A G E N D A

National Collegiate Athletic Association

Division I Legislative Council

The Westin Indianapolis
Indianapolis

April 20, 2009
8:30 a.m.

(Note: Items in bold are anticipated action items.)

1. Opening remarks.

2. Report of the January 17, NCAA Division I Board of Directors and the January 15, NCAA Division I Leadership Council meetings and March 24, Leadership Council Meeting. [Supplement No. 1-a and **1-b**]

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

4. Litigation update. [**Supplement No. 3 – to be distributed at the meeting**]

5. Governmental relations report.

6. Reports of the NCAA Division I Communications and Coordination Committee. [Supplement No. **4-a** and **4-b**]

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

   [Note: The NCAA Division I Legislative Review/Interpretations Committee, NCAA Division I Subcommittee on Legislative Relief, NCAA Division I Committee on Athletics Certification and NCAA Division I Student-Athlete Reinstatement Committee report directly and only to the NCAA Division I Legislative Council. Therefore, reports from those entities will be fully reviewed. For the other entities listed below, the Legislative Council will focus its review only on legislative action and legislative information items included in the reports.]

   a. **Report of the NCAA Division I Academic Cabinet. [Supplement No. 5]**

b. **Report of the NCAA Division I Administration Cabinet. [Supplement No. 6]**

c. Report of the NCAA Division I Amateurism Cabinet. [**Supplement No. 7**]

d. Report of the NCAA Division I Awards, Benefits, Expenses and Financial Aid Cabinet. [**Supplement No. 8**]

e. NCAA Division I Championships/Sports Management Cabinet. [**Supplement No. 9**]

f. **Report of the NCAA Division I Recruiting and Athletics Personnel Issues Cabinet. [Supplement No. 10]**

g. **Report of the NCAA Division I Legislative Review/Interpretations Committee. [Supplement No. 11]**

h. **Report of the NCAA Division I Legislative Council Subcommittee for Legislative Relief. [Supplement No. 12] [**Note: Due to the date of the subcommittee's meeting, the LGC will be notified in advance of its meeting when the supplement is available.]

i. **Report of the NCAA Division I Committee on Athletics Certification. [Supplement No. 13]**

j. Report of the NCAA Division I Student-Athlete Advisory Committee (SAAC). [**Supplement No. 14**]

k. **Report of the NCAA Division I Committee on Academic Performance. [Supplement No. 15]**

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

m. Report of the NCAA Division I Football Championship Subdivision Governance Committee meeting. [**Supplement No. 17 – to be distributed at the meeting**]

n. Report of the NCAA Division I Men's Basketball Academic Enhancement Group. [**Supplement No. 18**] [Note: Due to the date of the group's meeting, the LGC will be notified in advance of its meeting when the supplement is available.]

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

8. NCAA association-wide committee reports.

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

a. Report on the NCAA Committee on Women's Athletics. [**Supplement No. 19**]

b. Report on the NCAA Minority Opportunities and Interests Committee. [**Supplement No. 20**]

9. Legislative issues.

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

b. **Legislation from cabinet/committee reports recommended as emergency or noncontroversial. [Supplement No. 21]**

c. **Consideration of modifications of wording. [Supplement No. 22]**

d. **Final review of legislative proposals in the 2008-09 legislative cycle.**

(1) **NCAA Division I 2008-09 legislative cycle voting chart. [Supplement No. 23]**

(2) **Remaining proposals in 2008-09 legislative cycle. [Supplement No. 24]**

(3) Points to consider related to remaining 2008-09 legislative cycle proposals. [**Supplement No. 25**]

(4) Question and answer document related to remaining 2008-09 legislative cycle proposals. [**Supplement No. 26**]

(5) Comments received from the membership and various constituent groups. [Supplement No's. **27-a**, **27-b** and **27-c**]

10. Initial review of NCAA Division I compliance forms. [Supplement No's. **28-a**, **28-b**, **28-c**, **28-d**, **28-e**, **28-f**, **28-g**, **28-h**, and **28-i**]

11. Future meeting dates.

a. October 19-20, Indianapolis.

b. January 2010, Atlanta in conjunction with the NCAA Convention.

12. Other business.

13. Key discussion points summary.

14. Adjournment.

Report of the January 17, 2009, Division I Board of Directors and the January 15, 2009, Leadership Council Meetings

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Report of the NCAA Division I Board of Directors meeting
January 17, 2009

Section One

Actions taken on items considered only by the
Board of Directors.

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1. Opening remarks.

2. **Minutes of the October 29 – 30, 2008, Board of Directors meeting.** [Reference BD Supplement No. 1.]

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

3. **Report of the October 30, 2008, meeting of the NCAA Executive Committee.** [Reference BD Supplement No. 2.]

   BOARD ACTION: Received a written report.

4. **NCAA president's report.**

   a. **Status report regarding Youth Basketball Initiative.**

      BOARD ACTION: Were informed that with the hiring of a president for the youth basketball initiative, the foundation for the management of this effort is being laid; from establishing an office and finding a technology partner, to initiating efforts to connect with key shareholders in the sport of basketball.

      [Note: It is anticipated that the president will be able to share the prioritized path for this initiative with the Board as early as its April 2009 meeting.]

   b. **Head Coaches Academic Progress Rate Initiative.**

      BOARD ACTIONS:

(1) Approved the development and implementation of a publicly available Website search mechanism that will provide for each Division I head coach a "life-time APR batting average accounting" for all head coaching years. The report will include each year, school and APR used to create this running rate. This report will include previously collected APR information and could be launched as early as the spring of 2010.

(2) Charged the Committee on Academic Performance with completing the necessary implementation details and with sharing its resulting recommendations with the Board by its August 2009 meeting. Elements the CAP will seek to develop include the supporting descriptive language and whether the report should include the name of other institutional representatives, including presidents.

(3) Supported a recommendation to initiate efforts to gather additional academic and other information specific to head coaches so that the information is ultimately available to develop a secure Website. That Website would be available as a tool for institutional presidents, providing them with access to NCAA specific information pertaining to head coaches.

(4) Noted that the development of such a secure Website warranted a deliberative approach given the complexity and cost associated with this potential resource.

[Note: The Board will continue to receive updates on efforts to gather this additional information.]

5. Litigation update.

BOARD ACTION: Received a report from the NCAA general counsel regarding current cases involving the Association.

6. Governmental relations report. [Reference BD Supplement No. 4.]

BOARD ACTION: Received a report and took no action.

7. Report of the Division I Presidential Advisory Group January 12 conference call. [Reference BD Supplement No. 5.]

BOARD ACTION: Received a report from the Division I Presidential Advisory Group's January 12, 2009, conference call and heard comments from the group's chair throughout the meeting regarding pertinent points raised by the group.

8. Task Force on Commercial Activities – Principles. [Reference BD Supplement No 6.]

BOARD ACTIONS:

a. Reviewed a final report of the Board-appointed Task Force on Commercial Activity in Intercollegiate Athletics that included a preamble; a historic perspective that explores the concepts and practices of amateurism, professionalism and commercialism; the task force charge outlining the group's anticipated work product; and a set of recommended principles and best practices.

b. Received a presentation from the task force chair and following discussion, agreed to forward the report to the Leadership Council to manage discussion, through the governance structure and the membership.

c. Asked the Leadership Council and substructure to consider the development of implementing legislation in those areas where clear parameters are apparent and/or the development of best practices where informed judgment and flexibility are favored. The Leadership Council is expected consider the report at its next meeting.

9. Update on the work and recommendations of the Men's Basketball Academic Enhancement Group. [Reference BD Supplement No. 7.]

BOARD ACTIONS:

a. Received an update on the BAEG's recent December meeting and learned the timeline to provide a final report to the Board is the end of the 2008-09 academic year.

b. Were informed:

- That the committee is modifying its required summer school model for the initial and second summers to focus attention on underperforming student-athletes and teams, rather than all men's basketball players.

- The Committee on Academic Performance and the Academic Cabinet are expected to assist in evaluating data to support possible initiatives and rule

changes that would provide for a time period to better prepare low academic achievers for the academic rigors of college.

- The Committee plans to meet in April to further consider these items and to consider issues and comments received related to APR calculations.

10. Status report on the efforts of the Football Academic Working Group. [Reference BD Supplement No. 8]

BOARD ACTION: Received an oral update on the preliminary work of the six subcommittees of the Football Academic Working Group and the committee's plan to meet in early March. The committee is maintaining close contact with the Men's Basketball Academic Enhancement Group and is focusing its work on eligibility, retention and finances for both the Football Bowl and Football Championship subdivisions. The committee is not expected to submit its final report to the Board until the summer of 2009.

11. Report from the Working Group Examining Issues Associated with Academic Risk. [Reference BD Supplement No. 9.]

BOARD ACTION: Received a report from the chair of the working group that was appointed in response to the issues identified in the report of the Presidential Task Force on the Future of Division I Intercollegiate Athletics pertaining to the academic risk of student-athletes, and were informed that:

- The group conceptualized risk to include all the factors that can reduce a student-athletes chance of graduating, including nonacademic factors.

- A student-athlete's level of risk may fluctuate throughout the course of his or her collegiate enrollment. As a result, risk assessments should not be limited to the point of student-athlete entry; rather they should continue throughout a student-athlete's career.

- In response, the group recommends the Facilitating Learning and Achieving Graduation Program (FLAG), which is intended to:

    - Optimize campus environment to leverage opportunities for graduation success.

    - Increase efficiency of current service including academic support and life skills programs.

- Inform decision-making regarding recruiting, admissions and program resources.

- The FLAG program will determine an individual student-athlete's hurdles to graduation, match support services for an individual student-athlete to navigate the hurdles, and evaluate the level and effectiveness of services provided.

[Note: The full recommendations of the working group will be reviewed by the Academic Cabinet in February and if approved, implementation could begin as early as Fall 2009.]

12. Division I Governance Structure Update.

BOARD ACTION: Were informed that the request to override the Board of Directors previous adoption of Proposal No. 2007-30-C – Recruiting -- Contacts and Evaluations -- Men's Basketball Evaluations -- April Contact Period was not successful. [Vote: For 118, Against 144, Abstain 2.] Therefore, the Board of Directors previous adoption of Proposal No. 2007-30-C was upheld.

a. Update from the substructure, including a report from the Communications and Coordination Committee. [Reference BD Supplement No. 10.]

BOARD ACTIONS:

(1) Received an update on the impact of the new Division I governance structure in which it was reported that the new structure, appears to have resulted in great strides being made in the development of a more coordinated Division I governance agenda. This more coordinated approach is due, in part, to the high level of communication that exists between the members of the Communications and Coordination Committee; and

(2) Learned that with the systems now apparently in place to enhance the level of coordination, the focus is on identifying effective and simple ways to share governance information with the membership and ensuring the substructure, especially the Leadership Council, focuses on providing meaningful advice and assistance to the Board.

b. Report of the January 15, 2009, Division I Leadership Council. [Reference BD Supplement No. 11.]

BOARD ACTIONS:

(1) Heard from the chair of the Leadership Council that in an effort to enhance the level of governance-related communication, the council, during its Convention meeting, had an opportunity to discuss key issues on the Division I agenda with the Collegiate Commissioners Association, the cabinet chairs, the Legislative Council and the Student-Athlete Advisory Committee;

(2) Learned that the Leadership Council is continuing its important, yet difficult, examinations of Division I membership standards and ways to enhance diversity within the Division I governance structure; and

(3) Were informed that the council eagerly accepts its charge from the Board to develop recommendations regarding the necessary implementation details related to the Boards' guiding principles on commercial activity in Division I intercollegiate athletics.

c. Report of the January 14 – 15, 2009, Division I Legislative Council. [Reference BD Supplement No. 12.]

BOARD ACTIONS:

(1) Briefly reviewed with staff, the new legislative process, set forth below as follows:

(a) The Legislative Council is responsible for considering all legislative proposals and providing a report to the Board. [Note: Proposals receiving two-thirds support by the Legislative Council at its January meeting are considered adopted, but the actions are not considered final until the conclusion of the Board of Directors meeting.]

(b) The Board, upon receipt of the Legislative Council report, has authority to consider any proposal adopted by the council but is not required to do so.

(2) Received a report from the chair of the Legislative Council in which he highlighted the key legislative actions by the council and heard from both the chair and staff that there appeared to be only one legislative action that required additional Board review. That action was the Legislative Council's adoption of Proposal No. 2008-62 Committees -- Committees Reporting to Board of Directors -- Division I Presidential Advisory Group -- Duties -- Legislative Issues.

(3) Agreed to table for consideration in April, Proposal No. 2008-62 -- Committees -- Committees Reporting to Board of Directors -- Division I

Presidential Advisory Group -- Duties -- Legislative Issues to allow time for the Division I Presidential Advisory Group to discuss the proposal at its next meeting and to present a position to the Board. (Unanimous Voice Vote.)

(4) Discussed whether Proposal Nos. 2008-32-A, 2008-35-A and 2008-35B, which were defeated by the Legislative Council, should be resurrected. Board members discussed whether, given the evolving methods of course delivery, the proposals should be considered but determined to take no further action, recognizing that the Academic Cabinet will continue its examination of this important issue.

[Note: Board members noted a desire to receive legislative assistance from both the NCAA staff and their member conferences in advance of the legislative meetings to ensure they had properly prepared for the legislative discussions.]

d. Modification to Bylaw 32.6.2.

BOARD ACTIONS: Approved the Committee on Infractions' recommended amendment to Bylaw 32.6.2, which now will require an institution to share its "response" to the Committee on Infractions with an "involved individual" who does not attend a Committee on Infractions hearing. (Unanimous Voice Vote.)

13. New NCAA Sportsmanship Initiatives. [Reference BD Supplement No. 13.]

BOARD ACTIONS:

a. Received a presentation in which it was explained that as a result of extensive research, which shows that negative fan conduct is a most serious issue, the NCAA Committee on Sportsmanship and Ethical Conduct launched a new sportsmanship initiative entitled "RESPECT."

b. Learned that this national campaign has two phases.

- Phase I is focused on addressing fan behavior with the RESPECT campaign and includes a new Website with downloadable materials, a presentation template for 2009 Spring conference meetings and partnerships with constituent groups.

- Phase II is focused on creating a culture of respect on campuses. It will include identifying campus leaders charged with coordinating efforts to create and

sustain a culture of respect, creating best practices and establishing accountability measures.

14. Update regarding championships travel initiatives. [Reference BD Supplement No. 14.]

BOARD ACTIONS:

a. Heard a presentation about the impact of staff and governance driven changes to championship travel policies, which includes implementation of a travel software tool, baggage limits and an increase in the driving mileage requirements;

b. Learned that the preliminary findings have shown cost savings and that the staff, along with the governance structure, will continue to look for ways to provide cost savings, mindful that ensuring a positive student-athlete championships experience is the primary objective; and

c. Asked to receive regular updates on the situation and suggested the staff explore whether the increase in the mileage driving requirements has any impact on missed class time.

15. Future meeting dates.

a. April 30, 2009, National Office, Indianapolis, Indiana.
b. August 6, 2009, National Office, Indianapolis, Indiana.
c. October 29, 2009, National Office, Indianapolis, Indiana.

16. Adjournment.

Section II

Action taken on items considered by the Leadership Council on January 15, 2009

1. Discussion regarding ways to enhance the level of communication and cooperation between the CCA and the Leadership Council.

LDC ACTIONS:

a. Discussed the importance of ensuring there is a high level of communication and a spirit of cooperation between the Leadership Council and the Collegiate Commissioners Association under the new Division I governance structure;

b. Noted that while there is a natural synergy between the Leadership Council and the CCA, they play different roles within the governance structure; with the CCA members representing local constituencies and the Leadership Council charged with having a more national focus. Given the difference in focus, the Leadership Council member should strive to play a leadership advisory role, and seek to move the Division I agenda forward by focusing on providing advice and ideas to the Board of Directors and other governance bodies; and

c. Discussed the importance of establishing good lines of communication between the governance bodies and the 31 multisport conferences, and acknowledged this point is particularly acute for the conferences in the FCS/Division I subdivisions as they are not represented on every cabinet.

2. Status report and review of proposed timeline for membership consideration of the recommendations of the Men's Basketball Academic Enhancement Group and the Women's Basketball Issues Committee in advance of conference spring meetings. [Reference LDC Supplement No. 1.]

LDC ACTIONS:

Men's Basketball.

a. Received an update on the ongoing work of the Men's Basketball Academic Enhancement Group and learned that during its December 3 meeting, the group

modified some of its earlier recommendations after receiving comments and feedback from the membership.

b. Learned that the group is now recommending:

- Mandatory summer school based on the academic profile and performance of the individual student-athletes and institutional teams rather than mandatory summer school for all incoming men's basketball student-athletes.

  [Note: The details regarding impacted student-athletes and programs still need to be developed, but the BAEG has expressed preliminary interest in requiring summer school for entering student-athletes who are determined and defined to be "at risk."]

- That a similar concept to the one noted above be applied to student-athletes in the summer immediately following the first year of enrollment: No changes in the APR calculation in men's basketball at this time. [Note: The 0 for 2 subcommittee in a recent conference call revised its recommendations regarding APR adjustments and waivers.]

c. Learned that the BAEG is continuing to examine the concept of a "year of readiness" for both student-athletes initially enrolling and two-year college transfer student-athletes.

d. Learned that the group hopes to conclude its work by the end of this academic year so that the recommendations can be discussed by the membership at conference spring meetings and that any resulting legislation can be considered in the 2009-10 legislative cycle.

<u>Women's Basketball</u>.

- Were informed that the Women's Basketball Issues Committee is beginning to discuss concepts relative to the development of an academic-access model. The intention behind this effort is to develop a model that contributes to the long-term well-being and development of student-athletes, increases the potential of improved academic performance, enhances the coach and student-athlete relationship an acknowledges the role basketball plays in allowing student-athletes to achieve a sense of balance.

  [Note: The Women's Basketball Issues Committee has identified three preliminary concepts and plans to continuing its work in the months ahead.]

3. Discussion regarding proposed championships travel initiatives and NCAA budget priorities. [Reference LDC Supplement No. 2.]

LDC ACTIONS:

a. During the joint CCA/Leadership Council meeting, received an update on the preliminary findings regarding the impact of staff-driven and governance-driven changes to championship policies and learned that there appears to have been cost savings as a result of changes. The staff, along with the Sports Management Cabinet, will continue to monitor the situation to ensure the standards and deliverable results in a positive student-athlete experience.

b. Heard from group members that they would like to receive updates regarding the impact of these changes and wanted to ensure this is not creating a situation were the costs are being pushed to the institutions.

c. Briefly discussed whether, given the current economic situation, the current championship/competition methods were sustainable and, whether focus should be on "reengineering" existing models.

4. Status report regarding potential Division I membership principles and standards. [Reference LDC Supplement No. 3.]

LDC ACTIONS: During both the joint CCA/Leadership Council meeting and the Leadership Council meeting, members shared thoughts regarding membership standards in Division I.

a. Requiring conference membership before admission to the Division may lead to more cohesion among member schools and within a conference.

b. Evaluating the definition of a conference may be easier than developing institutional standards.

c. Thought should be given to "unlinking" aspects of membership requirements, whether it is automatic qualification, distribution, etc.

d. The Leadership Council continued its discussion in its private session, reviewing a document entitled "draft Fundamental Division /Membership Principals" and members offered thoughtful editorial comments, which were recorded by staff for further drafting.

e. Suggested that the group seek to identify principles and assumptions, which in turn should lead to the conditions of membership.

5. Review of permissible uses of the Student-Athlete Opportunity Fund. [Reference LDC Supplement No. 4.]

LDC ACTIONS: Confirmed that the current list of permissible uses under the Student-Athlete Opportunity Fund does not include upgrades to travel. [Approved by a substantial majority.]

6. Discussion regarding ways to enhance the level of diversity in the Division I governance structure. [Reference LDC Supplement No. 5.]

LDC ACTIONS:

a. Reviewed Supplement No. 5, which summarized the Leadership Council's discussions to date regarding possible ways to enhance the level of gender, ethnic and positional diversity serving within the governance structure. During the course of this review, requested additional data and information including:

(a) A presentation on the barriers study finding.

(b) Information, if any, on barriers relative to retention of ethnic minorities.

(c) Additional information about the available pool of potential nominees. [Note: The Leadership Council has already received some information regarding what was termed "pipeline" issues.

(d) A copy of the soon to be released best hiring practices.

(e) Information regarding sports management programs with the goal of working with programs to enhance information regarding careers.

b. Agreed that this requested material should be sent out in advance of the next meeting to assist the council members in preparation for the meeting.

c. Noted that while FARs are represented in the new governance structure, their involvement is not well distributed across all cabinets and heard from some of the cabinet chairs that this lack of distribution of some areas in the structure limits the depth of discussions.

7. Governance Update.

a. Division I matters.

(1) Report from the November 5 2008, Leadership Council meeting. [Reference LDC Supplement No. 6.]

LDC ACTIONS: Approved the report.

(2) Discussion of legislative actions taken by the Legislative Council in advance of the January 17 Division I Board of Directors meeting. [Reference LDC Supplement No. 7.]

LDC ACTION:

a. Received a report from the chair of the Legislative Council in which he reported the council had a good meeting hallmarked by thorough review of proposals and good discussion.

b. Heard that the Legislative Council appears to be working hard to ensure that as it reviews legislation, it members are mindful of the broader agenda topics being considered by the governance structure.

(3) Report from the Communications and Coordination Committee. [Reference LDC Supplement No. 8.]

LDC ACTION: Received the report and were reminded that this group's reports serve as a wonderful source of information for those seeking to follow the status of key items on the Division I agenda.

(4) Discussion with the Division I cabinet chairs regarding Division I priorities.

LDC ACTIONS:

(a) Met with the chairs of the six cabinets in the Division I governance structure and had an opportunity to learn more about each cabinet's identified priority agenda items;

(b) When specifically asked, offered no objection to the Awards, Benefits and Financial Aid Cabinet's indication that it plans to examine the current structure of Division I financial aid awards;

(c) Noted no objection to the Recruiting Cabinet's request to take the lead on examining issues surrounding early recruitment.

(d) Heard from all the chairs regarding their desire to work together with the other governance bodies as they seek to develop a more coordinated Division I governance agenda.

(5) Report from the Student-Athlete Advisory Committee. [Reference LDC Supplement No. 9.]

LDC ACTIONS: Approved by unanimous vote, the appointment of Matt Baysinger, University of Kansas, Big Twelve Conference, as chair and Nick Fulton, University of Wisconsin Madison, Big Ten Conference as vice chair of the Division I Student-Athlete Advisory Committee; and thanked the outgoing chair, Kerry Kenny for his service to Division I.

b. Status reports on other Division I initiatives.

(1) Task Force on Commercial Activities in Intercollegiate Athletics. [Reference Supplement No. 10.]

LDC ACTIONS:

(a) Were informed that the Task Force on Commercial Activity in Intercollegiate Athletics has, over the course of the past six months, sought to develop a balanced statement of guiding principles regarding commercial activity; and

(b) Heard that the Task Force will present its principles to the Board of Directors at the Board's next meeting. If the Board is generally supportive, it is anticipated that the Board will direct the Leadership Council, with the help of the substructure, to manage necessary implementation steps and the possible development of legislation.

[Note: Any recommendations will ultimately be forwarded to the Board of Directors.]

(2) Football Academic Working Group. [Reference LDC Supplement No. 11.]

LDC ACTIONS: Received a brief report and took no action.

(3) Amateurism Cabinet review of issues associated with the definition of and involvement with a professional team.

LDC ACTION: Received an update from the chair regarding the cabinet's discussion during a December conference call and took no action.

c. Association-wide matters

(1) Committee on Women's Athletics. [Reference LDC Supplement No. 12.]

LDC ACTION: Received a written report and took no action.

(2) Sportsmanship and Ethical Conduct Committee. [Reference LDC Supplement No. 13.]

LDC ACTION: Received a written report and took no action.

8. News from the NCAA.

a. Litigation update.

LDC ACTION: Received a report from the NCAA general counsel regarding current cases involving the Association.

b. Governmental relations report. [Reference LDC Supplement No. 15.]

LDC ACTION: Received a written report and took no action.

9. Review of 2009 NCAA Convention schedule. [Reference LDC Supplement No. 16.]

LDC ACTION: Reviewed the Leadership Council's remaining functions at the 2009 NCAA Convention.

10. Other topics for the agenda and other items of business.

11. Adjournment.

REPORT OF THE NATIONAL COLLEGIATE ATHLETIC ASSOCIATION DIVISION I LEADERSHIP COUNCIL

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

- ***KEY ITEMS*.**

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

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

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

- ***INFORMATION ITEMS*.**

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

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

a. Foundation.

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

b. Role of Multisport Conference.

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

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

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

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

c. Governance.

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

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

d. Value of Division I Membership.

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

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

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

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

e. Standards.

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

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

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

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

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

f. Championships.

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

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

g. Association-wide issue.

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

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

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

h. Revenue Distribution.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

d. Membership outreach.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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MINUTES OF THE

NATIONAL COLLEGIATE ATHLETIC ASSOCIATION

EXECUTIVE COMMITTEE

Gaylord National Resort and Convention Center
National Harbor, Maryland

January 17, 2009

Participants:

Michael Adams, University of Georgia, chair
Charles Bantz, Indiana Univ.-Purdue Univ. at Indianapolis
James Barker, Clemson University
Anthony DiGiorgio, Winthrop University
Damon Evans, University of Georgia
John Fry, Franklin & Marshall College
Bruce Grube, Georgia Southern University
Stephen Jordan, Metropolitan State College of Denver
Robert Kustra, Boise State University
Lynn Oberbilling, Smith College
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
Nancy Zimpher, University of Cincinnati
Bernard Franklin, NCAA
Delise O'Meally, NCAA, recording secretary

Myles Brand, NCAA, attended a portion of the meeting by videoconference.

Also in attendance were: Gary Brown, director of NCAA News; Elsa Cole, vice president of legal affairs and general counsel; Joni Comstock, senior vice president of championships; Dennis Cryder, senior vice president of branding and communications; Abe Frank, managing director of government relations; 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; Wallace Renfro, vice president and senior advisor to the NCAA 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 and Leah Nilsson, NCAA governance directors.

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

The meeting was called to order at 3:45 by the chair, President Adams. All members were present as noted above.

1. Welcome and announcements. Adams welcomed all attendees and thanked departing Division III Presidents Council chair, John Fry, and departing Divisions II and III Management Council chairs Debbie Chin and Del Malloy. He also welcomed incoming Divisions II and III Management Council chairs Tim Selgo and Lynn Oberbillig.

   Adams presented departing Division III Presidents Council chair John Fry with an award for his service to the Executive Committee.

2. Executive session. Adams convened an executive session where the Committee received an update from Brand and other staff members.

3. Approval of October 30, 2008, meeting minutes.

   It was VOTED

   "To approve the Executive Committee minutes of the October 30, 2008, meeting as distributed."

4. NCAA Executive Committee Finance Committee report.

   a. Fiscal year 2007-08 audited statements. The Finance Committee met in December with the audit firm of KPMG to review fiscal year 2007-08 financial statements and conduct the required audit communications and review. KPMG issued an unqualified opinion for the fiscal year statements ending August 31, 2008. Ray reported the following from the audit:

(1) The Association's total assets increased by approximately $25 million in comparison to the prior year. The increase was primarily in the investments holdings as of year-end. The committee spent considerable time discussing market volatility and the decrease in market value of investments as of the end of November.

(2) Even though the quasi-endowment has decreased in market value by more than 20 percent since August 31, the Association's financial position remains strong.

(3) The Association's net assets increased by more than $23 million this past fiscal year due to the surplus of revenues over expenses. It was noted that the Association does not budget investment earnings since these funds, by Executive Committee policy, are allocated to the quasi-endowment.

(4) All allocations to the respective reserves, per Executive Committee policy, have been made.

(5) It was noted that the Association has approximately $5.5 million in unallocated net assets.

(6) The Association had an increase in revenue this past year despite the losses in its investment earnings. The increase was primarily due to the increases in TV rights fees, ticket revenue from championships and the revenues from the Eligibility Center.

(7) Championships travel increased approximately 25 percent, which is reflected in the Division I championships program increases. The decrease in Association-wide expense is due to a reduction in legal expenses in the prior year, primarily the result of settling the White Case.

(8) Excess revenues over expenses for the year were $23.3 million.

It was VOTED

"To approve the audited financial statements prepared by the audit firm of KPMG."

b. Recommended uses of unallocated net assets. The Executive Committee reviewed the recommended uses of net unallocated assets.

It was VOTED

"To approve the following uses as recommended:

"• The Finance Committee recommends that the surplus of $5.5 million in unrestricted net assets be allocated in the following manner.

"(a) $2.75 million distributed back to the Division I members.

"(b) $2.75 million allocated to the quasi-endowment, per Executive Committee policy that requires one-half of any year-end surplus be allocated to the quasi-endowment."

c. First quarter fiscal year 2008-09 budget to actual. The Finance Committee chair reviewed the financials and there were no significant variations from the budget.

d. Investment subcommittee report. The investment subcommittee of the Finance Committee met in December and reports as follows:

(1) The past year has been difficult in the financial markets. The NCAA investment returns have declined similar to our various campuses. Returns over the past 12-month period ending November 30, 2008, have declined 28.1 percent for the quasi-endowment and 18.7 percent for the operating reserve funds.

(2) Despite the poor relative returns, the investment committee voted to rebalance the two portfolios in accordance with its asset allocation policies. It also voted to explore various opportunistic strategies for the future.

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

6. 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) Override vote. The override vote on Proposal No. 2007-30-C was unsuccessful. [For 144, against 118, abstain 2.]

(2) Academic reform. Approved the development and implementation of a publically available Web site search mechanism that will provide for each

Division I head coach, the "lifetime APR batting average" accounting for all head coaching years. Additionally, the Board supported initiating efforts to gather additional academic and other information specific to head coaches so that the information is ultimately available to develop a secure Web site that could be available as a tool to institutional presidents. It recommended a deliberative approach, given the complexity of the issues.

(3) Task Force on Commercial Activity. Accepted a statement of guiding principles from the Task Force on Commercial Activity in Division I Intercollegiate Athletics. The statement is intended as a baseline for work by the Division I Leadership Council and the governance substructure, as those bodies seek to develop recommendations regarding implementation details.

(4) Division I Men's Basketball Academic Enhancement Group. Received an update on the ongoing work of the Division I Men's Basketball Academic Enhancement Group, which was charged with identifying ways to enhance the academic progress and graduation rates in men's basketball by the end of the academic year.

(5) Sportsmanship initiative. Received an update on the new sportsmanship initiatives and learned that the first phase is designed to address fan behavior. As part of this campaign, there will be a number of deliverables. In phase two, there will be a focus on the campus culture.

(6) Championships travel. Received information regarding the impact of recent staff-driven and governance-driven changes to championships travel policies, and heard that these changes have resulted in cost savings and help address issues related to capacity challenges.

(7) Legislative Council. Received a report from the Legislative Council reflecting the legislative actions of the Council in adopting legislation and tabled Proposal No. 2008-62 for discussion in April, which addresses how the governance structure addresses Football Championship Subdivision football issues.

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

(1) 2009 NCAA Convention. Completed another successful Convention. The membership voted on 13 proposals during the business session – 10 were passed; three were defeated. Significant proposals included:

(a) Proposal No. 2009-5. Division membership – definitions and applications – emerging sports for women – archery, badminton, synchronized swimming, team handball and sand handball, which adds sand volleyball as an emerging sports for women; further, to remove archery, badminton, synchronized swimming and team handball as emerging sports for women and to eliminate other specified legislation associated with these sports.

(b) Proposal No. 2009-6. Division II membership and committees – audit of membership requirements, which gives the Membership Committee the authority to conduct an audit of an institution's fulfillment of membership requirements if the institution is placed on probation for failure to fulfill more than one membership requirement during a 10-year period.

(2) CBS College Agreement. Approved a plan to extend the Division II national television initiative for at least two more years. The initiative has provided a broad range of coverage for Division II national championships and has enhanced regular-season coverage in football and men's and women's basketball. Division II is in the final year of a three-year agreement with CBS College Sports (formerly CSTV) that, as of this April, will have provided live regular-season football and basketball exposure for more than 70 Division II schools, representing all 22 conferences. Discussions are taking place with CBS Sports on extending the current agreement.

(3) Game environment pledge. Noted that every Division II president and chancellor has signed off on the game environment pledge initiated by the Presidents Council in April 2008. The initial phase of this initiative is complete; however, now each chancellor/president must implement this initiative on each respective campus.

(4) 2009-12 Division II Strategic Plan. Unveiled its strategic plan for 2009-12 at the 2009 Division II business session. This plan highlights the division's core values and guiding principles. The 2009-2012 Division II Strategic Plan is outcome-driven and holds various governance structure and membership groups accountable for its success.

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

(1) 2009 NCAA Convention. The Division III Membership adopted eight proposals, defeated one proposal and referred one proposal to the governance structure. Two conference-sponsored proposals were withdrawn. Proposals of significance included:

(a) Proposal No. 2009-3. Defeat of a proposal that would have established a start date of August 15 for fall sports other than football. This proposal would have replaced the current counting formula to establish a fall sport start date based on an institution's first date of classes and first contest. The proposal was defeated to avoid the addition of days to the preseason, which would have impacted campuses financially, as well as shorten the summer break period for both student-athletes and coaching staff.

(b) Proposal No. 2009-7. Removal of archery, badminton, synchronized swimming and team handball from the list of emerging sports for women. While this proposal originally included the addition of equestrian to the list of emerging sports for women, the Presidents Council did not move the equestrian-related sections of this proposal due to feedback received from that sports community that the proposal may actually result in a decrease in the number of varsity equestrian programs in the division.

(c) Proposal No. 2009-9. Adoption of a proposal to require that all head coaches be certified in first aid, cardiopulmonary resuscitation and automated external defibrillator use.

(d) Proposal No. 2009-12. Referral to the Management Council of a proposal that would have allowed the nontraditional segment and related athletics activity to occur until the day prior to the final examination period in fall sports. While the proposal was initially projected to bring consistency in end dates in the spring and fall nontraditional segments, feedback from the Faculty Athletics Representatives Association and the national Student-Athlete Advisory Committee indicated that the governance structure should seek to develop a proposal that not only created consistency between the fall and spring sports but also removed the nontraditional segment from the period immediately preceding final exams.

(2) Membership growth white paper discussion. The Division III membership engaged in a series of conversations regarding the presidentially authored white papers on membership growth. The Presidents Council established priorities and an implementation timeline for all recommendations included in the white paper series. Papers on presidential leadership and the Division III philosophy and identity are of highest priority. Other papers discuss financial aid standards; Division II as membership destination; sports sponsorship and membership requirements; playing season standards; academic considerations; championships; and budget and dues structure. White paper recommendations and priorities were shared at the presidents' issues forum and luncheon, as well as the Division III business session, and will serve as the basis for the division's agenda for the next several years.

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

8. Adjournment. Adams adjourned the meeting at 6:15 p.m.

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REPORT OF THE NATIONAL COLLEGIATE ATHLETIC ASSOCIATION

DIVISION I COMMUNICATIONS AND COORDINATION COMMITTEE

The NCAA Division I Communications and Coordination Committee submits the following report from its January 16, 2009, meeting:

INFORMATIONAL ITEMS.

1. **Convention Debrief.** The committee members reported they found value in attending the 2009 NCAA Convention. Specifically, they reported finding value in sharing information with one another, attending various governance meetings and functions and in hearing from those in the governance structure. Further, the members noted they received positive feedback from those in attendance at the 2009 NCAA Convention that the cabinet chairs' participation in the Convention programming helped bring more clarity and significance to the cabinets' work and priorities. While no final determination was made, the committee members indicated a level of interest in being involved in future Convention activities.

2. **Feedback from the Legislative Council meeting.** The chair of the Legislative Council shared information regarding that council's discussions in an effort to help the cabinet chairs prepare for their February meetings. Specifically, the Legislative Council chair shared the tone of the council's considerations regarding Proposal No. 2008-32-A Eligibility – General Eligibility Requirements – Full Time Enrollment – Requirement for Competition – Nontraditional Courses, Proposal No. 2008–32-B Eligibility – General Eligibility Requirements – Full Time Enrollment – Requirement for Competition – Nontraditional Courses – Up to 50 Percent of Minimum Requirement, Proposal No. 2008-35-A Eligibility – Progress Toward Degree Requirements – Regulations for Administration of Progress Toward Degree Nontraditional Courses and Proposal No. 2008-35-B Eligibility – Progress Toward Degree Requirements – Regulations for Administration of Progress Toward Degree – Up to 50 Percent of Minimum Requirements, and noted the membership appears to have strong and conflicting views on these proposals. There are many in the membership that believe institutions need to have autonomy in this area and that student-athletes must be treated the same as all other students and there are others in the membership concerned about the potential for abuse and compliance related issues. The Legislative Council chair noted that despite the fact 3 of the proposals were defeated, it is an issue of keen interest to the membership. He also mentioned that any information the Academic Cabinet can add to the overall dialogue on this issue would be helpful.

   The Legislative Council chair also discussed Proposal No. 2008-75 Eligibility – Freshman Academic Requirements – Eligibility For Financial Aid, Practice And Competition – Qualifier – Exception – Early Academic Certification – Submission of Transcript and Proposal No. 2008-77 Eligibility – Transfer Regulations – Two-Year College Transfers –

Submission of Information Necessary to Determine Academic Initial-Eligibility Status noting that while it is clear the data these proposals are designed to collect is essential to the development of additional academic policy, there is concern by some regarding the additional work that could be required to comply with the legislation. The Academic Cabinet was encouraged to provide additional comments at its February meeting to assist the Legislative Council's examination of these proposals in April. Additionally, all cabinet chairs were reminded that comments offered at the February meetings regarding legislation may be helpful to the Legislative Council's ultimate consideration of the proposals remaining in the 2008-09 cycle.

3. **Enhancing Communication**. The members discussed the importance of seeking to maintain a high level of communication and coordination in the governance structure, noting both areas where there appears to be progress and areas where there appears to be challenges.

   a. Communication between governance bodies. The group generally concurred that the level of coordination between governance bodies seems to be fairly good under the new structure, due in large part to the efforts of this committee. The group mentioned that depending on the issues being discussed, it may be helpful for the chairs to periodically attend the governance meetings of another cabinet or council.

   b. Communication with the conference offices and the membership. The group shared concerns about the effectiveness of communication efforts with the conferences, especially those conferences that are not represented on each cabinet. The chairs noted that enhancing the level of communication with the conferences is a priority for many cabinets, and as such, they wanted to ensure their communication efforts meet the needs of the conferences. The staff liaison reported she was scheduled to discuss this issue with the FCS/Division I commissioners during their next meeting and would report to the cabinets at their February meetings regarding the suggestions of the cabinets.

   c. Best practices regarding communication within conferences. During the course of the Convention, the chairs noted that they had an opportunity to share information regarding conference practices for disseminating governance information. The chairs reported they found the information to be helpful and thought it would be beneficial to receive additional information regarding successful conference practices.

   d. Best practices regarding governance materials. The chairs discussed the importance of ensuring there is a level of uniformity in cabinet reports to ensure governance information is easy for the membership to find and understand. The chairs discussed whether an executive summary would be helpful to the membership, yet they noted concerns that if the membership relies solely on summaries, information can be missed. The chairs agreed to work with staff to focus on writing clear reports focused on action

items and key agenda topics. The chairs also agreed to work with staff to seek to identify "key take aways" from the meetings in an effort to help the membership focus on the priority items being discussed. They suggested maybe symbols could be used to help annotate the reports.

4. **Strategies for managing a successful meeting**. The chairs discussed the fact that, under the new Division I governance structure, the tone of the council and cabinet meetings has changed from that of the former structure. Meetings now must be more focused on the substructure looking to provide advice and recommendations to contribute to the Division I agenda rather than receipt of information. As such, there must be focus during meetings on group discussions and members must engage in preparatory work in advance of meetings. It was noted that agendas may include fewer items than was typical under the old structure to ensure focus is on key agenda items. Expectations must be set that cabinet and council members will come to meetings prepared to discuss issues and participate. The chairs noted they may have to push members to contribute, and while subcommittees are not a feature of this new structure, the chairs must think creatively to get all members involved. Suggestions offered to enhance the level of engagement included assigning members to take the lead in exploring topics and allowing for group round table discussions.

5. **Task Force on Commercial Activity in Intercollegiate Athletics - Statement of Principles.** The staff explained that the Task Force on Commercial Activity in Intercollegiate Athletics has concluded its report. This guiding report includes a preamble, a historical perspective, the task force charge outlining the group's anticipated work product and a set of recommended principles. It was explained that the report encompasses a broad range of concepts that comprise commercial activity in intercollegiate athletics, ranging from taste issues to amateurism. The chairs were informed that the Board will charge the Leadership Council with managing consideration of this issue through the governance structure. Further, the Leadership Council and the substructure will be asked to develop applicable legislation in those areas where clear parameters are apparent and best practices where informed judgment and flexibility are favored. The Amateurism Cabinet, given its unique knowledge and background in issues pertaining to amateurism, should become familiar with the Statement of Principles and should anticipate being called upon to make recommendations regarding the necessary implementation details relative to that portion of the principles pertaining to amateurism.

Staff liaison: Beth DeBauche

REPORT OF

THE NATIONAL COLLEGIATE ATHLETIC ASSOCIATION

DIVISION I COMMUNICATIONS AND COORDINATION COMMITTEE

CONFERENCE CALL

Participants: March 3, 2009

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

NCAA staff: Rachel Newman Baker, Matt Burgemeister, Angie Cretors, Kelly Groddy, Lynn Holzman, Amy Huchthausen, Steve Mallonee, Tim Nevius, Carol Reep, Abby Renaker, Kris Richardson Dave Schnase, Maricela Shukie, Geoff Silver, Sharon Tufano, and Leeland Zeller also participated on the call.

The conference call was called to order by the chair, Damon Evans, at 2:05 p.m.

INFORMATIONAL ITEMS.

1. Reports from the February cabinet meetings. The chairs of each cabinet were provided an opportunity to share meeting highlights as follows:

   a. Academic Cabinet.

      (1) Data-Driven Legislation and Policy Development. The Academic Cabinet emphasized the importance of data-driven decision-making as the basis for cabinet legislation and policy development. As such, the cabinet views the collection of data regarding the academic performance of 2-4 transfers and student-athletes certified by the early certification process as critical and

necessary. Therefore, the cabinet recommended the Legislative Council adopt Proposal Nos. 2008-75 and 2008-77 (as amended by Proposal No. 2008-77-1).

(2) Nontraditional Coursework. The cabinet supported Proposal No. 2008-32-B, which would permit student-athletes to use nontraditional courses to meet up to 50 percent of the full-time enrollment requirement. The chair noted the conditions outlined in the proposal offers guidance to institutions seeking to ensure student-athletes receive quality instruction through nontraditional course delivery. [Note: To highlight the point made by the chair, the Communications and Coordination Committee discussed the importance of governance groups reviewing the actual legislative proposals and not just the intent statements.]

(3) Facilitating Learning and Achieving Graduation (FLAG). The cabinet endorsed the conceptual framework presented by the working group examining issues pertaining to academic risk. The chair explained that the FLAG is an optional management system that will enable member institutions to determine each student-athlete's potential barriers to graduation, match support services to address each student-athlete's risk, and evaluate the overall effectiveness of institutional and athletics academic support and life skills programming. [The Communications and Coordination Committee was informed that information regarding FLAG is being shared with other governance bodies and working groups.]

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

(1) Review of Current Financial Aid Model. The cabinet has prioritized financial aid items to be reviewed over the next several meetings. The issues prioritized for further study are: (a) countable aid versus noncountable aid (e.g., government grants, institutional merit aid, state grants); (b) examination of issues related to determining counter status; (c) head-count versus equivalency designations; and (d) team financial aid limits. It is anticipated that this review may be completed by June 2010.

(2) Best Practices for Conducting Financial Aid Hearing Opportunities. The cabinet determined that no legislative changes were necessary at this time regarding financial aid hearing opportunities. The cabinet requested that the staff develop a comprehensive best practices document related to the application of the financial aid hearing opportunity legislation and renewal/nonrenewal process. This resource will be made available to the Division I membership on the NCAA Web site. The cabinet also requested the staff work with the staff liaisons for the athletics certification and the compliance review processes to

determine if there are ways to ensure institutional policies and procedures for conducting financial aid hearings are reviewed on a regular basis.

(3) Outreach to Financial Aid Community**.** The cabinet directed the staff to develop a plan for NCAA staff to serve as a liaison to the financial aid community to discuss the best methods to enhance dialogue between the NCAA and NASFAA on financial aid issues. Potential outreach efforts may include, but will not be limited to, a coordinated effort to develop educational resources for use by NASFAA members and greater interaction during NCAA Regional Rules Seminars.

c. Recruiting and Athletics Personnel Cabinet.

(1) Early Recruitment. The cabinet will engage in an extensive examination of the current recruiting model in hopes of generating a thorough discussion to identify and understand the specific concerns within the broad topic of early recruitment. [Note: The chair asked for the Division I SAAC to provide assistance regarding this issue.]

(2) Coaching Limits and Athletics Personnel. The cabinet identified several issues within this area and will distribute a discussion document with potential concepts for feedback from the membership on how to appropriately address issues related to coaching limits, including noncoaching staff with sport-specific responsibilities.

(3) Impact of Technology on Recruiting. The cabinet discussed how advances in technology can be helpful in the recruiting process while being mindful of intrusive activities. The cabinet will solicit feedback from various constituencies about potential areas of deregulation in the areas of printed recruiting materials and video/audio materials by using alternate methods of delivering the same information. [Note: The chair asked for the Division I SAAC to provide assistance regarding this issue.]

d. Administration Cabinet.

(1) Committee Appointments. In the process of making appointments to 49 committees, the cabinet noted the importance of receiving complete nomination information that illustrates how the nominee's background is well-suited for the committee along with the nominee's interest in serving on the committee. The cabinet plans to identify ways to enhance the appointment process, which may include providing more education regarding the process to the Division I

membership, additional outreach to the 31 multisport conferences, and modifications to the current nomination form to make it more user friendly.

