOD -- 168 DAYS -- FOOTBALL	In football, to specify that the spring evaluation period shall consist of 168 (216 for U.S. service academies) evaluation days (excluding Memorial Day and Sundays) from April 15 through May 31, selected at the discretion of the institution and designated in writing in the office of the director of athletics.	FCS – Preliminary support. FBS – Preliminary support.
2009-28	RECRUITING -- CONTACTS AND EVALUATIONS -- TELEPHONE CALLS -- OFFICIAL AND UNOFFICIAL VISITS -- OFFERS OF FINANCIAL AID -- TRYOUTS -- WOMEN'S SOCCER	In women's soccer, to revise or establish restrictions related to contacts, telephone calls official and unofficial visits, offers of financial aid and involvement in nonscholastic-based soccer programs, as specified.	• Noted the NCAA Division I Recruiting and Athletics Personnel Issues Cabinet's examination of the issues of early recruitment as part of the development of a comprehensive recruiting model, but expressed concern that a more expeditious review of "early recruiting" issues should occur. • Noted the proposal could serve as a "litmus test" for the cabinet's review and welcomed additional substantive comments from the cabinet, but agreed that it may be appropriate to take action on the proposal during this cycle at the April Legislative Council meeting.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-29	RECRUITING AND ELIGIBILITY -- FOUR-YEAR PROSPECTIVE STUDENT-ATHLETES -- PERMISSION TO CONTACT AND TRANSFER RELEASE -- RESPONSE TO REQUEST AND HEARING OPPORTUNITY	To specify that an institution shall grant or deny a request to permit another institution to contact a student-athlete about transferring or a request for release as a condition of the one-time transfer exception within seven calendar days of receipt of the request; further, to specify that if the request is denied, the institution shall conduct a hearing within 14 calendar days of receipt of the student-athlete's written request and that the student-athlete shall be provided the opportunity to appear in-person or via telephone and actively participate in the hearing.	Preliminary support. • Noted sponsor modifications that require institutional action to the request for permission to contact regarding a possible transfer or the one-time transfer release within seven business days and require that the hearing is conducted [if the permission or the release is denied] and a response is provided within 15 business days. • Clarified that the time frame starts with the student-athlete's written request [not the institution acting on behalf of the student-athlete]. • Clarified that failure to meet specified deadlines for action results in an automatic approval of permission to contact and/or one-time transfer release.
2009-30-A	RECRUITING -- PERMISSIBLE RECRUITERS -- NONCOACHING STAFF MEMBERS WITH SPORT-SPECIFIC RESPONSIBILITIES -- BASKETBALL	In basketball, to specify that a noncoaching staff member with sport-specific responsibilities shall not attend an off-campus athletics event involving prospective student-athletes (e.g., high-school contest, sports camp) unless the staff member is an immediate family member or legal guardian of one of the participants in the activity; further, to establish conditions by which a staff member who is an immediate family member or legal guardian of a participant may attend such an event, as specified.	• Sponsored an alternative proposal (Proposal No. 2009-30-B) to apply to all sports. • Expressed preliminary support but prefer Proposal No. 2009-30-B. • Proposal No. 2009-30-A is rendered moot by the adoption of Proposal No. 2009-30-B.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-30-B	RECRUITING -- PERMISSIBLE RECRUITERS -- NONCOACHING STAFF MEMBERS WITH SPORT-SPECIFIC RESPONSIBILITIES	To specify that a noncoaching staff member with sport-specific responsibilities shall not attend an off-campus athletics event involving prospective student-athletes (e.g., high-school contest, sports camp) unless the staff member is an immediate family member or legal guardian of one of the participants in the activity; further, to establish conditions by which a staff member who is an immediate family member or legal guardian of a participant may attend such an event, as specified.	• Preliminary support, prefer Proposal No. 2009-30-B inasmuch as it is applicable to all sports. • Adoption of Proposal No. 2009-30-B renders Proposal No. 2009-30-A moot.
2009-31	RECRUITING -- CONTACTS AND EVALUATIONS -- HEAD COACH RESTRICTIONS -- ASSISTANT COACH PUBLICLY DESIGNATED AS NEXT HEAD COACH -- BOWL SUBDIVISION FOOTBALL	In bowl subdivision football, to specify that an institution's assistant coach who has been publicly designated by the institution to become the next head coach shall be subject to the recruiting restrictions applicable to the institution's head coach.	Preliminary support. • Noted that it may be necessary to further clarify circumstances that constitute “public designation” as the next head coach.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-32	RECRUITING -- TELEPHONE CALLS -- TIME PERIOD FOR TELEPHONE CALLS -- EXCEPTION -- UNLIMITED DURING CONTACT PERIOD	To specify that during a contact period, telephone calls may be made at the institution's discretion.	• Noted the potential intrusion into the lives of prospective student-athletes and acknowledged the difficulty prospects may have in setting appropriate ground rules for receiving telephone calls. • Noted institutional concerns related to the inordinate amount of resources being expended on monitoring phone calls. • Received information of a possible modification to permit unlimited telephone calls during the contact period only in sports with recruiting calendars.
2009-33	RECRUITING -- TELEPHONE CALLS -- EXCEPTION -- UNLIMITED AFTER RECEIPT OF ROOM OR TUITION DEPOSIT	To specify that on or after May 1 of a prospective student-athlete's senior year in high school, there shall be no limit on the number of telephone calls by an institution to the prospective student-athlete, provided the institution has received his or her room or tuition deposit in response to the institution's offer of admission.	Preliminary support.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-34	RECRUITING -- TELEPHONE CALLS -- EXCEPTION -- DAY OF UNOFFICIAL VISIT	To permit a noncoaching staff member or a noncountable coach to initiate telephone calls to and receive telephone calls from a prospective student-athlete (or his or her parents or legal guardians) on the day or days of an unofficial visit; further; to specify that athletics department staff members may make unlimited telephone calls to a prospective student-athlete (or his or her parents or legal guardians) on the day or days of an unofficial visit without such telephone calls being subject to the regulations regarding the timing or number of telephone calls.	Preliminary opposition. • Expressed concerns that since there are no limits on the number of unofficial visits, numerous calls could be made by otherwise unauthorized staff members to prospects who otherwise had not reached the age to begin receiving telephone calls.
2009-35	RECRUITING -- CONTACTS AND EVALUATIONS -- VISIT TO PROSPECTIVE STUDENT-ATHLETE'S EDUCATIONAL INSTITUTION -- VISITS DURING EVALUATION PERIOD -- FOOTBALL	In football, to specify that not more than two coaches per institution may visit a prospective student-athlete's educational institution on any one calendar day during an evaluation period.	FCS – Preliminary opposition. FBS - Acknowledged concerns related to numerous coaching staff members visiting prospects' educational institutions during the evaluation period only for the purpose of "being seen", but took no position on whether the limit of two coaching staff members on any one calendar day reflected the appropriate numerical limit.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-37	RECRUITING -- EVALUATIONS -- SUMMER EVALUATION PERIOD -- NONINSTITUTIONAL NONORGANIZED EVENTS -- WOMEN'S BASKETBALL	In women's basketball, to prohibit evaluations at noninstitutional nonorganized events (e.g., pick-up games, open gyms) during the summer evaluation period.	Preliminary support.
2009-38	RECRUITING -- EVALUATIONS -- SCHOLASTIC AND NONSCHOLASTIC ACTIVITIES -- CHAMPIONSHIP SUBDIVISION FOOTBALL	In championship subdivision football, to specify that live athletics evaluations may be conducted at scholastic or nonscholastic athletics activities, provided there is no institutional involvement in arranging or directing such activities.	Preliminary support. • Noted the desire to permit coaches to observe all-star games, some of which may not be conducted by the applicable state scholastic governing body as permitted by the current legislation. • Noted the need to continue to monitor the influx of nonscholastic influences.
2009-39	RECRUITING -- LIMITATIONS ON NUMBER OF EVALUATIONS -- EVALUATION DAYS -- WOMEN'S SAND VOLLEYBALL	To specify that an institution that sponsors only women's sand volleyball or sponsors both women's volleyball and women's sand volleyball is limited to 100 evaluation days (measured August 1 through July 31); further, to specify that if an institution sponsors both women's volleyball and women's sand volleyball, a coach's involvement outside a volleyball contact or evaluation period with a local sports club (volleyball or sand volleyball) per Bylaw 13.11.2.3 shall count toward the limit.	Noted the limitations appear to be reasonable, but agreed it is advisable to send the proposal out for comment in January and defer final action until the April Legislative Council meeting pending the outcome of the override vote on Proposal No. 2008-59 at the 2010 NCAA Convention.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-40	RECRUITING -- PRINTED RECRUITING MATERIALS -- GENERAL CORRESPONDENCE -- INSTITUTIONAL LETTERHEAD	To establish additional provisions governing general correspondence that an institution may send to prospective student-athletes, their parents or legal guardians, their coaches or any other individual responsible for teaching or directing an activity in which a prospective student-athlete is involved, as specified.	Acknowledged the abuses that are occurring due to lack of uniform standards related to the content and design on institutional letterhead, but also expressed some concern as to whether this type of item was a priority item when compared to other more pressing recruiting issues that need resolution [e.g., early recruitment].
2009-41	RECRUITING -- RECRUITING MATERIALS -- ATHLETICS PUBLICATIONS -- NO PRINTED MEDIA GUIDES OR RECRUITING BROCHURES	To specify that an institution shall not produce (or arrange for or authorize a third party to produce) a media guide, recruiting brochure or any other athletics publication printed in a hard copy format other than a game program; further, to specify that an institution may post a media guide or recruiting brochure on its Web site, but may not print such items and provide them to a prospective student-athlete (or his or her parents or legal guardians).	• Noted significant interpretive issues as to the scope of the prohibition that an institution shall not produce any other athletics publication in a hard copy format, other than a media guide. • Adoption of Proposal No. 2009-41 renders Proposal No. 2009-42 moot.