(2) Governance Assessment Tool. The cabinet wants to ensure the newly modified Division I governance structure achieves its intended objectives and that the structure helps to establish a more coordinated Division I agenda. The cabinet therefore agreed to seek to develop a multi-dimensional tool to assess the Division I governance structure, which includes measurable outcomes. The cabinet believes that by developing this assessment tool shortly after the implementation of the new governance structure, any possible short comings can be addressed early and an impactful governance structure can be sustained.

(3) Membership Process. The cabinet, through education and discussion, has sought to lay the proper foundation with its members regarding the Division I membership reclassification process. The cabinet members have been assigned to review strategic plans and associated materials for transitional members. The cabinet will review and consider the status of transitional members during the June meeting.

e. Championships/Sport Management Cabinet.

(1) Bid/site selection process. The cabinet received an overview of the enhanced Championships Bid/Site Selection process, which is expected to not only yield greater uniformity of the criteria presented to the sports committees and ultimately to the cabinet but to allow for more effective synchronization of the championships calendar. The cabinet learned that this process should better position the championship events to be of the highest quality and be responsive to issues of mutual importance to the NCAA and its corporate champions, partners, fans and media interests. Finally, it is anticipated that the uniformity of the new bid cycle will lead to better awareness by prospective hosts of opportunities to bid and, therefore, an increased number of bids.

(2) NCAA controlling goal number two – Facilitating the business interests of the Association. The cabinet heard a presentation from Greg Shaheen, NCAA Senior Vice President for Division I Men's Basketball and Business Strategies. The presentation focused on the NCAA's current bundled-rights agreement and the importance of the various media platforms to the NCAA mission and ties to higher education. The cabinet will consider and discuss ways to facilitate the following priorities:

(a) Continue efforts to thoughtfully build NCAA championships;

(b) Actively participate in the creation of a platform that will allow the NCAA to ensure that its championships benefit from the transition to new forms of media and be a resource for its member institutions and conferences as they forge their own new media strategies;

(c) Continue to develop new asset strategies that can diversify revenue streams for the Association;

(d) Continuously review policies with an eye toward challenges likely to be created in a new media environment; and

(e) Increase the convergence of principled support between the NCAA and its corporate champions and partners.

(3) Performance standards related to the administration of NCAA championships. The cabinet received information concerning an internal championships group initiative with respect to its methods and procedures for the planning and execution of championships. Included in this work ("Celebrating Champions") was the adoption of four over-arching goals: (a) effective management; (b) deliver the best student-athlete experience; (c) value to partners and hosts; and (d) efficient use of resources. A number of significant accomplishments have followed in support of these four goals, and the cabinet received information with respect to many of these accomplishments.

(4) Championships travel update. The cabinet received an update from staff on the continued monitoring and management of championships travel through the completion of the fall championships season and learned that through the fall season, championships travel costs have increased 3.6 percent over the previous year, which is a modest rate of increase compared to increases during the last three years. It appears that raising the fly/drive mileage threshold approved for the 2008-09 academic year, as well as a greater awareness by all concerned, has mitigated the anticipated increase in travel costs. It was noted that all matters related to the travel cost management efforts will continue to receive attention by the staff. The cabinet will evaluate previous actions taken when it convenes for its next meeting.

f. Amateurism.

(1) The cabinet continued to discuss the current definition of a professional team and its impact on the eligibility status of prospective and enrolled student-athletes. The cabinet agreed to forward the following interrelated legislative

concepts to the NCAA Division I Leadership Council for comment before sponsoring legislation in June:

(a) To permit an individual, prior to initial full-time collegiate enrollment, to compete on a professional sports team without jeopardizing his or her amateur status, even if one or more members of the team received more than actual and necessary expenses to compete on the team. However, an individual's amateur status would be jeopardized if he or she receives more than actual and necessary expenses to compete on the team.

(b) A prospective student-athlete who does not initially enroll full-time in a collegiate institution within one year 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.

(2) The cabinet reviewed the final report of the Task Force on Commercial Activity in Intercollegiate Athletics and learned that the Division I Board of Directors has charged the Leadership Council with managing consideration of the broad range of issues through the governance structure. The cabinet anticipates being called upon to make recommendations regarding the necessary implementation details relative to that portion of the principles pertaining to the amateurism rules.

(3) The cabinet agreed to support a 12-month pilot program that designates the U.S. Census Bureau Web site as the source for expense valuation determinations in those cases where the Eligibility Center and the institution cannot reach an agreement when determining the value of actual and necessary expenses under Bylaw 12.02.4.

(4) The cabinet did not support Proposal No. 2008-79 as written; however, noted that it would be supportive of an early to mid-May deadline. The cabinet requested that the staff prepare a white paper outlining alternatives and points of consideration for each alternative.

2. Lessons learned. What worked well during the winter series of meetings and where did you experience challenges? Possible discussion topics include:

a. Level of preparation by members. The committee members reported that their members appeared to be very well prepared for meetings and discussed the fact that, as chairs, it is incumbent on them that they set high expectations for cabinet and council members. They agreed that agendas should be built on the assumption that cabinet/council members will read materials prior to meetings and that the meetings should be focused on group examination of issues, rather than receipt of governance reports. The members suggested that necessary presentations should be limited in scope and materials supporting any presentation should be provided in advance of meetings.

b. Structure of meetings and agendas. The Communications and Coordination Committee chair reminded the committee that the new Division I governance structure was developed in part on the premise that the cabinets and councils would focus their meetings on a few items important to the overall Division I agenda. The committee members shared successful practices from their recently concluded meetings, which included the following:

(1) Requesting that cabinet and council members put personal electronic devises away during the meeting with the understanding there would be a set schedule of meeting breaks to allow members time to return phone calls.

(2) Scheduling a conference call in advance of the cabinet meeting to review preliminary matters and necessary governance reports.

(3) Establishing small discussion groups during the course of the meetings to allow members to not only get to know one another better but to benefit from small group discussions. It was mentioned that the composition of these groups was purposefully changed during the course of the meeting and the discussions appeared to be more productive when more structure was provided for the discussion on the front end.

c. Role of the SAAC member. The committee members reported that the SAAC members assigned to the cabinets and councils appear to be making important contributions to the meetings. It was suggested that a SAAC report be included as a standing agenda item for all councils and cabinets. Committee members noted they are planning to rely on SAAC members to provide feedback and input on the key issues on the Division I agenda. Issues being discussed at the cabinet level where the SAAC can be helpful include the examination of issues surrounding early recruitment, the use of technology in recruitment and student-athlete nutritional needs. Cabinet members also noted it may be helpful to assign SAAC members to cabinets based on their background, interest and sport affiliation.

d. Meeting reports. The staff reported that they are trying to ensure the meeting reports are "user friendly" to the membership so that people can stay informed about governance issues. The staff is attentive to ensuring an increased level of uniformity in the reports so they are easy for the membership to read and is trying to ensure that the proper balance is struck between providing an informative report and ensuring reports are not too lengthy. The committee discussed the importance of finding this balance point mindful that not all conferences have representatives on the cabinets. The staff agreed to keep the committee informed regarding developments in this area.

e. Use of technology. Amateurism Cabinet chair Mike Rogers shared his interest in having electronic chat rooms established so that cabinet and council members can share ideas on issues in between meetings. Members indicated general interest in learning more about the possibility of such technology, although it was noted that this tool should not be used to raise the level of expectation for representatives serving in the structure. The staff agreed to explore the available options and to report back to the committee.

3. Communication efforts. The committee members noted they have tried to stress the importance of cabinet and council representatives reporting back to their conferences and to affiliate groups to which they belong. Committee members were asked to share with staff any feedback they receive regarding communication with the broader Division I membership. The staff shared with the committee that outreach to the Division I membership regarding governance issues and communication would be a priority in the months ahead.

4. Leadership succession planning. The committee discussed as the new Division I governance structure was being established, the staff purposefully presenting the Division I Board of Directors with a slate of chairs that not only provided for experienced leadership but represented the diversity of the division in terms of gender, ethnic, positional and subdivision diversity. As the cabinets and the councils look to appoint vice chairs or develop succession plans, there needs to be a high level of coordination between all the cabinets and the councils to ensure that, at a minimum, this current level of diversity is maintained. The committee noted the complexity of the situation and suggested time be reserved on a future conference call to discuss this issue. The staff also agreed to try to suggest some possible approaches to address this situation.

5. Brief preview of the Leadership Council and Legislative Council meetings.

a. Leadership Council. The Leadership Council chair reported that the council is next expected to meet on March 24. The focus of that group's meeting will be the on-going discussion regarding possible Division I standards and on the report of the Task Force on Commercial Activities in Division I Intercollegiate Athletics. He noted that the important discussion of membership standards may require input from a number of the cabinets as well.

b. Legislative Council. The Legislative Council chair reported that at its next meeting on April 20, 2009, the council would formally consider the proposals still remaining in the 2009-10 legislative cycle plus any amendments or requests for non controversial or emergency legislation. He mentioned that the comments from the cabinets are helpful to the broader review of legislation.

6. Cabinets and Councils meeting schedule. The committee was informed that the staff is exploring the idea of trying to schedule cabinet meetings immediately one after the other in the same locale to determine if it allows for enhanced cost and planning efficiencies. The staff agreed to share its findings with both the committee members and the staff liaisons. Cabinet members noted such a schedule may have the added benefit of allowing for more coordination between the cabinets.

7. Proposed future call dates. The group determined that a conference call was not needed in advance of the April 20, 2009, Legislative Council meeting and requested that the next call be conducted in early May so that it is in advance of both the June cabinet meetings and conference spring meetings.

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REPORT OF THE NCAA DIVISON I ACADEMIC CABINET FEBRUARY 2-3, 2009, MEETING

***ACTION ITEMS*.**

1. Legislative Item.

- **Committees – Common Committees – Committees with Governance Administration Responsibilities – Foreign-Student Records Committee -- Composition.**

  (1) Recommendation. The NCAA Division I Academic Cabinet recommends the NCAA Division I Legislative Council adopt noncontroversial legislation to specify that the Foreign-Student Records Committee shall consist of eight members, including two Division I representatives, two Division II representatives, two representatives from either Division I or Division II and two ex-officio members, one of whom shall be the NCAA Eligibility Center's primary foreign-student records consultant.

  (2) Effective Date. Immediate.

  (3) Rationale. The committee's current composition includes three Division I representatives, three Division II representatives and two ex-officio members, one of whom shall be the Eligibility Center's primary foreign-student records consultant. As vacancies become available, it has become increasingly difficult to identify individuals who possess the extensive knowledge of foreign educational systems and credential evaluation required for service. Allowing flexibility in the composition of the committee will alleviate some challenges in finding a qualified member from a particular division and will allow for selection of the best nominee. This proposal does not change the size of the committee or the ex-officio members; it only reallocates specified divisional requirements to permit greater flexibility in the appointment process. As the Foreign-Student Records Committee is a common committee, this recommendation is not effective unless and until the same legislation is supported by Division II.

  (4) Estimated Budget Impact. None.

  (5) Student-Athlete Impact. None.

2. Nonlegislative Items.

- **None.**

***INFORMATIONAL ITEMS*.**

1. Legislative – NCAA Division I Academic Cabinet Sponsored Amendments-to-Amendments for the 2008-09 Legislative Cycle.

- **NCAA Division I Proposal No. 2008-77-1 – Eligibility – Transfer Regulations – Two-Year College Transfers – Submission of Information Necessary to Determine Academic Initial-Eligibility Status.** The cabinet sponsored an amendment to Proposal No. 2008-77 to provide a waiver opportunity when the required academic information is not available. The amendment-to-amendment specifies that the cabinet shall have the authority to authorize waivers of the submission requirement, will establish the process for granting such waivers, and shall monitor the waivers requested and granted. Providing waivers via a simple process when extenuating circumstances preclude the submission of a prospect's high school academic information allows a reasonable accommodation to institutions without jeopardizing the integrity of the data collection.

  Further, the cabinet strongly supports Proposal No. 2008-77, which would specify that an institution shall ensure submission of all necessary information (e.g., high school transcripts, test scores, including official or unofficial transcripts and test scores), to the Eligibility Center to determine the academic initial-eligibility status of a two-year or 4-2-4 transfer student-athlete prior to the end of the student-athlete's first regular academic term of full-time enrollment at the institution. The cabinet strongly supports the concept of data collection and analysis in the development of sound academic policy and notes that the collection of this high school academic information for two-year college transfers is vital to support the cabinet's review of the academic performance of two-year college transfers. A number of groups have noted that the performance of two-year college transfers lags behind that of native student-athletes and four-year college transfers and the cabinet prioritized this issue for study and intervention. Currently, only 50 percent of two-year college transfers apply to the Eligibility Center for academic certification, so a significant amount of data is unavailable. The cabinet further noted that this requirement will not place additional financial burden on prospective student-athletes, as they are already required to register with the Eligibility Center in order to have their amateurism status certified.

2. Legislative – Review of Proposals Scheduled for Final Consideration at the April 2009 NCAA Division I Legislative Council Meeting.

a. Proposal No. 2008-32-B – Eligibility – General Eligibility Requirements – Full-Time Enrollment – Requirement for Competition – Nontraditional Courses – Up To 50 Percent of Minimum Requirement. The cabinet unanimously supports Proposal No. 2008-32-B, which would specify that enrollment in a nontraditional course (e.g., distance-learning, correspondence, extension, Internet courses, independent study or any other course or credit that is not earned in a typical face-to-face classroom environment with regular contact hours between the instructor and the student) offered by the certifying institution may be used to satisfy up to 50 percent of the minimum full-time enrollment requirement for competition, provided the specified conditions are met. The cabinet recognizes the increasing prevalence of nontraditional courses within higher education and the need to modernize NCAA legislation related to such course formats. Student-athletes should be permitted to use nontraditional courses to satisfy the full-time enrollment requirement when an institution considers such enrollment as regular course enrollment for all students. The cabinet acknowledges the proposal as a reasonable alternative to Proposal No. 2008-32-A.

b. Proposal No. 2008-34 – Eligibility – Freshman Academic Requirements – Core-Curriculum Time Limitation – Students with Education Impacting Disabilities. The cabinet continues to support Proposal No. 2008-34. The cabinet emphasized that three core courses after high school is a reasonable accommodation for prospective student-athletes who have been diagnosed with an education impacting disability and that the vast majority of such prospects complete only one or two core courses after high school. The cabinet also noted that a specialist in education impacting disabilities was consulted in the development of the concept and the determination of three core courses after high school graduation as a reasonable accommodation. Finally, the cabinet noted the opportunity for all courses taken up to initial full-time enrollment by a prospective student-athlete with an education impacting disability to be considered through the initial-eligibility waiver process.

c. Proposal No. 2008-75 – Freshman Academic Requirements – Eligibility for Financial Aid, Practice and Competition – Qualifier – Exception – Early Academic Certification – Submission of Transcript. The cabinet continues to strongly support the concept of data collection and analysis in the development of sound academic policy. The proposal is intended to fill a large and growing hole in the academic data available to help the division make informed decisions

related to academic legislation and policy in the future. The cabinet believes that the time spent on collecting transcripts and other data would result in better academic policy and requirements, including the ability to validate the early academic certification requirements, to study changes in core-course taking patterns, and to model predictors of long-term academic success.

3. Legislative – Cabinet Sponsored Proposal for the 2009-10 Legislative Cycle.

- **NCAA Bylaw 21.7.6.1 – Committees – Division I Cabinets and Committees – Academic Cabinet.** The cabinet sponsored legislation to eliminate the cabinet's duty to serve as the final appellate body for academic waivers and to specify that the NCAA Division I Initial-Eligibility Waivers Committee shall become the final appellate body for initial-eligibility waivers and that the NCAA Division I Progress-Toward-Degree Waiver Committee shall become the final appellate body for progress-toward-degree waivers. Current legislation allows two appeal opportunities – the waiver committee, then the cabinet subcommittee – after staff decisions for initial-eligibility and progress-toward-degree waivers. However, 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.

4. Nonlegislative.

a. Data-Driven Legislation and Policy Development. Throughout its discussions, the cabinet emphasized the importance of data collection and analysis in the development of policy. Accordingly, the importance of research and data-driven decision-making was incorporated into the cabinet's guiding principles. To support this goal, the collection of academic data regarding two-year college transfers and early academic qualifiers is critical. In addition to its strong support for Proposal Nos. 2008-75 and 2008-77, the cabinet will work with the NCAA Division I Committee on Academic Performance to collect additional data regarding two-year college transfers through the NCAA Division I Academic Performance Program (APP). The cabinet reviewed the proposed list of data items to be collected through the APP and provided feedback for consideration by

the Committee on Academic Performance during its ongoing review of the data collection process.

b. Facilitating Learning and Achieving Graduation (FLAG). The cabinet reviewed the final report of the Working Group to Review Issues Pertaining to Academic Risk of Student-Athletes and unanimously endorsed the concept of developing the FLAG program, a new management system designed to assess each student-athlete's level of risk. The working group defined risk as a student-athlete's risk of not graduating from the institution, as determined by both academic and nonacademic factors. The group also noted that every student has some level of risk that he or she will not graduate, and that each student's level of risk may fluctuate throughout the course of his or her collegiate enrollment.

The voluntary Web-based FLAG system proposed by the working group includes a tool that can be implemented at the institutional level to identify student-athletes with various levels of risk of not graduating and to leverage campus resources to provide appropriate support to all student-athletes. The group recommends using an existing data collection platform like the APP to gather data related to each student-athlete's potential barriers to graduation, and to assess the student-athlete's cumulative risk of not graduating.

The proposed system also will include a module to help institutions match appropriate support services to each student-athlete, based on that individual's particular risks. The data and outcomes then could be used to help evaluate the effectiveness of support programs on individual campuses to determine whether institutional resources are adequately supporting student-athlete graduation success.

The cabinet charged the NCAA staff to implement the FLAG program and asked to receive periodic updates and previews as the program is developed.

c. Academic Performance of Two-Year College Transfers. The cabinet continued its review of the academic performance of two-year college transfers by receiving a presentation from the NCAA research staff including data on the frequency and performance of two-year college transfers. The cabinet noted that two-year college transfers accounted for approximately five percent of all Division I student-athletes in the 2006-07 academic year, and that this percentage had declined in each of the previous three years. Baseball and men's basketball have the highest rate of two-year college transfers, with over 17 percent in each sport, while women's sports other than basketball have the lowest rate of two-year transfers, at about 2.5 percent. The data also show that two-year college

transfers tend to have lower high school academic performance than non-transfers and transfers from four-year colleges, and that status as a transfer student-athlete is independently predictive of a student-athlete's likelihood to leave the institution while academically ineligible (i.e., to be 0/2 in the NCAA Division I Academic Progress Rate), even after one controls for high school academic performance.

d. **Nontraditional Courses.** In addition to supporting Proposal No. 2008-32-B, the cabinet reviewed the comments and concerns related to the proposals that were defeated by the Legislative Council at the 2009 NCAA Convention (Proposal Nos. 2008-32-A, 2008-35-A and 2008-35-B). The cabinet also noted that, given the increasing prevalence of nontraditional course delivery within higher education, the use of nontraditional courses remains a priority topic for the cabinet and it will continue its work on the issue. To this end, the cabinet reviewed the report of the National Association for Academic Advisors (N4A) Nontraditional Courses Task Force Report, which includes suggested guidelines and possible strategies for monitoring student-athlete enrollment in nontraditional courses. The report will be posted on the cabinet's page of the NCAA Web site and be distributed to the Division I membership.

e. **Academic Support Services.** Consistent with its efforts to increase communication with relevant constituent groups, the cabinet hosted its annual meeting with representatives from N4A. The association's president and president-elect reported on efforts to provide academic support to student-athletes enrolled in nontraditional courses, as well as the impact of academic reform on academic support professionals. Results from a 2006 survey of the N4A membership regarding the impact of academic reform on the focus and workload of academic support personnel were shared with the cabinet. The N4A representatives agreed to repeat the 2006 survey in order to update the findings. The cabinet also is working with representatives from N4A and the National Academic Advising Association (NACADA) to design a comprehensive study regarding academic support services provided to student-athletes.

f. **Time Demands on Student-Athletes.** The cabinet began its review of time demands on student-athletes by receiving a presentation from the research staff on the results of the GOALS and SCORE surveys. In general, Division I student-athletes report spending 30 to 40 hours per week on athletic activities. Baseball and men's basketball student-athletes reported the least time committed to class work and study, while Football Bowl Subdivision (FBS) players reported the most time dedicated to sports. Student-athletes in baseball, men's basketball, football, men's golf and men's ice hockey reported more hours spent on athletics than academics during the season; all other sports reported more time on academics.

Fifty to 75 percent of student-athletes (varying within that range by sport) report spending about the same or more time on athletics in the off-season as compared to during their sports seasons. Student-athletes in baseball and women's basketball reported missing the most class time during an average week in season. Stress reactions (e.g., physical and mental health issues) were reported at the highest rates among football players in the FBS subdivision and among female student-athletes, which also are the groups with the highest combined athletics and academics time commitments during the season.

The cabinet also reviewed the results of a study on the academic impact of competition during the institution's final-examination period. In general, many of the teams studied continue to compete during final exams. Teams from low resource institutions are more likely to play games and travel further distances during the final-examination period. Overall, more nuanced data are necessary, but are not currently available, to detail the specific effects of competition during final exams, especially among student-athletes at risk for academic difficulties.

The cabinet did, however, review the results of a similar study that compared the academic performance of student-athletes during the season to performance during the out-of-season time period. Contrary to commonly held beliefs, student-athletes consistently earn fewer credit hours and achieve a lower grade-point average during semesters when they are competing. The greatest negative impact was seen among student-athletes in sports with high reported time demands (e.g., football, baseball, softball) and for student-athletes who entered college less academically prepared.

g. **"Good Academic Standing".** The cabinet responded to a request for a review of the NCAA's legislation and interpretations regarding institutional "good academic standing" and reaffirmed that each institution should define and apply academic policies, including good academic standing, on its own campus. The cabinet also referred to the NCAA Division I Legislative Review and Interpretations Committee an August 9, 1995, official interpretation regarding the application of institutional good academic standing policies, with a suggestion that it be archived to permit full institutional autonomy in the interpretation of good academic standing policies and in the application of such policies to student-athletes.

h. **Academic Requirements during the Recruiting Process.** The cabinet began discussions related to academic requirements during the recruiting process, including the appropriate timeline for the exchange of academic information between prospective student-athletes, institutions, and the Eligibility Center. The issue is a joint agenda item with the NCAA Division I Recruiting Cabinet. A review of the current legislative requirements (e.g., registration with the

Eligibility Center and placement on an institution's Institutional Request List before a written offer of athletically related financial aid) was provided, and the cabinet requested that the staff present additional information and concepts at its next meeting.

i. **Academic Waivers.** The cabinet received a report on the number and outcome of initial-eligibility and progress-toward-degree waivers submitted during the 2008-09 academic year. The Eligibility Center staff has processed 547 initial-eligibility waivers thus far, compared to 360 waivers for all of 2007-08 (52 percent increase). It is believed that the increase is largely due to the move from 14 to 16 required core courses and that the number of waiver requests will decrease over time, as has happened with previous changes in core-course requirements. Approximately 79 percent of waiver requests receive some type of relief, which is the same rate as in 2007-08. Regarding progress-toward-degree waivers, the staff has received 485 requests, compared to 386 for the same time period in 2007-08. This represents a 29 percent increase. The 70 percent approval rate for progress-toward-degree waivers is consistent with previous academic years.

The cabinet also reviewed a report on progress-toward-degree waivers filed during the 2008 fall term for baseball student-athletes. Of the 27 waivers submitted, 19 have been conditionally approved contingent on the student-athletes following established, individualized academic-recovery plans for the fall term. Further, conditional approval requires a student-athlete to pass all of his fall courses with grades that would allow the courses to be degree applicable.

After receiving a presentation on the current progress-toward-degree waiver decision criteria and an update on a new electronic case management system under development, the cabinet directed the staff to continue to develop a procedure to consider a student-athlete's high school academic information and previous initial-eligibility waivers in the review of progress-toward-degree waivers, and to report back at the cabinet's next meeting.

Finally, the cabinet charged the staff liaisons to continue to discuss with the staff team supporting the Subcommittee for Legislative Relief the appropriate avenue for appeal of waivers related to the division's transfer legislation, noting that many requests for waivers of the transfer residence requirement contain significant academic considerations (e.g., transferrable credit hours, satisfying progress-toward-degree requirements).

j. **Core-Course Review Appeals.** The cabinet approved revisions to the NCAA High School Review Committee policies and procedures as recommended by the

High School Review Committee to grant the committee the authority to hear appeals of core-course decisions. This will result in the dissolution of the NCAA Core-Course Ad Hoc Committee. The cabinet noted these policies also must be approved by the NCAA Division II Academic Requirements Committee and will be distributed once that action has been taken.

KEY ITEMS.

1. **Data-Driven Legislation and Policy Development.** The cabinet emphasized the importance of data-driven decision-making as the basis for cabinet legislation and policy development. As such, the collection of data regarding the academic performance of 2-4 transfers and student-athletes certified by the early certification process is critical and necessary. Therefore, the cabinet strongly supports Proposal Nos. 2008-75 and 2008-77 (as amended by Proposal No. 2008-77-1).

2. **Nontraditional Coursework.** The cabinet unanimously supports Proposal No. 2008-32-B, which would permit student-athletes to use nontraditional courses to meet up to 50 percent of the full-time enrollment requirement. The cabinet noted the conditions outlined in proposal offer guidance to institutions seeking to ensure student-athletes receive quality instruction through nontraditional course delivery. In addition, the cabinet will distribute a document produced by N4A to assist institutions in the monitoring of nontraditional course enrollment by student-athletes.

3. **Facilitating Learning and Achieving Graduation (FLAG).** The cabinet endorsed the conceptual framework presented by the working group examining issues pertaining to academic risk. FLAG is an optional management system that will enable member institutions to determine each student-athlete's potential barriers to graduation, match support services to address each student-athlete's risk, and evaluate the overall effectiveness of institutional and athletics academic support and life skills programming. The cabinet requested further development of the system within existing NCAA Web-based programs, such as the APP. Progress reports, programming previews, results of pilot studies and training and outreach updates will be reported to the cabinet periodically.

Cabinet 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 NATIONAL COLLEGIATE ATHLETIC ASSOCIATION DIVISION I ADMINISTRATION CABINET

The NCAA Division I Administration Cabinet submits this report from its February 12–13, 2009, in-person meeting in Savannah, Georgia.

ACTION ITEM.

- **Legislative Items.**

  - **Noncontroversial Legislation - Bylaw 16.11.1.11 - NCAA Research Studies.**

    (1) Recommendation. The Division I Administration Cabinet recommends that the Division I Legislative Council adopt noncontroversial legislation to amend Bylaw 16.11.1.11 (NCAA Research Studies) to permit compensation of participants in institution-based student-athlete only research studies under the following conditions:

    (a) The research study is initiated and conducted by a faculty member(s) at an NCAA member institution, and

    (b) The study and compensation arrangements received approval by the Institutional Review Board for the member institution whose faculty is conducting the study.

    (2) Rationale. It has become commonplace for institutions to use student-athletes in studies specifically related to the conditions under which student-athletes participate in an attempt to gain more knowledge about the characteristics of athletics participation. Current NCAA legislation permits student-athletes to receive standard compensation for NCAA research studies, provided the compensation is consistent with compensation offered in studies involving nonathlete populations. Further, it is permissible for student-athletes to receive compensation for participation in studies that involve both student-athletes and nonathletes, provided they receive the same compensation. With the increase in oversight provided by Institutional Review Boards, which set the compensation independent of the researchers, it is no longer necessary to limit the ability to compensate student-athletes to NCAA studies only.

    (3) Estimated Budget Impact. None. Budgets are set for these studies through the departments that conduct the research.

    (4) Student-Athlete Impact. Minimal and only if they are a participant in a study.

INFORMATION ITEMS.

1. Legislative proposals in the Division I 2008-09 legislative cycle referred to the cabinet.

- The cabinet reviewed the remaining portion of Proposal No. 2008-59 that was forwarded by the Division I Legislative Council to the Division I membership for additional comment. The proposal would add sand volleyball to the list of emerging sports for women. Although there was no formal position taken to oppose the proposal, there were concerns expressed regarding the process for adding the sport of sand volleyball to the list of emerging sports. The group was aware that the proposal simply adds sand volleyball to the list of emerging sports, but many expressed the view that there should be greater specificity regarding the applicable NCAA rules governing the sport (e.g., playing seasons, financial aid) prior to the vote. All other proposals previously referred to the cabinet for comment were either adopted or defeated by the Legislative Council at its January meeting.

2. Nonlegislative Items.

a. Committee appointment process, principles and issues.

(1) Update on the Leadership Council's ongoing discussions regarding ways to enhance the level of diversity serving in the governance structure. Mindful of the cabinet's guiding principles for the committee selection process, which include seeking to identify and appoint the most qualified individual nominated for a committee based on the committee's legislated requirements, the cabinet discussed the importance of receiving thorough and pertinent information for committee nominees. Specifically, the cabinet noted that since not all multisport conferences are represented on the Administration Cabinet, it is imperative that nomination forms fully set forth both the nominees' qualifications and level of interest in serving on a committee. The cabinet recommended that efforts be made to inform the 31 multisport sport conferences the importance of providing detailed nomination information that reflects the personal background and interests of the nominee.

(2) Review and discussion regarding the Barriers Study. The cabinet received a presentation from the NCAA research staff on barriers that impact employment decisions for women and ethnic minorities in intercollegiate athletics and how these barriers pertain to the overall demographic information of institutional coaching and administrative staffs. The cabinet discussed the impact of this demographic information relative to the committee selection process and was

invited to assist the Division I Leadership Council in seeking to enhance the level of diversity serving in the Division I governance structure.

(3) **Ongoing examination of the committee appointment process.** The cabinet discussed seeking to possibly improve the nomination form to make it more user friendly so that more nominees actually complete the form rather than conference office personnel on the nominees' behalf. The cabinet also discussed looking to find ways to gather more information regarding nominees from conferences not represented on the cabinet and suggested assigning cabinet members to unrepresented conferences to gather additional information or the creation of an ombudsman program. The cabinet is expected to spend more time at its June meeting reviewing the committee selection process.

(4) **Committee appointments.** The cabinet approved appointments to Division I and Association-wide committees. A list of the appointments, reappointments and term extensions is attached to this report as an Attachment.

b. **Conversation with the NCAA research staff regarding current and future initiatives.** Given its jurisdiction in the Division I structure for overseeing the work of the NCAA Research Committee, the cabinet received a presentation from a member of the NCAA research staff in which an overview of current research based initiatives was provided, including information regarding the new iteration of the SCORE/GOALS studies and the graduate student research grant program.

c. **Preliminary development of a governance assessment tool.** The cabinet reviewed the former Division I Governance Subcommittee's objectives in modifying the Division I governance structure and noted that subcommittee's desire to have the governance structure assessed after implementation to help ensure the new structure meets its objectives. The cabinet discussed the need to develop a tool to assess the new governance structure shortly after implementation to ensure any shortcomings are addressed quickly to prevent long term systemic programs. The group noted any effort of this type must involve multiple constituencies and include measureable outcomes. It asked the NCAA research staff to begin working on elements of a possible assessment tool for review by the cabinet during its June 2009 meeting.

3. Division I membership issues.

a. The cabinet received an update on the Leadership Council's discussions regarding membership standards. The cabinet also received an educational presentation regarding the status of institutions currently in the Division I reclassification process, including active Division II institutions and new (provisional) members transitioning

to Division I as well as institutions seeking multidivisional membership status. The group engaged in a thorough discussion regarding the process for reviewing annual reports and updated strategic plans of each member reclassifying to Division I and agreed on the following:

(1) Institutions in the reclassification process must provide completed annual reports and updated strategic plans, including all accompanying information, no later than the June 1 legislative deadline. There will be no review of supplemental information submitted after the June 1 deadline, unless such information is specifically requested by the cabinet. The group noted the need to ensure that it has ample time to review all the information in advance of its June 30 meeting. The cabinet directed the staff to notify all institutions of this policy when it sends its annual reminder to all reclassifying institutions in early March regarding the due date for submission of annual reports and updated strategic plans. Institutions making the transition are encouraged to allocate the appropriate resources to provide the most complete information possible by June 1.

(2) The cabinet will organize itself into smaller groups to more effectively and efficiently review all annual reports and updated strategic plans in advance of its June 30 meeting. Each group will be assigned multiple institutions, with one individual designated as a primary for each institution to lead the discussion at the full cabinet related to that institution's advancement to the ensuing year in the reclassification process. Potential conflict of interest issues will be taken into consideration when making the assignments.

(3) An outside consultant will assist the cabinet and the smaller groups by preparing executive summaries of the updated strategic plans and participating in conference calls with each of the smaller groups in advance of the full cabinet meeting.

b. The group approved the use of an outside vendor as required by NCAA Bylaw 20.4.4, to conduct a Division I compliance review for multidivisional institutions that sponsor one men's and/or one women's sport program (other than football and basketball) in Division I. It was agreed that additional requests to use the same vendor should be approved by the staff. Further, requests by multidivisional institutions to use other outside vendors should be handled in the interim by the cabinet's administrative committee. The group noted that a copy of the compliance review report must be kept on file at the institution and a copy must be sent to the cabinet.

c. The group was requested by the Championships/Sport Management Cabinet to provide input regarding waiver opportunities currently set forth in Bylaws 31.3.4.6-(a) (team sports sponsored by less than 30 percent of the Division I membership) and 31.3.4.6-(c) (identified individual sports) for conferences not meeting the general "six-team" requirement to be eligible for automatic qualification to the applicable championship. The group noted the current membership moratorium and the potential for change to the landscape of the Division I membership, particularly as it relates to the role of conferences. In that regard, the cabinet recommended that no changes to the rules or policies related to the current waiver process occur until such time as the moratorium discussion was completed.

4. **Discussion of possible work-life balance initiatives**. The cabinet heard a presentation on the efforts of the Association's Life and Work Balance Working Group, and at the request of that group, started to engage in a dialogue about possible initiatives and practices that would allow athletics staff to make choices about their life priorities. The cabinet agreed to have further discussion on this issue from a Division I perspective at a future meeting.

   The cabinet also received background information on the recommendations of the NCAA's Executive Committee's Life and Work Balance Working Group and on the efforts of the Working Group on Life and Work Balance, which was charged with overseeing and implementing those recommendations. The cabinet learned that, to date, a number of initiatives have been implemented including a "train-the-trainer" program and a Web site resource, and that the membership has also been asked to examine the possibility of developing other initiatives including possible legislation. The cabinet will have an opportunity at its future meetings to explore possible approaches to help address this important issue.

5. **Conflict of interest policy**. The cabinet received an update on the administration of the committee conflict of interest policy that was approved by the Executive Committee in August 2008. Each cabinet member will receive an electronic copy of the policy and will be asked to acknowledge receipt and to indicate any potential conflicts of interest.

KEY ITEMS/ITEMS OF SIGNIFICANCE.

a. Given the cabinet's guiding principles, which include attempting to appoint the most qualified person for a committee based on the committee's stated needs, it is imperative that the cabinet receive complete nomination information that illustrates how the nominee's background is well-suited for the committee along with the nominee's interest in serving on the committee. The cabinet noted the importance the membership places on the committee appointment process and an eagerly expressed interest in identifying ways to further enhance this process. Preliminary ideas the cabinet identified include providing more

education regarding the process to the Division I membership, additional outreach to the 31 multisport conferences, especially those conferences that are currently not represented on the Administration Cabinet, and modifications to the current nomination form to make it more user friendly. The cabinet will continue its examination of this issue at its June meeting.

b. The cabinet wants to ensure the newly modified Division I governance structure achieves its intended objectives and that the structure helps to establish a more meaningful and coordinated Division I agenda. The cabinet therefore agreed to seek to develop a multi-dimensional tool to assess the Division I governance structure, which includes measurable outcomes. The cabinet believes that by developing this assessment tool shortly after the implementation of the new governance structure, any possible short comings can be addressed early and an impactful governance structure can be sustained. It is anticipated that the cabinet will be able to review some concepts for a possible assessment tool during its June meeting.

c. The cabinet, through education and discussion, has sought to lay the proper foundations with its members regarding the Division I membership reclassification process. The cabinet members are now ready to be assigned to review strategic plans and associated materials for transitional members. The group will review and consider the status of transitional members during the June cabinet meeting.

d. The cabinet received background information and was asked to contemplate initiatives, including possible legislation, regarding life and work balance initiatives for Division I. It is anticipated that the cabinet will continue this examination at either its June or September meetings.

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

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ATTACHMENT
SUPPLEMENT NO. 6
DI Legislative Council 4/09

NCAA DIVISION ADMINISTRATION CABINET
COMMITTEE APPOINTMENTS
FEBRUARY 12-13, 2009
(All terms begin September 1, 2009, unless otherwise noted.)

Committee on Competitive Safeguards And Medical Aspects Of Sports

- Jeffrey M. Anderson, University of Connecticut, Big East Conference.
- Felix H. Savoie, Tulane University, Conference USA.

Minority Opportunities and Interests Committee

- Alecia Shields-Gadson, Coppin State University, Mid-Eastern Athletic Conference.
- Keri Gaither, University of Detroit Mercy, Horizon League.

Olympic Sports Liaison Committee

- Kellie Elliott, Florida State University, Atlantic Coast Conference.
- Fernando Canales, University of Michigan, Big Ten Conference.

Postgraduate Scholarship Committee

- Jenny Bramer, San Diego State University, Mountain West Conference.

Research Committee

- Janis Ingham, University of California, Santa Barbara, Big West Conference.

Committee on Sportsmanship and Ethical Conduct

- Resolicit for additional nominees due to an error in the original solicitation.

Committee on Academic Performance

- Melvin Johnson, Tennessee State University, Ohio Valley Conference (reappointment).
- Michael Cross, Princeton University, Ivy Group (immediate appointment replacing Jeri Echeverria.
- David Jamison, Robert Morris University, Northeast Conference.
- Lisa Melz, Western Illinois University, The Summit League.

Amateurism Fact-Finding Committee

- Alicia Alford, University of Connecticut, Big East Conference.
- Kelly Widener, Princeton University, Ivy Group.
- Alvin Jackson, Grambling State University, Southwestern Athletic Conference.

Committee on Athletics Certification

- Robert Bernardi, Nichols State University, Southland Conference (reappointment).
- Casey Comoroski, Missouri State University, Missouri Valley Conference (reappointment).
- Thomas Douple, Summit League.
- Judy Van Horn, University of Michigan, Big Ten Conference.
- Anthony Archbald, Western Athletic Conference.

Men's Basketball Issues Committee

- Mitch Barnhart, University of Kentucky, Southeastern Conference (immediate vacancy replacing Mark Gottfried – term end date September 1, 2013).

- Frank Haith, University of Miami (Florida), Atlantic Coast Conference.
- Gary Walters, Princeton University, Ivy Group.
- Sandy Hatfield Clubb, Drake University, Missouri Valley Conference.

Women's Basketball Issues Committee

- Donyale Canada, Mid-American Conference.
- Teresa Kuehn-Gould, University of California, Berkeley, Pacific-10 Conference.
- Amy Champion, University of New Orleans, Sun Belt Conference.
- Brian Giorgis, Marist College, Metro Atlantic Athletic Conference.

Football Issues Committee

- Steve Erber, Cornell University, Ivy Group (reappointment).
- David Heeke, Central Michigan University, Mid-American Conference (reappointment).

Legislative Review/Interpretations Committee

- Beatrice Crane Banford, Marshall University, Conference USA.
- Marcus Brown, Pepperdine University, West Coast Conference.

Progress Toward Degree Waiver Committee.

- Joyce Bell, Northeast Conference.
- Jesse James, Tennessee State University, Ohio Valley Conference.

Committee on Student-Athlete Reinstatement (terms begin July 1, 2009)

- The Administration Cabinet agreed to grant a one year term extension to Carol Iwaoka, Big Ten Conference.
- Tony Hernandez, University of Miami (Florida), Atlantic Coast Conference.
- Lynn Meade, University of Texas at El Paso, Conference USA.

Baseball Committee

- The Administration Cabinet agreed to grant a two-year term extension to Tim Weiser, Big 12 Conference.
- Mark LaBarbera, Valparaiso University, Horizon League.

Men's Basketball Committee

- Ronald Wellman, Wake Forest University, Atlantic Coast Conference.
- Dan Beebe, Big 12 Conference.
- Douglas Fullerton, Big Sky Conference.

Women's Basketball Committee

- Leslie Claybrook, Rice University, Conference USA.
- Carolayne Henry, Mountain West Conference.

Women's Bowling Committee

- Dean Lee, Arkansas State University, Sun Belt Conference.

Men's And Women's Fencing Committee

- Todd Dressell, University of Detroit Mercy, Horizon League.

- Resolicit for Midwest region nominees.

Field Hockey Committee
- Pamela Neiss Stuper, Yale University, Ivy Group.

Football Championship Committee
- Charles Jones Jr., Central Connecticut University, Northeast Conference (reappointment).
- Ron Strollo, Youngstown State University, Missouri Valley Football Conference.

Men's Golf Committee
- Javan Hedlund, Mountain West Conference.

Men's Gymnastics Committee
- Douglas Van Everen, U.S. Military Academy, Patriot League.

Women's Gymnastics Committee
- Kimberly Green, University of Florida, Southeastern Conference.
- Resolicit for West region nominees.

Men's Ice Hockey Committee
- Tom Nevala, University of Notre Dame, Big East Conference (CCHA).
- Guy Gadowsky, Princeton University, Ivy Group (ECAC Hockey League).

Women's Ice Hockey Committee
- Chris Schneider, The Ohio State University, Big Ten Conference (reappointment).

Men's Lacrosse Committee
- Charley Toomey, Loyola University (Maryland), Metro Atlantic Athletic Conference.

Women's Lacrosse Committee
- Lisa Kelly, University of Denver, Sun Belt Conference (reappointment).

Men's And Women's Rifle Committee
- Chris Kingston, U.S. Military Academy, Patriot League.

Women's Rowing Committee
- Thorr Bjorn, University of Rhode Island, Atlantic10 Conference.
- Anne McCoy, Washington State University, Pacific-10 Conference.

Men's And Women's Skiing Committee
- Resolicit for nominees.

Men's Soccer Committee
- John Bluem, The Ohio State University, Big Ten Conference.

Softball Committee
- David "Chris" Burkhalter, University of Houston, Conference USA.
- Jennifer Strawley, Columbia University-Barnard College, Ivy Group.

Men's And Women's Swimming & Diving Committee

- Resolicit for diving coach and hold remaining appointments until June meeting.

Men's And Women's Tennis Committee

- Alex Dorato, Yale University, Ivy Group.
- Resolicit for Midwest region (women's interests) nominees.

Men's And Women's Track And Field Committee

- Gregg Gensel, Utah State University, Western Athletic Conference (reappointment).
- Todd Patulski, Baylor University, Big 12 Conference (immediate vacancy replacing Bubba Thornton – term end date September 1, 2013).
- Monica Love, U.S. Military Academy, Patriot League (women's interests).

Men's Volleyball Committee

- Brian Santiago, Brigham Young University, Mountain West Conference.

Women's Volleyball Committee

- Keith Gill, American University, Patriot League.
- Diane Turnham, Middle Tennessee State University, Sun Belt Conference.
- Crista Troester, University of Tulsa, Conference USA.

Wrestling Committee

- Gary Taylor, Rider University, Metro Atlantic Athletic Conference.

Baseball Rules Committee

- Resolicit for nominees.

Men's Basketball Rules Committee

- Fran McCaffrey, Siena College, Metro Atlantic Athletic Conference.

Women's Basketball Rules Committee

- Curt Miller, Bowling Green State University, Mid-American Conference (reappointment).

Football Rules Committee

- Tony Samuel, Southeast Missouri State University, Ohio Valley Conference (reappointment).
- Barry Alvarez, University of Wisconsin, Madison, Big Ten Conference.

Men's And Women's Ice Hockey Rules Committee

- Resolicit for additional nominees and hold all appointments until June meeting.

Men's Lacrosse Rules Committee

- Sam Johnson, U.S. Military Academy, Patriot League.

Women's Lacrosse Rules Committee

- Keely McDonald, Brown University, Ivy Group.

Softball Rules Committee

- Meaghan Almon, Hofstra University, Colonial Athletic Association.

Women's Volleyball Rules Committee

- Fran Ralston-Flory, Louisiana State University, Southeastern Conference.

REPORT OF THE NCAA DIVISION I AMATEURISM CABINET

The NCAA Division I Amateurism Cabinet submits this report from it February 19-20, 2009, in-person meeting in San Antonio, Texas.

KEY TAKE AWAYS.

1. The cabinet continued discussions from its September 2008 in-person meeting and December 2008 teleconference regarding the current definition of a professional team and its impact on the eligibility status of prospective and enrolled student-athletes. As is noted in more detail below, the cabinet unanimously agreed to forward the following interrelated legislative concepts to the NCAA Division I Leadership Council for comment before sponsoring legislation in June:

a. To permit an individual, prior to initial full-time collegiate enrollment, to compete on a professional sports team without jeopardizing his or her amateur status, even if one or more members of the team received more than actual and necessary expenses to compete on the team. However, an individual's amateur status would be jeopardized if he or she receives more than actual and necessary expenses to compete on the team.

b. A prospective student-athlete who does not initially enroll full-time in a collegiate institution within one year 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.

2. The cabinet reviewed the final report of the Task Force on Commercial Activity in Intercollegiate Athletics. The cabinet was informed that the Division I Board of Directors will charge the Leadership Council with managing consideration of the broad range of issues through the governance structure and the membership. The cabinet, given its unique knowledge and background in issues pertaining to the amateur status of student-athletes was charged with becoming familiar with the Statement of Principles and should anticipate being called upon to make recommendations regarding the necessary implementation details relative to that portion of the principles pertaining to the amateurism rules. The cabinet also reviewed and discussed current legislation pertaining to the use of student-athlete name/picture/likeness in promotional activities.

3. The cabinet agreed to support a 12-month pilot program that designates the U.S. Census Bureau Web site as the source for expense valuation determinations in those cases where the Eligibility Center and the institution cannot reach an agreement when determining the value of actual and necessary expenses under Bylaw 12.02.4.

4. The cabinet did not support Proposal 2008-79 as written; however, noted that they would be supportive of an early to mid-May deadline. The cabinet requested that the staff prepare a white paper outlining alternatives and points of consideration for each alternative.