2009-42	RECRUITING -- RECRUITING MATERIALS -- ATHLETICS PUBLICATIONS -- NO PRINTED PUBLICATIONS TO PROSPECTIVE STUDENT-ATHLETES	To specify that an institution shall not provide a printed media guide or any other printed athletics publication not listed in Bylaw 13.4.1.1 to a prospective student-athlete, his or her parents or legal guardians, the prospective student athlete's educational institution or any individual involved in the coaching of a prospective student-athlete.	• Clarified that a hard copy media guide [or any other athletics publication not listed as a permissible printed recruiting publication to provide to a prospect] should not be provided to a prospect if there is any institutional involvement [making it available to the general public free of charge is not an alternative]. • Rendered moot by the adoption of Proposal No. 2009-41.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-43	RECRUITING -- RECRUITING MATERIALS -- ELECTRONIC TRANSMISSIONS -- EXCEPTION -- AFTER RECEIPT OF FINANCIAL DEPOSIT	To specify that on or after May 1 of a prospective student-athlete's senior year in high school, there shall be no limit on the forms of electronically transmitted correspondence that may be sent by an institution to the prospective student-athlete, provided the institution has received a financial deposit in response to the institution's offer of admission.	Preliminary support.
2009-44	RECRUITING -- RECRUITING MATERIALS -- VIDEO/AUDIO MATERIALS AND COMPUTER GENERATED RECRUITING PRESENTATIONS	To specify that an institution may produce video or audio material to show to, play for or provide to a prospective student-athlete, provided such material includes only general information related to an institution or its athletics programs and is not created for recruiting purposes; further, to specify that a computer generated recruiting presentation may include general informational video/audio material that relates to an institution or its athletics programs and is not created for recruiting purposes.	Noted potential difficulties in determining/applying the standard that the information is not created specifically for recruiting purposes.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-45	RECRUITING -- OFFICIAL VISIT -- FIRST OPPORTUNITY TO VISIT -- JUNE IMMEDIATELY PRIOR TO SENIOR YEAR -- FOOTBALL	In football, to specify that a prospective student-athlete may be provided an expense-paid visit during the month of June immediately preceding the prospective student-athlete's senior year in high school.	FCS- Preliminary opposition. FBS – Preliminary opposition. • Expressed concerns that the proposal was not consistent with the intent of the official visit, which is to allow the prospective student-athlete to experience normal campus life. • Expressed concern regarding disruption in the prospect's academic year depending on the prospect's academic calendar [noted a possible alternative proposal to require the prospect's academic year to be completed prior to the visit]. • Noted the proposal would further an earlier recruitment process. • Note potential issues/conflicts with institutional camps. .

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-47	RECRUITING -- LETTER OF INTENT PROGRAMS, FINANCIAL AID AGREEMENTS -- WRITTEN OFFER OF AID BEFORE SIGNING DATE -- FOOTBALL	In football, to specify that prior to August 1 of a prospective student-athlete's senior year in high school, an institution shall not provide a written offer of athletically related financial aid or indicate in writing to the prospective student-athlete that an athletically related grant-in-aid will be offered by the institution.	• Noted the Recruiting and Athletics Personnel Issues Cabinets examination of the issues of early recruitment as part of the development of a comprehensive recruiting model, but expressed concern that a more expeditious review of "early recruiting" issues should occur. • Noted the proposal could serve as a "litmus test" for the cabinet's review and welcomed additional substantive comments from the cabinet, but agreed that it may be appropriate to take action on the proposal during this cycle at the April Legislative Council meeting.
2009-48	RECRUITING AND FINANCIAL AID -- LETTER-OF-INTENT PROGRAMS, FINANCIAL AID AGREEMENTS -- LETTER OF INTENT RESTRICTION -- LIMITATION ON NUMBER OF SIGNINGS -- BOWL SUBDIVISION FOOTBALL	In bowl subdivision football, to specify that there shall be an annual limit of 28 on the number of prospective student-athletes who may sign a National Letter of Intent or an institutional offer of financial aid from the initial signing date of the National Letter of Intent through May 31.	Preliminary support. • Noted that midyear two-year college transfers are not included in the numerical limitations.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-49	RECRUITING -- TRYOUTS -- COMPETITION AGAINST PROSPECTIVE STUDENT-ATHLETES -- FOOTBALL	In football, to prohibit an institution's varsity and subvarsity intercollegiate teams from competing against any team that includes prospective student-athletes.	FCS – Preliminary opposition. • Noted the potential recruiting abuses are more prevalent in FBS. • Noted the significant number of legitimate subvarsity programs in FCS and the potential scheduling difficulties that could result. • Agreed there is merit to further discussion as to whether financial guarantees should be prohibited. FBS – Preliminary support.
2009-50	RECRUITING AND ADMINISTRATIVE REGULATIONS -- LOCAL SPORTS CLUBS -- ADDITIONAL RESTRICTIONS -- QUIET PERIODS -- WOMEN'S SOCCER	In women's soccer, to specify that during a dead or quiet period, institutional coaching staff members may not coach a local sports team at an off-campus competition where prospective student-athletes are present; further, to establish quiet periods in women's soccer, as specified.	• Noted that the proposed women's calendar and Proposal No. 2009-58 related to the men's soccer recruiting calendar are significantly different. • Noted that feedback/input from the National Soccer Coaches Association of America indicated lack of support for the proposal.
2009-51-A	RECRUITING -- CAMPS AND CLINICS -- INSTITUTION'S SPORTS CAMPS AND CLINICS -- LOCATION -- BASKETBALL	In basketball, to specify that an institution's camp or clinic shall be conducted on the institution's campus or within a 100-mile radius of the institution's campus.	• Sponsored alternative proposal (Proposal No. 2009-51-B) to apply to all sports. • Expressed preliminary support but prefers Proposal No. 2009-51-B. • Proposal No. 2009-51-A rendered moot by the adoption of Proposal No. 2009-51-B.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-51-B	RECRUITING -- CAMPS AND CLINICS -- INSTITUTION'S SPORTS CAMPS AND CLINICS -- LOCATION – SPORTS OTHER THAN FOOTBALL	In sports other than football, to specify that an institution's camp or clinic shall be conducted on the institution's campus or within a 100-mile radius of the institution's campus.	• Preliminary support, prefer Proposal No. 2009-51-B inasmuch as it is applicable to all sports. • Adoption of Proposal No. 2009-51-B renders Proposal No. 2009-51-A moot.
2009-52	RECRUITING -- CAMPS AND CLINICS -- CONDUCTED DURING JUNE, JULY AND AUGUST -- EMPLOYMENT IN NONINSTITUTIONAL, PRIVATELY OWNED CAMPS AND CLINICS AT ANY LOCATION -- CHAMPIONSHIP SUBDIVISION FOOTBALL	In championship subdivision football, to specify that an institution's camp or clinic may be conducted only during the months of June, July and August or any calendar week (Sunday through Saturday) that includes days of those months (e.g., May 28-June 3); further, to specify that an institution's coach or noncoaching staff member with responsibilities specific to football may be employed in any capacity in a noninstitutional, privately owned camp or clinic at any location and only during the months of June, July and August or any calendar week (Sunday through Saturday) that includes days of those months (e.g., May 28-June 3).	• Expressed preliminary support for the concept of allowing coaches and sport-specific staff to work at noninstitutional camps/clinics at any location. • Adoption of Proposal No. 2009-52 renders Proposal Nos. 2009-53 and 2009-54 moot for FCS.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-53	RECRUITING -- CAMPS AND CLINICS -- CONDUCTED DURING JUNE, JULY AND AUGUST -- FOOTBALL	In football, to specify that an institution's camp or clinic may be conducted only during the months of June, July and August or any calendar week (Sunday through Saturday) that includes days of those months.	FCS • Noted that the rationale for the current rule is to provide coaches and sport-specific staff time away from football. However, the proposal does provide more opportunities for those who prefer to work camps. • Questioned the inclusion of August since preseason practice typically begins early in the month. FBS – Preliminary opposition.
2009-54-A	RECRUITING -- CAMPS AND CLINICS -- EMPLOYMENT IN NONINSTITUTIONAL, PRIVATELY OWNED CAMPS OR CLINICS AT ANY LOCATION – FOOTBALL	In football, to specify that an institution's coach or noncoaching staff member with responsibilities specific to football may be employed in a noninstitutional, privately owned camp or clinic at any location during the two periods of 15 consecutive days in the months of June and July as declared by the institution.	FCS- Preliminary Support FBS • Sponsored alternative proposal (Proposal No. 2009-54-B) to permit countable coaching staff members to be employed at one noninstitutional camp/clinic at any location. • Noted potential recruiting advantages and expressed a preference for Proposal No. 2009-54-B.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-54-B	RECRUITING -- CAMPS AND CLINICS -- EMPLOYMENT IN NONINSTITUTIONAL, PRIVATELY OWNED CAMPS OR CLINICS -- BOWL SUBDIVISION FOOTBALL	In bowl subdivision football, to specify that an institution's countable coach may be employed (either on a salaried or volunteer basis) in any capacity (e.g., counselor, guest lecturer, consultant) in one noninstitutional, privately owned camp or clinic per year that is located outside the state in which the institution is located or outside a 50-mile radius of the institution's campus, provided the camp or clinic is operated in accordance with restrictions applicable to institutional camps.	FBS - Preliminary support.