***INFORMATIONAL ITEMS*.**

1. Legislative - Concepts Supported by Cabinet for 2009-10 Legislative Cycle.

a. Pre-Enrollment Amateur Status. The cabinet continued its discussions of the current definition of a professional team and its impact on the amateur status of prospective student-athletes. The cabinet unanimously supports a legislative concept to specify that prior to initial full-time collegiate enrollment, an individual may compete on a professional sports team without jeopardizing his or her amateur status, provided he or she does not receive more than actual and necessary expenses from the professional sports team. The cabinet agreed that it is more fair and appropriate 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. The cabinet is asking for feedback from the Leadership Council before sponsoring legislation to address this issue in June.

b. Seasons of Competition and Delayed Enrollment. As part of its discussion regarding pre-enrollment amateur status, the cabinet discussed the issue of prospective student-athletes who delay their enrollment into collegiate institutions after graduating from high school. The cabinet unanimously agreed that with the increased flexibility in pre-enrollment participation opportunities provided by the proposed legislative concept noted above, it is appropriate and necessary to place additional restrictions on current organized competition legislation applicable to prospective student-athletes' athletics activities subsequent to their high school graduation date and prior to initial full-time collegiate enrollment. Specifically, the cabinet supports a legislative concept to specify that a prospective student-athlete who does not initially enroll full-time in a collegiate institution within one year 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 for intercollegiate competition. The cabinet is also asking for feedback from the Leadership Council before sponsoring legislation to address this issue in June.

2. Legislative - Cabinet Sponsored Proposal for the 2009-10 Legislative Cycle.

NCAA Bylaw 12.2 – Involvement with Professional Teams – Tryouts. The cabinet sponsored legislation to permit, in men's ice hockey, prospective and enrolled student-athletes to accept actual and necessary expenses from a professional sports organization to attend the National Hockey League (NHL) Scouting Combine regardless of the length of the combine. Currently, men's basketball prospective and enrolled student-athletes are permitted to receive expenses from a professional sports organization to attend the NBA Predraft Basketball Camp regardless of the length of the camp. Men's ice hockey prospective and enrolled student-athletes, however, must limit their tryout activities to a 48-hour period to avoid jeopardizing their eligibility if they receive 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 over-scheduling results in student-athletes not performing to their utmost abilities. Accordingly, the cabinet agreed that men's ice hockey prospective and enrolled student-athletes should be permitted to receive expenses from a professional sports organization for the combine even if the individual's visit exceeds 48 hours.

3. Legislative - Review of Proposals Scheduled for Final Consideration at the April 2009 Legislative Council Meeting.

a. NCAA Proposal 2008-13-B -- Amateurism -- Exception for Prize Money for Student-Athletes -- Outside the Playing Season During the Summer Vacation Period -- Individual Sports. The cabinet agreed to support Proposal No. 2008-13-B, which would permit student-athletes in individual sports to accept prize money based on place of finish or performance in an open athletics event, provided the competition occurs outside the institution's declared playing season during the institution's summer vacation period and the prize money does not exceed actual and necessary expenses and is provided only by the sponsor of the open event. The cabinet previously supported Proposal No. 2008-13-A, which was defeated, and would have allowed for the receipt of such expenses during any institutional vacation period.

b. NCAA Proposal 2008-25-D – Recruiting – Letter of Intent Programs – Requirements for Offers of Athletically Related Financial Aid – Completion of Amateurism Certification Questionnaire – Delayed Effective Date. The cabinet agreed to support Proposal No. 2008-25-D, which would specify that an institution shall not provide a high school, preparatory school or transfer prospective student-athlete a written offer of athletically related financial aid until he or she has completed the amateurism certification questionnaire administered by the Eligibility

Center. The cabinet noted that Proposal No. 2008-25-A, which was defeated, was co-sponsored by the NCAA Division I Academics/Eligibility/Compliance Cabinet Subcommittees on Agents and Amateurism and Recruiting.

c. **NCAA Proposal No. 2008-79 – Amateurism – Involvement with Professional Teams – Professional Basketball Draft – Four-Year College Student-Athlete – Men's Basketball**. The cabinet reviewed Proposal No. 2008-79, which would specify that in men's basketball, an enrolled student-athlete may enter a professional league's draft one time during his collegiate career without jeopardizing eligibility in the sport, provided the student-athlete requests that his name be removed from the draft list and declares his intent to resume intercollegiate participation by the end of the day prior to the first day of the spring National Letter of Intent signing period for the applicable year; the student-athlete's declaration of intent is submitted in writing to the institution's director of athletics; and the student-athlete is not drafted. The cabinet expressed concern that the timeline provided in the proposal would not provide student-athletes with sufficient time to make an informed decision about their futures. The cabinet discussed whether an early- to mid-May deadline (e.g., May 8) would be more appropriate as it would provide student-athletes more time to gather information about their draft status and would still allow institutions time to sign prospective student-athletes to athletics tenders prior to the conclusion of the National Letter of Intent spring signing period. The cabinet requested that staff prepare a white paper outlining alternatives and points of consideration for each alternative.

4. Nonlegislative - Expense Valuation Methodology for Analyses Involving Bylaw 12.02.4.

The cabinet reviewed the report of the Amateurism Certification Process (ACP) staff of the NCAA Eligibility Center regarding expense valuation issues involving Bylaw 12.02.4. The ACP staff recommended that the U.S. Census Bureau Web site (including hyperlinks to validated country-specific information) should be the resource for obtaining data to establish fair market value calculations when issues arise regarding an expense valuation within a Bylaw 12.02.4 professional team analysis.

The cabinet noted that using a single objective source for this type of data would help bring consistency to the process and agreed to support a 12-month pilot program that designates the U.S. Census Bureau country-specific links as the source for expense valuation determinations in those cases where the ACP staff and member institution (on behalf of the prospective student-athlete) cannot reach an agreement on a reasonable valuation. In the event a range of reasonable valuations is generated from the information available on such links, the ACP staff and member institution will attempt to reach agreement on an appropriate designated value. If an agreement cannot be reached, the case may proceed to the fact-finding committee to determine which values from the given range should be used.

The cabinet charged the ACP staff to seek to identify other potential objective sources of country-specific expense valuation information in addition to tracking all instances impacted by the adoption of this pilot program. Further, the cabinet asked to receive periodic updates regarding the implementation of the 12-month pilot program.

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 AWARDS, BENEFITS, EXPENSES AND FINANCIAL AID CABINET

The NCAA Division I Awards, Benefits, Expenses and Financial Aid Cabinet submits this report from its February 5-6, 2009, in-person meeting in Los Angeles, California.

ACTION ITEMS.

1. Legislative Items.

- **None.**

2. Nonlegislative Items.

- **None.**

KEY TAKE AWAYS.

1. Review of Current Financial Aid Model. The cabinet prioritized financial aid items to be reviewed over the next several meetings. It is anticipated that this review may be completed by June 2010. Further, the cabinet expressed its appreciation to the NCAA Division I Legislative Council for following its recommendations in September 2008 on legislative proposals related to team limits while it conducts this review. The cabinet has prioritized the following topics 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.

2. Best Practices for Conducting Financial Aid Hearing Opportunities. The cabinet revisited the recommendations related to the financial aid hearing opportunity legislation and determined that no legislative changes were necessary at this time. The cabinet requested that the staff develop a comprehensive best practices document related to the application of the financial aid hearing opportunity legislation and renewal/nonrenewal process. This resource will be made available to the Division I membership on the NCAA Web site. The cabinet also requested the staff work with the staff liaisons for the athletics certification and the compliance review processes to determine if there are ways to ensure institutional policies and procedures for conducting financial aid hearings are reviewed on a regular basis.

3. Outreach to Financial Aid Community. The cabinet reviewed the February 2007 Financial Aid Workshop recommendations related to outreach (e.g., communication, education) to the financial aid community and prioritized next steps for the staff. Specifically, the cabinet directed the staff to develop a plan for NCAA staff to serve as a liaison to the financial aid community [e.g., partnership with National Association of Student Financial Aid Administrators (NASFAA)] to discuss the best methods to enhance dialogue between the NCAA and NASFAA on financial aid issues. Potential outreach efforts may include, but will not be limited to, a coordinated effort to develop educational resources for use by NASFAA members and greater interaction during NCAA Regional Rules Seminars. The cabinet will receive an update on the staff's progress with these initiatives during its June 2009 meeting.

***INFORMATIONAL ITEMS*.**

1. Legislative Informational Items.

a. Comments on Proposals Currently in the 2008-09 Legislative Cycle.

(1) NCAA Proposal No. 2008-15-B -- Recruiting -- Definitions and Applications -- Prospective Student-Athlete -- Institutional Orientation Session. The cabinet agreed to support Proposal No. 2008-15-B, which would specify that a recruited prospective student-athlete who has signed a National Letter of Intent (NLI) [or, for an institution that does not use the NLI in a particular sport or for a prospective student-athlete who is not eligible to sign an NLI (e.g., four-year college transfer), the institution's written offer of admission and/or financial aid] and has reported to an institutional orientation session that is open to all incoming students within 14 calendar days prior to the opening day of classes of a regular academic year term shall not be subject to the contact restrictions in NCAA Bylaw 13 and shall be considered a student-athlete for purposes of Bylaw 16 as of the opening day of the orientation session.

(2) Proposal No. 2008-25-D -- Recruiting -- Official Visit and Letter of Intent Programs -- Requirements for Official Visit and Offers of Athletically Related Financial aid -- Completion of Amateurism Certification Questionnaire – Delayed Effective Date. The cabinet agreed to support Proposal No. 2008-25-D, which would specify that an institution shall not provide a high school, preparatory school or transfer (if applicable) prospective student-athlete a written offer of athletically related financial aid until he or she has completed the amateurism certification questionnaire administered by the NCAA Eligibility Center. The cabinet

noted that this amendment mirrors its sponsorship of 2008-25-B but delays the effective date to August 1, 2010.

(3) Proposal No. 2008-43 -- Awards, Benefits and Expenses -- Housing and Meals -- Fruit, Nuts and Bagels. The cabinet agreed to oppose Proposal No. 2008-43, which would specify that an institution may provide fruit, nuts and bagels to student-athletes at any time. The cabinet supported the concept of access to nutritional foods to provide the caloric and fluid replacement permitted at present through supplements. However, the cabinet was not convinced that the current proposal is the best way to address the identified problem, and noted the likely interpretive issues related to the proposal. The cabinet agreed to engage in a broader review of nutritional supplements and whole foods with the NCAA Division I Championships/Sports Management Cabinet and the NCAA Committee on Competitive Safeguards and Medical Aspects of Sports to determine if the current legislation warrants change. [See Informational Item No. 2-a below.]

b. Other Legislative Comments.

- **Review of Noncontroversial Legislative Recommendation from the NCAA Research Committee**. The cabinet reviewed a noncontroversial legislative recommendation from the NCAA Research Committee to the NCAA Division I Administration Cabinet that would amend Bylaw 16.11.1.11 (NCAA research studies) to permit compensation of participants in institution-based student-athlete only research studies under the specified conditions. The cabinet supported the legislative concept and, in particular, noted that institutional review boards are the appropriate authority to approve such research studies and related compensation.

2. Nonlegislative Informational Items.

a. Review of Information Provided by the Committee on Competitive Safeguards and Medical Aspects of Sports Related To Nutritional Supplements. The cabinet reviewed and discussed information provided by Committee on Competitive Safeguards and Medical Aspects of Sports related to student-athletes' use of nutritional supplements. Specifically, the cabinet was provided with: (1) the committee's December 2008 executive summary related to nutritional supplements and nutrition; (2) 2007 Student-Athlete Nutrition Survey

results; and (3) 1989-2008 historical timeline of policy actions related to feeding student-athletes versus nutritional supplements. The cabinet believes that this issue has student-athlete well-being ramifications and agreed to engage in a broader review of nutritional supplements and whole foods with the Championships/Sports Management Cabinet and the committee to determine if the current legislation warrants change. Specifically, the cabinet would like to explore legislative options that would provide flexibility for institutions to provide nutritional whole-food options to their student-athletes immediately following participation in countable athletically related activities to replace calories and fluids lost during that participation.

b. **Review of Issues Related to Midyear Enrollees and the NLI.** The cabinet reviewed an issue related to prospective student-athletes who have signed an NLI during the early signing period, yet enroll in the academic year prior to the period of the award that accompanied the NLI (e.g., midyear of the current academic year). The cabinet agreed to take no action at this time, noting there is currently a permissible way to provide athletics aid to these student-athletes during the academic year prior to the year noted in the NLI (i.e., not sign the prospect to an NLI). Further, when truly extenuating circumstances are presented, institutions may consider submitting an NCAA Division I Legislative Council Subcommittee for Legislative Relief waiver on the student's behalf. Finally, the cabinet directed the staff to provide education to the membership on this issue so institutions can better educate student-athletes and prospective student-athletes on the applicable financial aid regulations.

c. **Update on Staff Initiatives Identified by Cabinet in September 2008**. Based on the cabinet's requests in September, the staff provided updates on additional financial aid information to be added to the NCAA Guide for the College-Bound Student-Athlete and enhancements to the Compliance Assistant Software Program and resources.

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

SUPPLEMENT NO. 9
DI Legislative Council 4/09

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

Hyatt Regency San Antonio
San Antonio, Texas
February 17-18, 2009

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

Hyatt Regency San Antonio
San Antonio, Texas

February 17-18, 2009

Participants:

David Blank, Elon University
Sherri Booker, Atlantic Sun Conference
Greg Burke, Northwestern State University
Joan Cronan, University of Tennessee, Knoxville
Dwight Datcher, Howard University
Susan Delaney-Scheetz, Pennsylvania State University
Connie Dillon, University of Oklahoma
Jim Fallis, Northern Arizona University
Tom Hickman, Winthrop University
Monique Holland, Alabama State 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
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

Jim Fiore, Stony Brook University; Myndee Larsen, The Summit League; and Mack Rhoades, University of Akron, were not able to attend. Tom Douple, The Summit League, attended as an alternate for Myndee Larsen; Tom Collins, Ball State University, attended as an alternate for Mack Rhoades; and no alternate attended for Jim Fiore.

REPORT OF THE NCAA DIVISION I CHAMPIONSHIPS/SPORTS MANAGEMENT CABINET

The NCAA Division I Championships/Sports Management Cabinet submits this report from its February 17-18, 2009, in-person meeting in San Antonio, Texas.

ACTION ITEMS.

- **None.**

KEY ISSUES/ISSUES OF SIGNIFICANCE.

1. **Bid/site selection process.** NCAA staff presented an overview of the enhanced Championships Bid/Site Selection process. A better managed bid process is expected to yield greater uniformity of the criteria presented to the sport committees and ultimately to the cabinet. In addition, coordination of the timing of the bid process will allow for more effective synchronization of the championships calendar. Once the calendar of championships is synchronized as anticipated in 2009, the bid process is expected to be conducted on a biannual basis beginning in January 2010, and will seek to attract and award bids in two-year cycles (e.g., January 2010 posting will seek bids for academic years 2011-12 and 2012-13).

   It is believed that this will position the championship events to be of the highest quality and be responsive to issues of mutual importance to the NCAA and its corporate champions, partners, fans and media interests. [Additionally, the staff summarized information with respect to a structure for better documentation of business terms and details required for those championships that bring a greater economic impact on host communities. This compendium will consist of women's volleyball, softball, wrestling, men's lacrosse and men's ice hockey.] Finally, it is anticipated that the uniformity of the new bid cycle will lead to better awareness by prospective hosts of opportunities to bid and, therefore, an increased number of bids for the cabinet's consideration.

2. **NCAA controlling goal number two – Facilitating the business interests of the Association.** The cabinet heard a presentation from Greg Shaheen, NCAA Senior Vice President for Division I Men's Basketball and Business Strategies. The presentation focused on the NCAA's current bundled-rights agreement and the importance of the various media platforms to the NCAA mission and ties to higher education. The cabinet will consider and discuss ways to facilitate the following priorities:

a. Continue efforts to thoughtfully build NCAA championships;

b. Actively participate in the creation of a platform that will allow the NCAA to ensure that its championships benefit from the transition to new forms of media and be a resource for its member institutions and conferences as they forge their own new media strategies;

c. Continue to develop new asset strategies that can diversify revenue streams for the Association;

d. Continuously review policies with an eye toward challenges likely to be created in a new media environment; and

e. Increase the convergence of principled support between the NCAA and its corporate champions and partners.

3. **Performance standards related to the administration of NCAA championships.** The NCAA staff presented information concerning an internal initiative undertaken by the championships group with respect to its methods and procedures for the planning and execution of championships. Included in this work ("Celebrating Champions") was the adoption of four over-arching goals: (1) effective management; (2) deliver the best student-athlete experience; (3) value to partners and hosts; and (4) efficient use of resources. A number of significant accomplishments have followed in support of these four goals, and the cabinet received information with respect to many, including the realignment of championships staff, a project management approach to planning championships, enhanced information reporting to the cabinet, enhancement of the bid/site selection process and the Championships Performance Standards Survey ("Survey").

The Survey was then highlighted as a "targeted tool" for monitoring the quality and measuring the improvement of championships execution. Using a web-based protocol, key participants in 29 of the 31 Division I (or NC) championships (including student-athletes) will have the opportunity to provide ratings and commentary with regard to seven major categories common to all championships. This information will then be reviewed for strengths and weaknesses with the championships manager and senior staff, providing a method for sharing best practices and opportunities for improvement where needed. These results are then intended to be shared with the respective sport committees, and with the cabinet on an annual basis. By design, written input will also be received from student athletes participating in preliminary rounds (generally at the regional level).

4. **Championships travel update.** The championships staff presented an update on the continued monitoring and management of championships travel through the completion of the fall championships season, including the communication steps that were taken throughout the process. Through the fall season, championships travel costs have increased 3.6 percent over the previous year, a modest rate of increase compared to increases during the last three years. It appears that raising the fly/drive mileage threshold approved for the 2008-09 academic year, as well as a greater awareness by all concerned, has mitigated the anticipated increase in travel costs.

   The championships staff reported a generally positive experience with respect to the capacity/availability of air travel options and that all travel parties have been timely delivered to and from championship destinations through the fall. Mindful of the possible incremental effect of the additional 50-mile drive threshold on missed class time, experience to date indicates that in practical application of the travel options, the impact on additional missed class time by student-athletes appears to have been negligible given the greater flexibility for departure times that ground transportation and per diem calculation have contributed to this issue. It was noted that this issue as well as all matters related to the travel cost management efforts will continue to receive attention by the staff. The cabinet will evaluate previous actions taken when it convenes for its next meeting.

INFORMATIONAL ITEMS.

1. **Legislative Informational Items.**

   a. **Comments on Proposals Currently in the 2009-10 Legislative Cycle.**

      (1) Proposal No. 2008-57 – Playing and Practice Seasons – Track and Field – Safety Exception – Hurdles and Steeplechase. To specify that a coach may be present during voluntary individual workouts in the institution's regular practice facility (without the workouts being considered as countable athletically related activities) when the student-athlete is engaged in jumping hurdles or the jumping element of the steeplechase.

      Championships/Sports Management Cabinet Comment: The cabinet did not take a position on the proposal at its September 2008 meeting but, after additional discussion, agreed to support the proposal as drafted.

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

Championships/Sports Management Cabinet Comment: The cabinet heard a report from NCAA staff describing ongoing discussions with the American Volleyball Coaches Association regarding the proposed status of sand volleyball as an emerging sport. The cabinet remains concerned about the practical and logistical implications of adding sand volleyball to the list. Specifically, the cabinet maintained its opposition to the proposal, in large part, due to the uncertainty surrounding proposed regulations for playing and practice seasons and financial aid. In addition to the uncertainty regarding playing and practice seasons and financial aid, some members of the cabinet expressed concern surrounding staffing issues and facility logistics when indoor and sand volleyball were practicing and/or competing at the same time.

(3) Proposal No. 2008-43 – Awards, Benefits and Expenses – Housing and Meals – Fruit, Nuts and Bagels. The Championships/Sports Management Cabinet discussed Proposal No. 2008-43 and was provided an update on similar discussions at the recent NCAA Division I Student-athlete Awards, Benefits, Expenses and Financial Aid Cabinet meeting. While the Championships/Sports Management Cabinet did not formally take a position on the proposal, it expressed support for the Student-athlete Awards, Benefits, Expenses and Financial Aid Cabinet's desire to review other options for providing whole food options to student-athletes and requested that Connie Dillon, the Championships/Sports Management Cabinet liaison to the NCAA Committee on Competitive Safeguards and Medical Aspects of Sports, participate in those discussions and report back to the Championships/Sports Management Cabinet. The Championships/Sports Management Cabinet encouraged the Student-Athlete Awards, Benefits, Expenses and Financial Aid Cabinet to include a review of the logistics and cost of any recommendation.

(4) The cabinet received an update on the status of the following proposals but did not change its original position on the proposals: 2008-45; 2008-46; 2008-48; 2008-51; 2008-52; 2008-54; and 2008-55-A.

b. **Accountability for knowledge of banned substances.** The cabinet declined to support a recommendation from the Committee on Competitive Safeguards and Medical Aspects of Sport that would have all athletics staff be held to the same level of accountability to which student-athletes are held regarding the knowledge of NCAA banned substances. Further, the recommendation would have required each institution to educate its athletics staff about NCAA drug policies, banned substances and the products that may contain them. The cabinet expressed concern that the recommendation was too broad in its inclusion of all athletics staff and encouraged the Committee on Competitive Safeguards and Medical Aspects of Sport to discuss limiting the scope of the recommendation to include only athletics staff that interact daily with student-athletes on such issues (e.g., coaches, sports medicine staff). The cabinet would be interested in further discussion if the scope of the recommendation is narrowed.

c. **Administrative regulations – banned drugs.** The cabinet was notified that the recommendation of the Committee on Competitive Safeguards and Medical Aspects of Sport to amend Bylaw 31.2.3.4 to further clarify the classes of banned drugs as specified in the committee's report would be accomplished through an editorial revision, as opposed to a legislative proposal, since the recommendation does not change the application of the rule.

2. **Nonlegislative Informational Items.**

a. **Report from the NCAA Division I Championships/Sports Management Cabinet Administrative Committee February 16, 2009, meeting.**

(1) Georgia State University waiver request pursuant to NCAA Bylaw 31.2.1.3. The NCAA Division I Championships/Sports Management Cabinet Administrative Committee approved a waiver to allow Georgia State University to add men's indoor track and field to its sports sponsorship form. It was noted that similar future requests by the institution would be viewed with a higher level of scrutiny.

(2) Increase in the number of competitors at the Division I Men's and Women's Swimming and Diving Championships. Based on a recommendation from the Men's and Women's Swimming and Diving Committee, the Administrative Committee agreed to increase the number of swimmers in the women's and men's championships by 33 and 34 respectively. The decision to increase the caps was based on potential ramifications stemming from a December 12, 2008, interpretation of the

definition of a swimming suit. The Men's and Women's Swimming and Diving Committee and Administrative Committee ultimately felt that the best way to minimize any disadvantage resulting from the interpretation would be to increase the caps by the number of "A" qualifiers achieving automatic qualification times prior to the December 12 interpretation. It was noted that the additional costs resulting from the increase would be assumed within the championships budget.

(3) Track and field championships format. The Administrative Committee reviewed a letter from Shannon Wright of the United States Track and Field and Cross Country Coaches Association (USTFCCA). Ms. Wright noted in the letter that the coaches, who voted on a preference between the two-site format and the three-site format, preferred the three-site format.

The Administrative Committee noted that the cabinet considered a variety of factors, including feedback from the USTFCCA, prior to approving the two-site format in September 2008. Of the factors considered, the cabinet felt that competitive equity should be facilitated to the greatest extent possible and that the two-site model is a better facilitator of competitive equity than the three-site model. Although the opinions of coaches are valued by the cabinet, the Administrative Committee determined that the issue was sufficiently vetted and that it would not revisit the issue at this time.

(4) The Administrative Committee reversed a decision by the NCAA Division I Track and Field Committee that determined that marks achieved at the 2009 Reebok Boston Indoor Games would not be considered for purposes of qualifying for the 2009 Division I Men's and Women's Indoor Championships. The Administrative Committee did not believe that the relevant rule was clear on its face and that at least one participating institution attempted to do its due diligence in determining whether the meet would count. As a result, the Administrative Committee felt it would be more appropriate to err on the side of the student-athlete (s) and permit qualifying marks at the meet to be considered. The Administrative Committee recommended that the Track and Field Committee clarify the relevant rules in the track and field rules book.

b. Authority of Administrative Committee.

(1) Eligibility issues. The cabinet delegated authority to the Administrative Committee to act on behalf of the cabinet on issues in which a student-

athlete's eligibility has been jeopardized and championships competition is pending.

(2) The cabinet discussed ways to ensure that it responds to NCAA media partners in a nimble and efficient manner. The cabinet agreed that for media issues that normally fall under its purview and require immediate attention, the Administrative Committee would act on behalf of the cabinet. It was noted that the sport committees would remain subject matter experts and, therefore, continue to be key players in relevant discussions. In addition, the cabinet would be fully informed of the Administrative Committee's actions and the full cabinet would be consulted whenever feasible.

c. **Championships/Sports Management Cabinet mission statement and guiding principles.** The cabinet engaged in preliminary discussions related to the development of a new mission statement and guiding principles for the cabinet. The cabinet members provided feedback on drafts prepared by NCAA staff and charged a smaller group of cabinet members with revising the drafts based on cabinet input. The group will provide the full cabinet with revised working documents for the cabinet to consider during its next meeting.

d. **2010-2011 and 2011-2012 budget cycle.** In preparation for the next budget cycle, the cabinet requested that staff forward a list of budget recommendations that previously received cabinet support but were not approved for funding. [Attachment]

e. **Presentations from NCAA sports managers.** The cabinet viewed presentations from NCAA sports managers.

The sports managers introduced themselves and provided profiles of the sports they oversee. The profiles provided the cabinet with a solid foundation of the sports and included information on variables ranging from budgets, attendance, NCAA Division I Academic Progress Rate and major issues that will be confronting the relevant sports.

f. **Reports of groups reporting to the Championships/Sports Management Cabinet.**

(1) Division I Women's Golf Committee. Based on a recommendation from the Women's Golf Committee, the cabinet approved a recommendation that three additional teams be added to each of the three regional

championships which would add a total of nine teams to the field, effective 2009-10. It was noted that there would be no impact to the championships budget since expenses are not reimbursed for regional competition; however, institutions would incur the costs if they have student-athletes selected.

(2) Division I Women's Basketball Committee. The cabinet appointed Jane Meyer, senior associate director of athletics at the University of Iowa, as chair effective September 1, 2009.

g. Site selections. On behalf of the cabinet, the Administrative Committee approved the following championships sites:

(1) Women's Gymnastics. The Administrative Committee approved a recommendation that Tuscaloosa, Alabama; Denver, Colorado; Athens, Georgia; Ann Arbor, Michigan; Oklahoma City, Oklahoma; and Corvallis, Oregon, be designated as sites for the 2011 women's gymnastics preliminary round. The University of Alabama, Tuscaloosa, will serve as host for competition to be held at the Coleman Coliseum; the University of Denver will serve as host for competition to be held at Magness Arena; the University of Georgia will serve as host for competition to be conducted at Stegeman Coliseum; the University of Michigan will serve as host for competition to be conducted at Crisler Arena; the University of Oklahoma will serve as host for competition to be conducted at the Lloyd Noble Center; and the Oregon State University will serve as host for competition to be conducted at Gill Coliseum.

(2) Men's and Women's Cross Country. The Administrative Committee approved a recommendation that the following be designated as regional sites for the 2009 and 2010 NCAA Division I Men's and Women's Cross Country Championships:

Regional Sites for 2009		
Region	**Location**	**Host**
Mid-Atlantic Region	Princess Anne, Maryland	University of Maryland, Eastern Shore
Northeast Region	Boston, Massachusetts	Boston University
South Region	Tuscaloosa, Alabama	University of Alabama

Regional Sites for 2010		
Region	**Location**	**Host**
Great Lakes Region	Rochester, Michigan	Oakland University
Mid-Atlantic Region	University Park, Pennsylvania	Pennsylvania State University
Midwest Region	Peoria, Illinois	Bradley University
Mountain Region	Salt Lake City, Utah	University of Utah
South Central Region	Waco, Texas	Baylor University
West Region	Springfield, Oregon	University of Oregon

(3) Women's Ice Hockey. The Administrative Committee approved a recommendation that Minneapolis be designated as the site for the 2010 National Collegiate Women's Ice Hockey Championship and that Erie, Pennsylvania, be designated as the site for the 2011 National Collegiate Women's Ice Hockey Championship. The University of Minnesota, Twin Cities, and Mercyhurst College, will serve as the hosts for the competitions to be conducted at Ridder Arena and Tullio Arena respectively.

(4) Men's Volleyball. The Administrative Committee approved a recommendation that Stanford, California, be designated as the site for the 2010 National Collegiate Men's Volleyball Championship and University Park, Pennsylvania, be designated as a site for the 2011 National Collegiate Men's Volleyball Championship. Stanford University and Pennsylvania State University will serve as hosts at Maples Pavilion and Rec Hall in the respective years.

Committee Chair: Jeff Schemmel, Mountain West
Staff Liaisons: Joni Comstock, Championships
Carol Reep, Championships
David W. Schnase, Academic and Membership Affairs

ATTACHMENT
SUPPLEMENT NO. 9
DI Legislative Council 4/09

DI Championships/Competition Cabinet Budgetary Considerations (approved items in bold)	Approved Budget Increase 2008-09	Approved Budget Increase 2009-10
FCS Play-ins		**$500,000**
Rowing bracket expansion	**$99,000**	
Avoiding 1st and 2nd round conference matchups (women's soccer)	**$148,000**	
Men's golf format change	**$30,000**	
Wrestling in-person meeting	$6,060	
Increase number of flights (women's lacrosse)	$1,800	
Video review technology (track and field)	$10,000	
Wrestling committee expansion	$7,710	
Per diem increase for nonathletes (women's gymnastics)	**$21,400**	
Increase budget for official's fees (track and field)	$93,450	
In-person meeting (men's golf)	$7,020	
In-person meeting (women's golf)	$7,020	
Squad size (women's lacrosse)	**$28,500**	
Regional officials (women's golf)	$14,472	
Officials flights (women's soccer)	$2,400	
Track and field regional host stipends	$20,000	
Travel party (men's gymnastics)	**$6,500**	
Men's golf director of rules	$6,000	
Skiing scorekeeper	$3,000	
Field hockey rules interpreter	**$3,850**	
Soccer travel party	$48,000	
Skiing scoreboard	$6,000	
Women gymnastics secretary rules interpreter	$5,200	
Field hockey officials assignor	$2,165	
Skiing announcer	$3,505	
Women's lacrosse play-in games*	**$41,000**	
Women's field hockey play-in game*	**$60,500**	
Per diem increase ($115 to $120)		**$645,000**
Officiating improvement programs		**$92,000**
Championships Cities Program**	**$100,000**	**$100,000**
***The necessity for play-ins occuurs when new conferences form and some form of access is required. These games must occur and must receive funding at the time the conferences are eligible for AQ.**		
****The funds for this program do not come out of the Division I championships allocation but are reflected here for ease of reference**		
	$538,750	**$1,337,000**

THE FOLLOWING BUDGET REQUESTS WERE APPROVED AS INFLATIONARY INCREASES.		
Increase in fees for the championships referees and deputy referees for men's and women's tennis	$2,000	
Officiating fees for women's bowling	$755	
Increase in stipend for director of rules and course administration for men's golf	$1,000	
Increase in men's soccer officials fees	$6,620	
Increase in women's soccer officials fees	$8,700	
Increase in championships officials in men's water polo	$6,060	
Increase in fees for men's water polo officials	$200	
Increase in fees for table workers in men's water polo	$280	
Increase in championships fees for women's water polo officials	$600	
Increase in fees for table workers in women's water polo	$1,020	
Total	$27,235	
Note: These requests were approved as inflationary increases by the cabinet's administrative committee and will be funded from the internal championship budget.		

REPORT OF THE NCAA DIVISION I RECRUITING AND ATHLETICS PERSONNEL ISSUES CABINET FEBRUARY 9-10, 2009, MEETING

ACTION ITEMS.

1. Legislative Items.

a. Administrative Regulations - Recruiting Calendars - Exception to National Letter of Intent Signing Dates Dead Period - Fencing.

(1) Recommendation. The NCAA Division I Recruiting and Athletics Personnel Issues Cabinet recommends the NCAA Division I Legislative Council sponsor and adopt emergency and noncontroversial legislation to provide an exception to the dead period surrounding the fall National Letter of Intent (NLI) signing date in fencing when the dead period occurs during the North American Cup Fencing Championship.

(2) Effective Date. Immediate.

(3) Rationale. This proposal will provide an opportunity for fencing coaches to attend this elite tournament sponsored by the United States Fencing Association (USFA) that, in certain years, coincides with the dead period surrounding the fall NLI signing period in November. In those years, the final day of the four-day event is a dead period. In addition to attending the event for recruiting purposes, many college coaches also serve as officials during the event, due to the limited number of qualified fencing officials for USFA events. In 2007 and 2008, NCAA Division I Legislative Council Subcommittee for Legislative Relief waivers were granted to permit college coaches to attend the final day of the event which fell during a dead period. In order to avoid the need for future waivers, this change would provide a permanent exception. Additionally, the cabinet noted this exception is similar to the exception that exists in diving for the U.S. Diving National Championships. Finally, the cabinet noted that a conflict will exist again in November 2009 without a change to the current legislation. Therefore, the cabinet requests this be considered as emergency legislation by the Legislative Council during its April meeting.

(4) Estimated Budget Impact. Limited, some costs will be associated with coaches staying an additional day to observe the contests.

(5) Student-Athlete Impact. None.

b. Recruiting - Contacts - Women's Ice Hockey

(1) Recommendation. The cabinet recommends the Legislative Council sponsor and adopt noncontroversial legislation to prohibit telephone calls and off-campus recruiting contacts until July 7 following a prospective student-athlete's junior year in high school; further, to prohibit the one permissible telephone call to a prospective student-athlete who is a resident of a foreign country until July 7 following the prospective student-athlete's sophomore year in high school.

(2) Effective Date. Immediate.

(3) Rationale. This proposal would allow prospective student-athletes and coaches to enjoy the Independence Day and Canada Day holidays without the pressure of recruiting. The cabinet noted this is consistent with the cabinet's guiding principle of promoting work-life balance for coaches along with reducing intrusion to prospective student-athletes surrounding a holiday. Finally, the cabinet noted that the American Women's Hockey Coaches Association supports the proposed change. The cabinet believes this is noncontroversial and requests the Legislative Council adopt this proposal at its April meeting in order for the legislation to apply this summer.

(4) Estimated Budget Impact. None.

(5) Student-Athlete Impact. Will provide prospective student-athletes the opportunity to spend time with their families during the early July holidays without intrusions related to recruiting.

2. Nonlegislative Items.

- **None.**

INFORMATIONAL ITEMS.

1. Legislative. A list of the cabinet's legislative comments are included in Attachment A.

2. Nonlegislative.

a. **Discussion of Communication Strategies Within Conferences.** The cabinet discussed communication strategies used within their respective conferences and agreed to develop best practices to ensure that all constituent groups are well informed regarding the work of the cabinet, including conferences that are not currently represented on the cabinet. Specifically, the cabinet identified the following strategies for communication within conferences and on individual campuses: conference calls with conference office personnel and other cabinet representatives before and after each cycle of cabinet meetings; cabinet reports at conference meetings of various groups (e.g., directors of athletics, faculty athletics representatives, senior woman administrators, compliance administrators, coaches, student-athlete advisory committees); and meetings and reports to campus personnel (e.g., senior staff, compliance, coaches, student-athletes). Finally, the group discussed the importance of involving external constituent groups (e.g., National Association of Collegiate Directors of Athletics, National Association of Collegiate Women Athletic Administrators, Collegiate Commissioners Association of Compliance Administrators, National Association for Athletics Compliance) for feedback on relevant issues.

b. **Priority Item - Early Recruitment.** The cabinet engaged in an initial discussion of early recruitment, specifically early offers of athletics aid (e.g., verbal offers). However, the cabinet noted early offers of athletics aid may not be the only issue of concern under the broad topic of early recruitment and is generally one outcome of other activities that occur during the recruiting process. During its next meeting, the cabinet will begin a comprehensive examination of the current recruiting model to better understand what the issues and concerns are regarding early recruitment, which may include, but is not limited to, camps and clinics, verbal offers and timelines for communication. The cabinet believes a more detailed review is necessary to first understand how current recruiting practices align with the current recruiting model. As a result of this examination, the cabinet and membership may be in a better position to identify specific issues or concerns that need to be addressed.

c. **Priority Item - Coaching Limits and Athletics Personnel.** The cabinet discussed issues related to limitations on the number and duties of coaches and athletics department personnel. In its discussion, the cabinet identified the following key issues: (1) proliferation of noncoaching staff members with sport specific responsibilities; (2) lack of uniformity in the duties performed by noncoaching staff members with sport-specific responsibilities; (3) difficulty in monitoring and enforcing the activities performed by noncoaching staff members with sport-specific responsibilities; and (4) the use of noncoaching positions with sport-specific responsibilities as a foundation for future coaching careers. The

cabinet also discussed the role of managers, graduate assistant coaches and volunteer coaches relative to this area. The cabinet will develop a discussion document with potential concepts to address these issues and seek feedback for review during its June meeting.

d. **Priority Item - Impact of Technology on Recruiting and Printed Materials.** The cabinet received a presentation of how technology is used by various constituents in the recruiting process and discussed how current legislation applies to the different methods of communication and services (e.g., social networking Web sites, blogs, institutional team Web sites, sport-specific and targeted high school and youth sports social networking and share Web sites). Additionally, the cabinet discussed the impact of printed recruiting materials on prospective student-athletes and their parents, the cost of printed recruiting materials relative to their impact in decision making and the increased use and accessibility of video and institutional Web sites as a method of communicating information to the general public. The cabinet also noted the importance of minimizing intrusion with advances in technology while understanding the rise in user-defined preferences for receiving information. The cabinet will solicit feedback from various constituencies about potential areas of deregulation in the areas of printed recruiting materials and video/audio materials by using alternate methods of delivering the same information.

e. **Recreational Activities Legislation.** Based on a request from the Legislative Council, the cabinet reviewed the history and intent of the recreational activities legislation in NCAA Bylaw 13.11.2.2 and compared it to current practice during prospective student-athletes' visits to campus. The cabinet noted the intent of the legislation was to provide opportunities for prospective student-athletes to continue their regular workouts and participate in recreational activities while on campus. The cabinet discussed recent instances in which numerous individuals, including students, boosters and fans, attend and observe prospective student-athletes participating in these activities and noted these public activities are contrary to the legislation's original intent and potentially subject the institution to issues with the publicity legislation. During its discussion, the cabinet reviewed the September 4, 2008, staff interpretation and also noted concerns may only exist in select sports (e.g., basketball). The cabinet will consider sponsoring legislation in June that addresses these issues, including whether regulations should be added for all or select sports and whether facility regulations should be established or activities be prohibited.

KEY ITEMS.

1. **Early Recruitment**. The cabinet will engage in an extensive examination of the current recruiting model in hopes of generating a thorough discussion to identify and understand the specific concerns within the broad topic of early recruitment.

2. **Coaching Limits and Athletics Personnel**. The cabinet identified several issues within this area and will distribute a discussion document with potential concepts for feedback from the membership on how to appropriately address issues related to coaching limits, including noncoaching staff with sport-specific responsibilities.

3. **Impact of Technology on Recruiting**. The cabinet discussed how advances in technology can be helpful in the recruiting process while being mindful of intrusive activities. The cabinet will solicit feedback from various constituencies about potential areas of deregulation in the areas of printed recruiting materials and video/audio materials by using alternate methods of delivering the same information.

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 Personnel Issues Cabinet February 2009 Legislative Actions
Comments Related to 2008-09 Legislative Cycle Proposals.

Proposal Number	Title	Source	Effective Date	Intent	Position and Comments
2008-15-B	RECRUITING -- DEFINITIONS AND APPLICATIONS -- PROSPECTIVE STUDENT-ATHLETE -- INSTITUTIONAL ORIENTATION SESSION	Big Ten Conference.	Immediate	To specify that a recruited prospective student-athlete who has signed a National Letter of Intent (NLI) [or, for an institution that does not use the NLI in a particular sport or for a prospective student-athlete who is not eligible to sign an NLI (e.g., four-year college transfer), the institution's written offer of admission and/or financial aid] and has reported to an institutional orientation session that is open to all incoming students within 14 calendar days prior to the opening day of classes of a regular academic year term shall not be subject to the contact restrictions in NCAA Bylaw 13 and shall be considered a student-athlete for purposes of Bylaw 16 as of the opening day of the orientation session.	Support. Noted this provides greater flexibility for all institutions to apply the legislation regardless of whether orientation sessions are required.

Proposal Number	Title	Source	Effective Date	Intent	Position and Comments
2008-20-A	RECRUITING -- FOOTBALL EVALUATIONS -- SCHOLASTIC AND NONSCHOLASTIC ACTIVITIES -- EVENTS ORGANIZED AND CONDUCTED BY SCHOLASTIC ATHLETICS GOVERNANCE BODIES -- OTHER EVALUATION EVENTS	Southeastern Conference.	Immediate	In football, to specify that live athletics evaluations are permissible at events organized and conducted solely by a scholastic athletics governing body (e.g., state high school athletics association, junior college athletics association); further, to specify that institutional staff members shall not attend a recruiting event in which information (e.g., athletics or academic credentials, highlight video) related to prospective student-athletes is presented or otherwise made available.	Support. Prefers 2008-20-B over 2008-20-A. Noted concern about the potential influence of nonscholastic entities on high school and junior college governing bodies and a desire to help control these issues. Further noted that there is no compelling reason to add these events to the list of permissible activities.
2008-20-B	RECRUITING -- FOOTBALL EVALUATIONS -- SCHOLASTIC AND NONSCHOLASTIC ACTIVITIES -- OTHER EVALUATION EVENTS	NCAA Division I Legislative Council.	Immediate	In football, to specify that institutional staff members shall not attend a recruiting event in which information (e.g., athletics or academic credentials, highlight video) related to prospective student-athletes is presented or otherwise made available.	Support. Prefers 2008-20-B over 2008-20-A, which minimizes the influence of nonscholastic entities. See also 2008-20-A.

Proposal Number	Title	Source	Effective Date	Intent	Position and Comments
2008-25-D	RECRUITING -- LETTER OF INTENT PROGRAMS -- REQUIREMENTS FOR OFFERS OF ATHLETICALLY RELATED FINANCIAL AID -- COMPLETION OF AMATEURISM CERTIFICATION QUESTIONNAIRE -- DELAYED EFFECTIVE DATE	Big Ten Conference.	August 1, 2010	To specify that an institution shall not provide a high school, preparatory school or transfer (if applicable) prospective student-athlete a written offer of athletically related financial aid until he or she has completed the amateurism certification questionnaire administered by the NCAA Eligibility Center.	Support. Recognized a need to require timely completion of the amateurism certification questionnaire and believes this is accomplished without placing a hardship on prospective student-athletes, institutions or the Eligibility Center.

2008-29	RECRUITING -- TRYOUTS -- EXCEPTIONS -- VOLUNTARY SUMMER CONDITIONING -- SPORTS OTHER THAN FOOTBALL AND BASKETBALL	Southeastern Conference.	Immediate	In sports other than football and basketball, to specify that 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; further, to specify that an institution may finance medical expenses for a prospective student-athlete who sustains an injury while participating in such workouts.	Oppose. Maintained original position and rationale for opposition. Further, noted the increased financial pressures to provide athletics aid for summer school for additional prospective student-athletes, especially in the current economy. Also noted the expanded pressure on prospective student-athletes to participate in voluntary activities. Discussed in concept making this opportunity available to only fall championship segment sports (e.g., volleyball, soccer, field hockey and cross country), but took no action.
2008-68-B	**ADMINISTRATIVE REGULATIONS -- RECRUITING CALENDARS -- WOMEN'S LACROSSE -- FALL EVALUATIONS -- LIMITATION ON EVALUATIONS OF LACROSSE ACTIVITIES**	Ivy Group.	August 1, 2009	In women's lacrosse, to specify that during the fall contact period, evaluations of prospective student-athletes participating in lacrosse activities are limited to the three weekends prior to Thanksgiving.	Support. Noted this is similar to a recent change made to the recruiting calendar for men's lacrosse which was adopted last year and minimizes the pressure for prospective student-athletes to participate in nonscholastic activities during this time period.

MINUTES OF THE

NATIONAL COLLEGIATE ATHLETIC ASSOCIATION

DIVISION I LEGISLATIVE REVIEW AND INTERPRETATIONS COMMITTEE

Teleconference No. 7 March 25, 2009

Participants:

David Batson, Texas A&M University
Brad Bertani, University of Tennessee, Knoxville, chair
Novelle Dickenson, Hampton University
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

Ellen Ferris, University of Southern California; James Klein, University of Toledo; and Don Oberhelman, San Diego State University were unable to participate.

[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.

Official Visit – Meals and Lodging While in Transit

1. Meals and Lodging while in Transit to Official Visit. (I) The committee reviewed issues related to meals and lodging for prospective student-athletes while in transit to an official visit and confirmed the following:

   (a) A prospective student-athlete may receive lodging in the locale of the institution without beginning the 48-hour official visit period in instances in which he or she arrives in the locale too late to begin the official visit that day. Such expenses may

not be provided for any other individual who is accompanying the prospective student-athlete on the official visit (e.g., parents, spouse) prior to the start of the 48-hour official visit period, including the cost of additional occupants in the same room.

(b) A prospective student-athlete may receive a drive-thru or "to-go" meal while in transit with an athletics department staff member from the major airport or bus or train station nearest the institution without beginning the 48-hour official visit period. Such expenses may not be provided for any other individual who is accompanying the prospective student-athlete on the official visit (e.g., parents, spouse, children) prior to the start of the 48-hour official visit period.