2009-55	RECRUITING -- CAMPS AND CLINICS -- EMPLOYMENT DURING QUIET PERIODS -- WOMEN'S VOLLEYBALL	In women's volleyball, to specify that it is not permissible for a coach or a noncoaching staff member with responsibilities specific to volleyball to be employed (either on a salaried or a volunteer basis) at an institutional camp or clinic or a noninstitutional, privately owned camp or clinic that is conducted off the institution's campus during a quiet period.	Preliminary support.
2009-56	RECRUITING -- USE OF RECRUITING FUNDS -- RECRUITING OR SCOUTING SERVICES -- CRITERIA FOR SUBSCRIPTION	To establish additional criteria that must be satisfied in order for an institution to subscribe to a recruiting or scouting service involving prospective student-athletes, as specified.	Preliminary support.
2009-57	ADMINISTRATIVE REGULATIONS -- RECRUITING CALENDARS -- FOOTBALL -- QUIET PERIODS IN JANUARY	In football, to revise the recruiting calendar to eliminate the quiet periods in January, as specified.	FCS - Preliminary support. FBS - Preliminary support.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-58	ADMINISTRATIVE REGULATIONS -- RECRUITING CALENDARS -- MEN'S SOCCER	In men's soccer, to establish a recruiting calendar, as specified.	Noted that feedback/input from the National Soccer Coaches Association of America indicated lack of support for the proposal.
2009-60	ELIGIBILITY -- ACADEMIC WAIVERS -- AUTHORITY OF INITIAL-ELIGIBILITY WAIVERS COMMITTEE AND PROGRESS-TOWARD-DEGREE WAIVERS COMMITTEE	To specify that the NCAA Division I Initial-Eligibility Waivers Committee shall be the final appellate body for initial eligibility waivers and that the NCAA Division I Progress-Toward-Degree Waivers Committee shall be the final appellate body for progress-toward-degree waivers.	Preliminary support.
2009-61	ELIGIBILITY -- FULL TIME ENROLLMENT -- REQUIREMENT FOR PRACTICE -- WAIVER -- U.S. OLYMPIC COMMITTEE/NATIONAL GOVERNING BODY -- FORMER STUDENT ATHLETE AT ANOTHER INSTITUTION -- INDIVIDUAL SPORTS AND WOMEN'S ROWING	In individual sports and women's rowing, in a case in which the U.S. Olympic Committee or national governing body in the sport has recommended the individual's participation, to permit a former student-athlete who has graduated and has no eligibility remaining to participate in organized practice sessions at an institution other than the one he or she previously attended.	Expressed concerns regarding potential competitive and recruiting advantages if numerous elite level former student-athletes are practicing with one institution’s team.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-62	ELIGIBILITY -- FULL-TIME ENROLLMENT -- REQUIREMENT FOR PRACTICE -- WAIVER -- U.S. OLYMPIC COMMITTEE/NATIONAL GOVERNING BODY -- FORMER STUDENT-ATHLETE -- DURATION OF WAIVER -- INDIVIDUAL SPORTS AND WOMEN'S ROWING	In individual sports and women's rowing, in a case in which the U.S. Olympic Committee or national governing body (NGB) in the sport has recommended the individual's participation, to specify that a former student-athlete's participation in organized practice sessions shall be limited to the number of years that allows the individual to practice with the institution's team in preparation for two consecutive Olympic Games following exhaustion of eligibility or completion of degree, whichever is earlier.	Noted the average age of Olympians has increased over the years, but expressed concerns regarding potential competitive and recruiting advantages that may result from the expansion of the current five-year period.
2009-63	ELIGIBILITY -- SEASONS OF COMPETITION -- CRITERIA FOR DETERMINING SEASON OF COMPETITION -- ALUMNI GAME, FUNDRAISING ACTIVITY OR CELEBRITY SPORTS ACTIVITY	To specify that a student-athlete may engage in outside competition in either one alumni game, one fundraising activity or one celebrity sports activity during a season without counting such competition as a season of competition, provided the event is exempted from the institution's maximum number of contests or dates of competition as permitted in the particular sport per NCAA Bylaw 17.	• Concerns expressed regarding institutions using of student-athletes strictly for fundraising purposes with no plans to include/allow participation during the season. • Concerns expressed that such events may become “yearly tryouts,” thus changing the nature of such events. • Noted potential hardship implications/issues.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-64	ELIGIBILITY -- FRESHMAN ACADEMIC REQUIREMENTS -- CORE-CURRICULUM REQUIREMENTS -- NONTRADITIONAL COURSES	To specify that for purposes of using a nontraditional course to satisfy NCAA core-course requirements, the course must be one in which the instructor and the student have ongoing access to one another and regular interaction with one another for purposes of teaching, evaluating and providing assistance to the student throughout the duration of the course; the student's work (e.g., exams, papers, assignments) is available for review and validation; and a defined time period for completion of the course is included.	Preliminary support.
2009-65	ELIGIBILITY -- TRANSFER REGULATIONS -- FOUR-YEAR COLLEGE TRANSFERS -- ONE-TIME TRANSFER EXCEPTION -- WOMEN'S VOLLEYBALL	To specify that the one-time transfer exception to the four-year transfer residence requirement is not applicable to student-athletes in women's volleyball.	Preliminary opposition • Noted that APR issues are not national in scope for this sport, particularly with the new APR transfer policy [the 2.6 exception]. • Noted that transfers should make thoughtful decisions and institutions can elect to deny the release if the circumstances do not warrant granting it.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-66	ELIGIBILITY -- TRANSFER REGULATIONS -- FOUR-YEAR COLLEGE TRANSFERS -- COMPETITION OR RECEIPT OF ATHLETICALLY RELATED FINANCIAL AID IN YEAR OF TRANSFER -- TENNIS	In tennis, to specify that a transfer student from a four-year institution who enrolls at the certifying institution as a full-time student after the conclusion of the first term of the academic year and qualifies for an exception to the one year residence requirement shall not be eligible for competition until the following academic year if he or she has competed during the same academic year or received athletically related financial aid during the same academic year from the previous four-year institution.	Noted the two situations (i.e. a student-athlete who received athletics aid, but did not compete and a student-athlete who did not receive athletics aid but did compete) not covered by the current rule, but also noted that the current rule has not yet become effective. Thus evaluation of the current rule's impact has not occurred.
2009-68	FINANCIAL AID -- MIDYEAR REPLACEMENT -- GRADUATION DURING PREVIOUS YEAR -- WOMEN'S VOLLEYBALL	In women's volleyball, to specify that the financial aid of a counter who graduates at midyear or who graduates during the previous academic year (including summer) may be provided to another student-athlete without making the second student-athlete a counter for the remainder of that academic year.	Preliminary support.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-69	FINANCIAL AID -- MAXIMUM INSTITUTIONAL GRANT-IN-AID LIMITATIONS BY SPORT -- EQUIVALENCY COMPUTATIONS -- EXCEPTIONS -- ACADEMIC HONOR AWARDS -- TRANSFER STUDENTS	To specify that institutional academic honor awards that are part of an institution's normal arrangements for academic scholarships, based solely on the recipient's cumulative academic record from all collegiate institutions previously attended or based on the recipient's high school and cumulative academic record from all collegiate institutions previously attended and awarded independently of athletics interests and in amounts consistent with the pattern of all such awards made by the institution, may be exempted from a team's equivalency computation, provided the recipient achieved a cumulative transferable grade-point average of at least 3.300 (based on a maximum of 4.000).	Preliminary support.
2009-70	FINANCIAL AID -- MAXIMUM INSTITUTIONAL GRANT-IN-AID LIMITATIONS BY SPORT -- WOMEN'S SAND VOLLEYBALL	In sand volleyball, to establish the maximum equivalency and counter limitations, as specified.	Agreed it is advisable to send the proposal out for comment in January and defer final action until the April Legislative Council meeting pending the outcome of the override vote on Proposal No. 2008-59 at the 2010 NCAA Convention.
2009-72	AWARDS, BENEFITS AND EXPENSES -- EXPENSES FOR STUDENT-ATHLETE'S FRIENDS AND RELATIVES -- REASONABLE REFRESHMENTS	To specify that an institution may provide the family (e.g., parents or legal guardians, relatives) of a student athlete with reasonable refreshments (e.g., soft drink, snacks) in conjunction with educational meetings or celebratory events (e.g., senior night) and on an occasional basis for other reasons.	Preliminary support.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-74	AWARDS, BENEFITS AND EXPENSES -- BENEFITS, GIFTS AND SERVICES -- OCCASIONAL MEALS -- LOCATION OF MEAL PROVIDED BY REPRESENTATIVE OF ATHLETICS INTERESTS	To permit a representative of the institution's athletics interests to provide an occasional meal to a student-athlete or the entire team in a sport on campus or in a facility that is regularly used for home competition.	Preliminary opposition. Concerns expressed that as these functions becomes more public, more significant compliance issues will arise, such as the potential for boosters to commingle with prospective student-athletes on recruiting weekends.