(c) A prospective student-athlete may receive a "sit-down" meal at the major airport or bus or train station nearest the institution while accompanied by an athletics department staff member at the time of his or her arrival for an official visit or a "sit-down" or "drive-in" meal en route to the institution's campus with an athletics department staff member, even if such a meal occurs outside a 30-mile radius of the institution's campus; however, such a meal begins the 48-hour official visit period. Under these circumstances, the prospective student-athlete's parents (or legal guardians), spouse and/or children may also receive such a meal.

(d) A prospective student-athlete may receive a meal at or in the vicinity of his or her place of lodging without beginning the 48-hour official visit period in instances in which he or she arrives in the locale of the institution too late to begin the official visit that day, provided no athletics department staff members or student-athletes are present during the meal. Such expenses may not be provided for any other individual who is accompanying the prospective student-athlete on the official visit (e.g., parents, spouse, children) prior to the start of the 48-hour official visit period.

[References: NCAA Bylaws 13.6.4.1 (48-hour period defined), 13.6.6 (accommodations on official visit), 13.6.7.1.1 (meals and lodging while in transit), 13.6.7.7 (meals on official visit), 13.6.8 (entertainment on official visit for spouse, parent or legal guardian of prospective student-athlete) and 13.6.9 (lodging for additional persons); official interpretation (12/20/88, Item No. 18); and staff interpretation (4/13/94, item b), which has been archived]

2. Adjournment. The meeting adjourned at approximately 3:35 p.m.

# # # # #

The National Collegiate Athletic Association
March 26, 2009 LZ:ce

P.O. Box 6222
Indianapolis, Indiana 46206
Telephone: 317/917-6222

Shipping/Overnight Address:
1802 Alonzo Watford Sr. Drive
Indianapolis, Indiana 46202

www.ncaa.org

MEMORANDUM

March 9, 2009

TO: NCAA Division I Legislative Review and Interpretations Committee.

FROM: Amy Huchthausen
Director of Academic and Membership Affairs

Leeland Zeller
Associate Director of Academic and Membership Affairs.

SUBJECT: Agenda Items for March 11 (Conference Call No. 5)
Dial-in Number: 800/605-5167
Passcode: 369843.

The NCAA Division I Legislative Review and Interpretations Committee will consider the following matters during its teleconference scheduled for **3 p.m. Eastern time Wednesday, March 11.** Please join the teleconference by **dialing 800/605-5167 (passcode: 369843)**. You will be prompted through the steps to join the call.

1. Welcome and announcements.

2. Review interpretive request – official visit – meals and lodging while in transit. [Supplement]

3. Other business.

4. Adjournment.

AH/LZ:jsp

Attachment

February 28, 2009

Amy Huchthausen
NCAA

Dear Amy,

The purpose of this letter is to request a determination from the Legislative Review and Interpretations committee further clarifying the January 11, 1989 Ed. Column (attached).
suggested that I send it directly to you.

In a theoretical situation where prior to an official visit that begins on a Friday morning a prospect and mother are picked up at the airport on Thursday evening and checked into a hotel. The mother is placed in one room and the prospect another. Per the 1/11/89 Ed. Column parents must stay with prospect until the visit begins. However, it is my opinion and experience that several institutions believe it is permissible and allow parents to stay in separate rooms the night prior to the visit beginning. I conducted an unofficial poll amongst colleagues and several have provided separate hotel rooms for parents and prospects the evening prior to the visit starting. It is also my opinion that the 1/11/89 Ed. Column was written for those prospects that are commuting long distances with cars and staying mid-way the night prior to a visit.

In closing, I feel strongly that this Ed. Column is meant for prospects that are driving to campus for official visits from long distances that requires lodging mid-way. If a family arrives in the evening prior to a visit starting it serves no purpose to inconvenience the parents by making them stay in the same room as the prospect. Furthermore, following my conversations with colleagues a large number of institutions do not follow and were not aware of the Ed. Column in question. I would like to respectfully request for a **determination** as opposed to a **confirmation** from the committee.

Thank you in advance for your time.

Sincerely,

Official Visit – Meals and Lodging While in Transit

Issue.

Whether or not it is permissible for an institution to provide expenses (e.g., meals, lodging) to parents of a prospective student-athlete (PSA) the night before an official visit begins.

Background.

The issue surrounds expenses provided to a PSA and his or her parents prior to the start of an official visit. An example scenario is a PSA and the PSA's parents arrive in the locale of the institution on a Thursday night, are picked up at the airport and taken to the hotel for a visit that will begin Friday morning. The question is whether or not the PSA's parents must stay in the same room as the PSA Thursday night or if they can receive expenses for their own room, even if the visit does not start until Friday morning.

NCAA Division I Bylaws.

13.6.7.1.1 - Meals and Lodging While in Transit.
It is permissible for an institution to pay a prospective student-athlete's actual costs for reasonable expenses (e.g., meals, lodging) incurred while traveling to and from campus on the official visit.

13.6.8 - Entertainment on Official Visit for Spouse, Parent or Legal Guardian of Prospective Student-Athlete.
A member institution shall limit entertainment and lodging on the prospective student-athlete's official visit to a prospective student-athlete, the prospective student-athlete's parents [or legal guardian(s)] and spouse. An institution shall limit meals on the prospective student-athlete's official visit to a prospective student-athlete, the prospective student-athlete's parents [or legal guardian(s)], spouse and children. *(Revised: 1/9/06)*

NCAA Interpretations and Educational Column.

Meals at Off-Campus Site While In Transit to Official Visit

Date Issued: April 13, 1994
Date Published: April 13, 1994
Type: Staff Interpretation
Item Ref: b

b. Meals at Off-Campus Site While In Transit to Official Visit: The legislative services staff

determined that a prospective student-athlete may receive a meal at the prospect's off-campus place of lodging when he or she arrives too late in the community to begin the official visit that day, inasmuch as the prospect is considered to be in transit to the institution's campus. [References: 13.7.2.1 (48 hour period defined), 13.7.5.1.1 (meals and lodging while in transit) and 13.7.5.7 (meals)]

Lodging expenses for prospect while enroute for official visit

Date Issued: December 20, 1988

Date Published: December 20, 1988

Type: Official Interpretation

Item Ref: 18

Official visits

18. Lodging expenses for prospect while en route for official visit. Reviewed the provisions of Bylaw 1-9 and confirmed that an institution may reimburse a prospective student-athlete for necessary lodging expenses while traveling to campus with his or her parents for an official visit, provided the reimbursement is for the necessary lodging costs of the prospect (single-room rate) only, and no expenses for additional occupants of the room (e.g., parents, brothers, sisters) are provided; also confirmed that during the official visit, lodging expenses (within a 30-mile radius) for both the prospective student-athlete and the parents may be provided (at the regular room rates), but the institution may not pay the extra expense for additional occupants of the hotel rooms (e.g., brothers, sisters or friends); noted that those additional occupants could stay in the same room as the parents or the prospective student-athlete, provided the parents pay for any additional costs resulting from the extra person(s).

Educational Column – Official visit lodging expenses

Item Ref : Column #2

Date Issued: January 11, 1989

Date Published: January 11, 1989

Educational Column:

NCAA Bylaw 1-9 -- official visit lodging expenses

The Legislation and Interpretations Committee recently reviewed the provisions of Bylaw 1-9 and agreed that an institution could reimburse a prospective student-athlete for lodging expenses while traveling to campus with his or her parents for an official visit, provided the reimbursement is for the necessary lodging costs of the prospect (single-room rate) only. No expenses for additional occupants of the room (e.g., parents, brothers, sisters) may be provided. During the official visit, lodging expenses (within a 30-mile radius) for both the prospective student-athlete and the parents may be provided (at the regular room rates), but the institution may not pay the extra expense for additional occupants of the hotel rooms (e.g., brothers, sisters or friends). Those additional occupants, however, could stay in the same room as the parents or the prospective student-athlete, provided the parents pay for any additional costs resulting from the extra person(s).

Institution's Position.

See attached.

Staff Position.

According to the staff interpretation, (Reference: 4/13/94, item a) expenses received the night before an official visit do not trigger the visit's start inasmuch as these meals and lodging are considered to be provided while the PSA is in transit. Further, the staff interpretation (Reference: 12/20/88, Item No. 18) which is the basis for the educational column (Reference: 1/11/89, Column No. 2) cited by the institution, confirms that lodging expenses may only be provided to a PSA, not the PSA's parents, while in transit. There is no basis in either the legislation or interpretations to assume that "in transit" only applies when traveling a long distance using automobile transportation that involves an overnight stay during the drive. Therefore, the staff believes the interpretations and Bylaw 13.6.7.1.1 are clear that only a PSA may receive expenses while in transit. Specifically, that a PSA's parents may not be provided meals or lodging expenses the night before an official visit begins. If an institution chooses to provide expenses to a PSA's parents, the 48-hour period must start. Accordingly, the staff believes its position is a confirmation of the legislation.

The National Collegiate Athletic Association
March 9, 2009 ABH:jsp

P.O. Box 6222
Indianapolis, Indiana 46206
Telephone: 317/917-6222

Shipping/Overnight Address:
1802 Alonzo Watford Sr. Drive
Indianapolis, Indiana 46202

www.ncaa.org

MEMORANDUM

March 17, 2009

TO: NCAA Division I Legislative Review and Interpretations Committee.

FROM: Amy Huchthausen
Director of Academic and Membership Affairs

Kris Richardson
Associate Director of Academic and Membership Affairs.

SUBJECT: Agenda Items for March 18 (Conference Call No. 6)
Dial-in Number: 800/605-5167
Passcode: 369843.

The NCAA Division I Legislative Review and Interpretations Committee will consider the following matters during its teleconference scheduled for **3 p.m. Eastern time Wednesday, March 18.** Please join the teleconference by **dialing 800/605-5167 (passcode: 369843)**. You will be prompted through the steps to join the call.

1. Welcome and announcements.

2. Review interpretive request – official visit – sit-down meal during transportation from major airport, bus or train station nearest to the institution. [Attachment]

3. Other business.

4. Adjournment.

AH/KR:dks

Attachment

Official Visit – Sit-down Meal during Transportation from Major Airport, Bus or Train Station Nearest to the Institution

Issue.

Whether it is permissible for an institution to provide a "sit-down" meal to a prospective student-athlete during transportation from the major airport, bus or train station nearest to the institution without starting the official visit, provided the duration of the meal is reasonable and unrelated to recruiting.

Background.

The issue involves expenses provided to a prospective student-athlete while the institution is transporting him or her to campus from the major airport, bus or train station nearest to the institution prior to the start of the official visit. As an example, the prospective student-athlete arrives at the major airport nearest the institution on a Thursday night, is picked up at the airport by an institutional staff member and, during the drive to the hotel, the staff member stops at a restaurant to have a "sit-down" meal with the prospective student-athlete before continuing on to the hotel. The question is whether providing the "sit-down" meal starts the official visit's 48-hour period.

NCAA Division I Bylaws.

13.5.2.2.3 - Coach Accompanying Prospective Student-Athlete and Parents and Legal Guardians.
Except as permitted in Bylaw 13.5.2.4, coaching staff members shall not accompany a prospective student-athlete in the coach's sport to or from an official visit unless the prospective student-athlete travels only by automobile. If such transportation is used, the 48-hour period of the official visit shall begin when the coach begins transporting the prospective student-athlete and his or her parents or legal guardians, if applicable, to campus. A coach who makes an in-person, off-campus contact (any dialogue in excess of an exchange of a greeting) with that prospective student-athlete (or the prospective student-athlete's parents or legal guardians) during a permissible contact period prior to transporting the prospective student-athlete and his or her parents or legal guardians, if applicable, to campus for an official visit is charged with a countable contact. On completion of the 48-hour period, the coach shall terminate contact with the prospective student-athlete and his or her parents or legal guardians, if applicable, immediately. *(Adopted: 1/10/95 effective 8/1/95; Revised: 1/14/97 effective 8/1/97, 11/12/97, 1/14/08 effective 8/1/08)*

13.5.2.4 - From Airport or Bus or Train Station.
During the official visit, any member of an institution's athletics department staff may provide ground transportation for a prospective student-athlete and the prospective student-athlete's parents, relatives or legal guardians between the campus and any bus or train station or airport

if a prospective student-athlete is transported by a member of the institution's athletics department from an airport, bus or train station other than the major airport, bus or train station nearest to the institution, the 48-hour period begins with the initiation of the ground transportation by the member of the institution's athletics department staff. *(Revised: 4/28/05, 7/27/07)*

13.6.4.1 - 48-Hour Period Defined.
The 48-hour period of the official visit begins at the time the prospective student-athlete arrives on the institution's campus, rather than with the initiation of the prospective student-athlete's transportation by a coach or the time of the prospective student-athlete's arrival at the airport or elsewhere in the community (see Bylaws 13.6.4.1.1 and 13.5.2.4). The prospective student-athlete's transportation to and from the campus must be without delay for personal reasons or entertainment purposes. The institution may not pay any expenses for entertainment (other than the actual and reasonable cost of meals) in conjunction with the prospective student-athlete's transportation. At the completion of the 48-hour period, the prospective student-athlete must depart the institution's campus immediately; otherwise, the institution may not pay any expenses incurred by the prospective student-athlete on departure from the institution's campus, including the cost of the prospective student-athlete's transportation home.

13.6.4.1.1 - Coach Accompanying Prospective Student-Athlete.
When a coach accompanies a prospective student-athlete on an official visit by automobile, per Bylaw 13.5.2.2.3, the 48-hour period shall begin when the coach begins transporting the prospective student-athlete to campus. A coach who makes an in-person, off-campus contact (any dialogue in excess of an exchange of a greeting) with the prospective student-athlete or the prospective student-athlete's parents during a permissible contact period prior to transporting the prospective student-athlete to campus for an official visit is charged with a countable contact. On completion of the 48-hour period, the coach shall terminate contact with the prospective student-athlete and his or her parents or legal guardians immediately. *(Adopted: 1/14/97 effective 8/1/97)*

13.6.7.1.1 - Meals and Lodging While in Transit.
It is permissible for an institution to pay a prospective student-athlete's actual costs for reasonable expenses (e.g., meals, lodging) incurred while traveling to and from campus on the official visit.

NCAA Interpretations.

Entertainment Prior to 48-Hour Official Visit Period

Date Issued: November 2, 1994
Date Published: November 2, 1994
Type: Staff Interpretation
Item Ref: a

The legislative services staff confirmed that the permissible 48-hour on-campus official visit period is initiated upon a prospective student-athlete's arrival on campus, or the institution's provision of entertainment (e.g., meals) when accompanied by an institutional staff member following the prospective student-athlete's arrival in the institution's community or airport. [Note: This minute replaces the staff minute: [Reference: 11/16/88, item 1-j], which has been archived]

[References: Bylaws 13.7.2.1 (48-hour period defined), 13.7.5.1 (general restrictions) and 13.7.5.1.1 (meals and lodging while in transit)]

Meals at Off-Campus Site While In Transit to Official Visit

Date Issued: April 13, 1994
Date Published: April 13, 1994
Type: Staff Interpretation
Item Ref: b

The legislative services staff determined that a prospective student-athlete may receive a meal at the prospect's off-campus place of lodging when he or she arrives too late in the community to begin the official visit that day, inasmuch as the prospect is considered to be in transit to the institution's campus.

[References: Bylaws 13.7.2.1 (48-hour period defined), 13.7.5.1.1 (meals and lodging while in transit) and 13.7.5.7 (meals)]

Institution's Position. [Attachment A]

Staff Position.

The ability to provide a prospective student-athlete expenses in transit is distinct from the ability to have a "sit-down" meal with a prospective student-athlete outside of the 48-hour period. Bylaw 13.6.4.1's reference to the actual and reasonable cost of meals allows for the expense of a meal to be provided, but does not create an opportunity for the staff member to have a "sit-down" meal with the prospective student-athlete outside of the 48-hour period, regardless of the duration of the meal or the conversation that occurs during the meal. A staff interpretation: [Reference: 4/13/94, item b] permits prospective student-athletes to receive a meal at his or her off-campus place of lodging when they arrive too late in the community to begin the official visit that day because they are considered still to be in transit to the institution's campus. Similarly, the staff agrees that an institutional staff member may take a prospective student-athlete through

a drive-thru while providing transportation to campus from the major airport, bus or train station nearest to the institution without starting the 48-hour period. However, neither Bylaw 13.6.4.1 nor the staff interpretation: [Reference: 4/13/94 item b] creates an opportunity for an institutional staff member to have a "sit-down" meal with a prospective student-athlete outside of the official visit's 48-hour period.

If an institution chooses to have a "sit-down" meal with the prospective student-athlete while transporting the prospective student-athlete to campus from the major airport, bus or train station nearest to the institution, then the 48-hour period must begin. The staff believes its position is a confirmation of 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: March 9, 2009
Name:
Position:
Institution/Conference:
Telephone:
E-mail:

Has this issue been reviewed by a membership services staff member?

☒ Yes. Please provide staff member's name(s).
Kris Richardson – See Attached

☐ 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: requests that the NCAA Division I Legislative Review/Interpretations Committee review NCAA Bylaw 13.6.4.1, 13.6.7.1.1 and the November 2, 1994 staff interpretation to determine if an institution would be permitted to provide a sit-down meal with the prospective student-athlete during transportation associated with an official visit from the nearest major airport without triggering the start of the 48-hour period

Bylaws: 13.6.4.1, 13.6.7.1

Interpretations: 11/2/1994 staff, Item ref. a

☐ **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. Please note that an issue is not interpretative if:

1. The plain meaning of the legislation is clear on its face;
2. The legislative history of the rule (including intent and rationale) clearly addresses the situation; or
3. A published official interpretation clearly addresses the situation.

If the issue is not interpretative, legislation may need to be proposed to address the issue.

Please note: Items submitted prior to 3 p.m. Eastern Time Wednesday will generally be heard by the committee the following week, except for emergency issues which are handled in accordance with the committee's policies and procedures.

An institution should be able to provide a student-athlete with a "sit-down" meal during transportation from the nearest major airport, bus, or train station without being considered a delay for personal reasons or a delay for entertainment as long as the duration of the meal is reasonable and unrelated to recruiting. While it is true that NCAA Bylaw 13.6.4.1 requires that a prospective student-athlete's transportation to and from the campus be without delay for personal reasons or entertainment and that meals constitute a form of entertainment, Bylaw 13.6.4.1 nevertheless allows an institution to provide the prospective student-athlete with the actual and reasonable cost of meals. If the Bylaw is not to be read to contradict itself, then one must conclude that, while a meal is a form of entertainment, an institution may nonetheless provide a prospective student-athlete with a meal as long as there is no delay in its provision that is related to "personal reasons." If this were not the case, then meals would by their very nature cause delay for personal reasons or entertainment whether institutional personnel were present or not. Furthermore, 13.6.7.1.1 establishes that meals and lodging for the prospective student-athlete while in transit is an exception to the general restrictions on entertainment (i.e., must be within the 30-mile radius of main campus). Therefore, a delay in transportation for a meal is not considered a delay for personal reasons and a meal is the one legislated form of entertainment that is permissible during transportation to and from an official visit even if outside the 30-mile radius. No where in the legislation does it establish that the provision of meals and lodging during official visit transportation triggers the start of the 48-hour period.

Legislatively, 13.6.4.1 was crafted by the Administrative Committee and Council and published to the membership October 13, 1986 with the intent that the prospect be able "to receive a full 48-hour visit to the institution's campus regardless of the transportation arrangements involved."

Please note: Items submitted prior to 3 p.m. Eastern Time Wednesday will generally be heard by the committee the following week, except for emergency issues which are handled in accordance with the committee's policies and procedures.

Legislative Assistance

1986 Column No. 35

Summer-camp promotion

The Administrative Committee has affirmed its April 2, 1986, decision that the distribution of summer-camp brochures to prospective student-athletes and high school coaches would not be precluded per Case No. 184, inasmuch as these brochures are not intended for the purpose of serving as recruiting aids; however, the distribution of summer-camp posters to prospective student-athletes or high school coaches would be prohibited since such a poster does promote the recruiting interests of the institution and generally contains no additional information beyond that set forth in the summer-camp brochure.

Official visits

The Administrative Committee and Council have affirmed that the 48-hour period of the official campus visit as set forth in Bylaw 1-9-(a) [1986-87 NCAA Manual] begins at the time the prospect arrives on the institution's campus rather than with the initiation of the prospect's transportation by a coach or the time of the prospect's arrival at the airport or elsewhere in the community, thus enabling the prospect to receive a full 48-hour visit to the institution's campus regardless of the transportation arrangements involved. It also was noted, however, that the prospect's transportation to and from the campus under such circumstances must be by direct route, without delay for personal reasons or entertainment purposes; further, the institution may not pay any expenses for entertainment (other than the actual cost, provided it is reasonable, of meals) in conjunction with the prospect's transportation to or from its campus. Finally, the provisions of Case No. 230 (page 352, 1986-87 NCAA Manual) stipulate that at the completion of the 48-hour visit, the prospect must depart the institution's campus in order to receive the cost of return transportation to the prospect's home; otherwise, if the prospect remains for personal reasons after the permissible 48-hour period in the locale in which the institution is located, the institution may not pay any expenses incurred by the prospect upon departure from the institution's campus, including the cost of the individual's transportation home.

While the start of the 48-hour period has been adjusted through the years to accommodate scenarios of travel from various locations, transportation to and from the nearest major airport, bus or train station has always been permissible without the 48-hour period for the official visit starting until the prospect arrives on campus or providing a form of entertainment not otherwise permitted outside the 48-hour period.

Given that the legislation allows for reasonable and actual cost of meals during transportation and for the institution to transport the student-athlete from the nearest major airport, the 48-hour period should not start if the institutional staff member stops for a reasonable time period for the prospective student-athlete to have a sit-down meal during transportation to campus from the nearest major airport. Such a delay is NOT for personal reasons; it is for the purposes of providing a meal that is legislatively permissible during transportation for an official visit.

Please note: Items submitted prior to 3 p.m. Eastern Time Wednesday will generally be heard by the committee the following week, except for emergency issues which are handled in accordance with the committee's policies and procedures.

From: Richardson, Kris [krichardson@ncaa.org]
Sent: Friday, December 12, 2008 8:05 AM
To:
Cc:
Subject: RE: November 2, 1994 Staff Interpretation

Our staff looked at this issue earlier this week. We agreed that a coach going through a drive-thru would not start the 48-hour clock, but stopping in at a restaurant for a meal would start the 48-hour clock. Note that 13.6.4.1's reference to the actual and reasonable cost of meals allows for the expense to be provided, but is not intended to provide an opportunity to have a "sit-down" meal with the coach outside of the 48-hour period.

Kris Richardson
NCAA Academic and Membership Affairs
317/917-6222

Please consider the environment before printing this e-mail.

From:
Sent: Thursday, December 04, 2008 3:53 PM
To: Richardson, Kris
Cc:
Subject: November 2, 1994 Staff Interpretation

Do you think it would be possible for the staff to take a look at the November 2, 1994 staff interpretation to see if the inclusion of meals in the parenthetical is appropriate? If the staff does feel the parenthetical is appropriate, I believe the staff should specify how and when meals may constitute entertainment and consider elevating this interpretation to an official status in order to clarify the application of 13.6.4.1. Such an issue of sit-down meals during transportation to and from the nearest major airport would also be a viable 2009-10 coaches' certification test question.

Entertainment Prior to 48-Hour Official Visit Period

Date Published: November 2, 1994
Type: Staff Interpretation
Item Ref: a
Interpretation:
a. Entertainment Prior to 48-Hour Official Visit Period: The legislative services staff confirmed that the permissible 48-hour on-campus official visit period is initiated upon a prospective student-athlete's arrival on campus, or the institution's provision of entertainment (e.g., meals) when accompanied by an institutional staff member following the prospective student-athlete's arrival in the institution's community or airport. [Note: This minute replaces the 11/16/88 staff minutes, item 1-j, which has been archived.] [References: NCAA Bylaws 13.7.2.1 (48-hour period defined), 13.7.5.1 (general restrictions) and 13.7.5.1.1 (meals and lodging while in transit)]

The basis for asking for the review is that while NCAA bylaw 13.6.4.1 requires that transportation of a prospective student-athlete to be without delay for personal reasons or entertainment purposes, this same bylaw specifically excludes the actual and reasonable cost of meals for the prospective student-athlete in conjunction with the

prospective student-athlete's transportation from being considered impermissible entertainment. Therefore, because the institution is permitted to transport a prospective student-athlete from the nearest major airport to campus and the provisions of a meal is a permissible from of entertainment during transportation, it would seem reasonable that a staff member could stop on a direct route back from the nearest major airport and feed the prospective student-athlete provide doing such meal does not cause an unreasonable delay for personal reasons. For example, it would seem reasonable for a coach and the prospect stop at a restaurant between the airport and the campus provided they are in and out of the restaurant in approximately one-hour (e.g., the typically accepted time frame to be served a meal) and then immediately resume transportation to the campus.

Thoughts?

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REPORT OF THE NCAA DIVISION I LEGISLATIVE COUNCIL SUBCOMMITTEE FOR LEGISLATIVE RELIEF (FORMERLY THE NCAA DIVISION I MANAGEMENT COUNCIL ADMINISTRATIVE REVIEW SUBCOMMITTEE)

ACTION ITEMS.

1. Legislative Action Items.

- **None.**

2. Nonlegislative Items.

a. Guidelines and Information Standards - Waiver Requests Involving NCAA Division I Bylaw 14.2.3.2 (tennis, swimming and diving, and women's volleyball) and International Mandatory Military Service. [Attachment A]

(1) Recommendation. During its April 2 teleconference, the NCAA Division I Legislative Council Subcommittee for Legislative Relief agreed to revise the October 2005 guidelines for waiver requests involving the tennis and swimming and diving legislation and international mandatory military service. Specifically, the subcommittee recommends the guidelines specify that the maximum relief that may be provided for assertions involving international mandatory military service, in and of itself, is to permit the student-athlete to regain season(s) of competition; however, no relief may be provided for the academic year in residence requirement. The subcommittee proposes this change become effective for any tennis, swimming and diving or women's volleyball student-athlete initially enrolling as a full-time student at a Division I institution on or after January 1, 2010. The subcommittee noted a year-by-year analysis will be used to determine if relief under the guidelines for any seasons of competition is warranted. Factors such as the dates and amount of competition the student-athlete participated in, whether any leaves of absence were taken and amateur status will be considered in the analysis.

Example of year-by-year analysis: A men's tennis student-athlete from Israel participated after his grace year in organized competition during 2007-08 and 2008-09 while fulfilling mandatory military service and; therefore, is subject to two seasons of competition and must fulfill an academic year in residence. The student-athlete's participation during 2007-08 satisfied the April 2009 guidelines. During 2008-09, the student-athlete took an extended leave of absence from his military service and; therefore, did not satisfy the guidelines because he competed outside of regular military service. Under the year-by-year analysis, the student-athlete would be granted partial relief to regain one season of competition based on his participation during 2007-08; however, the student-athlete would still be charged one season of competition based on his

participation during 2008-09 and must fulfill the academic year in residence.

In addition, the subcommittee approved the creation of new information standards for such waiver requests [Attachment B]. The subcommittee recommends that the NCAA Division I Legislative Council review and approve the proposed revisions to the guidelines (effective January 1, 2010, for any tennis, swimming and diving or women's volleyball student-athlete initially enrolling as a full-time student at a Division I institution on or after January 1, 2010) as well as the newly created information standards. If approved by the Legislative Council, the staff will archive all previous cases involving mandatory military service that were decided based on the application of the October 2005 guidelines.

(2) Rationale. Under the current analysis for waivers involving international mandatory military service, if a student-athlete's participation satisfies the October 2005 guidelines, full relief of the legislation may be provided. The subcommittee reviewed concerns from the Division I membership related to the competitive advantage gained by individuals who are required to delay collegiate enrollment in order to fulfill international mandatory military service. In addition, the subcommittee considered that these individuals have not been enrolled in school for more than a year. Based on these concerns, the subcommittee agreed that these student-athletes should not receive relief of the academic year in residence. Requiring a student-athlete to fulfill the academic year in residence would allow such student-athletes time to become academically acclimated at the institution and demonstrate a long-term commitment to higher education. In addition, fulfilling an academic year in residence will help address concerns related to the immediate competitive impact of these student-athletes. For requests involving additional mitigation or extenuating circumstances in addition to mandatory military service, the circumstances shall be reviewed on a case-by-case basis to determine if further relief is warranted. Finally, the subcommittee noted the newly established information standards have been developed after several years of experience handling such requests and will help institutions properly document a waiver request involving international mandatory military service.

(3) Estimated Budget Impact. None.

(4) Student-Athlete Impact. This change would narrow the scope of relief provided for student-athletes who participate in international mandatory military service. However, under the proposed guidelines, student-athletes who are permitted to regain seasons of competition via the waiver process

may potentially have the opportunity to participation in four seasons of intercollegiate competition within a five-year period.

b. Policies and Procedures - Establishment of a Previously-Approved Waivers Process.

(1) Recommendation. During its April 2 teleconference, the Subcommittee for Legislative Relief reviewed and supported the previously-approved waivers concept. Currently, NCAA institutions must file a formal Subcommittee for Legislative Relief waiver application with the NCAA national office in order to receive relief from the legislation. With the exception of previously-approved incidental expense waivers in NCAA Bylaw 16.12, no authority exists to permit institutions to self-apply Subcommittee for Legislative Relief waiver requests on campus without filing a formal waiver request. The previously-approved waivers concept would allow institutions to self-apply specific waiver requests on campus rather than submitting a Subcommittee for Legislative Relief waiver application to the national office.

The subcommittee approved select waiver circumstances to appear on the list of previously-approved waivers along with specific criteria that must be satisfied [Attachment C]. When selecting the types of waiver requests to be included in this process, the subcommittee considered the ease of application (those cases that are straightforward in nature), the potential controversial nature of the legislation involved and requests for which a significant amount of precedent exists. An institution would only be permitted to self-apply (approve a waiver request) relief if the institution's circumstances appear on the list of designated previously-approved waivers and it satisfies the specified criteria established for the particular previously-approved waiver. If a previously-approved waiver is granted on campus, an institution would be required to submit a brief report to its conference office on a quarterly basis (i.e., once every three months).

If an institution's circumstances do not appear on the list of previously-approved waivers or if the circumstances do not satisfy all of the established criteria for a particular previously-approved waiver, the institution may submit a formal Subcommittee for Legislative Relief waiver application to the national office for consideration.

The subcommittee recommends that the Legislative Council review and approve the previously-approved waivers process with an immediate effective date [Attachment D]. In addition, the subcommittee recommends the Legislative Council review and approve the list of waiver circumstances along with the specific criteria that must be satisfied.

(2) Rationale. The intent behind the previously-approved waivers process is to reduce bureaucracy and permit the membership and NCAA staff to work more efficiently in limited circumstances. While the volume of Subcommittee for Legislative Relief waiver requests has increased substantially in the last three years, this process will have the primary benefit of permitting campus administrators to resolve the identified issues in a more timely manner. In addition, the subcommittee sought feedback from the Collegiate Commissioners Association of Compliance Administrators (CCACA) and the National Association for Athletics Compliance (NAAC) and both organizations supported the concept. The subcommittee will review the list of previously-approved waivers on a yearly basis to determine if the list of previously-approved waivers should be expanded to include other common waiver circumstances reviewed via the Subcommittee for Legislative Relief waiver process. Initially, it is anticipated that this concept will only apply to Division I waiver requests and will not extend to Divisions II and III; however, if this concept is successful, the other divisions may contemplate a similar process.

(3) Estimated Budget Impact. None.

(4) Student-Athlete Impact. Depending on the waiver circumstances involved, timelier waiver notification could be provided to student-athletes through this process.

INFORMATIONAL ITEMS.

1. **Clarifications to Policies and Procedures: Transfers Requests Involving Sports that Cannot Use the One-Time Transfer Exception**. During its April 2 teleconference, the Subcommittee for Legislative Relief approved the following clarifications to the current policies and procedures for waiver requests involving sports that cannot use the one-time transfer exception:

   a. The legislative relief staff may share all materials with the previous institution after submission of the request to the NCAA. Applicant institution will provide, along with the waiver request, a signed release from the student-athlete in order to facilitate the sharing of information. The Legislative relief staff will seek comment on waiver materials and the position on the request from the previous institution within 10 business days of receipt of the materials. Applicant institution will be copied on the request and any responses from the previous institution.

   b. The Legislative relief staff will request that any available information on the prospective student-athlete be provided by the enforcement staff.

c. The Legislative relief staff will request information from applicant institution regarding any third-party involvement (e.g., attorney, advisor, former coach) in recruiting and transfer decision(s). This request may include follow-up on information received from the enforcement staff.

d. The Legislative relief case manager will research the Internet for articles regarding prospective student-athlete's recruitment to the previous institution and recruitment and transfer to applicant institution.

2. **Transfers Requests Involving Assertions of Injury or Illness**. During its April 2 teleconference, the Subcommittee for Legislative Relief reviewed waiver requests submitted for student-athletes in sports that cannot use the one-time transfer exception that involved an asserted injury or illness to the student-athlete or a family member as the primary basis for relief. The subcommittee reviewed the common circumstances submitted for such waiver requests and instructed the staff to continue reviewing such requests on a case-by-case basis using the October 1999 information standards and guidelines. In addition, the subcommittee noted relief of the transfer year-in-residence legislation should be considered when the following circumstances are appropriately documented:

a. Nature of injury or illness. Staff should consider relief of the legislation for circumstances involving a life-threatening injury or illness (e.g., terminal medical conditions) to a student-athlete's immediate family member (e.g., mother, father, sibling, legal guardian);

b. Student-athlete's responsibilities related to the care of the family member. Staff should consider relief of the legislation when the student-athlete can demonstrate that he or she is the primary day-to-day caregiver to the individual(s) who is injured or ill; and

c. Chronology of events. Staff should consider relief of the legislation when the chronology of events supports the necessity for the student-athlete to transfer.

Subcommittee Chair: Peg Hefferan, Wagner College, Northeast Conference
Staff Liaisons: Frank Arredondo, Academic and Membership Affairs
Vanessa Fuchs, Academic and Membership Affairs

ATTACHMENT A
SUPPLEMENT NO. 12

NCAA Division I Legislative Council Subcommittee for Legislative Relief
April 2009 Guidelines for Waivers Involving International Mandatory Military Service

During its April 2009 meeting, the NCAA Division I Legislative Council Subcommittee for Legislative Relief revised the relief that can be provided for waivers involving NCAA Bylaw 14.2.3.2 (tennis, swimming and diving; and volleyball) for student-athletes who became subject to the legislation during his or her participation in international mandatory military service. Specifically, the subcommittee agreed relief could only be provided for the season(s) of competition that a student-athlete became subject to under Bylaw 14.2.3.2; however, no relief may be provided by the staff for the academic year in residence. Additional mitigation or extenuating circumstances unrelated to the assertion of mandatory military service shall be reviewed on a case-by-case basis to determine if relief of the academic year in residence is warranted. This change is effective January 1, 2010, for any tennis, swimming and diving or volleyball student-athlete initially enrolling as a full-time student at a Division I institution on or after January 1, 2010. The subcommittee noted staff could consider partial relief [i.e., season(s) of competition] from the tennis, swimming and diving; and volleyball legislation when the following information or circumstances are presented for cases involving international mandatory military service:

1. Mandatory military service requirement must be supported by objective documentation;

2. The service must occur immediately after the student-athlete's completion of high school (as defined and required in the rule); and

3. The participation may only be of an amateur nature and there can be no amateurism violations as a result of the participation (e.g., prize money, contract, professional competition).

DRAFT

The National Collegiate Athletic Association
April 14, 2009 VF:kh

ATTACHMENT B
SUPPLEMENT NO. 12

NCAA Division I Legislative Council Subcommittee for Legislative Relief
April 2009 Information Standards for Waivers Involving
International Mandatory Military Service

For waivers involving NCAA Division I Bylaw 14.2.3.2 (tennis, swimming and diving; and volleyball) and international mandatory military service, the following information must be submitted (04/09):

1. Mandatory military service requirement must be supported by objective documentation [e.g., service enlistment date, service discharge date, attendance report that includes all leave time taken by the student-athlete to practice, train and/or compete in his or her sport];

2. Date of high school graduation as determined by the NCAA Eligibility Center. [Note: If the individual never received an amateurism certification from the Eligibility Center, then the institution must determine the date of high school graduation as defined and required in Bylaw 14.2.3.2];

3. Certification that the individual's participation since graduation from high school was amateur in nature. There can be no amateurism violations as a result of the individual's participation (including during the one-year grace period);

4. Documentation related to the amount of competition the individual participated in during each year that the student-athlete was subject to the legislation. This documentation must include the actual dates of competition on which the individual competed as opposed to the dates of the scheduled events in which the student-athlete competed;

5. Documentation that the individual immediately enrolled as a full-time student at a collegiate institution at his or her first opportunity on being discharged from mandatory military service; and

6. Additional documented mitigation (e.g., circumstances outside of the individual's or institution's control), if any, related to why relief is warranted from the tennis and swimming and diving legislation.

DRAFT

NCAA Division I Legislative Council Subcommittee for Legislative Relief Previously-Approved Waivers Checklist

The previously-approved waiver process was approved with an immediate effective date by the NCAA Division I Legislative Council during its April 2009 meeting. The intent behind this process is to reduce bureaucracy and permit the membership and NCAA staff to work more efficiently in limited circumstances. Similar to previously-approved incidental expense waivers in NCAA Bylaw 16.12, institutions may self-apply on campus any previously-approved waiver specifically listed below without filing a formal NCAA Division I Legislative Council Subcommittee for Legislative Relief waiver request to the NCAA national office. An institution is only permitted to self-apply relief (approve a waiver request) if the institution's circumstances appear on the list of designated previously-approved waivers and the circumstances satisfy the specified criteria established for the particular previously-approved waiver. If an institution's circumstances do not appear on the list of previously-approved waivers or if the circumstances do not satisfy all of the established criteria for a particular previously-approved waiver, the institution must submit a formal legislative relief waiver application to the national office for consideration. An institution that grants relief of NCAA legislation based on the specific previously-approved waiver circumstances listed below must submit a report to its conference office on a quarterly basis each year. Institutions are encouraged to call the national office at 317/917-6003 with any questions related to the administration of the previously-approved waiver process. The list of previously-approved waivers will be updated on a quarterly basis by NCAA staff.

- **Bylaws 13.2.1, 13.5.1 and 13.5.2.6: Reimbursement of Prospective Student-athlete's Parents'/Legal Guardians' Official Visit Travel Expenses When Institution is Responsible for Cancelling Visit**.

  - ✓ Institution must have formally scheduled the official visit with prospective student-athlete and his or her family.
  - ✓ Prospective student-athlete's parents or legal guardians must have purchased travel accommodations based on the agreed date for the visit.
  - ✓ Institution must have been responsible for the cancellation of prospective student-athlete's visit (e.g., coaching staff change, illness of coaching staff member, institution ceased recruiting prospective student-athlete).
  - ✓ In cases in which the visit is cancelled and will not be rescheduled, the institution is permitted to reimburse prospective student-athlete's parents/guardians the actual original cost of the travel expense.
  - ✓ In cases in which the visit is cancelled and will be rescheduled, the institution is permitted to reimburse prospective student-athlete's parents or guardians the cost to change the travel accommodations to the rescheduled date (e.g., flight change fees) but not the original cost of the travel expense.

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- ✓ See Subcommittee for Legislative Relief Case Nos. 9801 and 10351.
- ✓ Four Division I Subcommittee for Legislative Relief waiver requests since the 2006-07 academic year.

➢ **Bylaw 13.2.9: Death Involving Prospective Student-athletes or Prospective Student-Athletes'-Immediate Family Members**.

- ✓ Institution is seeking to provide flowers or a reasonable token of support to a prospective student-athlete or a prospective student-athlete's family when a prospective student-athlete and/or a member of his or her immediate family (e.g., mom, dad, siblings) dies or suffers a severe or life-threatening injury or illness.
- ✓ Prospective student-athlete must have verbally committed to institution.
- ✓ Flowers or reasonable tokens of support may not exceed $100 in value.
- ✓ Note: When the circumstances involving the death of a prospective student-athlete, a waiver is only necessary to provide flowers/tokens of support if the deceased prospect student-athlete has prospect-aged siblings.
- ✓ Note: This waiver does not permit members of the coaching staff to attend the funeral of the deceased. An institution may file a Subcommittee for Legislative Relief waiver to request permission to attend the funeral.
- ✓ See Subcommittee for Legislative Relief Case Nos. 10469, 10771 and 11126.
- ✓ Thirty-six Division I Subcommittee for Legislative Relief waiver requests since the 2005-06 academic year.

➢ **Bylaw 14.7: Outside Competition During Study-Abroad Program**.

- ✓ Student-athlete is enrolled in a study-abroad program through his or her institution and would like to participate on a team in outside competition that is normally precluded under Bylaw 14.7.
- ✓ Institution must verify that the competition is amateur in nature (see Bylaw 12).
- ✓ Institution must certify that the purpose of the study-abroad program is unrelated to athletics participation.

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- ✓ See Subcommittee for Legislative Relief Case Nos. 9520, 10234 and 10368.
- ✓ Ten Division I Subcommittee for Legislative Relief waiver requests since the 2003-04 academic year.

➢ **Bylaws 14.7.2 and 17.5.6: Wheelchair Basketball**. Members of an institution's men's or women's basketball team may participate in organized wheelchair basketball competition provided:

- ✓ The wheelchair contest is designated as a charity fundraiser event.
- ✓ All components of Bylaw 12.5.1.1 (promotional activities) must be satisfied.
- ✓ Participation by student-athletes must be on a volunteer basis. Student-athletes may not be required to participate.
- ✓ See Subcommittee for Legislative Relief Case Nos. 9635, 10088, 10629 and 10711.
- ✓ Thirteen Division I Subcommittee for Legislative Relief waiver requests since the 2004-05 academic year.

➢ **Bylaw 16.8.1.2.1: Early Departure Due to Institutional Policy Prohibiting Participation on Sundays**.

- ✓ Institution must be departing prior to the permissible 48-hour period due to a religious affiliation and/or institutional policy that prohibits participation in athletics (i.e., practice or competition) Sundays.
- ✓ Institution may depart no more than 72 hours prior to the scheduled competition.
- ✓ Institution must be departing for a contest scheduled on a Monday or Tuesday.
- ✓ Any student-athletes who will miss class due to the earlier departure must receive approval to miss class from professors prior to departure. Institution must make alternate travel arrangements departing within the permissible 48-hour period for any student-athletes who are not approved to miss class.
- ✓ See Subcommittee for Legislative Relief Case Nos. 9994, 10100, 10626, 11617 and 11676.

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- ✓ Sixteen Division I Subcommittee for Legislative Relief waiver requests since the 2004-05 academic year.

➢ **Bylaw 13.4.1.1: Language Required by Higher Education Associations or State Law to be Printed on Institutional Note Cards**.

- ✓ Applies to institutions required by higher education associations or state law to preprint language (e.g., Title IX statement, institutional mission statement) on institutional note cards.
- ✓ Institution must obtain a statement from its general counsel/legal counsel office indicating that based on the higher education association requirement or state law, the institution is required to include the information on the institutional note card (as opposed to optional).
- ✓ The previously-approved waiver would not apply to institutional and/or conference policies.
- ✓ See Subcommittee for Legislative Relief Case Nos. 9876 and 10022 (denied).
- ✓ One Division I Subcommittee for Legislative Relief waiver request since the 2007-08 academic year.

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ATTACHMENT D
SUPPLEMENT NO. 12

NCAA Division I Legislative Council Subcommittee for Legislative Relief
DRAFT Previously-Approved Waivers: Policies and Procedures Language

[Note: New language is denoted in **bold font**. This new language will be inserted into the NCAA Division I Legislative Council Subcommittee for Legislative Relief policies and procedures document on Page No. 1, Bullet No. 2.]

Waiver requests shall be submitted to the NCAA national office on the application form produced by the NCAA. **Institutions are not required to submit a formal waiver application to the NCAA national office for circumstances involving the previously-approved waiver process. Previously-approved waiver requests must be reported to an institution's conference office on a quarterly basis each year.**

DRAFT

REPORT OF THE NCAA DIVISION I COMMITTEE ON ATHLETICS CERTIFICATION FEBRUARY 19-20, 2009, MEETING

ACTION ITEMS.

1. Legislative Action Items.

a. Athletics Certification – Mandatory Self-Study and External Peer-Review – Rules Compliance.

(1) Recommendation. The NCAA Division I Committee on Athletics Certification recommends the NCAA Division I Legislative Council sponsor and adopt noncontroversial legislation to specify that the required once in four years evaluation of an institution's rules compliance program by an authority outside the athletics department shall include a review of specifically enumerated program areas.

(2) Effective Date. Immediate.

(3) Rationale. The athletics certification program began its third cycle beginning in 2008-09. The proposed changes clarify certain areas of responsibility that must be included in the evaluation of an institution's rules compliance program and will provide institutions with increased knowledge of the program's requirements. Currently, the list of areas required to be evaluated are included only in measurable standards documents that many institutions do not review until they begin the self-study process.

(4) Estimated Budget Impact. None.

(5) Student-Athlete Impact. None.

b. Athletics Certification – Mandatory Self-Study and External Peer-Review -- Academic Support.

(1) Recommendation. The committee recommends the Legislative Council sponsor and adopt noncontroversial legislation to specify that the required once in four years evaluation of an institution's academic support services by appropriate academic authorities outside the department of intercollegiate athletics shall include a review of specifically enumerated program areas.

(2) Effective Date. Immediate.

(3) Rationale. The athletics certification program began its third cycle beginning in 2008-09. The proposed changes clarify certain areas of responsibility that must be included in the evaluation of an institution's academic support services and will provide institutions with increased knowledge of the program's requirements. Currently, the list of areas required to be evaluated are included only in measurable standards documents that many institutions do not review until they begin the self-study process.

(4) Estimated Budget Impact. None.

(5) Student-Athlete Impact. None.

c. Athletics Certification – Mandatory Self-Study and External Peer-Review -- Academic Integrity.

(1) Recommendation. The committee recommends the Legislative Council sponsor and adopt noncontroversial legislation to include a requirement that an institution shall demonstrate that it admits all student-athletes as regularly enrolled, degree-seeking students in accordance with the regular, published entrance requirements that apply to all applicants.