2009-75-A	PLAYING AND PRACTICE SEASONS AND RECRUITING -- MANDATORY MEDICAL EXAMINATION -- SICKLE CELL SOLUBILITY TEST	To specify that the required medical examination or evaluation that student-athletes who are beginning their initial season of eligibility and students who are trying out for a team must undergo prior to participation in voluntary summer conditioning or voluntary individual workouts pursuant to the safety exception, practice, competition or out-of-season conditioning activities shall include a sickle cell solubility test (SST).	• Sponsored alternative proposal (Proposal No. 2009-75-B) to permit the use of documentation of a previous sickle cell solubility test. • Expressed support that institutions take necessary action to ensure the health, safety and well-being of all participating student-athletes. Noted the importance of testing for the sickle cell trait, but agreed to continue discussion as to whether, the test should be mandated and whether documentation of previous test will suffice. • The adoption of Proposal No. 2009-75-A renders Proposal No. 2009-75-B moot.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-75-B	PLAYING AND PRACTICE SEASONS AND RECRUITING -- MANDATORY MEDICAL EXAMINATION -- SICKLE CELL SOLUBILITY TEST -- DOCUMENTED RESULTS OF PRIOR TEST	To specify that the required medical examination or evaluation that student-athletes who are beginning their initial season of eligibility and students who are trying out for a team must undergo prior to participation in voluntary summer conditioning or voluntary individual workouts pursuant to the safety exception, practice, competition or out-of-season conditioning activities shall include a sickle cell solubility test (SST), unless documented results of a prior test are provided to the institution.	• Expressed support that institutions take necessary action to ensure the health, safety and well-being of all participating student-athletes. Noted the importance of testing for the sickle cell trait, but agreed to continue discussion as to whether, the test should be mandated and whether documentation of previous test will suffice. • Proposal No. 2009-75-B rendered moot by the adoption of Proposal No. 2009-75-A.
2009-76	PLAYING AND PRACTICES SEASONS -- TIME LIMITS FOR ATHLETICALLY RELATED ACTIVITIES -- ADDITIONAL RESTRICTIONS -- COUNTABLE ATHLETICALLY RELATED ACTIVITIES BETWEEN MIDNIGHT AND 5 A.M.	To specify that countable athletically related activities shall not occur between midnight and 5 a.m., except for during participation in a conference championship or an NCAA championship, in any competition that begins prior to midnight and concludes after midnight, or a promotional practice activity (e.g., first practice of the season).	Preliminary support.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-77	PLAYING AND PRACTICE SEASONS -- WOMEN'S BASKETBALL -- PRESEASON PRACTICE -- ON-COURT PRACTICE -- 30 PRACTICES WITHIN 40 DAYS PRIOR TO FIRST CONTEST	In women's basketball, to specify that an institution shall not commence on-court preseason basketball practice sessions prior to 5 p.m. on the date that is 40 days prior to the date of the institution's first regular-season contest; further, to specify that an institution shall not engage in more than 30 days of practice prior to its first regular-season contest.	Preliminary support.
2009-78	PLAYING AND PRACTICES SEASONS -- WOMEN'S BASKETBALL -- NUMBER OF CONTESTS -- MAXIMUM LIMITATIONS	In women's basketball, to specify that an institution shall limit its total regular-season playing schedule with outside competition to 26 contests and one qualifying regular-season multiple team event or 28 contests during a playing season in which the institution does not participate in a qualifying regular-season multiple team event.	Noted that the NCAA Division I Board of Directors at the time of this meeting had not yet taken action to place a similar proposal related to men's basketball into the 2009-10 legislative cycle and agreed to defer taking a position pending the Board's action.
2009-79-A	PLAYING AND PRACTICE SEASONS -- NONCHAMPIONSHIP SEGMENT -- TRAVEL RESTRICTIONS -- CROSS COUNTRY, FIELD HOCKEY, SOCCER, SOFTBALL AND VOLLEYBALL	In cross country (for institutions without indoor or outdoor track and field), field hockey, soccer, softball and volleyball, to specify that team travel to competition in the nonchampionship segment shall be restricted to ground transportation.	• Noted potential for additional missed class time. • Noted the importance of receiving feedback/ input from the NCAA Division I Student-Athlete Advisory Committee. • Engaged in some discussion as to whether it was prudent to consider eliminating outside competition during the nonchampionship segment and noted a potential conference-sponsored alternative proposal. • Adoption of Proposal No. 2009-79-A renders Proposal No. 2009-79-B moot.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-79-B	PLAYING AND PRACTICE SEASONS -- NONCHAMPIONSHIP SEGMENT -- TRAVEL RESTRICTIONS -- CROSS COUNTRY, FIELD HOCKEY, SOCCER, SOFTBALL AND VOLLEYBALL -- EXCEPTION -- 400-MILE RADIUS	In cross country (for institutions without indoor or outdoor track and field), field hockey, soccer, softball and volleyball, to specify that team travel to competition in the nonchampionship segment shall be restricted to ground transportation, unless there are no other Division I institutions located within 400 miles of the institution.	• Noted potential for additional missed class time. • Noted the importance of receiving feedback/ input from the Student-Athlete Advisory Committee. • Engaged in some discussion as to whether it was prudent to consider eliminating outside competition during the nonchampionship segment and noted a potential conference-sponsored alternative proposal. • Proposal No. 2009-79-B rendered moot by the adoption of Proposal No.2009-79-A.
2009-80	PLAYING AND PRACTICE SEASONS -- BOWL SUBDIVISION FOOTBALL -- FIRST CONTEST -- 14 WEEKS PRIOR TO DECEMBER 1	In bowl subdivision football, to specify that an institution shall not play its first contest (game or scrimmage) with outside competition prior to the Thursday preceding the 14th Saturday prior to December 1.	Noted the potential cost implications if an institution does not elect to use the opening week on the season as a bye week.