(2) Effective Date. Immediate.

(3) Rationale. The current operating principle governing academic integrity does not address the requirement that student-athletes are admitted as regularly enrolled, degree-seeking students in accordance with the institution's regular, published entrance requirements. This addition to the operating principle will help clarify that student-athletes must be subject to the same admissions policies that are applicable all to applicants.

(4) Estimated Budget Impact. None.

(5) Student-Athlete Impact. None.

2. Nonlegislative Items.

- None.

INFORMATIONAL ITEMS.

1. **Review Recommendations to the Committee's Athletics Certification Hearing and Appeals Policies and Procedures.** The committee reviewed and approved proposed revisions to the athletics certification hearing and appeals policies and procedures. The updated policies and procedures manual is posted online.

2. **Issues Related to Academic Charts in the Self-Study Instrument.** The committee discussed the methods used by institutions to calculate high school core-course grade-point averages for incoming student-athletes and conversion of ACT scores. The committee agreed to permit institutions to calculate sport teams' high school core-course grade-point averages by using an average of each student-athlete's core-course grade-point average as opposed to requiring institutions to use each student-athlete's specific grade earned in each core course. The committee noted that requiring the use of each student-athlete's grades for each individual core course would place an undue burden on institutions as they participate in the self-study process. Further, the committee noted the results are not statistically significant enough to warrant using the more detailed calculation. Additionally, the committee agreed to permit institutions to use either the ACT sum or composite scores when reporting test scores, provided all scores for student-athletes and students in general are reported using the same scale..

3. **Committee-Identified Opportunities for Enhancement.** The committee discussed the use of committee-identified opportunities for enhancement at the time a certification decision is rendered. Currently, peer-review teams are able to provide opportunities for enhancement but the committee does not have an avenue to communicate similar types of information to institutions. The committee will review guidelines regarding the appropriate use of committee-identified opportunities for enhancement at its April meeting.

4. **Use of Plans for Improvement.** In light of the committee's philosophy of increased accountability in the third cycle, the committee began an initial discussion regarding whether certain measurable standards should be designated as areas in which plans for improvement are not acceptable. For these measurable standards, institutions would be required to implement any plan for improvement developed during the self-study process prior to the committee's final deliberation regarding the institution's certification status or be subject to a condition(s) for those items. Currently, the required rules compliance

evaluation, academic support services evaluation and compliance statements in personnel documents are "no plan" measurable standards that must be implemented prior to the committee's final deliberation. The committee plans to review each of the current measurable standards to determine which standards will be designated as "no-plan" areas at its April meeting.

5. **Evaluation of Accuracy and Broad-Based Participation in Peer-Review Team Reports.** The committee discussed the evaluation of accuracy and broad-based participation in peer-review team reports submitted after evaluation visits. Currently, there is no uniform report format or specific guidelines provided to peer-review teams regarding this section of the report which results in reports that vary in depth, breadth and explanation. Since these two areas are critical to the self-study process, the committee will review potential guidelines to assist peer-review teams at its April meeting.

6. **Second-Cycle Certification Decisions.** The committee engaged in deliberations regarding the second-cycle athletics certification status of 43 institutions.

Committee chair: *Nathan Hatch, Wake Forest University, Atlantic Coast Conference*
Staff Liaisons: *Mira J. Colman, Academic and Membership Affairs*
Amy Huchthausen, 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 COMMITTEE ON ATHLETICS CERTIFICATION EXECUTIVE SUBCOMMITTEE MARCH 26, 2009, MEETING

ACTION ITEMS.

1. Legislative Action Items.

a. Athletics Certification – Mandatory Self-Study and External Peer-Review –Academic Integrity-Academic Standards.

(1) Recommendation. The NCAA Division I Committee on Athletics Certification recommends the NCAA Division I Legislative Council sponsor and adopt noncontroversial legislation to eliminate the requirement that an institution must compare the retention rates of student-athlete subgroups to comparable student body groups.

(2) Effective Date. Immediate.

(3) Rationale. While student-athlete retention data is now collected through the Division I Academic Performance Program, many institutions do not have similar retention data for the student body generally or comparable student body groups. Requiring institutions to compare retention rate data of student-athletes to comparable student body groups places an undue burden on those institutions that do not compile retention rate data for students generally. The committee has not held institutions in the first class of the third cycle to this standard and, therefore, believes it should be eliminated from the operating principle.

(4) Estimated Budget Impact. None.

(5) Student-Athlete Impact. None.

REPORT OF THE NCAA DIVISION I STUDENT-ATHLETE ADVISORY COMMITTEE

The NCAA Division I Student-Athlete Advisory Committee (SAAC) submits the following report from its January 13-17, 2009 meeting.

ACTION ITEMS.

1. **Ratification of Chair and Selection of Vice Chair.** The committee recommends that the NCAA Division I Leadership Council ratify Matt Baysinger, University of Kansas, (Big 12 Conference) as chair and Nick Fulton, University of Wisconsin, Madison (Big Ten Conference) as vice chair.

2. **Selection of Student-Athlete to NCAA Association-Wide Committee.** SAAC recommends that the NCAA Division I Leadership Council approve the following appointment of a SAAC member to the specified Association-wide and divisional committees:

   - NCAA Olympic Sports Liaison Committee: Scott Krapf, Illinois State University, Missouri Valley Conference.

INFORMATIONAL ITEMS.

1. **New Members.** The following student-athletes were introduced as new members of SAAC:

   a. Matthew Goff, football, James Madison University, Colonial Athletic Association.

   b. Stewart Givens, men's soccer, Oakland University, Summit League.

2. **Report of the NCAA Division I Committee on Student-Athlete Reinstatement**. Mr. Kerry Kenny provided an update to the committee regarding the NCAA Division I Committee on Student-Athlete Reinstatement's most recent meeting, and solicited feedback from committee members regarding the use of redshirt seasons for student-athletes, and how this may affect a student-athlete's eligibility when other circumstances outside the control of the student-athlete or his or her institution require the student-athlete to miss a year of competition. Kenny also reminded the committee members to reinforce the importance of the hardship waiver process to their constituent on their campuses and conferences. Kenny noted that additional communication regarding the committee's work will follow.

3. **New Media Update**. Mr. Brian Alas provided the committee with an update regarding various media initiatives that have been undertaken in recent months. Alas focused on various multimedia programs, including the Division I National SAAC

Facebook page, live blog on Twitter and the committee's presence on the NCAA homepage.

4. **NCAA Health and Safety Update**. Ms. Latrice Sales, NCAA Assistant Director of Health and Safety, provided the group information regarding the use of nutritional supplements, and the development of an NCAA nutrition website.

5. **Men's and Women's Basketball Issues**. Mr. Greg Shaheen, NCAA Senior Vice President for Men's Basketball and Business Strategies and Ms. Sue Donohoe, NCAA Vice President for Division I Women's Basketball provided the committee with updates on a variety of topics affecting men's and women's basketball and general commercial activity in collegiate athletics, with a focus on issues that affect student-athlete well-being.

6. **Football Academic Working Group**. Mr. Joe Castiglione, Director of Athletics at the University of Oklahoma, provided the committee with an update on the progress of the Football Academic Working Group. Castiglione focused on the processes and measures that are being researched with respect to the academic progress and retention of Division I football student-athletes.

7. **Diversity in College Athletics**. Ms. Charlotte Westerhaus, NCAA Vice President of Diversity and Inclusion and Mr. Robert Vowels, NCAA Vice President of Educational Affairs, provided a presentation on cultural awareness and diversity within intercollegiate athletics. Westerhaus and Vowels also conducted a question and answer session where the committee members discussed how they can effectuate change on their respective campuses and within their athletic departments. The committee also discussed what measures it can take within the NCAA governance structure to distribute a Division I SAAC diversity statement.

8. **Sportsmanship Initiatives.** Ms. Rachel Newman Baker, NCAA Director of Agent, Gambling and Amateurism Activities, and Mr. Ty Halpin, NCAA Associate Director of Playing Rules Administration, provided the committee with an update on the Sportsmanship and Ethical Conduct Committee's "Respect" sportsmanship initiative, which had just been rolled out. Newman Baker and Halpin solicited feedback from the committee regarding the efficacy of the current program, and encouraged the committee to provide feedback for future educational initiatives that fall under the umbrella of the "Respect" program.

9. **Joint Student-Athlete Advisory Committee Meeting.** Student-athlete representatives provided updates regarding association-wide committees as well as updates on the initiatives of each individual SAAC. Mr. Stan Johnson of Stan Johnson and Associates conducted a diversity training session for all student-athletes in attendance.

10. **Conference Updates.** SAAC members highlighted unique conference activities and issues facing their members during the past year.

11. **Legislative Issues**. The committee continued discussion and finalized its positions regarding proposals previously identified for the 2008-09 legislative cycle. [Attachment]

12. Attendance. As requested by the Leadership Council, the attendance list for the January 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	No
Big Twelve 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	Women's 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	Men's Track and Field	Yes
Horizon League	Cleveland State University	Audrey Piotrowski	Women's Cross Country	Yes
Ivy Group	University of Pennsylvania	Camille Richard	Women's Track and Field	Yes
Metro Atlantic Athletic Conference	Loyola College	Eryn Crane	Women's Swimming	Yes
Mid-American	Kent State	Catherine	Women's Soccer	Yes

Conference	University	Marosszeky		
Mid-Eastern Athletic Conference	Hampton University	Aminah Charles	Volleyball	Yes
Missouri Valley Conference	Illinois State University	Scott Krapf	Men's Track and Field	Yes
Mountain West Conference	San Diego State University	Sherraine Pencil	Women's Track and Field	Yes
Northeast Conference	Fairleigh Dickinson University, Metropolitan	Shanay Freeman	Women's Basketball	Yes
Ohio Valley Conference	Tennessee State University	Melanie Cruz	Softball	No
Pacific 10 Conference	University of California, Berkeley	Justin Pollard	Men's Swimming	Yes
Patriot League	Lafayette College	Kerry Kenny	Men's Basketball	Yes
Southeastern Conference	University of South Carolina	William Brown	Football	Yes
Southern Conference	Western Carolina University	Kendra Eaton	Women's Basketball	No
Southland Conference	Lamar University	William McInnis	Baseball	Yes
Southwestern Athletic Conference	University of Arkansas, Pine Bluff	Monique Carroll	Volleyball, Outdoor Track	Yes
The Summit League	Oakland University	Stewart Givens	Men's Soccer	Yes
Sun Belt Conference	Western Kentucky University	Patrick Jenkins	Cross Country/Track	Yes
West Coast Conference	Pepperdine University	Julie Rubenstein	Women's Volleyball	Yes

Others:				
Legislative Council	Texas State University – San Marcos	Tracy Shoemake, Associate Athletic Director	Southland Conference	Yes
Leadership Council	Pepperdine University	John G. Watson, Director of Athletics	West Coast Conference	Yes
Leadership Council	University of Maryland, College Park	Charles F. Wellford, Faculty Athletic Representative	Atlantic Coast Conference	Yes

20. Future Meeting Schedule.

a. July 17-19, 2008, Denver, Colorado.

b. November 2009, Indianapolis, Indiana.

c. January 12-16, 2010, in conjunction with the 2010 NCAA Convention, Atlanta, Georgia.

Committee Chair: Kerry Kenny, Lafayette College, Patriot League
Committee Vice-Chair: Matt Baysinger, University of Kansas, Big 12 Conference
Staff Liaisons: Kelly Groddy, NCAA Academic and Membership Affairs
Curtis Hollomon, NCAA Educational Affairs
Abbie Renaker, NCAA Academic and Membership Affairs
John Shukie, NCAA Academic and Membership Affairs

REPORT OF THE NCAA DIVISION I COMMITTEE ON ACADEMIC PERFORMANCE FEBRUARY 16-18, 2009, MEETING

***ACTION ITEMS*.**

1. Legislative Items.

- **Amendment to NCAA Proposal No. 2008-75 – Freshman Academic Requirements – Eligibility for Financial Aid, Practice and Competition – Qualifier – Exception – Early Academic Certification – Submission of Transcript.**

(1) Recommendation. The NCAA Division I Committee on Academic Performance recommends the NCAA Division I Legislative Council sponsor an amendment to Proposal No. 2008-75 to specify that an institution may request a waiver of this legislation, as specified by the NCAA Division I Academic Cabinet.

(2) Effective Date. August 1, 2009.

(3) Rationale. The amendment specifies that the Academic Cabinet shall have the authority to authorize waivers of the submission requirement, will establish the process for granting such waivers, and shall monitor the waivers requested and granted. Providing waivers via a simple process when extenuating circumstances preclude the submission of a prospective student-athlete's high school transcript allows a reasonable accommodation to institutions without jeopardizing the integrity of the data collection. The creation of a waiver process will provide institutions with relief in instances in which it is not possible to obtain the final high school transcript and will address concerns from the membership regarding the administrative burden that would be placed on campus compliance personnel. The committee continues to strongly support the concept of this data collection and analysis in the development of sound academic policy. The proposal is intended to fill a gap in the academic data currently available to help the division make informed decisions related to academic legislation and policy in the future. The committee believes the time spent on collecting transcripts and other data will result in better academic policy and requirements. With this data, the membership will be able to validate the early academic certification requirements, to study changes in core-course taking patterns, and to model predictors of long-term academic success.

(4) Estimated Budget Impact. None.

(5) Student-Athlete Impact. None.

2. Nonlegislative Items.

- **None.**

INFORMATIONAL ITEMS.

1. Head Coaches' NCAA Division I Academic Progress Rate (APR) Portfolio. The committee began its work to develop a publicly available Web site for reporting the APR for all Division I head coaches. The committee noted that the Head Coaches' APR Portfolio will not be a new measure for head coaches; rather, it will report existing information about the academic performance of each team during the head coach's tenure. The Web site will report each head coach's employment history and the team's single-year APR for each year of the head coach's tenure. When an institution has more than one head coach during an academic year, each head coach will have that year's APR reported on his or her portfolio. While the committee understands that the head coach is not solely responsible for a team's academic performance, it also would like to limit any additional administrative burden on the membership. As a result, the information reported will be limited to head coaches at this time and will not list any administrators. The committee particularly noted that the inclusion of other campus personnel (e.g., director of athletics, faculty athletics representative, academic support personnel, president) who also may impact a team's APR would create an even greater administrative burden at the institutional level, but could be revisited at a later date.

To build and maintain these portfolios, institutions will submit the names of head coaches of NCAA-sponsored sports that have been employed since August 1, 2003, as well as the dates each individual was employed as head coach. Coaches will have the opportunity to verify employment dates; however, there will not be an opportunity to appeal the information reported in the APR portfolio. Such opportunities for appeals would have been available during the annual NCAA Division I Academic Performance Program data collection process (e.g., data corrections and adjustments).

The committee decided on a phased implementation of the program due to the institutional burden of fully implementing the system for the fall 2009 data collection. In addition, a phased implementation will allow time for a pilot test in order to identify any issues with the process of collecting data and verifying it with head coaches. Data for the

pilot program, which will include baseball, men's and women's basketball, football and women's indoor and outdoor track, will be collected in fall 2009 and released by summer 2010. The committee included women's track to test data collection for an individual sport that may have multiple coaching designations (e.g., director of track and field, along with head women's track coach). Depending on the results of the pilot program, the committee's intent is to collect data for the remaining sports and fully implement the program during the 2010-11 academic year.

In addition, the committee began discussion of a secure password-protected Web site that would provide additional academic and other NCAA-specific information about head coaches. The Web site will provide institutional presidents and chancellors, directors of athletics and others with limited access to information pertaining to head coaches.

2. **Data Collection on Two-Year College Transfers.** The committee finalized the list of academic data collection items for two-year college transfers to be provided during the annual submission of Academic Performance Census data. In October 2008, the committee approved an amendment to its policies and procedures to require an institution to provide academic data on two-year college transfer student-athletes during the annual submission of its APC data. Since the October meeting, the NCAA Division I Basketball Academic Enhancement Group, the NCAA Division I Football Academic Working Group, the Academic Cabinet, and the NCAA Two-Year College Relations Panel have provided feedback regarding the data to be collected. In addition, each of these groups noted the importance of gathering data regarding the academic performance of two-year college transfer student-athletes, specifically while at the two-year institution. The data collection will begin with submissions for the 2008-09 academic year and the identified elements will be collected for at least a two-year period (i.e., data to be submitted fall 2009 and fall 2010) for the following sports: baseball, men's and women's basketball and football. At the end of this two-year period, the committee will determine if any changes should be made to the list of data collection elements and or to the data collection process.

3. **Review of Proposals in the 2008-09 Legislative Cycle.** The committee expressed its position on the following proposal:

   - **Proposal No. 2008-77-1 – Eligibility – Transfer Regulations – Two-Year College Transfers – Submission of Information Necessary to Determine Academic Initial-Eligibility Status -- Waiver.** The committee supports this proposal as amended to specify that the Academic Cabinet shall have the authority to permit waivers of the submission requirement, will establish the process for granting such waivers, and shall monitor the waivers requested and granted. The committee agreed that providing waivers via a simple process when

extenuating circumstances preclude the submission of a prospect's high school academic information allows a reasonable accommodation to institutions without jeopardizing the integrity of the data collection. The committee strongly supports data-driven development of sound academic policy and notes that the collection of this high school academic information for two-year college transfers is vital to support the Division I governance structure's review of the academic performance of two-year college transfers.

4. Occasion-Three Historical Penalty Hearings. The committee conducted hearings for four institutions currently subject to Occasion-Three Historical Penalties.

Committee Chair: Walter Harrison, University of Hartford, America East Conference
Committee 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

REPORT OF THE NCAA DIVISION I COMMITTEE ON STUDENT-ATHLETE REINSTATEMENT

ACTION ITEMS.

1. Legislative Action Items.

- None.

2. Nonlegislative Action Items.

- None.

INFORMATIONAL ITEMS.

1. Legislative - Comments on Proposals to be Initially Considered by the NCAA Division I Legislative Council in January 2009.

a. NCAA Division I Proposal No. 2008-13-A – Amateurism – Exception for Prize Money for Student-Athletes – Outside the Playing Season During an Official Vacation Period – Individual Sports. The NCAA Division I Committee on Student-Athlete Reinstatement opposes Proposal No. 2008-13-A, which would permit enrolled student-athletes in individual sports to accept prize money based on his or her place finish in an open athletics event, provided the competition occurs outside the institution's declared playing and practice season during any official vacation period and the prize money does not exceed actual and necessary expenses and is provided by the sponsor of the event.

b. Proposal No. 2008-13-B – Amateurism – Exception for Prize Money for Student-Athletes – Outside the Playing Season During the Summer Vacation Period – Individual Sports. The committee did not take a position on Proposal No. 2008-13-B, which would permit enrolled student-athletes in individual sports to accept prize money based on his or her place finish in an open athletics event, provided the competition occurs outside the institution's declared playing and practice season during the summer vacation period and the prize money does not exceed actual and necessary expenses and is provided by the sponsor of the event. The committee considered both sides of the issue and noted the increased monitoring that would be required of institutions and the potential for additional violations due to misunderstanding of the legislation. The committee also noted that additional discussions have taken place which would include a component requiring prior approval from the institution. The committee agreed if that

component was added, the violation for not receiving prior permission should be *de minimus*.

c. **Proposal No. 2008-52- Playing and Practice Season – Football – Preseason Practice – Limit on Number of Participants – Replacement of Student-Athlete due to Injury or Illness.** The committee did not take a position on Proposal No. 2008-52 which would permit institutions to replace a football student-athlete who sustains an injury or illness that prevents further participation in preseason practice activities with another student-athlete without the requirement that the individual count in the institution's limitation on the number of individuals who may participate in preseason practice. The committee noted that there is no requirement of proof of injury, such as submission of contemporaneous medical documentation, to verify the injury is of such a nature that further participation in preseason practice activities is not possible.

d. **Proposal No. 2008-76- Recruiting – Tryouts and Sports Camps and Clinics – Definition of a Prospective Student-Athlete – Men's Basketball.** The committee took no position on Proposal No. 2008-76 which would change the definition of a prospective student-athlete in the sport of men's basketball for purposes of the tryout rule to include any individual who has started classes for the seventh grade. The committee also noted the growing concerns on the impact of earlier recruitment of prospects in sports other than men's basketball.

e. **Proposal No. 2008-77- Eligibility – Transfer Regulations – Two-Year College Transfers – Submission of Information Necessary to Determine Academic Initial-Eligibility Status.** The committee took no position on Proposal No. 2008-77 which would require an institution ensure all necessary information is submitted to the NCAA Eligibility Center to determine the academic initial-eligibility status for all two-year college transfers.

f. **Proposal No. 2008-79- Amateurism – Involvement with Professional Teams – Professional Basketball Draft – Four-Year College Student-Athlete – Men's Basketball.** The committee supports Proposal No. 2008-79 which would change the date required for student-athletes in the sport of men's basketball to request their names be removed from the draft list and declare their intent to resume intercollegiate participation by the end of the day prior to the first day of the spring (National Letter of Intent) signing period for the applicable year. The committee agreed that the time needed for a student-athlete to determine the viability in the draft should be balanced by the need for the institution to be able to appropriately plan for the upcoming basketball season. In response to the committee's request, the NCAA student-athlete reinstatement staff indicated no

cases have been submitted requesting reinstatement based on a violation of the student-athlete not removing his name in a timely manner from the draft list.

2. Legislative - Consideration of Specific Legislation as *de minimus*.

a. NCAA Bylaw 13.6.2.6 – Number of Official Visits – Institutional Limitation. The committee directed the staff to examine drafting new legislation containing *de minimus* language conditioned on a legislated automatic reduction in the violating institution's number of permissible official visits for the next season. Specifically, on discovery of the violation, a legislated penalty would be applied on a one-for-one or two-for-one reduction in the next season's permissible official visits within the offending sport.

b. Bylaw 16.5.2 (b) – Preseason Practice Expenses – Football/Volleyball. The committee will sponsor legislation which would render violations of this bylaw *de minimus*. Specifically, the committee noted that violations of this bylaw involve no student-athlete culpability, and the staff has not required repayment or withholding in any cases which have been previously submitted.

3. Legislative - Discussion of Incapacitation Language. The committee discussed the definition of incapacitation in relation to medical hardship waivers. The committee directed the staff to examine the uniformity of language across all three divisions and the potential for a revision of language to provide a more direct definition of incapacitation. The committee also directed the staff to examine the viability of developing a consultant group composed of athletic trainers and medical doctors to assist the staff and committee with review of medical documentation presented with hardship waiver requests.

4. Nonlegislative Informational Items.

a. Amateurism.

(1) Summary of Cases Processed. The committee reviewed the number of pre-enrollment NCAA amateurism certification process (ACP) cases decided between February 12 and October 8, 2008, in which a reinstatement condition was imposed. Staff provided a breakdown of cases processed by bylaw, sport and conference submitting the reinstatement request. The volume of ACP cases processed by the staff in fall 2008 was 36 percent higher than that in fall 2007. Further, as of

October 2008, the staff had already processed more ACP cases than it did during the entire 2007-08 academic year). Committee members noted the number of ACP cases processed has significantly increased from last year.

(2) Discussion of United Kingdom English Scholarship Programme and Bonus Issues. The staff provided the committee with an update regarding recently identified issues with regard to the British Scholarship Programme agreements. The staff has been applying a 20 percent withholding condition for student-athletes who have signed an impermissible amateur agreement with a professional team in these cases, which represents a reduction from the sit-a-season, charge-a-season penalty assessed in other cases. The committee indicated that it was appropriate to continue to provide relief in these cases in requiring only a 20 percent withholding condition, as long as the student has taken the normal educational path. The staff also presented cases in which a nontraditional educational path has been taken by a student-athlete. The committee confirmed that a student-athlete who took two years to complete the Business & Technology Education Council (BTEC) National Certificate program should not be provided relief from the sit-a-season, charge-a-season penalty. Finally, staff presented cases in which bonuses have been provided to students on a scholarship agreement. The committee reinforced that staff should continue to apply the prescribed penalties for receipt of bonuses without relief.

(3) Review of Pre-Enrollment Prize Money Violations. The committee indicated that staff should continue to handle prize money violations on a case-by-case basis. The committee did not feel comfortable creating specific guidelines regarding the totality of prize money received. Specifically, the committee referenced the defeated Proposals 2007-23-A and B which would have allowed lifetime maximum prize money winnings in the sport of tennis. The committee would like to revisit this issue at a future meeting.

(4) Update on NCAA Division I Amateurism Cabinet. The committee reviewed the cabinet's September 23-24, 2008 report and received an update from the NCAA staff liaison on the cabinet's direction regarding future agenda items. The committee will continue to work with the cabinet and schedule a meeting during which the chair of the Division I Committee on Student-Athlete Reinstatement may meet with the cabinet as it reviews the definition of a professional team.

(5) Discussion of Existing Guidelines for Promotional Activities. The committee reviewed the current guidelines for violations of promotional activities. Due to the ongoing work of the NCAA Presidential Task Force to Examine Issues of Commercialism and Student-Athlete Welfare, the committee agreed to defer action and continue with the current guidelines until the committee can evaluate the outcomes of recommendations from the task force.

(6) Continuing Discussion Regarding Agents and Advisors within the Sport of Baseball. Staff members from the Eligibility Center and NCAA Agent, Gambling and Amateurism Activities (AGA) provided the committee an update regarding the ongoing educational efforts related to agents and advisors within baseball. Specifically, the committee re-emphasized its concerns from the May 2008 meeting regarding the pervasiveness of the use of "advisors" among baseball prospects and the enforcement of the legislation. The AGA staff shared the communication being sent to educate prospective student-athletes regarding their ability to retain advisors prior to the major league baseball draft. The committee will continue to monitor these cases with the intent to develop possible approaches to address this issue.

b. Discussion of Athletics Activity Waivers. The staff provided information regarding volume and difficulty in administration of athletics activity waivers due to 2008 being an Olympic year. In addition, staff noted an increase in the request for waivers due to junior-level (U-19, U-20) competition. The committee requested the staff refer this issue to the NCAA Olympic Sports Liaison Committee for discussion and recommendations specific to junior-level competition.

c. Discussion of Possible Concurrent Application of Withholding Condition/Transfer Year in Residence. The committee examined the current practice within other waiver processes that allow concurrent penalties, such as specifically legislated penalties (21st birthday rule). The committee did not support serving penalties concurrently and noted the proposed system of withholding and allowing concurrent application of penalties would not rectify the competitive advantage gained through participation with professionals.

d. Redshirt Season and Extension Analysis. The committee engaged in a discussion regarding the redshirt season qualifying as a denied participation opportunity, similar to the legislation adopted by Division II. The committee will explore using the redshirt season within the extension analysis as a circumstance outside the control of the student-athlete and institution, and will seek feedback

from the Collegiate Commissioners Association Compliance Administrators (CCACA), coaches' organizations and NCAA Division I Student-Athlete Advisory Committee (SAAC). The committee also will seek feedback specifically regarding a consideration of an academic nexus surrounding this type of extension analysis, in as much as the intent is not to delay academic progress or degree completion in order to participate in additional seasons of eligibility.

e. **Progress Toward Degree and Change of Major Guidelines.** The committee directed the staff to review first the academic record in existence at the time of the violation to determine whether the student-athlete could otherwise have been eligible under a different major. In circumstances where the student-athlete would have been academically eligible under a different major, the committee agreed that complete relief from a withholding condition is appropriate. Situations involving restrictive majors may also warrant some relief. Further, the committee was not comfortable providing full relief based solely on the fact that a progress-toward-degree waiver was subsequently granted. The committee, however, indicated that staff may consider the subsequent granting of the progress-toward-degree waiver as mitigation for providing partial relief from a one-for-one withholding condition.

f. **Season-of-Competition Waiver – Competition While Eligible Involving Documented Coach's Misunderstanding.** The committee reviewed a spectrum of requests for season-of-competition waivers involving limited participation and documented coach's misunderstanding, coaching error and unintended use of a season. The committee directed the staff to continue to apply legislation as written and supported by case precedent, while also allowing review on a case-by-case basis in situations involving documented coaching error when other legislated requirements for the waiver are satisfied.

5. **Association's Speaking Agent Policy and Conflict of Interest Statement.** As part of the general discussion regarding role of committee members, the committee reviewed and discussed the Association's speaking agent policy and conflict of interest statement.

6. **Changes to Policies and Procedures.**

a. **Use of the NCAA Student-Athlete Opportunity Fund (SAOF) and NCAA Special Assistance Fund (SAF) for Fulfillment of Repayment Condition.** The committee directed the staff to reflect in the NCAA Division I Student-Athlete Reinstatement's Policies and Procedures that the committee does not support the use of SAOF and SAF monies to repay reinstatement conditions. This reflects the membership's previously submitted feedback on the issue which noted discomfort

with the concept due to the varied use and distribution of these funds across conferences and institutions.

b. **Timeline for Committee Decision on Written Review of Telephonic Appeal.** The committee agreed it should provide a decision within seven business days from the date of posting a written review of a telephonic appeal.

c. **Effective Date of New or Modified Guidelines**. The committee supported the concept that the effective date of any new or newly modified guideline shall occur after publication of the guideline to the membership, absent a specifically identified effective date. The committee recognized the need for fairness, as well as the importance of notice to the membership regarding any changes to the guidelines.

Committee Chair: Carol Iwaoka, Big Ten Conference
Staff Liaison(s): Jeremiah Carter, Academic and Membership Affairs
Jennifer Henderson, Academic and Membership Affairs

REPORT OF THE NCAA COMMITTEE ON WOMEN'S ATHLETICS (CWA) February 5, 2009, CONFERENCE CALL

***ACTION ITEMS*.**

1. Legislative Items.

- None.

2. Nonlegislative Items.

- None.

***INFORMATIONAL ITEMS*.**

Association-wide.

1. New committee members. The committee welcomed Barbara Hannum, faculty athletics representative, Hawaii Pacific University.

2. Emerging Sports for Women Program Updates.

a. Equestrian: At the 2009 NCAA Convention, Division III withdrew the portions of Division III Proposal No. 2009-7 which related to equestrian being added to the emerging sports for women list. Equestrian will reach the 10 year mark of being on the emerging sports for women list for Divisions I and II in the near future. The committee will begin to engage in discussions with the equestrian community about its continued plans for sponsorship growth during its May and September meetings. In addition, it was noted that the Division III Presidents Council would like an educational session about the emerging sports for women program at a future in-person meeting.

b. Sand Volleyball:

(1) Division I sent NCAA Division I Proposal No. 2008-59 (as it relates to the addition of sand volleyball to the emerging sports for women list) out for membership comment, effective August 1, 2010. The Division I Legislative Council will consider the proposal at its April meeting.

(2) Division II adopted NCAA Division II Proposal No. 2009-5, which included the addition of sand volleyball to the list, effective August 1, 2010. The Division II governance structure, in consultation with the

American Volleyball Coaches Association, is beginning its work to develop the necessary regulations (e.g., financial aid, playing and practice seasons, minimum contest/participant requirements) for the sport. Those legislative concepts will be considered at the 2010 NCAA Convention.

3. **NCAA Fellows Program.** The committee discussed the inclusion of athletics directors or conference commissioners in the fellows program. The sense of the committee was to maintain the current approach of limiting participants, who at the time of their application, are at positions below athletics directors and conference commissioners, unless the applicant pool is too small to fill the openings allotted. The committee was supportive that a fellow could continue in the program, even if after the application process, he or she obtained an athletics director or conference commissioner position.

4. **Updates of ongoing committee initiatives.** The committee discussed and was provided updates on the following initiatives:

a. **Work life balance issues.** Resources are now available on the NCAA Web site. Handbooks and facilitator tools are being mailed to campuses and conference offices this winter.

b. **Gender equity resource projects.** Gender equity planning best practices and Web-based training programs are being developed, as recommended by the Diversity Leadership and Strategic Planning Committee.

5. **Divisional updates and review of issues affecting women.** The committee reviewed the following divisional issues:

a. **Division I.**

(1) Allocation of Special Assistance Fund and Student-Athlete Opportunity Fund dollars among men and women and sports.

(2) Post-season participation data and opportunities.

(3) Review of financial aid individual and team limits, including designation of head count and equivalency sports by the Division I Financial Aid, Awards and Benefits Cabinet.

b. Division II.

(1) Review of gender and diversity issues within the division and, in particular, leadership positions.

(2) The Great Lakes Intercollegiate Athletic Conference's consideration of strengthening the role of the senior woman administrator within its conference by requiring that administrative titles and responsibilities be phased in on member campuses.

c. Division III.

(1) Ongoing review of membership issues and Presidential white papers and issues such as sports sponsorship.

(2) Initial discussions about branding and marketing initiatives.

(3) Review of Division III grants programs and their impact (e.g., retention of individuals within the profession).

d. Association-wide.

(1) Review of the Olympic Sports Liaison Committee October report.

(2) Minority Opportunity and Interest Committee (MOIC) schedule and appointment of the new director of NCAA Diversity and Inclusion.

6. Review of gender equity and diversity programs. The gender equity and diversity programs are being reviewed for performance and efficiency. Division-specific and Association-wide initiatives have been requested to provide information about accomplishments and success based on measurements outlined in a matrix feedback form. The committee will review this information at its May meeting.

7. Additional Information. The committee reviewed information in the following areas:

a. 2008 NCAA Perceived Barriers Research Report.

b. Recent Title IX athletics cases; the Supreme Court decision in Fitzgerald v. Barnstable; recent news articles relating to Title IX and women in sports.

c. Appointment of Russlynn Ali as the secretary of the Office for Civil Rights.

d. Women's Sports Foundation research and Title IX educational campaign.

e. NCAA Women Coaches Academies.

8. Upcoming events and relative dates.

a. **Beyond the Baseline.** In conjunction with the Division I Women's Final Four Events. April 6, 2009, St. Louis, Missouri. Preparations are underway for a pilot "legacy program," which matches business-women as mentors ("coaches") with at-risk girls from the local community.

b. **Women's Leadership Symposium.** 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 new NCAA Women's Leadership Symposiums will begin with a regional event in Boston March 20-21, 2009 in conjunction with the NCAA Women's Frozen Four Ice Hockey Championship. The two-day, affordable program will focus on the following areas of skill development: Leadership Skills; Management Strategies; and Career Advancement. The mission of the program is to further the participants' skills, expand their professional network and promote the recruitment and retention of women in athletics administration and coaching.

c. Gender Equity and Issues Forum. April 27-29, 2009, San Diego, California.

d. 2009 Regional Rules Seminars. May 13, 2009, Atlanta, Georgia, and June 3, 2009, Anaheim, California. Two gender equity sessions will focus on Work-Life Balance and Equity in Athletics Disclosure Act and Title IX Coordinators.

e. NCAA Woman of the Year Award nominations will be live online later in February. The CWA selection process will begin in July and August, and the award dinner is scheduled for Sunday, October 18, 2009, in Indianapolis.

9. Future Meeting Dates and Sites.

a. CWA Budget Subcommittee conference call, TBD.

b. CWA Strategic Planning Subcommittee conference call, TBD.

c. May, 18-19, 2009, Indianapolis, Indiana.

d. September, 15-16, 2009, Indianapolis, Indiana, (joint meeting with the MOIC).

Committee Chair: Patrick Nero, America East Conference
Staff Liaison(s): Kimberly Ford, Diversity and Inclusion
Lynn Holzman, Academic and Membership Affairs
Karen Morrison, Gender Initiatives

REPORT OF THE

NATIONAL COLLEGIATE ATHLETIC ASSOCIATION

MINORITY OPPORTUNITIES AND INTERESTS COMMITTEE (MOIC)

***ACTION ITEMS*.**

None.

***INFORMATIONAL ITEMS*.**

Association-wide.

1. **Review of the MOIC report**. The committee reviewed its September 2008 report and agreed to continue discussions on a legislative concept formulated in June that was referred back by each division for additional detail. The committee also discussed ways to support educational efforts regarding Sudden Cardiac Arrest (SCA) in Divisions I and II. Research studies previously received by Dr. Francis Roosevelt Gilliam and members of Close the Gap initiative informed the MOIC that SCA affects all student-athletes, but it affects a disproportionate number of student-athletes of color. The MOIC noted that Division III was successful in adopting a legislative proposal at the 2009 NCAA National Convention to require head coaches to be certified in first aid, cardiopulmonary resuscitation and use of an automated external defibrillator (AED).

2. **Committee on Women's Athletics (CWA).** The committee reviewed the October 10-11, 2008, CWA report. The committee noted that CWA is looking at the possible elimination of some emerging sports and adding rugby, squash, and sand volleyball to the list of emerging sports. The committee also noted other areas of interest in the CWA report, such as the clarification of the "Woman of the Year" process, the liability of colleges for assault by college students under Title IX and work life balance issues.

3. **Barriers Study.** The staff provided a review of the research conducted regarding the barriers to females entering athletics careers. The study, Gender Equity in College Coaching and Administration – Perceived Barriers (Barriers 2007-08), is the second study conducted by the NCAA to measure career aspirations and perceptions of careers in intercollegiate athletics among females. This study seeks to provide NCAA policymakers, conference offices and member institutions with detailed information on the perceptions and concerns of female student-athletes, coaches, administrators and officials regarding careers for females in

intercollegiate athletics. The major goal of this study (and this specific report) is to outline the factors that continue to influence women's careers, motivate women to seek careers in intercollegiate athletics, and to identify potential obstacles institutions may face in recruiting and retaining women in coaching, administrative and officiating positions. The MOIC noted this study would also benefit coaches of color if replicated from a diversity standpoint.

4. **Executive Committee Subcommittee on Gender and Diversity Issues (ECSGD).** The staff provided the committee with an update of topics discussed in the October 2008 ECSGD meeting. As it relates to the Diversity Leadership Strategic Planning Committee (DLSPC), the staff noted that progress is being made in all areas of oversight except as it relates to the legislative recommendations in the area of promoting inclusion. The staff also noted that the ECSGD reviewed correspondence submitted by Dr. Stephen Jordan, chair of the Division II Presidents Council. This correspondence outlined issues related to gender diversity and the impact of current demographic trends within the Hispanic and Latino communities at Division II institutions. Jordan asked the subcommittee to consider these issues from an association-wide perspective.

5. **Review of reports from the Division I Board of Directors and Leadership Council and the Divisions II and III Management and Presidents Councils.** The committee noted the importance of continued dialogue in order to find long-term solutions to enhance the level of diversity in all three divisions. The committee also noted that increased communication with organizations like the Faculty Athletics Representatives Association, the National Association of Collegiate Directors Association and other constituent groups would help to build diversity within the governance structure.

6. **MOIC subcommittee reports.** The committee received reports from three subcommittees.

   a. **Athletics Opportunities for Minority Women Subcommittee.** The subcommittee provided an update on discussions regarding the matching grant program and noted the need to clarify for institutions, conferences and other organizations that grant recipients were not required to match funds in equal amounts but instead show that they are significantly contributing to the overall grant provided by the NCAA. The subcommittee also discussed the need for all grant participants to be evaluated under the same criteria for consistency purposes. Finally, the subcommittee recommended that grant funds be

contingent on the submission of a final report. The subcommittee noted that in the past, final reports either have not been submitted, submitted late or have not been fully completed. The subcommittee noted that the final report is vital to the Matching Grants for the Advancement of Minority Coaches Selection Committee because the report serves to measure the success of the program and how future grant funds will be allocated. Finally, the subcommittee recommended that MOIC members attend some of the grant-funded events to determine whether the events are meeting the grant objectives. The staff informed the subcommittee that it will present a list of all the 2008-09 grant-funded events at the February meeting.

b. **Legislative Working Group Subcommittee.** The subcommittee provided an update on Proposal 2009-9, which was adopted in Division III. The subcommittee noted the need to work with the Committee on Competitive Safeguards and Medical Aspects of Sports on any proposed legislation that has a health or safety related impact. The subcommittee also noted that it will revisit the topic of institutional employment practices at a future meeting.

c. **NCAA Governance Subcommittee.** The subcommittee discussed divisional and the association-wide committee vacancies. It expressed concern about the lack of education or knowledge that some institutional administrators have regarding committee service. The subcommittee suggested that educational sessions regarding committee service be presented at the various academies and institutes that the NCAA office of Diversity and Inclusion oversees. The subcommittee also suggested that MOIC correspond with various athletics organizations to educate their members on the committee nomination process and seek recommendations for appointments on Divisions I and II general committees and Divisions I, II and III sports committees, as well as Association-wide and common committees. The subcommittee recommended that the committee reach out to the Minority Opportunities Athletic Association and other constituent groups, and underscore the importance of committee service.

7. Update on diversity within coaches and administrators. The staff provided an update on the current research reports providing demographic information on conference office personnel, institutional athletics administrative staff, head coaches, assistant coaches, and student-athletes. The available pool of racial/ethnic minorities and females in the membership were discussed within the context of committee appointments and availability. It was highlighted there are availability issues for racial/ethnic minority representation among certain sports committees at all three divisions.

8. **Other Business.** The staff updated the committee on available options for sharing information electronically. Other discussion topics included joining with the Committee on Women athletics to tackle the issue of work/life balance, and strengthening the senior woman's administrator legislation. Further, the committee suggested the development of a survey to ascertain the reasons ethnic and racial minorities are not choosing careers in athletics administration at the Division III level.

Divisions II and III.

9. **Divisions II and III Strategic Plans.** The committee reviewed the strategic plans in Divisions II and III. Specifically, the committee focused on the diversity related initiatives in each plan. Regarding the Division II strategic plan, the MOIC noted that one of its goals was to promote diversity and foster an environment of inclusion. The committee noted as it related to minority representation at the administrative and the committee levels, the numbers are progressing. The MOIC expressed a desire to know how many minority individuals are being targeted for committee and administrative appointments. The committee noted that some ethnic minorities may not be aware of committee vacancies and in some instances, institutional and conference personnel may be discouraged from participating on committees because of the lack of available department or conference manpower. The MOIC noted that the overriding question is how to get more qualified ethnic and racial minority candidates in the pool of potential committee members. The committee discussed the perceived level of experience needed for committee service as well as the opportunities available to mid-level athletics administrators like assistant athletic directors. The committee recommended that graduates of NCAA sponsored diversity programs like the Fellows program and the Institutes for Ethnic Minority Males and Females are notified of committee vacancies. The MOIC also raised the issue of regional representation requirements and the impact those requirement may have on committee diversity. As it related to the Division III Strategic Plan, the MOIC noted that the Division III membership approved specific diversity related initiatives and programming in the following areas: women and minority internship program; strategic alliance matching grant; racial/ethnic diversity of Division III student-athlete population; senior administrator with athletics oversight. The MOIC noted that the biggest need is a more detailed analysis of the diversity numbers in Division III, and determining a measurable outcome to manage progress.

Division III.

10. American Southwest Conference. The committee received a request from the Division III South/Southeast Region cross country coaches to hold its 2009 regional cross country championships at the proposed host site of Mississippi College and Choctaw Trails. The NCAA Confederate Flag policy currently precludes the institution from hosting the regional event. The committee denied the request, noting the intent of the policy to create an environment that is inclusive and respectful for all participants and spectators.

Committee Chair: Rudy Keeling; Eastern College Athletic Conference
Staff Liaisons: Troy Arthur, Diversity and Inclusion (primary); Nicole Bracken, Research; Joyce Thompson, Enforcement Services

Legislation from Cabinet/Committee Reports Recommended as Emergency or Noncontroversial

Proposal Number: 2009-1

Title: 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 eight members, including two Division I representatives, two Division II representatives, two representatives who may be from either Division I or Division II and two ex-officio members.

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 members, including ~~*three*~~ **two** Division I representatives, ~~*three*~~ **two** Division II representatives**, 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.
>
> [21.6.3.2 and 21.6.3.3 unchanged.]

Source: NCAA Division I Academics Cabinet.

Effective Date: Immediate; composition to be achieved through normal attrition.

Proposal Category: Amendment

Topical Area: Committees

Rationale: The current composition of the International-Student Records Committee includes three Division I representatives, three Division II representatives and two ex-officio members, one of whom shall be the Eligibility Center's primary international-student records consultant. As vacancies become available, it has become increasingly difficult to identify individuals who possess the extensive knowledge of international educational systems and credential evaluation required for service. Allowing flexibility in the composition of the committee will alleviate some challenges in finding a qualified member from a particular division and will allow for selection of the best nominee. This

proposal does not change the size of the committee or the ex-officio members; it only reallocates specified divisional requirements to permit greater flexibility in the appointment process. As the International-Student Records Committee is a common committee, this recommendation will not be effective unless and until the same legislation is supported by Division II. 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.

Estimated Budget Impact: None.

Impact on Student Athlete's Time: None.

Proposal Number: 2009-2

Title: RECRUITING -- CONTACTS AND EVALUATIONS -- TIME PERIOD FOR OFF-CAMPUS CONTACTS AND TELEPHONE CALLS -- WOMEN'S ICE HOCKEY

Intent: In women's ice hockey, to specify that: (1) off-campus recruiting contacts shall not be made with an individual (or the individual's relatives or legal guardians) before July 7 following the individual's junior year in high school; (2) an institution is permitted to make one telephone call to an individual (or the individual's relatives or 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; and (3) an institution is permitted to make one telephone call per week to an individual (or the individual's relatives or legal guardians) beginning July 7 following completion of the individual's junior year in high school.

A. Bylaws: Amend 13.1.1, as follows:

13.1.1 Contactable Individuals.

> 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 (**<u>July 7 after the junior year in high school in women's ice hockey and</u>** July 15 after the junior year in high school in women's gymnastics). U.S. service academy exceptions to this provision are set forth in Bylaw 13.16.1.

[Remainder of 13.1.1 unchanged.]

B. Bylaws: Amend 13.1.3, as follows:

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 13.1.3.1.4 unchanged.]
>
> 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 guardians) who is a resident of a foreign country ~~*during the month of July*~~ **<u>on or after July 7 through July 31</u>** following the completion of the individual's sophomore year in high school. **<u>An institution is permitted to</u>**

make one telephone call per week to an individual (or the individual's relatives or legal guardians) beginning July 7 following completion of the individual's junior year in high school.

[Remainder of 13.1.3.1 unchanged.]

Source: NCAA Division I Recruiting and Athletics Personnel Issues Cabinet.

Effective Date: Immediate

Proposal Category: Amendment

Topical Area: Recruiting

Rationale: This proposal would allow prospective student-athletes and coaches to enjoy the Independence Day and Canada Day holidays without the pressure associated with recruiting. This recommendation is consistent with the Recruiting and Athletics Personnel Issues Cabinet's guiding principle of promoting work-life balance for coaches. In addition, it will reduce intrusions on prospective student-athletes during a time period that would be better spent enjoying a holiday with friends and family. Finally, the American Women's Hockey Coaches Association supports the proposed change. This proposal is being recommended as noncontroversial legislation so that the change may be implemented for the summer of 2009. Furthermore, 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.

Estimated Budget Impact: None.

Impact on Student Athlete's Time: None.

Proposal Number: 2009-3

Title: ADMINISTRATIVE REGULATIONS -- RECRUITING CALENDARS -- DEAD OR QUIET PERIODS FOR OTHER SPORTS -- NATIONAL LETTER OF INTENT SIGNING DATE -- EXCEPTION -- NORTH AMERICAN CUP FENCING CHAMPIONSHIP

Intent: In fencing, to specify that during any year in which the National Letter of Intent signing date dead period occurs during the North American Cup Fencing Championship, it shall be permissible for authorized coaching staff members to observe prospective student-athletes participating in that event.

Administrative: Amend 30.10.10, as follows:

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 in women's ice hockey (see Bylaw 30.10.11).

> 30.10.10.1 National Letter of Intent Signing Date. Monday through Thursday of the week that includes the fall or spring signing of the National Letter of Intent in the applicable sport.
>
> > [30.10.10.1.1 unchanged.]
> >
> > **30.10.10.1.2 Exception -- North American Cup Fencing Championship. During any year in which the National Letter of Intent signing date dead period occurs during the North American Cup Fencing Championship, it shall be permissible for authorized coaching staff members to observe prospective student-athletes participating in that event.**

[Remainder of 30.10.10 unchanged.]

Source: NCAA Division I Recruiting and Athletics Personnel Issues Cabinet.

Effective Date: Immediate

Proposal Category: Amendment

Topical Area: Recruiting

Rationale: In certain years, the North American Cup Fencing Championship coincides with the dead period surrounding the early National Letter of Intent signing period in

November. In those years, the final day of the four-day event occurs during the dead period. In addition to attending the event for recruiting purposes, many college coaches also serve as officials during the event due to the limited number of qualified fencing officials for United States Fencing Association events. In 2007 and 2008, waivers were granted to permit college coaches to attend the final day of the event, which occurred during a dead period. In order to avoid the need for future waivers, this change would provide a permanent exception. Additionally, this proposed exception is similar to the exception that exists for the U.S. Diving National Championships. Finally, it is important to note that a conflict will exist again in November 2009 without a change to the current legislation. Therefore, this proposal is being recommended as emergency or noncontroversial legislation.

Estimated Budget Impact: Limited additional recruiting costs.

Impact on Student Athlete's Time: None.

Proposal Number: 2009-4

Title: AWARDS, BENEFITS AND EXPENSES -- BENEFITS, GIFTS AND SERVICES -- PERMISSIBLE -- RESEARCH STUDIES INVOLVING ONLY STUDENT-ATHLETES -- INSTITUTION-BASED RESEARCH STUDIES

Intent: To specify that a student-athlete may receive compensation from an institution for participating in a research study involving only student-athletes, provided the study is initiated and conducted by a faculty member at a member institution and the study and compensation arrangements are approved by the institutional review board of the faculty member's institution consistent with policies applicable to other institution-based research studies.

Bylaws: Amend 16.11.1.11, as follows:

16.11.1.11 **Research Studies Involving Only Student-Athletes.**

> **16.11.1.11.1** NCAA Research Studies. A student-athlete may receive compensation from the Association for participating in specified NCAA research studies. Such compensation shall be consistent with the going rate for compensation offered in studies involving nonathlete populations.
>
> **16.11.1.11.2 Institution-Based Research Studies. A student-athlete may receive compensation from an institution for participating in a research study involving only student-athletes, provided:**
>
> **(a) The study is initiated and conducted by a faculty member at a member institution; and**
>
> **(b) The study and compensation arrangements are approved by the institutional review board of the faculty member's institution consistent with policies applicable to other institution-based research studies.**

Source: NCAA Division I Administration Cabinet (Research Committee).

Effective Date: Immediate.

Proposal Category: Amendment

Topical Area: Awards, Benefits and Expenses

Rationale: It has become common for institutions to use student-athletes in studies specifically related to the conditions under which student-athletes participate in an attempt to gain more knowledge about the characteristics of athletics participation. Current legislation permits student-athletes to receive standard compensation for NCAA research studies, provided the compensation is consistent with compensation offered in studies involving nonathlete populations. Further, it is permissible for student-athletes to receive compensation for participation in studies that involve both student-athletes and nonathletes, provided they receive the same compensation. With the oversight provided by institutional review boards, which set the compensation independent of the researchers, it is not necessary to limit the ability to compensate student-athletes to NCAA studies only. 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 S-A's Time: Minimal.

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Proposal Number: 2009-

Title: ATHLETICS CERTIFICATION -- MANDATORY SELF-STUDY AND EXTERNAL PEER REVIEW -- RULES COMPLIANCE -- REVIEW OF PROGRAM AREAS

Intent: To specify that the required once-in-four-years evaluation of an institution's rules-compliance program by an authority outside the athletics department shall include a review of specifically enumerated program areas.

Bylaws: Amend 22.2, as follows:

22.2 MANDATORY SELF-STUDY AND EXTERNAL PEER REVIEW

22.2.1 Governance and Commitment to Rules Compliance.

[22.2.1.1 unchanged.]

22.2.1.2 Rules Compliance. Membership in the Association places the responsibility on each institution to assure that its staff, student-athletes and other individuals and groups representing the institution's athletics interests comply with the applicable Association rules and regulations. Consistent with this responsibility, the institution shall demonstrate that:

[22.2.1.2-(a) through 22.2.1.2-(d) unchanged.]

(e) At least once every four years, its rules-compliance program is the subject of evaluation by an authority outside the athletics department. **The evaluation shall include a review of the following program areas:**

(1) Governance and organization;

(2) Initial-eligibility certification;

(3) Continuing-eligibility certification;

(4) Transfer-eligibility certification;

(5) Academic Performance Program;

(6) Financial aid administration, including individual and team limits;

(7) Recruiting (e.g., contacts and evaluations, official and unofficial visits);

(8) Camps and clinics;

(9) Investigations and self-reporting of rules violations;

(10) Rules education;

(11) Extra benefits;

(12) Playing and practice seasons;

(13) Student-athlete employment;

(14) Amateurism; and

(15) Commitment of personnel to rules-compliance activities.

[Remainder of 22.2 unchanged.]

Source:

Effective Date: Immediate

Topical Area: Athletic Certification

Rationale: The athletics certification program began its third cycle with the 2008-09 academic year. This proposal clarifies particular areas of responsibility that must be included in the evaluation of an institution's rules-compliance program. The list of rules-compliance program areas will provide institutions with increased knowledge of the athletics certification program's requirements. Currently, the list of rules-compliance program areas required to be evaluated is only included in the measurable standards documents, which many institutions do not review until they begin the self-study process. 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.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

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Proposal Number: 2009-

Title: ATHLETICS CERTIFICATION -- MANDATORY SELF-STUDY AND EXTERNAL PEER REVIEW -- ACADEMIC INTEGRITY -- ACADEMIC STANDARDS -- ADMISSION AND ENROLLMENT

Intent: To specify that in its athletics certification program self study, an institution shall demonstrate that it admits all student-athletes as regularly enrolled, degree-seeking students in accordance with the regular, published entrance requirements that apply to all applicants.

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:
>
> **(a) The institution admits all student-athletes as regularly enrolled, degree-seeking students in accordance with the regular, published entrance requirements that apply to all applicants.**
>
> [22.2.2.1-(a) through 22.2.2.1-(e) relettered as 22.2.2.1-(b) through 22.2.2.1-(f), unchanged.]

[Remainder of 22.2 unchanged.]

Source:

Effective Date: Immediate

Proposal Category: Amendment

Topical Area: Athletics Certification

Rationale: The current operating principle governing academic integrity does not address the requirement that student-athletes are admitted as regularly enrolled, degree seeking students in accordance with the institution's regular, published entrance requirements. This addition to the operating principle will help ensure that student-athletes are subject to the same admissions policies that are applicable all applicants generally. 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.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

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Proposal Number: 2009-

Title: ATHLETICS CERTIFICATION -- MANDATORY SELF-STUDY AND EXTERNAL PEER REVIEW -- ACADEMIC INTEGRITY -- ACADEMIC SUPPORT – REVIEW OF SUPPORT SERVICES

Intent: To specify that the required once-in-four-years evaluation of an institution's academic support services by appropriate academic authorities outside the department of intercollegiate athletics shall include a review of specifically enumerated program areas.
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 unchanged.]

22.2.2.2 Academic Support. Members of the Association have the responsibility to conduct intercollegiate athletics programs in a manner designed to protect and enhance the educational experience of student-athletes and to assure proper emphasis on educational objectives. Consistent with this responsibility, the institution shall demonstrate that:

[22.2.2.2-(a) through 22.2.2.2-(c) unchanged.]

(d) The support services are evaluated and approved at least once every four years by appropriate academic authorities outside the department of intercollegiate athletics (e.g., faculty members or academic administrators of the institution). **The evaluation of academic support services shall include a review of the following:**

(1) Academic counseling/advising: Course selection, class scheduling, priority registration;

(2) Tutoring: Availability; procedures and criteria for obtaining assistance; assignment, qualifications, training, experience, etc.; compensation, rate of pay, pupil loads, qualifications, experience and other terms and conditions of employment;

(3) Academic progress monitoring and reporting: Individual responsibility, frequency, procedures for periodic grade and attendance checks;

(4) Assistance for special academic needs: Provisions for diagnosis and treatment of education-impacting disabilities;

(5) Assistance for at-risk students: Availability, including institution-wide assistance;

(6) Academic support facilities: Availability of study rooms, computers and labs;

(7) Academic evaluation of prospective student-athletes: Review of academic profiles;

(8) Student-athlete degree selection: Degree program assistance;

(9) Learning assessments: Provisions for testing and evaluation (e.g., placement testing);

(10) Success skills: Study skills, note and test taking skills, writing and grammar skills, time-management skills;

(11) Study hall: Availability, facilities, attendance policies;

(12) First year/transfer orientation: Availability, attendance requirements;

(13) Mentoring: Availability of mentors, identification and assignment methods, frequency of interaction; and

(14) Post eligibility programs: Availability of scholarships, assistantships and academic support.

[22.2.2.2-(e) through 22.2.2.2-(f) unchanged.]

[Remainder of 22.2 unchanged.]

Source:

Effective Date: Immediate

Topical Area: Athletic Certification

Rationale: The athletics certification program began its third cycle with the 2008-09 academic year. This proposal clarifies particular areas of responsibility that must be

included in the evaluation of an institution's academic support services. The list of areas will provide institutions with increased knowledge of the athletics certification program's requirements. Currently, the list of areas required to be evaluated is only included in the measurable standards documents, which many institutions do not review until they begin the self-study process. 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.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Proposal Number: 2009-

Title: ATHLETICS CERTIFICATION -- MANDATORY SELF-STUDY AND EXTERNAL PEER REVIEW -- ACADEMIC INTEGRITY -- ACADEMIC STANDARDS -- ADMISSION AND ENROLLMENT

Intent: To specify that in its athletics certification program self study, an institution shall compare the retention rates of student-athlete subgroups to all student-athletes and not to comparable 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) and 22.2.2.1-(b) unchanged.]

(c) 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;

[22.2.2.1-(d) and 22.2.2.1-(e) unchanged.]

[Remainder of 22.2 unchanged.]

Source:

Effective Date: August 1, 2009.

Proposal 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 would place an undue burden on those institutions that do not compile these data for other purposes. 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.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time: None.

Consideration of Modifications of Wording

M-2009-1 ELIGIBILITY -- SEASONS OF COMPETITION: FIVE-YEAR RULE -- CRITERIA FOR DETERMINING SEASON OF COMPETITION -- DELAYED ENROLLMENT -- TENNIS, SWIMMING AND DIVING, AND WOMEN'S VOLLEYBALL -- EARLY HIGH SCHOOL GRADUATION

Intent: In tennis, swimming and diving and women's volleyball, to clarify that 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 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, 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.

Bylaws: Amend 14.2.3.2, as follows:

14.2.3.2 Delayed Enrollment – Tennis, Swimming and Diving and Women's Volleyball. ~~*After the high school graduation date of the student-athlete's 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), a student-athlete shall have one year in order to be immediately eligible and retain the opportunity for four seasons of competition upon initial, full-time collegiate enrollment. Graduation from high school or secondary school shall be based on the student-athlete's prescribed educational path in his or her country. The student also must meet all applicable NCAA, institutional and conference eligibility requirements.*~~ A student**-athlete** who does not enroll in a collegiate institution as a full-time student **in a regular academic term** during ~~*that*~~ **a** one-year time period **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:

[14.2.3.2-(a) through 14.2.3.2-(b) unchanged.]

Source:

Effective Date: Immediate

Proposal Category: Modification of Wording

Topical Area: Eligibility

Rationale: na

Estimated Budget Impact: na

Impact on Student Athlete's Time: na

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M-2009-2 ELIGIBILITY -- SEASONS OF COMPETITION: FIVE-YEAR RULE -- ADMINISTRATION OF HARDSHIP WAIVER -- REVIEW OF DENIED WAIVER

Intent: To clarify that a conference that denies an institution's hardship waiver may submit the waiver to the Committee on Student-Athlete Reinstatement, which shall have the authority to review and determine whether to approve the waiver based on circumstances that may warrant relief from the application of the legislated waiver criteria.

A. Bylaws: Amend 14.2.4.2, as follows:

14.2.4.2 Administration of Hardship Waiver. The hardship waiver shall be administered by the member conferences of the Association or, in the case of an independent member institution, by the Committee on Student-Athlete Reinstatement. ~~*An institution may appeal a decision by its conference to the Committee on Student-Athlete Reinstatement.*~~

> **14.2.4.2.1 Review of Denied Waiver. A conference that denies an institution's hardship waiver may submit the waiver to the Committee on Student-Athlete Reinstatement. The committee shall have the authority to review and determine whether to approve the waiver based on circumstances that may warrant relief from the application of the legislated waiver criteria.**

B. Bylaws: Amend 20.7.7.3, as follows:

21.7.7.3 Committee on Student-Athlete Reinstatement.

> [21.7.7.3.1 through 21.7.8.3.2 unchanged.]
>
> 21.7.7.3.3 Duties. The committee shall have the authority under Bylaw 14.12 to determine all matters pertaining to the policies and procedures for the restoration of eligibility of a student-athlete who is ineligible for intercollegiate competition as a result of a violation of NCAA legislation and for waivers of legislation for which the committee has been authorized to act.
>
> > 21.7.7.3.3.1 - Application of Eligibility Rules.
> >
> > In fulfilling the duties set forth above, the following shall apply:
> >
> > [21.7.7.3.3.1-(a) unchanged.]
> >
> > (b) Appeals. After the student-athlete reinstatement staff has acted on a reinstatement matter **or waiver**, the involved institution **or conference**

may appeal the decision to the Committee on Student-Athlete Reinstatement. The committee's determination shall be final, binding and

conclusive and shall not be subject to further review by any other authority.

Source:

Effective Date: Immediate

Proposal Category: Modification of Wording

Topical Area: Eligibility

Rationale: na

Estimated Budget Impact: na

Impact on Student Athlete's Time: na

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M-2009-3 RECRUITING -- SPORTS CAMPS AND CLINICS -- DEFINITION OF PROSPECTIVE STUDENT-ATHLETE -- EMPLOYMENT OF PROSPECTIVE STUDENT-ATHLETES/NO FREE OR REDUCED ADMISSION PRIVILEGES -- MEN'S BASKETBALL

Intent: To clarify that an institution, members of its staff or representatives of its athletics interests shall not employ or give free or reduced admission privileges to a prospective student-athlete (including, men's basketball, any individual who has started classes for the seventh grade) who is an athletics award winner or any individual being recruited by the institution per Bylaw 13.02.12.1.

Bylaws: Amend 13.12.1.5, as follows:

13.12.1.5 Employment of Prospective Student-Athletes/No Free or Reduced Admission Privileges.

13.12.1.5.1 General Rule. An institution, members of its staff or representatives of its athletics interests shall not employ or give free or reduced admission privileges to a ~~*high school, preparatory school or two-year college*~~ **prospective student-athlete who is an** athletics award winner or any individual being recruited by the institution per Bylaw 13.02.12.1. ~~*For purposes of this rule, a high school includes the ninth-grade level, regardless of whether the ninth grade is part of a junior high school system.*~~

[Remainder of 13.12.1.5 unchanged.]

Source:

Effective Date: Immediate

Proposal Category: Modification of Wording

Topical Area: Eligibility

Rationale: na

Estimated Budget Impact: na

Impact on Student Athlete's Time: na

NCAA Division I 2008-09 Legislative Cycle Voting Chart
April 2009 Legislative Council Meeting

The following chart lists the proposals set forth in the 2009 NCAA Official Notice in the order in which the NCAA Division I Legislative Council will vote on them at its April 20 meeting.

NCAA Proposal Number	Title	Intent	Actions/Points to Consider/Comments/Mootnicity Issues
2008-12	PERSONNEL -- LIMITATIONS ON NUMBER OF OFF-CAMPUS RECRUITERS AT ANY ONE TIME -- EXCEPTION -- BASKETBALL -- JULY EVALUATION PERIODS	In basketball, to specify that during the July evaluation periods, a coach replaced for the purpose of off-campus recruiting activities is not required to return to the institution's campus before engaging in additional recruiting activities, provided no more than three coaches engage in off-campus recruiting activities each day.	• Noted a possible travel cost savings if a coach is not required to return to campus but that additional costs may be incurred to have four coaches away from campus at all times during the evaluation periods. • Concept could be expanded beyond the summer and to other sports. • Concern expressed related to monitoring and a potential conflict with a desired increase in summer access to incoming prospective student-athletes.
2008-13-B	AMATEURISM -- EXCEPTION FOR PRIZE MONEY FOR STUDENT-ATHLETES -- OUTSIDE THE PLAYING SEASON DURING THE SUMMER VACATION PERIOD -- INDIVIDUAL SPORTS	In individual sports, to permit a student-athlete to accept prize money based on his or her place finish or performance in an open athletics event (an event that is not invitation only), provided the competition occurs outside the institution's declared playing and practice season during the institution's summer vacation period and the prize money does not exceed actual and necessary expenses and is provided only by the sponsor of the open event.	

NCAA Proposal Number	Title	Intent	Actions/Points to Consider/Comments/Mootnicity Issues
2008-15-B	RECRUITING -- DEFINITIONS AND APPLICATIONS -- PROSPECTIVE STUDENT-ATHLETE -- INSTITUTIONAL ORIENTATION SESSION	To specify that a recruited prospective student-athlete who has signed a National Letter of Intent (NLI) [or, for an institution that does not use the NLI in a particular sport or for a prospective student-athlete who is not eligible to sign an NLI (e.g., four-year college transfer), the institution's written offer of admission and/or financial aid] and has reported to an institutional orientation session that is open to all incoming students within 14 calendar days prior to the opening day of classes of a regular academic year term shall not be subject to the contact restrictions in NCAA Bylaw 13 and shall be considered a student-athlete for purposes of Bylaw 16 as of the opening day of the orientation session.	
2008-19 FBS/FCS	RECRUITING -- CONTACTS AND EVALUATIONS -- FOOTBALL -- ONE CONTACT WITH JUNIORS OR SENIORS -- SPRING EVALUATION PERIOD	In football, to specify that during the spring evaluation period, an institution may make one in-person, off-campus contact per prospective student-athlete (including prospective student-athletes in his or her junior year) at the prospective student-athlete's educational institution; further, to specify that an institution may use an additional evaluation in conjunction with the contact.	• Expressed concern regarding potential of increased costs, increased time spent in recruiting and increased recruiting pressures. ○ Pressures involved with contacts are greater than those related to evaluations. • Potential significant intrusion on prospective student-athletes during class time.

NCAA Proposal Number	Title	Intent	Actions/Points to Consider/Comments/Mootnicity Issues
2008-20-A FBS/FCS	RECRUITING -- FOOTBALL EVALUATIONS -- SCHOLASTIC AND NONSCHOLASTIC ACTIVITIES -- EVENTS ORGANIZED AND CONDUCTED BY SCHOLASTIC ATHLETICS GOVERNANCE BODIES -- OTHER EVALUATION EVENTS	In football, to specify that live athletics evaluations are permissible at events organized and conducted solely by a scholastic athletics governing body (e.g., state high school athletics association, junior college athletics association); further, to specify that institutional staff members shall not attend a recruiting event in which information (e.g., athletics or academic credentials, highlight video) related to prospective student-athletes is presented or otherwise made available.	Expressed concern regarding potential involvement or attempted influence of nonscholastic entities on events for which the organization and conduct would be solely limited to scholastic athletics governing bodies. Adoption of NCAA Proposal No. 2008-20-A renders Proposal No. 2008-20-B moot.
2008-20-B FBS/FCS	RECRUITING -- FOOTBALL EVALUATIONS -- SCHOLASTIC AND NONSCHOLASTIC ACTIVITIES -- OTHER EVALUATION EVENTS	In football, to specify that institutional staff members shall not attend a recruiting event in which information (e.g., athletics or academic credentials, highlight video) related to prospective student-athletes is presented or otherwise made available.	Rendered moot by the adoption of Proposal No. 2008-20-A.

NCAA Proposal Number	Title	Intent	Actions/Points to Consider/Comments/Mootnicity Issues
2008-25-D	RECRUITING -- LETTER OF INTENT PROGRAMS -- REQUIREMENTS FOR OFFERS OF ATHLETICALLY RELATED FINANCIAL AID -- COMPLETION OF AMATEURISM CERTIFICATION QUESTIONNAIRE -- DELAYED EFFECTIVE DATE	To specify that an institution shall not provide a high school, preparatory school or transfer (if applicable) prospective student-athlete a written offer of athletically related financial aid until he or she has completed the amateurism certification questionnaire administered by the NCAA Eligibility Center.	
2008-29	RECRUITING -- TRYOUTS -- EXCEPTIONS -- VOLUNTARY SUMMER CONDITIONING -- SPORTS OTHER THAN FOOTBALL AND BASKETBALL	In sports other than football and basketball, to specify that 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.	• Concern expressed that different standards would exist for football, basketball and all other sports. ○ Different standards were intentional based on history of legislation for football and basketball. • Concern expressed related to need for additional staffing, pressure for summer enrollment and increased risk/liability issues. • Promotes greater equity among sports. • Provides structure for safety presence during workouts.

NCAA Proposal Number	Title	Intent	Actions/Points to Consider/Comments/Mootnicity Issues
2008-32-B	ELIGIBILITY -- GENERAL ELIGIBILITY REQUIREMENTS -- FULL-TIME ENROLLMENT -- REQUIREMENT FOR COMPETITION -- NONTRADITIONAL COURSES -- UP TO 50 PERCENT OF MINIMUM REQUIREMENT	To specify that enrollment in a nontraditional course (e.g., distance-learning, correspondence, extension, Internet courses, independent study or any other course or credit that is not earned in a typical face-to-face classroom environment with regular contact hours between the instructor and the student) offered by the certifying institution may be used to satisfy up to 50 percent of the minimum full-time enrollment requirement for competition, provided the specified conditions are met.	
2008-34	ELIGIBILITY -- FRESHMAN ACADEMIC REQUIREMENTS -- CORE CURRICULUM TIME LIMITATION -- STUDENTS WITH EDUCATION IMPACTING DISABILITIES	To specify that if a prospective student-athlete with a diagnosed education-impacting disability graduates from high school within the core-curriculum time limitation, he or she may use up to three core courses completed after high school graduation to satisfy the core-curriculum or minimum grade-point average requirements, or both.	

NCAA Proposal Number	Title	Intent	Actions/Points to Consider/Comments/Mootnicity Issues

2008-43	AWARDS, BENEFITS AND EXPENSES -- HOUSING AND MEALS -- FRUIT, NUTS AND BAGELS	To specify that an institution may provide fruit, nuts and bagels to student-athletes at any time.	• Overall potential for increased costs but a possible practical savings or maintenance of supplement budget.
			  ○ Cost could be shifted from supplements to fruit, nuts and bagels.
			• Potential to provide better nutrition to student-athletes.
			• Is the legislation necessary?
			  ○ Is the current meals and benefits legislation sufficient to meet the nutritional needs of student-athletes?
			  ○ Encourage responsible behavior of student-athletes and full use of current legislation.
			• Potential recruiting advantage.

2008-45	PLAYING AND PRACTICE SEASONS -- GENERAL REGULATIONS -- SKILL INSTRUCTION -- SPORTS OTHER THAN FOOTBALL -- CONCURRENT SESSIONS	In sports other than football, to specify that prior to September 15 and after April 15, no more than four student-athletes from the same team may be involved in skill-related instruction with his or her coaches at any one time in any one facility.	• Concern expressed related to potential advantage for institutions with multiple facilities. ○ Coaches could devote more time to recruiting activities.

NCAA Proposal Number	Title	Intent	Actions/Points to Consider/Comments/Mootnicity Issues

2008-46	PLAYING AND PRACTICE SEASONS -- BASEBALL -- PRESEASON PRACTICE AND FIRST CONTEST -- CHAMPIONSHIP SEGMENT	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.	• Noted that the current legislation has only been in effect for one year.
			  ○ Time may not be sufficient to fully evaluate impact and potential options within the current legislation.
			  ○ Change would erode compromise reached related to geographical realities.

2008-48	PLAYING AND PRACTICE SEASONS -- BASEBALL -- MAXIMUM NUMBER OF CONTESTS -- 52	In baseball, to reduce the maximum number of contests from 56 to 52.	• Noted that the NCAA Division I Board of Directors has indicated intent to review the recently adopted baseball legislation after three years. • Sentiment expressed that the issues may not have been fully reviewed prior to the adoption of the current legislation.
2008-51	PLAYING AND PRACTICE SEASONS -- PRESEASON PRACTICE -- CROSS COUNTRY, FIELD HOCKEY, WOMEN'S RUGBY, SOCCER, WOMEN'S VOLLEYBALL AND MEN'S WATER POLO	In cross country, field hockey, women's rugby, soccer and men's water polo, to specify that an institution shall not commence practice sessions before 16 days prior to the date on which the first permissible contest or date of competition may occur; further, in women's volleyball, to specify that an institution shall not commence practice sessions before 20 days prior to the date on which the first permissible contest may occur.	• An institution that delays its first contest would be able to practice more than those that start on the first permissible date. ○ Resulting in additional expenses in such circumstances. • Some anecdotal indication that starting dates would be the same or very similar under the current legislation or the proposal.

NCAA Proposal Number	Title	Intent	Actions/Points to Consider/Comments/Mootnicity Issues
2008-52 FCS only	PLAYING AND PRACTICE SEASONS -- FOOTBALL -- PRESEASON PRACTICE -- LIMIT ON NUMBER OF PARTICIPANTS -- REPLACEMENT OF STUDENT-ATHLETE DUE TO INJURY OR ILLNESS	In football, to specify that a student-athlete who sustains an injury or illness that prevents further participation in preseason practice activities may be replaced with another student-athlete without including that individual in the institution's limitation on the number of individuals who may participate in preseason practice.	• NCAA Division I Football Championship Subdivision Governance Committee expressed preliminary opposition. ○ Concern related to potential financial impact and potential abuse of the rule, in that it may result in "tryouts." .
2008-54	PLAYING AND PRACTICE SEASONS -- GOLF -- ANNUAL EXEMPTIONS -- HAWAII OR ALASKA	In golf, to specify that the dates of competition of one event (e.g., dual competition, tournament) in Hawaii or Alaska either against or under the sponsorship of an active Division I member located in Hawaii or Alaska, by a member located outside the area in question are exempted from the maximum number of dates of competition.	

NCAA Proposal Number	Title	Intent	Actions/Points to Consider/Comments/Mootnicity Issues

2008-55-A	PLAYING AND PRACTICE SEASONS -- WOMEN'S SOCCER -- FIRST CONTEST OR DATE OF COMPETITION -- 12-WEEK SEASON	In women's soccer, to specify that an institution shall not play its first contest or engage in its first date of competition (game) with outside competition prior to the 12th weekend prior to the start of the women's soccer championship.	• Noted that the current legislation has only been in effect since August 1, 2008.
			• Is the legislation necessary?
			  ○ Will men's soccer seek the same change next year?
			• Legislation has changed frequently in recent years.
			  ○ Changes were due to attempt to conduct the men's and women's championships on the same weekends, which did not succeed logistically.

2008-57	PLAYING AND PRACTICE SEASONS -- TRACK AND FIELD -- SAFETY EXCEPTION -- HURDLES AND STEEPLECHASE	To specify that a coach may be present during voluntary individual workouts in the institution's regular practice facility (without the workouts being considered as countable athletically related activities) when the student-athlete is engaged in jumping hurdles or the jumping element of the steeplechase.	• Does a true safety issue exist for these events? • Would other events or sports seek for similar provisions (e.g., jumping elements of other sports)?

NCAA Proposal Number	Title	Intent	Actions/Points to Consider/Comments/Mootnicity Issues
2008-59	DIVISION MEMBERSHIP -- DEFINITIONS AND APPLICATIONS -- EMERGING SPORTS FOR WOMEN -- ARCHERY, BADMINTON, SYNCHRONIZED SWIMMING, TEAM HANDBALL AND SAND VOLLEYBALL	To add sand volleyball as an emerging sport for women.	• Sand volleyball has satisfied established criteria to be considered by the membership for inclusion on the list of emerging sports for women. • Addition of sand volleyball and the removal of the other sports will be addressed in separate votes. • Concern expressed related to the timing of implementation of sand volleyball and its impact on "indoor" volleyball (e.g., potential impact on the number of coaches/burden on coaches, impact on scholarships). • Concern with moving forward prior to other issues (e.g., playing and practice seasons, financial aid) being addressed or outlined.
2008-67	ADMINISTRATIVE REGULATIONS -- RECRUITING CALENDARS -- SOFTBALL -- CONTACT PERIOD AUGUST 1 THROUGH THE DAY PRIOR TO THANKSGIVING DAY	In softball, to establish a contact period from August 1 through the day prior to Thanksgiving Day.	• Noted that the current legislation has only been effective since August 1, 2007. • Would ease stress on prospective student-athletes and missed class time created by a truncated period.
2008-68-B	ADMINISTRATIVE REGULATIONS -- RECRUITING CALENDARS -- WOMEN'S LACROSSE -- FALL EVALUATIONS -- LIMITATION ON EVALUATIONS OF LACROSSE ACTIVITIES	In women's lacrosse, to specify that during the fall contact period, evaluations of prospective student-athletes participating in lacrosse activities are limited to the three weekends prior to Thanksgiving.	

NCAA Proposal Number	Title	Intent	Actions/Points to Consider/Comments/Mootnicity Issues
2008-75-1	2008-75-1 ELIGIBILITY -- FRESHMAN ACADEMIC REQUIREMENTS -- ELIGIBILITY FOR FINANCIAL AID, PRACTICE AND COMPETITION -- QUALIFIER -- EXCEPTION -- EARLY ACADEMIC CERTIFICATION -- SUBMISSION OF TRANSCRIPT -- WAIVER	Intent: To amend Proposal No. 2008-75 to specify that the NCAA Division I Academic Cabinet may waive, based on objective evidence that demonstrates circumstances for which a waiver is warranted, the requirement that an institution must ensure submission of the final high school transcript to the Eligibility Center for a student-athlete who is certified as a qualifier pursuant to the early academic certification exception.	
2008-75	ELIGIBILITY -- FRESHMAN ACADEMIC REQUIREMENTS -- ELIGIBILITY FOR FINANCIAL AID, PRACTICE AND COMPETITION -- QUALIFIER -- EXCEPTION -- EARLY ACADEMIC CERTIFICATION -- SUBMISSION OF TRANSCRIPT	To specify that if a student-athlete is certified as a qualifier pursuant to the early academic certification exception and his or her initial full-time collegiate enrollment occurs at the certifying institution, the institution shall ensure submission his or her final high school transcript (official or unofficial) to the Eligibility Center by November 15 following the student-athlete's initial full-time enrollment; further, to specify that a violation of this provision shall be considered an institutional violation; however, the student-athlete's eligibility shall not be affected.	

NCAA Proposal Number	Title	Intent	Actions/Points to Consider/Comments/Mootnicity Issues
2008-77-1	2008-77-1 ELIGIBILITY -- TRANSFER REGULATIONS -- TWO-YEAR COLLEGE TRANSFERS -- SUBMISSION OF INFORMATION NECESSARY TO DETERMINE ACADEMIC INITIAL-ELIGIBILITY STATUS -- WAIVER	To amend Proposal No. 2008-77 to specify that the Academic Cabinet may waive, based on objective evidence that demonstrates circumstances for which a waiver is warranted, the requirement that an institution submit information necessary to determine the academic initial-eligibility status of a two-year or 4-2-4 transfer student-athlete.	
2008-77	ELIGIBILITY -- TRANSFER REGULATIONS -- TWO-YEAR COLLEGE TRANSFERS -- SUBMISSION OF INFORMATION NECESSARY TO DETERMINE ACADEMIC INITIAL-ELIGIBILITY STATUS	To specify that an institution shall ensure submission of all necessary information (e.g., high school transcripts, test scores) to the Eligibility Center to determine the academic initial-eligibility status of a two-year college or 4-2-4 transfer student-athlete prior to the end of the student-athlete's first regular academic term of full-time enrollment at the institution; further, to specify that a violation of this provision shall be considered an institutional violation; however, the student-athlete’s eligibility will not be affected.	

NCAA Proposal Number	Title	Intent	Actions/Points to Consider/Comments/Mootnicity Issues
2008-79-1	AMATEURISM -- INVOLVEMENT WITH PROFESSIONAL TEAMS -- PROFESSIONAL BASKETBALL DRAFT -- FOUR-YEAR COLLEGE STUDENT-ATHLETE -- MEN'S BASKETBALL DECLARATION TO RESUME INTERCOLLEGIATE PARTICIPATION BY THE END OF MAY 8	To amend Proposal No. 2008-79 to specify that, in men's basketball, an enrolled student-athlete may enter a professional league's draft one time during his collegiate career without jeopardizing eligibility in the sport, provided the student-athlete requests that his name be removed from the draft list and declares his intent to resume intercollegiate participation by May 8 of the year in which the draft will occur; the student-athlete's declaration of intent is submitted in writing to the institution's director of athletics; and the student-athlete is not drafted.	
2008-79	AMATEURISM -- INVOLVEMENT WITH PROFESSIONAL TEAMS -- PROFESSIONAL BASKETBALL DRAFT -- FOUR-YEAR COLLEGE STUDENT-ATHLETE -- MEN'S BASKETBALL	In men's basketball, to specify that an enrolled student-athlete may enter a professional league's draft one time during his collegiate career without jeopardizing eligibility in the sport, provided the student-athlete requests that his name be removed from the draft list and declares his intent to resume intercollegiate participation by the end of the day prior to the first day of the spring National Letter of Intent signing period for the applicable year; the student-athlete's declaration of intent is submitted in writing to the institution's director of athletics; and the student-athlete is not drafted.	

Remaining NCAA Proposals in 2008-09 Legislative Cycle

Proposal Number: 2008-12
Title: PERSONNEL -- LIMITATIONS ON NUMBER OF OFF-CAMPUS RECRUITERS AT ANY ONE TIME -- EXCEPTION -- BASKETBALL -- JULY EVALUATION PERIODS

Intent: In basketball, to specify that during the July evaluation periods, a coach replaced for the purpose of off-campus recruiting activities is not required to return to the institution's campus before engaging in additional recruiting activities, provided no more than three coaches engage in off-campus recruiting activities each day.

Bylaws: Amend 11.7.4.3, as follows:

11.7.4.3 Off-Campus Recruiting -- At Any One Time. It is permissible for a coach to leave campus to engage in off-campus contact or evaluation before another coach who is off campus actually returns to campus, provided the total number of coaches recruiting on behalf of the institution at any time do not exceed the permissible number. The coach being replaced must complete his or her recruiting activities before another coach may begin any off-campus recruiting activity. Further, the replaced coach may not engage in additional recruiting activities until after he or she has returned to the institution's campus.

11.7.4.3.1 Exception -- Basketball -- July Evaluation Periods. During the July evaluation periods, a replaced coach is not required to return to the institution's campus before engaging in additional recruiting activities, provided no more than three coaches engage in off-campus recruiting activities each day.

Source: Big East Conference.

Effective Date: Immediate

Category: Amendment

Topical Area: Personnel

Rationale: During the July evaluation periods, basketball coaches travel the country in order to identify prospective student-athletes. Only three of the four coaches are permitted to recruit at any one time, and this is regulated by requiring a coach who comes "off the road" to return to campus before being permitted to resume recruiting activities. Due to the intense nature of the July evaluation periods, it is preferable that the three-coach limit be regulated by permitting only three coaches to engage in off-campus recruiting each day, and by permitting a coach who is replaced as an off-campus recruiter to resume recruiting without returning to campus first. This proposal would allow three coaches to evaluate while the fourth coach travels from one certified event directly to the location of another. Under the current rule, coaches must take turns flying back to campus, creating needless expenses and using valuable time.

Budget Impact: Potential decrease in recruiting travel expenses.

Impact on S-A's Time: None.

Position Statement(s)

Recruiting and Athletics Personnel Issues Cabinet: The cabinet supports the proposal. The cabinet agrees with the sponsor's rationale statement. Although the cabinet discussed whether this proposal should be expanded to other time periods and other sports, the cabinet agreed the membership should first consider the current proposal.

Women's Basketball Issues Committee: The committee took no formal position on this proposal, but stressed the importance of the governance substructure continuing to examine issues surrounding the number of coaches who may recruit off campus at any one time and the associated travel challenges and expenses. Additionally, the committee recommends that this proposal receive initial support by the governance structure to encourage further review and discussion of the broader concept by both the governance structure and the Division I membership through the comment and amendment-to-amendment period.

History

Jul 11, 2008: Submit; Submitted for consideration.

Aug 18, 2008: Women's Basketball Issues Committee, No Formal Position

Sep 19, 2008: Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval

Oct 16, 2008: Modified to apply to men's basketball in addition to women's basketball. Original version applied only to women's basketball.

Jan 14, 2009: Leg Council Init Review, Forwarded for Membership Comment

Jan 18, 2009: Comment Period; Start of Comment Period

Mar 18, 2009: Comment Period; End of Comment Period; (Official Comment Totals: Support = 6, Oppose = 5, Abstain = 0)

Proposal Number: 2008-13-B

Title: AMATEURISM -- EXCEPTION FOR PRIZE MONEY FOR STUDENT-ATHLETES -- OUTSIDE THE PLAYING SEASON DURING THE SUMMER VACATION PERIOD -- INDIVIDUAL SPORTS

Intent: In individual sports, to permit a student-athlete to accept prize money based on his or her place finish or performance in an open athletics event (an event that is not invitation only), provided the competition occurs outside the institution's declared playing and practice season during the institution's summer vacation period and the prize money does not exceed actual and necessary expenses and is provided only by the sponsor of the open event.

A. Bylaws: Amend 12.1.2.4, as follows:

12.1.2.4 Exceptions to Amateurism Rule.

[12.1.2.4.1 unchanged.]

12.1.2.4.2 Exception for Prize Money for Student-Athletes -- Outside the Playing Season During the Summer Vacation Period -- Individual Sports. In individual sports, a student-athlete may accept prize money based on his or her place finish or performance in an open athletics event (an event that is not invitation only), provided the competition occurs outside the institution's declared playing and practice season during the institution's summer vacation period. Such prize money may not exceed actual and necessary expenses and may be provided only by the sponsor of the open event. The calculation of actual and necessary expenses shall not include the expenses or fees of anyone other than the student-athlete (e.g., coach's fees or expenses, parent's expenses).

[12.1.2.4.2 through 12.1.2.4.12 renumbered as 12.1.2.4.3 through 12.1.2.4.13, unchanged.]

B. Bylaws: Amend 16.1.1, as follows:

16.1.1 Application of Awards Legislation.

[16.1.1.1 through 16.1.1.2 unchanged.]

16.1.1.3 Student-Athlete Not Regularly Enrolled. Awards received by a student-athlete participating in an event while not enrolled as a regular student during the academic year, or received during the summer while not representing his or her institution, shall conform to the regulations of the recognized amateur organization that governs the competition. Such awards may include gift certificates, but may not include cash.

16.1.1.3.1 Exception -- Prize Money Outside the Playing Season During the Summer Vacation Period -- Individual Sports. In individual sports a student-athlete may accept prize money that does not exceed his or her actual and necessary expenses, pursuant to Bylaw 12.1.2.4.2.

[16.1.1.3.1 renumbered as 16.1.1.3.2, unchanged.]

[16.1.1.4 unchanged.]

Source: Big Ten Conference.

Effective Date: Immediate

Category: Amendment

Topical Area: Amateurism

Rationale: As noted in the Legislative Council's comments related to Proposal No. 2008-13-A, the proposal has the potential to result in a proliferation of open events during the academic year and summer. This alternative proposal would limit the receipt of prize money to the institution's summer vacation period outside of the playing and practice season and reduce the potential intrusion and distraction during the student-athlete's academic year.

Budget Impact: None.

Impact on S-A's Time: Potential reduction by limiting application to the summer vacation period.

Position Statement(s)

none

History

Oct 26, 2008: Submit; Submitted for consideration as an alternative to Proposal No. 2008-13-A.

Jan 15, 2009: Leg Council Init Review, Forwarded for Membership Comment

Jan 18, 2009: Comment Period; Start of Comment Period

Mar 18, 2009: Comment Period; End of Comment Period; (Official Comment Totals: Support = 11, Oppose = 1, Abstain = 0)

Proposal Number: 2008-15-B

Title: RECRUITING -- DEFINITIONS AND APPLICATIONS -- PROSPECTIVE STUDENT-ATHLETE -- INSTITUTIONAL ORIENTATION SESSION

Intent: To specify that a recruited prospective student-athlete who has signed a National Letter of Intent (NLI) [or, for an institution that does not use the NLI in a particular sport or for a prospective student-athlete who is not eligible to sign an NLI (e.g., four-year college transfer), the institution's written offer of admission and/or financial aid] and has reported to an institutional orientation session that is open to all incoming students within 14 calendar days prior to the opening day of classes of a regular academic year term shall not be subject to the contact restrictions in Bylaw 13 and shall be considered a student-athlete for purposes of Bylaw 16 as of the opening day of the orientation session.

Bylaws: Amend 13.02.11, as follows:

13.02.11 Prospective Student-Athlete. A prospective student-athlete is a student who has started classes for the ninth grade. In addition, a student who has not started classes for the ninth grade becomes a prospective student-athlete if the institution provides such an individual (or the individual's relatives or friends) any financial assistance or other benefits that the institution does not provide to prospective students generally. An individual remains a prospective student-athlete until one of the following occurs (whichever is earlier):

[13.02.11-(a) through 13.02.11-(c) unchanged.]

[13.02.11.1 unchanged.]

13.02.11.2 Institutional Orientation Session. A recruited prospective student-athlete who has signed a National Letter of Intent (NLI) [or, for an institution that does not use the NLI in a particular sport or for a prospective student-athlete who is not eligible to sign an NLI (e.g., four-year college transfer), the institution's written offer of admission and/or financial aid] and has reported to an institutional orientation session that is open to all incoming students within 14 calendar days prior to the opening day of classes of a regular academic year term shall not be subject to the contact restrictions in Bylaw 13 and shall be considered a student-athlete for purposes of Bylaw 16 as of the opening day of the orientation session.

Source: Big Ten Conference.

Effective Date: Immediate

Category: Amendment

Topical Area: Recruiting

Rationale: Not all institutions require incoming students to attend orientation sessions. This alternative proposal provides greater flexibility to apply the provisions of the legislation to

any institutional orientation period available to all incoming students, rather than limiting the application to required orientation sessions.

Budget Impact: Minimal.

Impact on S-A's Time: None.

Position Statement(s)

Awards, Benefits, Expenses and Financial Aid Cabinet: The cabinet supports the proposal.

Recruiting and Athletics Personnel Issues Cabinet: The cabinet supports the proposal. The cabinet noted that the proposal would provide greater flexibility for all institutions to apply the legislation regardless of whether orientation sessions are required.

History

Oct 26, 2008: Submit; Submitted for consideration as an alternative to Proposal No. 2008-15-A.

Jan 14, 2009: Leg Council Init Review, Forwarded for Membership Comment

Jan 18, 2009: Comment Period; Start of Comment Period

Feb 06, 2009: Awards, Benefits, Expenses and Financial Aid Cabinet, Recommends Approval

Feb 10, 2009: Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval

Mar 18, 2009: Comment Period; End of Comment Period; (Official Comment Totals: Support = 10, Oppose = 1, Abstain = 0)

Proposal Number: 2008-19

Title: RECRUITING -- CONTACTS AND EVALUATIONS -- FOOTBALL -- ONE CONTACT WITH JUNIORS OR SENIORS -- SPRING EVALUATION PERIOD

Intent: In football, to specify that during the spring evaluation period, an institution may make one in-person, off-campus contact per prospective student-athlete (including prospective student-athletes in their junior year) at the prospective student-athlete's educational institution; further, to specify that an institution may use an additional evaluation in conjunction with the contact.

A. Bylaws: Amend 13.02.4.2, as follows:

[Federated provision, FBS and FCS, divided vote.]

13.02.4.2 Evaluation Period. An evaluation period is a period of time when it is permissible for authorized athletics department staff members to be involved in off-campus activities designed to assess the academic qualifications and playing ability of prospective student-athletes. No in-person, off-campus recruiting contacts shall be made with the prospective student-athlete during an evaluation period.

13.02.4.2.1 Exception -- Spring Evaluation Period -- Football. In football, an institution may make one in-person, off-campus contact per prospective student-athlete (including prospective student-athlete's in their junior year per Bylaw 13.1.1.1.1) at the prospective student-athlete's educational institution during the spring evaluation period.

B. Bylaws: Amend 13.1.1.1, as follows:

[Federated provision, FBS and FCS, divided vote.]