2009-81	PLAYING AND PRACTICE SEASONS -- FOOTBALL -- OUT-OF-SEASON ATHLETICALLY RELATED ACTIVITIES -- SUMMER CONDITIONING PERIOD	In football, to permit an institution to designate nine consecutive weeks between the conclusion of the academic year and the first permissible reporting date for preseason practice as its summer conditioning period.	FCS – Preliminary support. FBS • Noted the proposal changes only the method for determining the nine weeks and thus provides greater flexibility. • Noted the current legislation was designed to prepare football student-athletes for preseason practice and this proposal could result in multiple weeks of discretionary time prior to the beginning of preseason practice.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-82	PLAYING AND PRACTICE SEASONS -- LIMIT ON NUMBER OF STUDENT-ATHLETES ON AN OUTSIDE TEAM -- VACATION PERIOD EXCEPTION AND OUTSIDE TEAM TOURS -- WOMEN'S ROWING	In women's rowing, to specify that the number of student-athletes from any one institution who may compete outside of the institution's declared playing and practice season as a member of an outside team in any noncollegiate, amateur competition during any official academic year vacation period published in the institution's catalog and who may participate in international competition as a member of an outside team on a foreign tour shall not exceed two.	Preliminary support.
2009-83	PLAYING AND PRACTICE SEASONS AND DIVISION MEMBERSHIP -- REGULATIONS FOR PLAYING SEASON AND MINIMUM CONTEST REQUIREMENTS FOR SPORTS SPONSORSHIP -- WOMEN'S SAND VOLLEYBALL	In women's sand volleyball, to establish the playing and practice season and the minimum number of contests necessary for sports sponsorship purposes, as specified.	• Agreed it is advisable to send the proposal out for comment in January and defer final action until the April Legislative Council meeting pending the outcome of the override vote on Proposal No. 2008-59 at the 2010 NCAA Convention. • Noted issues related to maximum dates of competition if institutions allow less than five two-person teams to engage in a competition or event beyond the minimum sport sponsorship requirements.
2009-84	PLAYING AND PRACTICE SEASONS -- PRESEASON PRACTICE -- WOMEN'S SOCCER	In women's soccer, to increase the preseason practice units from 21 to 29; further, to establish criteria governing the activities permitted during the preseason practice period, as specified.	Preliminary opposition.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-85	PLAYING AND PRACTICE SEASONS -- SOFTBALL -- PRESEASON PRACTICE AND FIRST CONTEST DATE -- NONCHAMPIONSHIP SEGMENT	In softball, to specify that an institution that has not begun classes by September 15 may commence preseason practice sessions on or after that date and may play its first contest (game or scrimmage) against outside competition on or after that date.	Preliminary support.
2009-86	ATHLETICS CERTIFICATION -- MANDATORY SELF-STUDY AND EXTERNAL PEER REVIEW -- ACADEMIC INTEGRITY -- ACADEMIC STANDARDS -- RETENTION	To eliminate the requirement that the retention rate of student-athletes, as a whole, be compared to other student body groups.	Preliminary support.
2009-87	ADMINISTRATIVE REGULATIONS -- FOREIGN TOURS AND COMPETITION -- NO INSTITUTIONAL OR CONFERENCE FOREIGN TOURS	To specify that an institution or conference shall not sponsor or participate in a foreign tour.	• Noted the different philosophical positions related to the intended and actual purpose of foreign tours. • Discussed, but took no formal action to maintain foreign tours, but establish additional restrictions [e.g., less practice time, length of tour, number of competitions] to ensure the primary purpose is a cultural experience. • The adoption of Proposal No.2009-87 renders Proposal No. 2009-88 moot.

Proposal Number	Title	Intent	Actions/Preliminary Positions/Points to Consider/Comments/Mootnicity Issues
2009-88	ADMINISTRATIVE REGULATIONS -- FOREIGN TOURS AND COMPETITION -- ELIGIBILITY OF STUDENT-ATHLETES -- INCOMING-STUDENT PARTICIPATION -- BASKETBALL	In basketball, to permit an incoming student-athlete (freshman or transfer) to represent the institution on a foreign tour that occurs during the summer prior to his or her initial full-time enrollment at the certifying institution, provided: (a) he or she has earned at least three hours of acceptable degree credit during the summer term at the certifying institution; and (b) he or she is eligible to represent the institution in intercollegiate competition during the academic year immediately following the tour; further, to specify that a basketball student-athlete shall not participate in more than one institutional foreign tour.	• Noted the different philosophical positions related to the intended and actual purpose of foreign tours. • Noted logistical issues and potential interpretive issues [e.g., practice prior to completing the required three hours] depending on the variances in institutional summer terms. • Noted the potential impact on the recommendations developed by the Basketball Academic Enhancement Group. • Proposal No. 2009-88 rendered moot by the adoption of Proposal No. 2009-87.