13.1.1.1 High School Prospective Student-Athletes. Off-campus recruiting contacts shall not be made with a prospective student-athlete or the prospective student-athlete's relatives or legal guardians before July 1 following the prospective student-athlete's completion of the junior year in high school (July 15 in women's gymnastics). U.S. service academy exceptions to this provision are set forth in Bylaw 13.16.1.

13.1.1.1.1 Exception -- Football. In football, it is permissible to make one in-person, off-campus recruiting contact with a prospective student-athlete or a prospective student-athlete's relatives or legal guardians at the prospective student-athlete's educational institution during the spring evaluation period of the prospective student-athlete's junior year in high school (subject to applicable recruiting calendar restrictions).

C. Bylaws: Amend 13.1.6.2, as follows:

[Federated provision, FBS and FCS, divided vote.]

13.1.6.2 Football. In football, **contacts shall be permitted as follows:**

(a) Contact Period. During the contact period [per Bylaw 30.10.3.-(b)], each institution shall be limited to six in-person, off-campus recruiting contacts per prospective student-athlete at any site and shall include contacts made with the prospective student-athlete's relatives or legal guardians, but shall not include contacts made during an official visit per Bylaw 13.6.

(b) Spring Evaluation Period. During the spring evaluation period [per Bylaw 30.10.3-(f)], each institution may make one in-person, off-campus contact per prospective student-athlete (including prospective student-athletes in their junior year per Bylaw 13.1.1.1.1) at the prospective student-athlete's educational institution. It is not necessary for the contact to occur in conjunction with an evaluation; however, if the contact occurs in conjunction with an evaluation (on the same day), the institution shall be charged with both a contact and an evaluation for that prospective student-athlete (see Bylaws 13.1.8.4 and 13.1.8.4.1).

D. Bylaws: Amend 13.1.8.4, as follows:

[Federated provision, FBS and FCS, divided vote.]

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 April 15 through May 31 evaluation period.

13.1.8.4.1 Exception -- Additional Spring Evaluation in Conjunction with Contact. During the spring evaluation period, an institution may use an additional evaluation (third spring evaluation; fourth evaluation for the academic year) in conjunction with an off-campus contact per Bylaw 13.1.6.2-(b). If an academic evaluation is used in conjunction with the contact (on the same day), the institution shall be permitted to conduct two athletics evaluations of the prospective student-athletes during the period (for a total of three evaluations during the period).

E. Bylaws: Amend 13.1.8.9.2, as follows:

[Federated provision, FBS and FCS, divided vote.]

13.1.8.9.2 Limitations on the Number of Spring Evaluations. In football, institutional staff members shall not visit a prospective student-athlete's educational institution on more than ~~two~~ **three** calendar days during the spring evaluation period. A visit to a prospective student-athlete's educational institution that only includes contact with a signed prospective student-athlete during the spring evaluation period shall be considered one of the institution's ~~two~~ **three** permissible days at that institution.

F. 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 (excluding Memorial Day and Sundays) during April 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 **and with exception in (2) below**]:

Evaluation Period

(1) 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 this evaluation period. **In addition, an institution may use an additional evaluation (a third spring evaluation; fourth evaluation for the academic year) in conjunction with an off-campus contact per Bylaw 13.1.6.2-(b). If an academic evaluation is used in conjunction with the contact (on the same day), the institution shall be permitted to conduct two athletics evaluations of the prospective student-athlete during the period (for a total of three evaluations during the period).**

(2) An institution may make one in-person, off-campus contact per prospective student-athlete (including prospective student-athletes in their junior year per Bylaw 13.1.1.1.1) on the campus of the

prospective student-athlete's educational institution. It is not necessary for the contact to occur in conjunction with an evaluation; however, if the contact occurs in conjunction with an evaluation (on the same day), the institution shall be charged with both a contact and an evaluation for that prospective student-athlete.

[30.10.3-(g) unchanged.]

Source: Big Ten Conference.

Effective Date: Immediate

Category: Amendment

Topical Area: Recruiting

Rationale: Between NCAA Division I Academic Progress Rate considerations, off-field behavioral expectations, and trends such as increased mid-year enrollment by high school prospective student-athletes, there has never been more pressure to have an early, accurate assessment of a prospective student-athlete's ability to succeed academically and assimilate culturally in a collegiate environment. Permitting an additional recruiting opportunity per prospective student-athlete during the spring evaluation period will enhance a coaching staff's assessment of the character and academic qualifications of a prospective student-athlete. The additional recruiting opportunity would permit a contact with a prospective student-athlete (including juniors) at the prospective student-athlete's educational institution or a contact plus an evaluation in conjunction with that contact on the same day. At most, the additional recruiting opportunity would result in one additional visit to a prospective student-athlete's educational institution during the spring evaluation period. In addition to improving the accuracy of a staff's assessment of a prospective student-athlete earlier in the recruiting process, another benefit of this proposal is that impermissible contacts ("bumps") with juniors and seniors during the spring evaluation period would be reduced. Finally, confining the additional recruiting opportunity to the prospective student-athlete's educational institution is consistent with and furthers the effort to focus recruiting on the scholastic environment.

Budget Impact: One additional visit to a high school during the spring evaluation period.

Impact on S-A's Time: None.

Position Statement(s)

Football Issues Committee: The committee supports the proposal.

Recruiting and Athletics Personnel Issues Cabinet: The cabinet supports the proposal. The cabinet agreed with the sponsor's rationale statement and noted this legislation would not increase the number of coaches permitted to recruit off campus at one time or permit the head coach to have contact with prospective student-athletes during the spring evaluation period.

History

Jul 15, 2008: Submit; Submitted for consideration.

Sep 19, 2008: Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval

Jan 14, 2009: Leg Council Init Review, Forwarded for Membership Comment

Jan 18, 2009: Comment Period; Start of Comment Period

Jan 20, 2009: Football Issues Committee, Recommends Approval

Mar 18, 2009: Comment Period; End of Comment Period; (Official Comment Totals: Support = 1, Oppose = 10, Abstain = 0)

Proposal Number: 2008-20-A

Title: RECRUITING -- FOOTBALL EVALUATIONS -- SCHOLASTIC AND NONSCHOLASTIC ACTIVITIES -- EVENTS ORGANIZED AND CONDUCTED BY SCHOLASTIC ATHLETICS GOVERNANCE BODIES -- OTHER EVALUATION EVENTS

Intent: In football, to specify that live athletics evaluations are permissible at events organized and conducted solely by a scholastic athletics governing body (e.g., state high school athletics association, junior college athletics association); further, to specify that institutional staff members shall not attend a recruiting event in which information (e.g., athletics or academic credentials, highlight video) related to prospective student-athletes is presented or otherwise made available.

Bylaws: Amend 13.1.8.9.4, as follows:

[Federated provision, FBS and FCS, divided vote]

13.1.8.9.4 Scholastic and Nonscholastic Activities. In 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. In football, institutional staff members 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.

Source: Southeastern Conference.

Effective Date: Immediate

Category: Amendment

Topical Area: Recruiting

Rationale: This proposal seeks to permit coaches' attendance at coaching clinics, all-star game practices and competitions that are solely conducted and organized by a state high school athletics association or by a junior college athletics association. In addition, the current limitations on evaluations apply only to live athletics activities. This proposal would preclude attendance at recruiting events (other than the permissible live events) in which information (e.g., athletics or academic credentials, highlight or combine video) related to prospective student-athletes is presented or otherwise made available, but it would not preclude an institution's coach from engaging in other individual evaluation activities (e.g., individually meeting with a high school coach to discuss a prospective student-athlete athletics or academic credentials).

Budget Impact: Potential for costs related to attendance at events organized and conducted by a scholastic athletics governing body; eliminates costs related to other evaluation events.

Impact on S-A's Time: None.

Position Statement(s)

Football Issues Committee: The committee supports the proposal.

Recruiting and Athletics Personnel Issues Cabinet: The cabinet supports the proposal, but prefers Proposal No. 2008-20-B. The cabinet noted concern about the potential influence of nonscholastic entities on high school and junior college governing bodies and a desire to help control these issues. Further, the cabinet noted that there is no compelling reason to add these events to the list of permissible activities.

History

Jul 15, 2008: Submit; Submitted for consideration.

Sep 19, 2008: Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval; The cabinet agreed with the sponsor's rationale statement and noted this proposal further emphasizes the scholastic environment in recruiting activities.

Oct 26, 2008: Proposal renumbered as Proposal No. 2008-20-A. An alternative is Proposal No. 2008-20-B.

Jan 14, 2009: Leg Council Init Review, Forwarded for Membership Comment

Jan 18, 2009: Comment Period; Start of Comment Period

Jan 20, 2009: Football Issues Committee, Recommends Approval

Feb 10, 2009: Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval; (See Position Statement.)

Mar 18, 2009: Comment Period; End of Comment Period; (Official Comment Totals: Support = 11, Oppose = 0, Abstain = 0)

Proposal Number: 2008-20-B

Title: RECRUITING -- FOOTBALL EVALUATIONS -- SCHOLASTIC AND NONSCHOLASTIC ACTIVITIES -- OTHER EVALUATION EVENTS

Intent: In football, to specify that institutional staff members shall not attend a recruiting event in which information (e.g., athletics or academic credentials, highlight video) related to prospective student-athletes is presented or otherwise made available.

Bylaws: Amend 13.1.8.9.4, as follows:

[Federated provision, FBS and FCS, divided vote]

13.1.8.9.4 Scholastic and Nonscholastic Activities. In 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.

13.1.8.9.4.1 Other Evaluation Events. In football, institutional staff members 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.

Source: NCAA Division I Legislative Council.

Effective Date: Immediate

Category: Amendment

Topical Area: Recruiting

Rationale: The current limitations on evaluations apply only to live athletics activities. This alternative proposal would preclude attendance at recruiting events (other than the permissible live events) in which information (e.g., athletics or academic credentials, highlight or combine video) related to prospective student-athletes is presented or otherwise made available, but it would not preclude an institution's coach from engaging in other individual evaluation activities (e.g., individually meeting with a high school coach to discuss a prospective student-athlete athletics or academic credentials). Evaluations of live athletics activities should not be expanded beyond regularly scheduled scholastic contests and practices and other regular scholastic activities. Although Proposal No. 2008-20-A seeks to expand evaluations of live athletics activities to events that are organized and conducted solely by a scholastic athletics governing body, concern has been expressed regarding the potential involvement or attempted influence of nonscholastic entities on events on such

events and the scholastic athletics governing bodies. If such events do not currently exist, the scholastic athletics governing bodies may be pressured to establish them.

Budget Impact: Eliminates costs related to other evaluation events.

Impact on S-A's Time: None.

Position Statement(s)

Football Issues Committee: The committee supports the proposal, but prefers Proposal No. 2008-20-A.

Recruiting and Athletics Personnel Issues Cabinet: The cabinet supports the proposal and prefers it over Proposal No. 2008-20-A. (See position statement for Proposal No. 2008-20-A.)

History

Oct 21, 2008: Submit; Submitted for consideration as an alternative to Proposal No. 2008-20-A.

Oct 21, 2008: Legislative Council, Sponsored

Jan 14, 2009: Leg Council Init Review, Forwarded for Membership Comment

Jan 18, 2009: Comment Period; Start of Comment Period

Jan 20, 2009: Football Issues Committee, Recommends Approval

Feb 10, 2009: Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval

Mar 18, 2009: Comment Period; End of Comment Period; (Official Comment Totals: Support = 11, Oppose = 0, Abstain = 0)

Proposal Number: 2008-25-D

Title: RECRUITING -- LETTER OF INTENT PROGRAMS -- REQUIREMENTS FOR OFFERS OF ATHLETICALLY RELATED FINANCIAL AID -- COMPLETION OF AMATEURISM CERTIFICATION QUESTIONNAIRE -- DELAYED EFFECTIVE DATE

Intent: To specify that an institution shall not provide a high school, preparatory school or transfer (if applicable) prospective student-athlete a written offer of athletically related financial aid until he or she has completed the amateurism certification questionnaire administered by the NCAA Eligibility Center.

Bylaws: Amend 13.9, as follows:

13.9 LETTER-OF-INTENT PROGRAMS, FINANCIAL AID AGREEMENTS

13.9.1 ~~*NCAA Eligibility Center Registration and Institutional Request List*~~ **Requirements for Offer of Athletically Related Financial Aid**. ~~*An institution shall not provide a high school or preparatory school prospective student-athlete a written offer of athletically related financial aid (per Bylaw 15.3.2.3) until he or she has registered with the NCAA Eligibility Center and the institution has placed the prospective student-athlete on its institutional request list (IRL) with the NCAA Eligibility Center.*~~ **The following requirements must be met before an institution may provide a written offer of athletically related financial aid (per Bylaw 15.3.2.3) to a prospective student-athlete:**

(a) A high school or preparatory school prospective student-athlete must register with the NCAA Eligibility Center;

(b) A high school or preparatory school prospective student-athlete must be placed on the institution's institutional request list (IRL) with the NCAA Eligibility Center; and

(c) A high school, preparatory school or transfer (if applicable) prospective student-athlete must complete the amateurism certification questionnaire administered by the NCAA Eligibility Center.

[Remainder of 13.9 unchanged.]

Source: Big Ten Conference.

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Recruiting

Rationale: Although the sponsor of Proposal No. 2008-25-B has indicated that the effective date of August 1, 2009 will provide adequate notice to institutions and prospective student-athletes, delaying the effective date until 2010 will provide additional time for the NCAA to

educate prospects and institutions on this additional requirement, which will result in a smoother transition for the membership.

Budget Impact: None.

Impact on S-A's Time: None.

Position Statement(s)

Awards, Benefits, Expenses and Financial Aid Cabinet: The cabinet supports the proposal.

Recruiting and Athletics Personnel Issues Cabinet: The cabinet supports the proposal. The cabinet recognized a need to require timely completion of the amateurism certification questionnaire and believes this is accomplished without placing a hardship on prospective student-athletes, institutions or the Eligibility Center.

History

Oct 26, 2008: Submit; Submitted for consideration as an alternative to Proposal No. 2008-25-B.

Jan 14, 2009: Leg Council Init Review, Forwarded for Membership Comment

Jan 18, 2009: Comment Period; Start of Comment Period

Feb 06, 2009: Awards, Benefits, Expenses and Financial Aid Cabinet, Recommends Approval

Feb 10, 2009: Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval

Mar 18, 2009: Comment Period; End of Comment Period; (Official Comment Totals: Support = 1, Oppose = 12, Abstain = 0)

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Proposal Number: 2008-29

Title: RECRUITING -- TRYOUTS -- EXCEPTIONS -- VOLUNTARY SUMMER CONDITIONING -- SPORTS OTHER THAN FOOTBALL AND BASKETBALL

Intent: In sports other than football and basketball, to specify that 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; further, to specify that an institution may finance medical expenses for a prospective student-athlete who sustains an injury while participating in such workouts.

A. Bylaws: Amend 13.2.8, as follows:

13.2.8 Medical Expenses -- ~~*Basketball*~~ **Sports other than Football**. In ~~*basketball*~~ **sports other than football**, an institution may finance medical expenses (including rehabilitation and physical therapy expenses) for a prospective student-athlete who sustains an injury while participating in voluntary summer workouts conducted by an institution's strength and conditioning coach with department-wide duties (see ~~*Bylaw*~~ **Bylaws** 13.11.3.9 **and 13.11.3.10**).

B. Bylaws: Amend 13.11.3, as follows:

13.11.3 Tryout Exceptions.

[13.11.3.1 through 13.11.3.9 unchanged.]

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 retrieve 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 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 renumbered as 13.11.3.11, unchanged.]

Source: Southeastern Conference.

Effective Date: Immediate

Category: Amendment

Topical Area: Recruiting

Rationale: Current legislation permits football and basketball prospective student-athletes to participate in voluntary conditioning activities during the summer with the institution's strength and conditioning coach, provided the prospective student-athletes are enrolled in the institution's summer term. This proposal extends the same opportunity to incoming student-athletes in all other sports. Currently, incoming student-athletes in other sports who elect to enroll in summer school prior to initial full-time enrollment may not work out with their future teammates and are forced to lift weights and condition on their own, and in some cases, without proper guidance from a skilled strength and conditioning coach. This proposal will allow all incoming student-athletes the opportunity to receive proper instruction and to work with their future teammates.

Budget Impact: Potential increase in costs associated with additional prospective student-athletes involved in weight-training and conditioning activities.

Impact on S-A's Time: Opportunity for involvement in voluntary conditioning activities.

Position Statement(s)

Recruiting and Athletics Personnel Issues Cabinet: (9/19/08): The cabinet opposes the proposal. Although the cabinet is supportive of addressing sport-equity issues regarding the current legislation, it expressed concern with increased costs and demands on athletics staff members (e.g., strength and conditioning coaches and athletic trainers) associated with having a greater number of prospective student-athletes on campus during the summer. Additionally, the cabinet noted the requirements for participation in voluntary summer activities would be different for football and basketball compared to all other sports under this proposal.

(2/10/09): The cabinet opposes the proposal. The cabinet noted the increased financial pressures to provide athletics aid for summer school for additional prospective student-athletes, especially in the current economy. Also, the cabinet noted the expanded pressure on prospective student-athletes to participate in voluntary activities.

History

Jul 15, 2008: Submit; Submitted for consideration.

Sep 19, 2008: Recruiting and Athletics Personnel Issues Cabinet, Recommends Defeat

Jan 14, 2009: Leg Council Init Review, Forwarded for Membership Comment

Jan 18, 2009: Comment Period; Start of Comment Period

Feb 10, 2009: Recruiting and Athletics Personnel Issues Cabinet, Recommends Defeat

Mar 18, 2009: Comment Period; End of Comment Period; (Official Comment Totals: Support = 0, Oppose = 10, Abstain = 1)

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Proposal Number: 2008-32-B

Title: ELIGIBILITY -- GENERAL ELIGIBILITY REQUIREMENTS -- FULL-TIME ENROLLMENT -- REQUIREMENT FOR COMPETITION -- NONTRADITIONAL COURSES -- UP TO 50 PERCENT OF MINIMUM REQUIREMENT

Intent: To specify that enrollment in a nontraditional course (e.g., distance-learning, correspondence, extension, Internet courses, independent study or any other course or credit that is not earned in a typical face-to-face classroom environment with regular contact hours between the instructor and the student) offered by the certifying institution may be used to satisfy up to 50 percent of the minimum full-time enrollment requirement for competition, provided the specified conditions are met.

Bylaws: Amend 14.1.8.2, as follows:

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 14.1.8.2.4 unchanged.]

14.1.8.2.5 ~~*Extension Courses. A student-athlete may use a combination of hours taken in residence during a regular term and extension courses taken from the certifying institution during that term to meet the minimum 12-hour enrollment requirement, provided the institution considers enrollment in such extension courses as regular course enrollment for all students during term time.*~~ **Nontraditional Courses. Enrollment in a nontraditional course (e.g., distance-learning, correspondence, extension, Internet courses, independent study or any other course or credit that is not earned in a typical face-to-face classroom environment with regular contact hours between the instructor and the student) offered by the certifying institution may be used to satisfy up to 50 percent of the minimum full-time enrollment requirement for competition, provided the following conditions are met:**

(a) The course is available to any qualified student at the institution;

(b) The institution considers enrollment in the course as regular course enrollment for all students;

(c) Enrollment in the course occurs within the institution's regular enrollment periods (pre-registration or drop-add period) in accordance with the institution's academic calendar and applicable policies and procedures;

(d) The course is conducted during the institution's regular academic schedule (term time) in accordance with the institution's academic calendar and applicable policies and procedures;

(e) The course involves regular interaction with the instructor (in-person or electronically);

(f) Evaluation of the student's work in the course is conducted by the appropriate academic authorities in accordance with the institution's established academics policies;

(g) The institution uses a conventional grading scale consistent with similar courses offered by the institution and in accordance with applicable policies and procedures; and

(h) The course is acceptable for degree credit (no remedial or noncredit courses) and is reflected on the student's official academic record.

~~*14.1.8.2.6 Correspondence Courses. A student-athlete may not use a correspondence course to meet the minimum 12-hour enrollment requirement.*~~

[14.1.8.2.7 renumbered as 14.1.8.2.6, unchanged.]

Source: Big Ten Conference.

Effective Date: August 1, 2009

Category: Amendment

Topical Area: Eligibility

Rationale: This alternative proposal would establish a limit on the number of nontraditional courses that may be used to fulfill the minimum full-time enrollment requirement for competition. As proposed, a 50 percent limit is suggested based on the applicable full-time enrollment requirements for each institution. This approach is intended to provide more flexibility than assigning a specific unit limit. Such flexibility is necessary due to varying course values.

Budget Impact: None.

Impact on S-A's Time: None.

Position Statement(s)

Academics Cabinet: The cabinet supports the proposal. The cabinet recognizes the increasing prevalence of nontraditional courses within higher education and the need to modernize NCAA legislation related to such course formats. Student-athletes should be permitted to use nontraditional courses to satisfy the full-time enrollment requirement when an institution considers such enrollment as regular course enrollment for all students. The cabinet acknowledges the proposal as a reasonable alternative to Proposal No. 2008-32-A.

History

Oct 27, 2008: Submit; Submitted for consideration as an alternative to Proposal No. 2008-32-A.

Jan 14, 2009: Leg Council Init Review, Forwarded for Membership Comment

Jan 18, 2009: Comment Period; Start of Comment Period

Feb 03, 2009: Academics Cabinet, Recommends Approval

Mar 18, 2009: Comment Period; End of Comment Period; (Official Comment Totals: Support = 5, Oppose = 7, Abstain = 0)

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Proposal Number: 2008-34

Title: ELIGIBILITY -- FRESHMAN ACADEMIC REQUIREMENTS -- CORE CURRICULUM TIME LIMITATION -- STUDENTS WITH EDUCATION IMPACTING DISABILITIES

Intent: To specify that if a prospective student-athlete with a diagnosed education-impacting disability graduates from high school within the core-curriculum time limitation, he or she may use up to three core courses completed after high school graduation to satisfy the core-curriculum or minimum grade-point average requirements, or both.

Bylaws: Amend 14.3.1.2.1.2, as follows:

14.3.1.2.1.2 **Exception --** Students with Education-Impacting Disabilities. ~~*The Eligibility Center, pursuant to policies and procedures prescribed by the Academics Cabinet, may approve the use of all core courses completed by a student diagnosed with an education-impacting disability prior to initial full-time enrollment at a collegiate institution.*~~ **If a prospective student-athlete with a diagnosed education-impacting disability graduates from high school within the core-curriculum time limitation, he or she may use up to three core courses completed after high school graduation to satisfy the core-curriculum or minimum grade-point average requirements, or both. The prospective student-athlete may complete the core courses at a location other than the high school from which he or she graduated and may initially enroll full time at a collegiate institution at any time after completion of the core courses. A prospective student-athlete may not use a core course completed after graduation if he or she receives institutional financial aid while enrolled in the course during the summer after the high school graduation date of his or her class (see Bylaw 15.2.8.1.4).**

Source: NCAA Division I Academics/Eligibility/Compliance Cabinet (Subcommittee on Initial-Eligibility Issues).

Effective Date: August 1, 2009, for student-athletes initially enrolling full time in a collegiate institution on or after August 1, 2009.

Category: Amendment

Topical Area: Eligibility

Rationale: Current legislation permits a prospective student-athlete with a diagnosed education-impacting disability to use all core courses up to the individual's initial full-time enrollment to satisfy the core-curriculum or minimum grade-point average requirements or both. This proposal provides a more consistent application of the core-curriculum time limitation legislation for all prospective student-athletes, while still providing individuals with diagnosed education-impacting disabilities the reasonable accommodation of completing up to three core courses after high school graduation. This proposal also would protect the well-being of prospective student-athletes with education-impacting disabilities, particularly those individuals who require accommodations to complete their course work, by

limiting the number of core courses they are completing in a short amount of time. Pursuant to current initial-eligibility waiver policies and procedures, consideration may be given to all courses taken by a prospective student-athlete with an education-impacting disability up to initial full-time enrollment. Consideration of all courses taken would continue as a part of the waiver process under this proposed change to the legislation.

Budget Impact: None.

Impact on S-A's Time: None.

Position Statement(s)

Academics Cabinet: The cabinet supports the proposal. The cabinet emphasizes that three core courses after high school is a reasonable accommodation for a prospective student-athlete who has been diagnosed with an education impacting disability and that the vast majority of such prospects complete only one or two core courses after high school. The cabinet also notes that a specialist in education impacting disabilities was consulted in the development of the concept and the determination of three core courses after high school graduation as a reasonable accommodation. Finally, the cabinet notes the opportunity for all courses taken up to initial full-time enrollment by a prospective student-athlete with an education impacting disability to be considered through the initial-eligibility waiver process.

History

Jun 10, 2008: Submit; Submitted for consideration.

Jun 11, 2008: Academics/Eligibility/Compliance Cabinet, Sponsored

Jan 14, 2009: Leg Council Init Review, Forwarded for Membership Comment

Jan 18, 2009: Comment Period; Start of Comment Period

Feb 03, 2009: Academics Cabinet, Recommends Approval

Mar 18, 2009: Comment Period; End of Comment Period; (Official Comment Totals: Support = 9, Oppose = 2, Abstain = 0)

Proposal Number: 2008-43

Title: AWARDS, BENEFITS AND EXPENSES -- HOUSING AND MEALS -- FRUIT, NUTS AND BAGELS

Intent: To specify that an institution may provide fruit, nuts and bagels to student-athletes at any time.

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) through 16.5.2-(g) unchanged.

(h) Fruit, nuts and bagels. An institution may provide fruit, nuts and bagels to a student-athlete at any time.

Source: Atlantic Coast Conference.

Effective Date: August 1, 2009

Category: Amendment

Topical Area: Awards, Benefits and Expenses

Rationale: Current legislation allows for an institution to provide student-athletes with energy bars, carbohydrate/electrolyte drinks, and carbohydrate boosters, but does not allow them to provide actual food items, such as fruits, nuts, or bagels. Dietitians working with student-athletes work to convince student-athletes and coaches that nutrition can have a very big impact on his or her athletics performance, and to convince them that they are not immune to the same types of health risks that nonathletes face. While some sports nutrition supplements have an important role in the lives of athletes, encouraging a diet of healthy and natural foods is a key for establishing a long term healthy lifestyle. Additionally, many permissible nonmuscle-building nutritional supplements may not be as healthy as they seem. Many contain high-fructose corn syrup, which has raised concern among nutritional experts because of the way it is broken down in the body. Excessive amounts of fructose have been theorized to be one of the contributors to the obesity epidemic. Fructose has also been linked, through research, to an increased risk for heart disease and accelerated bone loss.

Budget Impact: Costs related to providing fruit, nuts and bagels to student-athletes at any time.

Impact on S-A's Time: None.

Position Statement(s)

Awards, Benefits, Expenses and Financial Aid Cabinet: The cabinet opposes the proposal. The cabinet supports the concept of access to nutritional foods to provide the caloric and fluid replacement currently permitted through supplements. However, the cabinet is not convinced that the current proposal is the best way to address the identified problem. The cabinet also notes the likely interpretive issues related to the proposal. The cabinet agreed

to engage in a broader review of nutritional supplements and whole foods with the Championships/Sports Management Cabinet and the Committee on Competitive Safeguards and Medical Aspects of Sports to determine if the current legislation warrants change.

Committee on Competitive Safeguards and Medical Aspects of Sports: The committee generally supports the proposal and efforts at the campus level and through membership review of legislative policy that seek to create an environment that supports appropriate nutrition. The committee encourages changes in policy to permit a more liberal provision of food to student-athletes. Ideally, nutrient appropriate food would be accessible to all participating student-athletes regardless of sport or scholarship status.

History

Jul 09, 2008: Submit; Submitted for consideration.

Sep 12, 2008: Committee on Competitive Safeguards and Medical Aspects of Sports, Recommends Approval

Sep 19, 2008: Awards, Benefits, Expenses and Financial Aid Cabinet, No Formal Position; The cabinet is supportive of a broader review of nutritional supplements and whole foods by the Committee on Competitive Safeguards and Medical Aspects of Sports (CSMAS). The cabinet recommends the Legislative Council table this proposal until CSMAS can complete this review.

Sep 19, 2008: Sponsor modified proposal to specify that fruit, nuts and bagels could be provided as meal benefits incidental to participation in intercollegiate athletics separate from nutritional supplements.

Jan 15, 2009: Leg Council Init Review, Forwarded for Membership Comment

Jan 18, 2009: Comment Period; Start of Comment Period

Feb 06, 2009: Awards, Benefits, Expenses and Financial Aid Cabinet, Recommends Defeat

Mar 18, 2009: Comment Period; End of Comment Period; (Official Comment Totals: Support = 12, Oppose = 0, Abstain = 0)

Proposal Number: 2008-45

Title: PLAYING AND PRACTICE SEASONS -- GENERAL REGULATIONS -- SKILL INSTRUCTION -- SPORTS OTHER THAN FOOTBALL -- CONCURRENT SESSIONS

Intent: In sports other than football, to specify that prior to September 15 and after April 15, no more than four student-athletes from the same team may be involved in skill-related instruction with their coaches at any one time in any one facility.

Bylaws: Amend 17.1.6.2, as follows:

17.1.6.2 Weekly Hour Limitations -- Outside the Playing Season.

[17.1.6.2-(a) through 17.1.6.2-(c) unchanged.]

[17.1.6.2.1 unchanged.]

17.1.6.2.2 Skill Instruction -- Sports other than Baseball and Football. Participation by student-athletes in individual skill-related instruction in sports other than baseball and football is permitted outside the institution's declared playing season, from the institution's first day of classes of the academic year or September 15, whichever occurs earlier, to one week prior to the beginning of the institution's final examination period at the conclusion of the academic year [see Bylaw 17.1.6.2-(a)]. More than four student-athletes from the team may be involved in skill-related instruction with their coaches from September 15 through April 15. Prior to September 15 and after April 15, no more than four student-athletes from the same team may be involved in skill-related instruction with their coaches at any one time in any **one** facility.

17.1.6.2.3 Skill Instruction -- Baseball. In baseball, participation by student-athletes in skill-related instruction is permitted outside the institution's declared playing season, from the institution's first day of classes of the academic year or September 15, whichever occurs earlier, to one week prior to the beginning of the final examination period at the conclusion of the academic year [see Bylaw 17.1.6.2-(a)]. More than four student-athletes may be involved in skill-related instruction with their coaches from September 15 to one week prior to the final examination period for the fall term and from January 15 through April 15. No more than four student-athletes may be involved in skill-related instruction with their coaches at any one time in any **one** facility prior to September 15, from the opening day of classes of the institution's second academic term to January 15 (for those institutions that begin classes prior to January 15) and after April 15.

Source: Big 12 Conference.

Effective Date: Immediate

Category: Amendment

Topical Area: Playing and Practice Seasons

Rationale: The current legislation governing skill-related instruction was implemented to prevent teams from essentially conducting regular practice at certain times during the off-season. However, as applied, it places unnecessary time demands on student-athletes and institutional staff members because it does not allow more than four student-athletes to participate in skill-related instruction with their coaches at any one time in any facility prior to September 15 and after April 15. Allowing separate, autonomous groups of student-athletes to participate in skill-related instruction at the same time does not compromise the intent of the original legislation. Clearly, it is not possible to conduct regular practice by allowing more than one group to participate in skill-related instruction in separate locations at the same time. The most significant benefit of this proposal would be the reduction in the total amount of time that would be required to conduct skill-related instruction for the entire team. For sports with larger rosters, such as baseball, which may have up to 40 student-

athletes, allowing multiple groups to participate in skill-related instruction at one time would permit three baseball coaches to conduct skill instruction for their 40 student-athletes in five hours, rather than ten.

Budget Impact: None.

Impact on S-A's Time: None.

Position Statement(s)

Championships/Sports Management Cabinet: The cabinet opposes the proposal. The cabinet noted potential challenges related to the availability of facilities.

Women's Basketball Issues Committee: The committee supports the proposal. The committee noted that the current legislation puts a strain on both coaches and student-athletes. By allowing separate groups of student-athletes to participate in skill-related instruction at the same time but at separate locations, this proposal would reduce the total time needed by coaches to conduct such instruction, while still maintaining the intent of the original legislation.

History

Jun 26, 2008: Submit; Submitted for consideration.

Aug 18, 2008: Women's Basketball Issues Committee, Recommends Approval

Sep 17, 2008: Championships/Sports Management Cabinet, Recommends Defeat

Jan 15, 2009: Leg Council Init Review, Forwarded for Membership Comment

Jan 18, 2009: Comment Period; Start of Comment Period

Mar 18, 2009: Comment Period; End of Comment Period; (Official Comment Totals: Support = 3, Oppose = 8, Abstain = 0)

Proposal Number: 2008-46

Title: 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.

A. Bylaws: Amend 17.4.2, as follows:

17.4.2 Preseason Practice. A member institution shall not commence practice sessions in baseball prior to the following dates:

[17.4.2-(a) unchanged.]

(b) Championship Segment. ~~*February 1*~~ **The Friday that is three weeks prior to the first permissible contest date for the championship segment.**

B. Bylaws: Amend 17.4.3, as follows:

17.4.3 First Contest. A member institution shall not play its first contest (game or scrimmage) with outside competition in baseball prior to the following dates:

[17.4.3-(a) unchanged.]

(b) Championship Segment. The Friday in February that is ~~*13*~~ **14** weeks before the Friday immediately preceding Memorial Day (see Figure 17-2).

Source: Conference USA.

Effective Date: Immediate

Category: Amendment

Topical Area: Playing and Practice Seasons

Rationale: The 2008 baseball season was the first season in which institutions experienced a compacted 13-week playing season due to the uniform start dates for practice and competition during the championship segment. An unintended consequence of the legislation is that institutions are playing the same number of contests in a shorter period of time. As a result, institutions are participating in more weekday games, thereby increasing the number of missed class days and reducing student-athletes' time for academics in the spring term. Some conferences have experienced a 15 percent increase in the number of missed class days. Given the focus on the academic performance of baseball student-athletes, it is necessary to reconsider the first contest date for the championship segment. This proposal would allow for flexibility with scheduling, would reduce missed class time and would allow more time for student-athletes to fulfill academic requirements.

Budget Impact: Minimal.

Impact on S-A's Time: Potential reduction in missed class time.

Position Statement(s)

Championships/Sports Management Cabinet: The cabinet opposes the proposal. The cabinet believes that of the three proposals (Proposal Nos. 2008-46, 2008-47 and 2008-48), Proposal No. 2008-48 reduces the challenges related to the compression of baseball schedules and likely would result in less missed class time and time away from campus, which ultimately could improve academic performance. The cabinet considered combining Proposal Nos. 2008-46 and 2008-48 but did not believe Proposal No. 2008-46 would be consistent with the recent changes designed to enhance competitive equity between northern and southern institutions.

History

Jul 15, 2008: Submit; Submitted for consideration.

Sep 17, 2008: Championships/Sports Management Cabinet, Recommends Defeat

Jan 15, 2009: Leg Council Init Review, Forwarded for Membership Comment

Jan 18, 2009: Comment Period; Start of Comment Period

Mar 18, 2009: Comment Period; End of Comment Period; (Official Comment Totals: Support = 15, Oppose = 6, Abstain = 0)

Proposal Number: 2008-48

Title: PLAYING AND PRACTICE SEASONS -- BASEBALL -- MAXIMUM NUMBER OF CONTESTS -- 52

Intent: In baseball, to reduce the maximum number of contests from 56 to 52.

Bylaws: Amend 17.4.5, as follows:

17.4.5 Number of Contests.

17.4.5.1 Maximum Limitations -- Institutional. A member institution shall limit its total playing schedule with outside competition in baseball during the institution's baseball playing season to ~~*56*~~ **52** contests (games and scrimmages), except for those contests excluded under Bylaws 17.4.5.3 and 17.4.5.4.

[17.4.5.1.1 unchanged.]

17.4.5.2 Maximum Limitations -- Student-Athlete. An individual student-athlete may participate in each academic year in not more than ~~*56*~~ **52** baseball contests (this limitation includes those contests in which the student 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).

[Remainder of 17.4.5 unchanged.]

Source: Pacific-10 Conference, Big South Conference and West Coast Conference.

Effective Date: August 1, 2009

Category: Amendment

Topical Area: Playing and Practice Seasons

Rationale: Based on the experience of the compacted baseball schedule during the 2008 season, which resulted from the new competition start date, it has become apparent that institutions are challenged to fit 56 games into a shortened season. Although institutions are not required to participate in the maximum permissible number of games, they are reluctant to schedule fewer than maximum because of the potential effect on consideration for postseason participation. A four game reduction would reduce the hardships placed on baseball programs generally and student-athletes and coaches specifically.

Budget Impact: Decease in costs for travel and/or game related expenses; less revenue from ticket sales.

Impact on S-A's Time: Reduction in time spent in game related activities and/or travel.

Position Statement(s)

Academics Cabinet: The cabinet supports the proposal. The cabinet noted the proposal would likely result in less missed class time and time away from campus for baseball student-athletes, which should contribute to improved academic performance overall.

Championships/Sports Management Cabinet: The cabinet supports the proposal. The cabinet believes that of the three proposals (Proposal Nos. 2008-46, 2008-47 and 2008-48), Proposal No. 2008-48 reduces the challenges related to the compression of baseball schedules and likely would result in less missed class time and time away from campus, which ultimately could improve academic performance. The cabinet considered combining Proposal Nos. 2008-46 and 2008-48 but did not believe Proposal No. 2008-46 would be consistent with the recent changes designed to enhance competitive equity between northern and southern institutions.

Committee on Academic Performance: The committee opposes the proposal. The committee noted the legislation that was adopted as part of the Baseball Academic Enhancement Working Group's package has only been in effect for one year, which is not sufficient to fully evaluate the package's impact in improving the academic performance of baseball student-athletes.

History

Jul 03, 2008: Submit; Submitted for consideration.

Sep 09, 2008: Academics Cabinet, Recommends Approval

Sep 17, 2008: Championships/Sports Management Cabinet, Recommends Approval

Jan 15, 2009: Leg Council Init Review, Forwarded for Membership Comment

Jan 18, 2009: Comment Period; Start of Comment Period

Mar 18, 2009: Comment Period; End of Comment Period; (Official Comment Totals: Support = 19, Oppose = 31, Abstain = 2)

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Proposal Number: 2008-51

Title: PLAYING AND PRACTICE SEASONS -- PRESEASON PRACTICE -- CROSS COUNTRY, FIELD HOCKEY, WOMEN'S RUGBY, SOCCER, WOMEN'S VOLLEYBALL AND MEN'S WATER POLO

Intent: In cross country, field hockey, women's rugby, soccer and men's water polo, to specify that an institution shall not commence practice sessions before 16 days prior to the date on which the first permissible contest or date of competition may occur; further, in women's volleyball, to specify that an institution shall not commence practice sessions before 20 days prior to the date on which the first permissible contest may occur.

A. Bylaws: Amend 17.7.2, as follows:

17.7.2 Preseason Practice. A member institution shall not commence practice sessions in cross country ~~*prior to the date that permits a maximum of 21 units (see Bylaw 17.02.11) prior to the first scheduled intercollegiate contest*~~ **before 16 days prior to the date on which the first permissible date of competition may occur**.

B. Bylaws: Amend 17.10.2, as follows:

17.10.2 Preseason Practice. A member institution shall not commence practice sessions in field hockey ~~*prior to the date that permits a maximum of 21 units (see Bylaw 17.02.11) prior to the first scheduled intercollegiate contest*~~ **before 16 days prior to the date on which the first permissible contest may occur**.

C. Bylaws: Amend 17.18.2, as follows:

17.18.2 Preseason Practice. A member institution shall not commence practice sessions in women's rugby ~~*prior to the date that permits a maximum of 21 units (see Bylaw 17.02.11) prior to the first scheduled intercollegiate contest*~~ **before 16 days prior to the date on which the first permissible contest may occur**.

D. Bylaws: Amend 17.20.2, as follows:

17.20.2 Preseason Practice. A member 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*~~ **before 16 days prior to the date on which the first permissible contest may occur**.

E. Bylaws: Amend 17.28.2, as follows:

17.28.2 Preseason Practice -- Women. A member institution shall not commence practice sessions in women's volleyball ~~*prior to the date that permits a maximum of 29 units (see Bylaw 17.02.11) prior to the first scheduled intercollegiate contest (excluding the early alumni match) or September 1, whichever is later. If the first scheduled contest occurs before September 1, the institution shall count back one practice unit for each day (excluding Sundays) from September 1 through the date of the first scheduled contest. Thereafter, the institution shall apply the formula as prescribed in Bylaw 17.02.11*~~ **before**

20 days prior to the date on which the first permissible contest may occur (excluding the early alumni match). An institution may not begin practice in its segment in which the NCAA championship is not conducted until January 1.

F. Bylaws: Amend 17.29.2, as follows:

17.29.2 Preseason Practice.

(a) Men. A member institution shall not commence practice sessions in men's water polo ~~*prior to the date that permits a maximum of 21 units (see Bylaw 17.02.11) prior to the first scheduled intercollegiate contest*~~ **before 16 days prior to the date on which the first permissible date of competition may occur**.

[17.29.2-(b) unchanged.]

Source: West Coast Conference.

Effective Date: August 1, 2009

Category: Amendment

Topical Area: Playing and Practice Seasons

Rationale: The current practice unit calculation for fall sports results in institutions beginning preseason practice on different days. This proposal identifies a consistent time period of practice days prior to the date on which the first permissible contest or date of competition may occur for each fall sport except football. One result of this proposal would be greater predictability and consistency since the preseason practice period would always be the same length. The proposal would allow programs to maintain a consistent preseason training program and period of time for preseason practice from season to season. It would also result in fiscal equity among institutions. Student-athletes would report to campus at approximately the same time they do under current legislation. Finally, the proposal would eliminate the complicated and time-consuming formula that is necessary to calculate each institution's first permissible practice date annually.

Budget Impact: None.

Impact on S-A's Time: None.

Position Statement(s)

Championships/Sports Management Cabinet: The cabinet opposes the proposal. The cabinet noted that the proposal may lead to increased costs for the relevant sports.

Men's Soccer Committee: The committee opposes the proposal.

History

Jul 14, 2008: Submit; Submitted for consideration.

Sep 05, 2008: Men's Soccer Committee, Recommends Defeat

Sep 17, 2008: Championships/Sports Management Cabinet, Recommends Defeat

Jan 15, 2009: Leg Council Init Review, Forwarded for Membership Comment

Jan 18, 2009: Comment Period; Start of Comment Period

Mar 18, 2009: Comment Period; End of Comment Period; (Official Comment Totals: Support = 11, Oppose = 0, Abstain = 0)

Proposal Number: 2008-52

Title: PLAYING AND PRACTICE SEASONS -- FOOTBALL -- PRESEASON PRACTICE -- LIMIT ON NUMBER OF PARTICIPANTS -- REPLACEMENT OF STUDENT-ATHLETE DUE TO INJURY OR ILLNESS -- FCS

Intent: In championship subdivision football, to specify that a student-athlete who sustains an injury or illness that prevents further participation in preseason practice activities may be replaced with another student-athlete without including that individual in the institution's limitation on the number of individuals who may participate in preseason practice.

Bylaws: Amend 17.11.2.1.3, as follows:

[Federated provision, FCS only]

17.11.2.1.3 Limit on Number of Participants -- Championship Subdivision. In championship subdivision football, there shall be a limit of 90 student-athletes who may engage in practice activities prior to the institution's first day of classes or the institution's first contest, whichever occurs earlier.

[17.11.2.1.3.1 through 17.11.2.1.3.3 unchanged.]

17.11.2.1.3.4 Replacement of Student-Athlete Due to Injury or Illness. A student-athlete who sustains an injury or illness that prevents further participation in preseason practice activities may be replaced with another student-athlete without including that individual in the institution's limitation on the number of individuals who may participate in preseason practice. The replaced student-athlete shall cease participation in all athletically related activities (including team meetings and film review) and shall not resume participation in athletically related activities before the institution's first day of classes or first contest, whichever occurs first. The replaced student-athlete may continue to receive preseason practice expenses.

Source: Southeastern Conference.

Effective Date: Immediate

Category: Amendment

Topical Area: Playing and Practice Seasons

Rationale: Current legislation limits the number of student-athletes who may participate in and receive expenses related to preseason practice activities. In addition, current legislation does not allow an injured or ill student-athlete to be replaced in the limit on preseason participants. This proposal would permit replacement of a student-athlete who sustains an injury or illness that prevents further participation in preseason practice. For the student-athlete to be replaced, he must immediately cease participation in all athletically related activities and may not resume participation in athletically related activities prior to the institution's first day of

classes or first contest, whichever occurs first. The replaced student-athlete would not be permitted to return to practice for the remainder of the preseason-practice period; however, football programs that lose student-athletes to injuries or illnesses would be able to maintain a consistent number of preseason practice participants.

Budget Impact: Preseason practice expenses for student-athletes who replace injured or ill student-athletes.

Impact on S-A's Time: None.

Position Statement(s)

Awards, Benefits, Expenses and Financial Aid Cabinet: The cabinet supports the proposal.

Championships/Sports Management Cabinet: The cabinet opposes the proposal.

Football Issues Committee: The committee supports the proposal.

History

Jul 15, 2008: Submit; Submitted for consideration.

Sep 17, 2008: Championships/Sports Management Cabinet, Recommends Defeat

Sep 19, 2008: Awards, Benefits, Expenses and Financial Aid Cabinet, Recommends Approval

Jan 15, 2009: Leg Council Init Review, Forwarded for Membership Comment

Jan 18, 2009: Comment Period; Start of Comment Period

Jan 20, 2009: Football Issues Committee, Recommends Approval

Mar 18, 2009: Comment Period; End of Comment Period; (Official Comment Totals: Support = 0, Oppose = 0, Abstain = 1)

Proposal Number: 2008-54

Title: PLAYING AND PRACTICE SEASONS -- GOLF -- ANNUAL EXEMPTIONS -- HAWAII OR ALASKA

Intent: In golf, to specify that the dates of competition of one event (e.g., dual competition, tournament) in Hawaii or Alaska either against or under the sponsorship of an active Division I member located in Hawaii or Alaska, by a member located outside the area in question are exempted from the maximum number of dates of competition.

Bylaws: Amend 17.12.5.2, as follows:

17.12.5.2 Annual Exemptions. The maximum number of dates of competition in golf shall exclude the following:

[17.12.5.2-(a) through 17.13.5.2-(e) unchanged.]

(f) Hawaii or Alaska. ~~*Any*~~ **The** dates of competition **of one event (e.g., dual competition, tournament)** in Hawaii or Alaska, respectively, **either** against **or under the sponsorship of** an active Division I member located in Hawaii or Alaska, by a member located outside the area in question;

[17.12.5.2-(g) through 17.13.5.2-(k) unchanged.]

Source: Western Athletic Conference.

Effective Date: August 1, 2009

Category: Amendment

Topical Area: Playing and Practice Seasons

Rationale: The current legislation applies only to dual golf competition against an active Division I member located in Hawaii or Alaska; however, intercollegiate golf is typically played in a tournament format with more than two teams competing against each other. Therefore, the current exception is not practical. This proposal would extend the same exemption that is currently available in other sports to golf. Furthermore, this proposal provides a greater incentive for member institutions located outside of Hawaii and Alaska to schedule competition in those states, despite the geographical distance, which further supports the original intent of the legislation.

Budget Impact: None.

Impact on S-A's Time: None.

Position Statement(s)
Championships/Sports Management Cabinet: The cabinet supports the proposal.

History
Jul 01, 2008: Submit; Submitted for consideration.

Sep 17, 2008: Championships/Sports Management Cabinet, Recommends Approval

Oct 13, 2008: Sponsor modified the proposal to apply to one event per year. Previously, the proposal applied to any dates of competition.

Jan 14, 2009: Leg Council Init Review, Forwarded for Membership Comment

Jan 18, 2009: Comment Period; Start of Comment Period

Mar 18, 2009: Comment Period; End of Comment Period; (Official Comment Totals: Support = 12, Oppose = 0, Abstain = 0)

Proposal Number: 2008-55-A

Title: PLAYING AND PRACTICE SEASONS -- WOMEN'S SOCCER -- FIRST CONTEST OR DATE OF COMPETITION -- 12-WEEK SEASON

Intent: In women's soccer, to specify that an institution shall not play its first contest or engage in its first date of competition (game) with outside competition prior to the 12th weekend prior to the start of the women's soccer championship.

Bylaws: Amend 17.20.3, as follows:

17.20.3 First Contest or Date of Competition. A member institution shall not play its first contest or engage in its first date of competition (game) with outside competition in soccer prior to the following dates:

(a) Women's Soccer -- The Friday prior to the ~~*11th*~~ **12th** weekend ~~*[or 12th weekend in years in which the date of the first permissible contest in men's soccer results in 12 weeks between that date and the start of the NCAA Division I Men's Soccer Championship (e.g., 2008, 2012, 2013, 2014)]*~~ prior to the start of the NCAA Division I Women's Soccer Championship (see Figure 17-2), except that an alumni contest may be played the previous weekend.

[17.20.3-(b) unchanged.]

Source: Atlantic Coast Conference.

Effective Date: August 1, 2009

Category: Amendment

Topical Area: Playing and Practice Seasons

Rationale: The first contest date in men's soccer was amended in 2007, resulting in a 12-week season in five of the next 11 years: 2007, 2008, 2012, 2013 and 2014. The first contest date in women's soccer was amended in 2008 in order to give women's soccer the same 12 weeks between the first contest and the start of the championship in the same years as men's soccer. For scheduling purposes, it is more beneficial in women's soccer to have a consistent 12-week season every year. This change does not result in additional time demands on student-athletes because the total playing season in women's soccer would continue to be limited to 132 days.

Budget Impact: Increase in expenses for one additional week during those years in which the season would have been 11 weeks.

Impact on S-A's Time: None.

Position Statement(s)

Championships/Sports Management Cabinet: The cabinet supports the proposal.

History

Jul 09, 2008: Submit; Submitted for consideration.

Sep 17, 2008: Championships/Sports Management Cabinet, Recommends Approval

Oct 23, 2008: Proposal renumbered as Proposal No. 2008-55-A. An alternative is Proposal No. 2008-55-B.

Jan 15, 2009: Leg Council Init Review, Forwarded for Membership Comment

Jan 18, 2009: Comment Period; Start of Comment Period

Mar 18, 2009: Comment Period; End of Comment Period; (Official Comment Totals: Support = 5, Oppose = 6, Abstain = 1)

Proposal Number: 2008-57

Title: PLAYING AND PRACTICE SEASONS -- TRACK AND FIELD -- SAFETY EXCEPTION -- HURDLES AND STEEPLECHASE

Intent: To specify that a coach may be present during voluntary individual workouts in the institution's regular practice facility (without the workouts being considered as countable athletically related activities) when the student-athlete is engaged in jumping hurdles or the jumping element of the steeplechase.

Bylaws: Amend 17.27.7, as follows:

> 17.27.7 Safety Exception. A coach may be present during voluntary individual workouts in the institution's regular practice facility (without the workouts being considered as countable athletically related activities) when the student-athlete is engaged in field events**, jumping hurdles or the jumping element of the steeplechase**. The coach may provide safety or skill instruction but may not conduct the individual's workouts.

Source: Big 12 Conference.

Effective Date: Immediate

Category: Amendment

Topical Area: Playing and Practice Seasons

Rationale: When the legislation establishing the safety exception was adopted in 1991, it included fencing, gymnastics, rifle, skiing, swimming and diving, the field events of track and field and water polo. Since then, the exception has been added for archery, equestrian, rowing, synchronized swimming and wrestling. Extending the application of the safety exception to the hurdles and the steeplechase is consistent with the original intent of the safety exception legislation, which was to allow a coach to provide safety instruction to student-athletes while participating in voluntary workouts in sports that include elements that pose risks of bodily harm. Considering the physical demands and risks that are involved in the hurdles and the steeplechase, it is appropriate for a coach to provide safety supervision. In addition, these specific track events include a substantial degree of technique that is imperative in avoiding accidents and preventing injuries. It is important that a coach is available to spot and provide skill instruction in order to ensure the student-athlete's safety and well-being.

Budget Impact: None.

Impact on S-A's Time: Voluntary activities.

Position Statement(s)

Championships/Sports Management Cabinet: The cabinet took no position on the proposal.

History

Jun 26, 2008: Submit; Submitted for consideration.

Sep 17, 2008: Championships/Sports Management Cabinet, No Formal Position

Jan 15, 2009: Leg Council Init Review, Forwarded for Membership Comment

Jan 18, 2009: Comment Period; Start of Comment Period

Mar 18, 2009: Comment Period; End of Comment Period; (Official Comment Totals: Support = 13, Oppose = 0, Abstain = 0)

Proposal Number: 2008-59

Title: DIVISION MEMBERSHIP -- DEFINITIONS AND APPLICATIONS -- EMERGING SPORTS FOR WOMEN -- SAND VOLLEYBALL

Intent: To add sand volleyball as an emerging sport for women.

A. Bylaws: Amend 17.02.12, as follows:

17.02.12 Varsity Intercollegiate Sport. A varsity intercollegiate sport is a sport that has been accorded that status by the institution's president or chancellor or committee responsible for intercollegiate athletics policy and that satisfies the following conditions:-

[17.02.12-(a) through 17.02.12-(c) unchanged.]

17.02.12.1 Team Sports. The following are classified as team sports for purposes of this bylaw:

Baseball	Rugby, Women's
Basketball	**<u>Sand Volleyball</u>**
Field Hockey	Soccer
Football	Softball
Ice Hockey, Men's and Women's	Synchronized Swimming, Women's
Lacrosse	Team Handball, Women's
Rowing, Women's	Volleyball
	Water Polo, Men's and Women's

[Remainder of 17.02.12 unchanged.]

B. Bylaws: Amend 20.02.5, as follows:

20.02.5 Emerging Sports for Women. The following shall be considered emerging sports for women and countable for purposes of revenue distribution (for sports sponsorship and grants-in-aid):

(a) Team Sports: team handball, rugby**<u>, sand volleyball</u>** and synchronized swimming; and

[20.02.5-(b) unchanged.]

[Remainder of 20.02.5 unchanged.]

Source: NCAA Division I Management Council (Administrative Committee) (Committee on Women's Athletics).

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Division Membership

Rationale: There is wide-spread support for sand volleyball to be added as an emerging sport for women, including support from institutions and governing bodies. Data indicates that over 200,000 females ages 6-17 play sand volleyball and over 60 percent play only sand volleyball. Also, there were over 40 teams from NCAA institutions competing in sand volleyball tournaments in spring 2008. It is expected that the addition of sand volleyball will produce a significant increase in participation opportunities for women. The delayed effective date for sand volleyball will provide the divisions time to develop the necessary regulations. NCAA regulations require that emerging sports gain championship status within 10 years or show steady progress toward that goal.

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.

Impact on S-A's Time: Dependent on institutional sponsorship.

Position Statement(s)

Administration Cabinet: The cabinet supports the proposal.

Championships/Sports Management Cabinet: The cabinet opposes the proposal. The cabinet expressed concern about the uncertainty surrounding proposed regulations for playing and practice seasons and financial aid. The cabinet would be interested in further discussion when additional detail regarding sand volleyball is developed.

History

Jul 14, 2008: Submit; Submitted for consideration.

Jul 14, 2008: Committee on Women's Athletics, Recommends Approval

Jul 30, 2008: Management Council Administrative Committee, Sponsored

Sep 11, 2008: Administration Cabinet, Recommends Approval

Sep 17, 2008: Championships/Sports Management Cabinet, Recommends Defeat

Jan 15, 2009: Leg Council Init Review, Forwarded for Membership Comment

Jan 18, 2009: Comment Period; Start of Comment Period

Mar 18, 2009: Comment Period; End of Comment Period; (Official Comment Totals: Support = 8, Oppose = 14, Abstain = 0)

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Proposal Number: 2008-67

Title: ADMINISTRATIVE REGULATIONS -- RECRUITING CALENDARS -- SOFTBALL -- CONTACT PERIOD AUGUST 1 THROUGH THE DAY PRIOR TO THANKSGIVING DAY

Intent: In softball, to establish a contact period from August 1 through the day prior to Thanksgiving Day.

Administrative: Amend 30.10.4, as follows:

30.10.4 Softball. The following recruiting periods shall apply to softball:

(a) August 1 through ~~*Labor Day*~~ **the day prior to Thanksgiving day [except for (1) below]**:	Contact Period
~~*(b) The day after Labor Day through Thanksgiving day [except for (1) and (2) below]:*~~	~~*Contact only (no evaluations)*~~
~~*(1) The second Friday in October through the first Sunday of November:*~~	~~*Contact Period*~~
(~~*2*~~**1**) Monday through Thursday of the week that includes the initial date for the fall signing of the National Letter of Intent:	Dead Period
(~~*c*~~**b**) ~~*The day after*~~ Thanksgiving day through January 1 [except for (1) below]:	Quiet Period
(1) 12:01 a.m. on the day of registration for the national convention of the National Fastpitch Coaches Association to 12:01 a.m. on the day after adjournment of the convention:	Dead Period

[30.10.4-(d) through 30.10.4-(f) relettered as 30.10.4-(c) through 30.10.4-(e), unchanged.]

Source: Big East Conference.

Effective Date: Immediate

Category: Amendment

Topical Area: Recruiting

Rationale: Under the current softball recruiting calendar, fall evaluations are limited to a narrow window of time (second Friday in October through the first Sunday in November). The short duration of this period presents several problems for the fall recruiting process. Prospective student-athlete well-being was a primary reason for the structure of the current

calendar. However, the truncation of the fall evaluation period has put more stress on prospective student-athletes by causing an increase in missed class time due to tournaments being held for longer periods during the permissible evaluation weekends, in addition to the proliferation of events taking place during weekdays. Additionally, the short time period for evaluations in the fall has created increased pressure on coaches to recruit as much as possible within the allowable timeframe, thereby decreasing time spent on campus with current student-athletes. Moreover, if a single tournament is canceled due to weather conditions or other reasons, a considerable recruiting opportunity is lost. The recruiting calendar should allow for greater flexibility to use the 50 permissible evaluation days instead of limiting the time period in which it is permissible to evaluate prospective student-athletes.

Budget Impact: None.

Impact on S-A's Time: None.

Position Statement(s)

Recruiting and Athletics Personnel Issues Cabinet: The cabinet opposes the proposal. The cabinet expressed concern that the current legislation has only been effective for approximately one year and the cabinet believes more time is necessary to assess its impact before considering changes. Further, the cabinet noted the National Fastpitch Coaches Association is opposed the proposal for this same reason.

History

Jul 02, 2008: Submit; Submitted for consideration.

Sep 19, 2008: Recruiting and Athletics Personnel Issues Cabinet, Recommends Defeat

Jan 15, 2009: Leg Council Init Review, Forwarded for Membership Comment

Jan 18, 2009: Comment Period; Start of Comment Period

Mar 18, 2009: Comment Period; End of Comment Period; (Official Comment Totals: Support = 11, Oppose = 1, Abstain = 0)

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Proposal Number: 2008-68-B

Title: ADMINISTRATIVE REGULATIONS -- RECRUITING CALENDARS -- WOMEN'S LACROSSE -- FALL EVALUATIONS -- LIMITATION ON EVALUATIONS OF LACROSSE ACTIVITIES

Intent: In women's lacrosse, to specify that during the fall contact period, evaluations of prospective student-athletes participating in lacrosse activities are limited to the three weekends prior to Thanksgiving.

Administrative: Amend 30.10.8, as follows:

30.10.8 Lacrosse, Women's. The following recruiting periods shall apply to women's lacrosse:

[30.10.8-(a) through 30.10.8-(e) unchanged.]

(f) September 1 through the Tuesday before Thanksgiving [except for (1) **<u>and (2)</u>** below]:	Contact Period
(1) Monday through Thursday of the initial week of the fall signing of the National Letter of Intent:	Dead Period

<u>(2) Evaluations of prospective student-athletes participating in lacrosse activities are limited to the three weekends (Saturday and Sunday) prior to Thanksgiving.</u>

[30.10.8-(g) unchanged.]

Source: Ivy Group.

Effective Date: August 1, 2009

Category: Amendment

Topical Area: Recruiting

Rationale: Women's lacrosse coaches are concerned that prospective student-athletes are incurring travel expenses and withdrawing from other activities in order to be seen at fall tournaments by college coaches. Evaluating prospects in the spring with their scholastic teams and in the summer with club teams are substantial evaluation opportunities, and the recruiting process should not unnecessarily impose on prospects' time in the fall. Limiting the times when prospects may be evaluated to the three weekends prior to Thanksgiving will allow them to participate in fall sports and other activities in September and October while still giving them the opportunity to be evaluated by college coaches looking to begin the recruiting process. This proposal is not intended to prohibit other types of evaluations (e.g.

academic evaluations, evaluations of prospects participating in other sports) during the fall contact period.

Budget Impact: Potential cost reduction with fewer evaluation opportunities.

Impact on S-A's Time: None.

Position Statement(s)

Recruiting and Athletics Personnel Issues Cabinet: The cabinet supports the proposal. The cabinet noted that this proposal is similar to a recent change made to the recruiting calendar for men's lacrosse and that it minimizes the pressure for prospective student-athletes to participate in nonscholastic activities during the fall contact period.

History

Oct 23, 2008: Submit; Submitted for consideration as an alternative to Proposal No. 2008-68-A.

Jan 15, 2009: Leg Council Init Review, Forwarded for Membership Comment

Jan 18, 2009: Comment Period; Start of Comment Period

Feb 10, 2009: Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval

Mar 18, 2009: Comment Period; End of Comment Period; (Official Comment Totals: Support = 5, Oppose = 0, Abstain = 6)

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Proposal Number: 2008-75-1

Title: ELIGIBILITY -- FRESHMAN ACADEMIC REQUIREMENTS -- ELIGIBILITY FOR FINANCIAL AID, PRACTICE AND COMPETITION -- QUALIFIER -- EXCEPTION -- EARLY ACADEMIC CERTIFICATION -- SUBMISSION OF TRANSCRIPT -- WAIVER

Intent: To amend Proposal No. 2008-75 to specify that the Academics Cabinet may waive the requirement, based on objective evidence that demonstrates circumstances for which a waiver is warranted, that an institution must ensure submission of the final high school transcript to the Eligibility Center for a student-athlete who is certified as a qualifier pursuant to the early academic certification exception.

Bylaws: Amend 14.3.1, as follows:

14.3.1 Eligibility for Financial Aid, Practice and Competition. A student-athlete who enrolls in a member institution as an entering freshman with no previous full-time college attendance shall meet the following academic requirements, as certified by the NCAA Eligibility Center, as approved by the Executive Committee, and any applicable institutional and conference regulations, to be considered a qualifier and thus be eligible for financial aid, practice and competition during the first academic year in residence.

[14.3.1.1 unchanged.]

14.3.1.1.1 Exception -- Early Academic Certification. A student-athlete shall be certified as a qualifier, provided he or she has achieved the following academic criteria:

[14.3.1.1.1-(a) through 14.3.1.1.1-(b) unchanged.]

14.3.1.1.1.1 Submission of Final Transcript. If a student-athlete is certified as a qualifier pursuant to the early academic certification exception and his or her initial full-time collegiate enrollment occurs at the certifying institution during the first term of the academic year, the institution shall ensure submission of his or her final high school transcript (official or unofficial) to the Eligibility Center by February 1 following the student-athlete's initial full-time enrollment. If a student-athlete is certified as a qualifier pursuant to the early academic certification exception and his or her initial full-time collegiate enrollment occurs at the certifying institution after the conclusion of the first term of the academic year, the institution shall ensure submission of his or her final high school transcript (official or unofficial) to the Eligibility Center by February 1 of the following academic year.

14.3.1.1.1.1.1 Effect of Violation. A violation of this bylaw shall be considered an institutional violation per Constitution 2.8.1; however, the student-athlete's eligibility shall not be affected.

14.3.1.1.1.1.2 Waiver. The Academics Cabinet may waive the requirements of this legislation based on objective evidence that demonstrates circumstances for which a waiver is warranted. The cabinet shall establish the process for reviewing such waiver requests.

[Remainder of 14.3.1 unchanged.]

Source:

Effective Date: August 1, 2009

Proposal Category: Amendment

Topical Area: Eligibility

Rationale: Providing waivers via a simple process for extenuating circumstances that preclude the submission of a prospective student-athlete's high school transcript allows a reasonable accommodation to institutions without jeopardizing the integrity of the necessary data collection. The creation of a waiver process will provide institutions with relief in instances in which it is not possible to obtain the final high school transcript and will address concerns from the membership with the administrative burden that would be placed on campus compliance personnel.

Budget Impact: None.

Impact on S-A's Time: None.

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Proposal Number: 2008-75

Title: ELIGIBILITY -- FRESHMAN ACADEMIC REQUIREMENTS -- ELIGIBILITY FOR FINANCIAL AID, PRACTICE AND COMPETITION -- QUALIFIER -- EXCEPTION -- EARLY ACADEMIC CERTIFICATION -- SUBMISSION OF TRANSCRIPT

Intent: To specify that if a student-athlete is certified as a qualifier pursuant to the early academic certification exception and his or her initial full-time collegiate enrollment occurs at the certifying institution during the first term of the academic year, the institution shall ensure submission of his or her final high school transcript (official or unofficial) to the NCAA Eligibility Center by February 1 following the student-athlete's initial full-time enrollment; to specify that if a student-athlete is certified as a qualifier pursuant to the early academic certification exception and his or her initial full-time collegiate enrollment occurs at the certifying institution after the conclusion of the first term of the academic year, the institution shall ensure submission his or her final high school transcript (official or unofficial) to the Eligibility Center by February 1 of the following academic year; further, to specify that a violation of this provision shall be considered an institutional violation, however, the student-athlete's eligibility shall not be affected.

Bylaws: Amend 14.3.1, as follows:

14.3.1 Eligibility for Financial Aid, Practice and Competition. A student-athlete who enrolls in a member institution as an entering freshman with no previous full-time college attendance shall meet the following academic requirements, as certified by the NCAA Eligibility Center, as approved by the Executive Committee, and any applicable institutional and conference regulations, to be considered a qualifier and thus be eligible for financial aid, practice and competition during the first academic year in residence.

[14.3.1.1 unchanged.]

14.3.1.1.1 Exception -- Early Academic Certification. A student-athlete shall be certified as a qualifier, provided he or she has achieved the following academic criteria:

[14.3.1.1.1-(a) through 14.3.1.1.1-(b) unchanged.]

14.3.1.1.1.1 Submission of Final Transcript. If a student-athlete is certified as a qualifier pursuant to the early academic certification exception and his or her initial full-time collegiate enrollment occurs at the certifying institution during the first term of the academic year, the institution shall ensure submission of his or her final high school transcript (official or unofficial) to the Eligibility Center by February 1 following the student-athlete's initial full-time enrollment. If a student-athlete is certified as a qualifier pursuant to the early academic certification exception and his or her initial full-time collegiate enrollment occurs at the certifying institution after the conclusion of the first term of the academic year, the institution shall ensure submission of his or her final high school transcript (official or unofficial) to the Eligibility Center by February 1 of the following academic year.

14.3.1.1.1.1.1 Effect of Violation. A violation of this bylaw shall be considered an institutional violation per Constitution 2.8.1; however, the student-athlete's eligibility shall not be affected.

[Remainder of 14.3.1 unchanged.]

Source: NCAA Division I Board of Directors (Academics Cabinet).

Effective Date: August 1, 2009

Category: Amendment

Topical Area: Eligibility

Rationale: Current legislation permits an individual to be certified as a qualifier based on core courses, grades and test score through six semesters of high school. In these circumstances, the individual is not required to submit a final high school transcript to the NCAA Eligibility Center. For the current academic year, the Eligibility Center has not received final transcripts from approximately 40 percent of the individuals who were certified as early academic qualifiers. These missing transcripts represent a significant gap in academic data available to the NCAA research staff, which is vital for future policy decisions. Without such data, the ongoing review of initial-eligibility and progress-toward-degree rules (e.g., the impact of the increase from 14 to 16 core courses) is threatened. In addition, since the submission of a final transcript is not necessary for certification of initial eligibility pursuant to the early certification exception, a transcript could be official or unofficial and will be accepted in any form (e.g., copy, fax). Finally, it is recommended that the Eligibility Center Web site is updated to provide clear information to institutions regarding the final transcripts that are required to be submitted.

Budget Impact: None to minimal, as institutions generally receive a final high school transcript for admissions purposes.

Impact on S-A's Time: None.

Position Statement(s)
none

History
Sep 08, 2008: Submit; Submitted for consideration.

Sep 09, 2008: Academics Cabinet, Sponsored

Sep 09, 2008: Academics Cabinet, Recommends Approval as Noncontroversial Legislation

Oct 20, 2008: Leg Council Init Review, Not Supported as Noncontroversial Legislation

Oct 30, 2008: Board of Directors, Sponsored; Sponsored into the 2008-09 Legislative Cycle

Jan 15, 2009: Leg Council Init Review, Amended the Proposal; Deadline for submission of transcript amended from November 15 following initial full-time enrollment.

Jan 15, 2009: Leg Council Init Review, Forwarded for Membership Comment

Jan 18, 2009: Comment Period; Start of Comment Period

Mar 18, 2009: Comment Period; End of Comment Period; (Official Comment Totals: Support = 11, Oppose = 2, Abstain = 0)

Proposal Number: 2008-77-1

Title: ELIGIBILITY -- TRANSFER REGULATIONS -- TWO-YEAR COLLEGE TRANSFERS -- SUBMISSION OF INFORMATION NECESSARY TO DETERMINE ACADEMIC INITIAL-ELIGIBILITY STATUS -- WAIVER

Intent: To amend Proposal No. 2008-77 to specify that the Academics Cabinet may waive, based on objective evidence that demonstrates circumstances for which a waiver is warranted, the requirement that an institution submit information necessary to determine the academic initial-eligibility status of a two-year or 4-2-4 transfer student.

A. Bylaws: Amend Proposal No. 2008-77, Bylaw 14.5.4, as follows:

14.5.4 Two-Year College Transfers. A student who transfers to a member institution from a two-year college or from a branch school that conducts an intercollegiate athletics program must complete an academic year of residence unless the student meets the following eligibility requirements applicable to the division of which the certifying institution is a member. Further, a transfer student-athlete admitted after the 12th class day may not use that semester or quarter for the purpose of establishing residency.

[14.5.4.1 through 14.5.4.6 unchanged.]

14.5.4.7 Submission of Information Necessary to Determine Academic Initial-Eligibility Status. An institution shall ensure submission of all necessary information (e.g., high school transcripts, test scores) to the NCAA Eligibility Center to determine the academic initial-eligibility status of a two-year college transfer student-athlete prior to the student-athlete's first regular academic term of full-time enrollment at the institution. If a two-year college transfer student-athlete is added to an institution's squad list after the end of his or her first regular academic term of full-time enrollment at the institution, the institution shall ensure submission of all necessary information (e.g., high school transcripts, test scores) to the Eligibility Center to determine his or her academic initial-eligibility status prior to the end of academic year in which the student-athlete is added to the squad list. The necessary information may be submitted through official or unofficial transcripts or test score reports.

14.5.4.7.1 Effect of Violation. A violation of this bylaw shall be considered an institutional violation per Constitution 2.8.1; however, the student-athlete's eligibility shall not be affected.

14.5.4.7.2 Wavier. The Academics Cabinet may waive the requirements of this legislation based on objective evidence that demonstrates circumstances for which a waiver is warranted. The cabinet shall establish the process for reviewing such waiver requests.

B. Bylaws: Amend Proposal No. 2008-77, Bylaw 14.5.6, as follows:

14.5.6 4-2-4 College Transfers. A student who transfers from a four-year college to a two-year college and then to the certifying institution shall complete one academic year of

residence at the certifying institution prior to engaging in intercollegiate competition, unless the student has:

[14.5.6-(a) through 14.5.6-(c) unchanged.]

14.5.6.6 Submission of Information Necessary to Determine Academic Initial-Eligibility Status. An institution shall ensure submission of all necessary information (e.g., high school transcripts, test scores) to the NCAA Eligibility Center to determine the academic initial-eligibility status of a 4-2-4 transfer student-athlete prior to the end of the student-athlete's first regular academic term of full-time enrollment at the institution. If a 4-2-4 transfer student-athlete is added an institution's squad list after the end of his or her first regular academic term or full-time enrollment at the institution, the institution shall ensure submission of all necessary information (e.g., high school transcripts, test scores) to the Eligibility Center to determine his or her academic initial-eligibility status prior to the end of the academic year in which the student-athlete is added to the squad list. The necessary information may be submitted through official or unofficial transcripts or test score reports.

14.5.6.6.1 Effect of Violation. A violation of this bylaw shall be considered an institutional violation per Constitution 2.8.1; however, the student-athlete's eligibility shall not be affected.

14.5.6.6.2 Waiver. The Academics Cabinet may waive the requirements of this legislation based on objective evidence that demonstrates circumstances for which a waiver is warranted. The cabinet shall establish the process for reviewing such waiver requests.

Source: NCAA Division I Academics Cabinet.

Effective Date: August 1, 2010; applicable to two-year college and 4-2-4 transfer student-athletes who initially enroll in a Division I institution on or after August 1, 2010

Category: Amendment-to-Amendment

Topical Area: Eligibility

Rationale: The membership's review and consideration of this proposal has raised concerns with the administrative burden that would be placed on campus compliance personnel. In some instances, a student-athlete's high school may no longer exist or records may not be maintained beyond a certain date. The creation of a waiver process will provide institutions with relief in instances in which it is not possible to obtain the necessary high school transcripts. The process and criteria for the waiver will be established by the Academics Cabinet. Providing waivers via a simple process for extenuating circumstances that preclude the submission of a prospective student-athlete's high school academic information allows a reasonable accommodation to institutions without jeopardizing the integrity of the necessary data collection.

Budget Impact: None.

Impact on S-A's Time: None.

Position Statement(s)
none

History
Feb 02, 2009: Submit; Submitted for consideration.

Feb 02, 2009: Academics Cabinet, Sponsored

Proposal Number: 2008-77

Title: ELIGIBILITY -- TRANSFER REGULATIONS -- TWO-YEAR COLLEGE TRANSFERS -- SUBMISSION OF INFORMATION NECESSARY TO DETERMINE ACADEMIC INITIAL-ELIGIBILITY STATUS

Intent: To specify that an institution shall ensure submission of all necessary information (e.g., high school transcripts, test scores), which may include official or unofficial transcripts and test scores, to the Eligibility Center to determine the academic initial-eligibility status of a two-year college or 4-2-4 transfer student-athlete prior to the end of the student-athlete's first regular academic term of full-time enrollment at the institution; further, to specify that a violation of this provision shall be considered an institutional violation; however, the student-athlete's eligibility will not be affected.

A. Bylaws: Amend 14.5.4, as follows:

14.5.4 Two-Year College Transfers. A student who transfers to a member institution from a two-year college or from a branch school that conducts an intercollegiate athletics program must complete an academic year of residence unless the student meets the following eligibility requirements applicable to the division of which the certifying institution is a member. Further, a transfer student-athlete admitted after the 12th class day may not use that semester or quarter for the purpose of establishing residency.

[14.5.4.1 through 14.5.4.6 unchanged.]

14.5.4.7 Submission of Information Necessary to Determine Academic Initial-Eligibility Status. An institution shall ensure submission of all necessary information (e.g., high school transcripts, test scores) to the NCAA Eligibility Center to determine the academic initial-eligibility status of a two-year college transfer student-athlete prior to the end of the student-athlete's first regular academic term of full-time enrollment at the institution. If a two-year college transfer student-athlete is added to an institution's squad list after the end of his or her first regular academic term of full-time enrollment at the institution, the institution shall ensure submission of all necessary information (e.g., high school transcripts, test scores) to the Eligibility Center to determine his or her academic initial-eligibility status prior to the end of the academic year in which the student-athlete is added to the squad list. The necessary information may be submitted through official or unofficial transcripts or test score reports.

14.5.4.7.1 Effect of Violation. A violation of this bylaw shall be considered an institutional violation per Constitution 2.8.1; however, the student-athlete's eligibility shall not be affected.

B. Bylaws: Amend 14.5.6, as follows:

14.5.6 4-2-4 College Transfers. A student who transfers from a four-year college to a two-year college and then to the certifying institution shall complete one academic year of

residence at the certifying institution prior to engaging in intercollegiate competition, unless the student has:

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

[14.5.6.1 through 14.5.6.5 unchanged.]

14.5.6.6 Submission of Information Necessary to Determine Academic Initial-Eligibility Status. An institution shall ensure submission of all necessary information (e.g., high school transcripts, test scores) to the NCAA Eligibility Center to determine the academic initial-eligibility status of a 4-2-4 transfer student-athlete prior to the end of the student-athlete's first regular academic term of full-time enrollment at the institution. If a 4-2-4 transfer student-athlete is added to an institution's squad list after the end of his or her first regular academic term of full-time enrollment at the institution, the institution shall ensure submission of all necessary information (e.g., high school transcripts, test scores) to the Eligibility Center to determine his or her academic initial-eligibility status prior to the end of the academic year in which the student-athlete is added to the squad list. The necessary information may be submitted through official or unofficial transcripts or test score reports.

14.5.6.6.1 Effect of Violation. A violation of this bylaw 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 Board of Directors.

Effective Date: August 1, 2010; applicable to two-year college and 4-2-4 transfer student-athletes who initially enroll in a Division I institution on or after August 1, 2010.

Category: Amendment

Topical Area: Eligibility

Rationale: A two-year college transfer must meet transfer requirements based on his or her academic record at the two-year institution and must have his or her amateurism status certified by the Eligibility Center to be eligible for competition. However, current transfer legislation does not require two-year college transfer student-athletes who were nonqualifiers or 4-2-4 transfers to obtain a final academic initial-eligibility certification. As a result, the academic profiles of these students have not been available for study. Since June 2007, multiple NCAA governance groups have reviewed issues related to the academic performance of 2-4 transfer student-athletes and noted the need for additional academic data. The Academics Cabinet has requested that the Committee on Academic Performance begin to collect data on the academic performance of two-year college transfers. Such data will assist in developing policy and legislative requirements. In cases in which a two-year transfer student-athlete's transfer eligibility is certified pursuant to the requirements for a qualifier, the initial-eligibility status should have already been determined. Therefore, in most cases,

this legislation will only apply to those whose transfer eligibility is certified pursuant to the nonqualifier requirements or the 4-2-4 transfer requirements. This provision does not allow a transfer student to compete without being certified eligible for competition pursuant to the transfer requirements.

Budget Impact: None.

Impact on S-A's Time: None.

Position Statement(s)
none

History
Oct 29, 2008: Submit; Submitted for consideration.

Oct 30, 2008: Board of Directors, Sponsored; Sponsored into the 2008-09 Legislative Cycle

Jan 15, 2009: Leg Council Init Review, Amended the Proposal; Proposal amended to permit submission of unofficial transcripts and test score reports.

Jan 15, 2009: Leg Council Init Review, Forwarded for Membership Comment

Jan 18, 2009: Comment Period; Start of Comment Period

Mar 18, 2009: Comment Period; End of Comment Period; (Official Comment Totals: Support = 1, Oppose = 12, Abstain = 0)

Proposal Number: 2008-79-1

Title: AMATEURISM -- INVOLVEMENT WITH PROFESSIONAL TEAMS -- PROFESSIONAL BASKETBALL DRAFT -- FOUR-YEAR COLLEGE STUDENT-ATHLETE -- MEN'S BASKETBALL -- DECLARATION TO RESUME INTERCOLLEGIATE PARTICIPATION BY THE END OF MAY 8

Intent: To amend Proposal No. 2008-79 to specify that, in men's basketball, an enrolled student-athlete may enter a professional league's draft one time during his collegiate career without jeopardizing eligibility in the sport, provided the student-athlete requests that his name be removed from the draft list and declares his intent to resume intercollegiate participation no later than the end of May 8 of the year in which the draft will occur; the student-athlete's declaration of intent is submitted in writing to the institution's director of athletics; and the student-athlete is not drafted.

Bylaws: Amend 12.2.4.2.1, as follows:

12.2.4.2.1 Exception -- Professional Basketball Draft -- Four-Year College Student-Athlete.

12.2.4.2.1.1 Men's Basketball. In men's basketball, an enrolled student-athlete may enter a professional league's draft one time during his collegiate career without jeopardizing eligibility in that sport, provided:

(a) The student-athlete requests that his name be removed from the draft list and declares his intent to resume intercollegiate participation ~~*by*~~ **no later than** the end of **May 8 of** the ~~*day prior to the first day of the spring National Letter of Intent signing period for the applicable*~~ year **in which the draft will occur**;

(b) The student-athlete's declaration of intent is submitted in writing to the institution's director of athletics; and

(c) The student-athlete is not drafted.

12.2.4.2.1.2 Women's Basketball. In women's basketball, an enrolled student-athlete may enter a professional league's draft one time during his or her collegiate career without jeopardizing eligibility in that sport, provided the student-athlete is not drafted by any team in that league and the student-athlete declares his or her intention to resume intercollegiate participation within 30 days after the draft. The student-athlete's declaration of intent shall be in writing to the institution's director of athletics.

Source: Atlantic Coast Conference.

Effective Date: August 1, 2009

Category: Amendment-to-Amendment

Topical Area: Amateurism

Rationale: Concern has been expressed by some that the timeline provided in Proposal No. 2008-79 does not provide student-athletes with sufficient time to make informed decisions in

the pursuit of a professional career. The NBA has recently changed its policies to permit its teams to conduct individual tryouts beginning in late April. In that regard, extending the deadline to May 8 is more appropriate and should provide a student-athlete sufficient time to gather information about his draft status. Further, it will also allow institutions time to make recruiting decisions and, if necessary, sign prospective student-athletes to financial aid agreements prior to the conclusion of the National Letter of Intent spring signing period.

Budget Impact: None.

Impact on S-A's Time: None.

Position Statement(s)
none

History
Mar 16, 2009: Submit; Submitted for consideration.

Proposal Number: 2008-79

Title: AMATEURISM -- INVOLVEMENT WITH PROFESSIONAL TEAMS -- PROFESSIONAL BASKETBALL DRAFT -- FOUR-YEAR COLLEGE STUDENT-ATHLETE -- MEN'S BASKETBALL

Intent: In men's basketball, to specify that an enrolled student-athlete may enter a professional league's draft one time during his collegiate career without jeopardizing eligibility in the sport, provided the student-athlete requests that his name be removed from the draft list and declares his intent to resume intercollegiate participation by the end of the day prior to the first day of the spring National Letter of Intent signing period for the applicable year; the student-athlete's declaration of intent is submitted in writing to the institution's director of athletics; and the student-athlete is not drafted.

Bylaws: Amend 12.2.4.2.1, as follows:

12.2.4.2.1 Exception -- Basketball -- Four-Year College Student-Athlete.

12.2.4.2.1.1 Men's Basketball. In men's basketball, an enrolled student-athlete may enter a professional league's draft one time during his collegiate career without jeopardizing eligibility in that sport, provided:

(a) The student-athlete requests that his name be removed from the draft list and declares his intent to resume intercollegiate participation by the end of the day prior to the first day of the spring National Letter of Intent signing period for the applicable year;

(b) The student-athlete's declaration of intent is submitted in writing to the institution's director of athletics; and

(c) The student-athlete is not drafted.

12.2.4.2.1.2 Women's Basketball. In women's basketball, ~~*An*~~ **an** enrolled student-athlete ~~*in basketball*~~ may enter a professional league's draft one time during his or her collegiate career without jeopardizing eligibility in that sport, provided the student-athlete is not drafted by any team in that league and the student-athlete declares his or her intention to resume intercollegiate participation within 30 days after the draft. The student-athlete's declaration of intent shall be in writing to the institution's director of athletics.

Source: NCAA Division I Board of Directors.

Effective Date: August 1, 2009

Category: Amendment

Topical Area: Amateurism

Rationale: Currently, men's basketball student-athletes have 30 days after the NBA draft to indicate their intent to return to intercollegiate participation. As a result, such student-athletes have a three month period between April and July during which to make a decision. Such an extended time period is intrusive on academic performance during the spring and increases the potential for outside individuals to have a negative influence on the well-being of student-athletes. Establishing a shorter time frame by which student-athletes must withdraw from the draft and declare their intent to resume intercollegiate participation will encourage student-athletes to refocus on academics sooner and lessen the potential for violations of NCAA rules that will jeopardize their amateur status. In addition, the proposed time frame will assist coaches in roster planning. The proposed deadline will still provide sufficient time for student-athletes to declare their draft intentions. Professional teams devote significant resources to in-season scouting and film evaluation and sufficient information regarding draft projections is available before the proposed deadline to assist student-athletes with making an informed decision regarding an early departure to pursue a professional career.

Budget Impact: None.

Impact on S-A's Time: None.

Position Statement(s)
none

History
Oct 29, 2008: Submit; Submitted for consideration.

Oct 30, 2008: Board of Directors; Sponsored into the 2008-09 Legislative Cycle

Jan 15, 2009: Leg Council Init Review, Forwarded for Membership Comment

Jan 18, 2009: Comment Period; Start of Comment Period

Mar 18, 2009: Comment Period; End of Comment Period; (Official Comment Totals: Support = 4, Oppose = 6, Abstain = 1)

NCAA Division I 2008-09 Legislative Cycle Proposals
Points to Consider

Proposal Number: 2008-12
Title: PERSONNEL -- LIMITATIONS ON NUMBER OF OFF-CAMPUS RECRUITERS AT ANY ONE TIME -- EXCEPTION -- BASKETBALL -- JULY EVALUATION PERIODS

- Would provide for flexibility and possible cost savings in travel expenses.
- Could the concept be expanded to other times and other sports?

Proposal Number: 2008-13-B
Title: AMATEURISM -- EXCEPTION FOR PRIZE MONEY FOR STUDENT-ATHLETES -- OUTSIDE THE PLAYING SEASON DURING THE SUMMER VACATION PERIOD -- INDIVIDUAL SPORTS

- Restricts the receipt of prize money to cover expenses to events that occur during the summer vacation period.

Proposal Number: 2008-15-B
Title: RECRUITING -- DEFINITIONS AND APPLICATIONS -- PROSPECTIVE STUDENT-ATHLETE -- INSTITUTIONAL ORIENTATION SESSION

- Provides greater flexibility to apply the provisions of the legislation to any institutional orientation period available to all incoming students, rather than limiting the application to required orientation sessions.

Proposal Number: 2008-19
Title: RECRUITING -- CONTACTS AND EVALUATIONS -- FOOTBALL -- ONE CONTACT WITH JUNIORS OR SENIORS -- SPRING EVALUATION PERIOD

- Designed to allow coaches to make earlier more accurate assessments of a prospective student-athlete's ability to succeed academically and assimilate culturally in a collegiate environment.
- Legislation has previously allowed for contact with high school juniors in sports other than football.

Proposal Number: 2008-20-A
Title: RECRUITING -- FOOTBALL EVALUATIONS -- SCHOLASTIC AND NONSCHOLASTIC ACTIVITIES -- EVENTS ORGANIZED AND CONDUCTED BY SCHOLASTIC ATHLETICS GOVERNANCE BODIES -- OTHER EVALUATION EVENTS

- Seeks to permit coaches' attendance at coaching clinics, all-star game practices and competitions that are solely conducted and organized by a scholastic athletics governing body.

- Precludes attendance at recruiting events (other than the permissible live events) in which information (e.g., athletics or academic credentials, highlight or combine video) related to prospective student-athletes is presented or otherwise made available.
- Would the legislation permit attendance at an event if a scholastic athletics governing body were to contract with a third party (e.g., recruiting or scouting service) to conduct the event?

Proposal Number: 2008-20-B
Title: RECRUITING -- FOOTBALL EVALUATIONS -- SCHOLASTIC AND NONSCHOLASTIC ACTIVITIES -- OTHER EVALUATION EVENTS

- Precludes attendance at recruiting events (other than the permissible live events) in which information (e.g., athletics or academic credentials, highlight or combine video) related to prospective student-athletes is presented or otherwise made available.
- Would not permit attendance at additional live athletics events in which prospective-student athletes participate, such as coaching clinics and all-star game practices and competitions.

Proposal Number: 2008-25-D
Title: RECRUITING -- OFFICIAL VISIT AND LETTER OF INTENT PROGRAMS -- REQUIREMENTS OFFERS OF ATHLETICALLY RELATED FINANCIAL AID -- COMPLETION OF AMATEURISM CERTIFICATION QUESTIONNAIRE -- DELAYED EFFECTIVE DATE

- Same legislation as Proposal No. 2008-25-B, but with a delayed effective date.
- Delays the effective date until 2010, which is intended to provide additional time for the Eligibility Center to educate prospective student-athletes and institutions on the additional requirements and result in a smoother transition for the membership.

Proposal Number: 2008-29
Title: RECRUITING -- TRYOUTS -- EXCEPTIONS -- VOLUNTARY SUMMER CONDITIONING -- SPORTS OTHER THAN FOOTBALL AND BASKETBALL

- Would extend the legislation currently available only to football and basketball to incoming student-athletes in all other sports.
- Could require additional staffing and resources in the summer.

Proposal Number: 2008-32-B
Title: ELIGIBILITY -- GENERAL ELIGIBILITY REQUIREMENTS -- FULL-TIME ENROLLMENT -- REQUIREMENT FOR COMPETITION -- NONTRADITIONAL COURSES -- UP TO 50 PERCENT OF MINIMUM REQUIREMENT

- Would establish a limit on the number of nontraditional courses that may be used to fulfill the minimum full-time enrollment requirement for competition.

Proposal Number: 2008-34
Title: ELIGIBILITY -- FRESHMAN ACADEMIC REQUIREMENTS -- CORE CURRICULUM TIME LIMITATION -- STUDENTS WITH EDUCATION IMPACTING DISABILITIES

- Allows for a reasonable accommodation in a reasonable amount of time.
- Issues related to the receipt of athletically related financial aid may be unresolved.
  - Proposal currently uses the same language as is currently used in the core-course time limitation for students without education impacting disabilities.
- Would a delayed effective date be beneficial?

Proposal Number: 2008-43
Title: AWARDS, BENEFITS AND EXPENSES -- HOUSING AND MEALS -- FRUIT, NUTS AND BAGELS

- Designed to help address nutritional concerns for student-athletes.
- Food has generally been considered to be an element of financial aid.
- Concerns related to additions to the specific items.
  - Other food items that include fruit or nuts.
  - Toppings and the like for bagels.
- Potential budget impact.

Proposal Number: 2008-45
Title: PLAYING AND PRACTICE SEASONS -- GENERAL REGULATIONS -- SKILL INSTRUCTION -- SPORTS OTHER THAN FOOTBALL -- CONCURRENT SESSIONS

- Intended to allow for flexibility and efficiency without compromising the original intent of the legislation.
- May need to define "facility."
  - Temporary partitions would not create separate "facilities."
  - Application to different areas of an outdoor "facility."

Proposal Number: 2008-46
Title: PLAYING AND PRACTICE SEASONS -- BASEBALL -- PRESEASON PRACTICE AND FIRST CONTEST -- CHAMPIONSHIP SEGMENT

- Designed to provide flexibility with scheduling, which would reduce missed class time and would allow more time for student-athletes to fulfill academic requirements.
  - Extends practice by approximately one week and provides one additional week for contests.
- If Proposal No. 2008-47 is adopted, will the reduction in championship segment contests eliminate the need for the additional scheduling flexibility?

Proposal Number: 2008-48
Title: PLAYING AND PRACTICE SEASONS -- BASEBALL -- MAXIMUM NUMBER OF CONTESTS -- 52

- Would reduce the maximum permissible number of contests by four.
- Seeks to reduce the hardships placed on baseball programs generally and student-athletes and coaches specifically.

Proposal Number: 2008-51
Title: PLAYING AND PRACTICE SEASONS -- PRESEASON PRACTICE -- CROSS COUNTRY, FIELD HOCKEY, WOMEN'S RUGBY, SOCCER, WOMEN'S VOLLEYBALL AND MEN'S WATER POLO

- Designed to provide consistency and eliminate the need to apply a formula.
- An institution that delays its first contest would be able to practice more than those that start on the first permissible date.
  - Resulting in additional expenses in such circumstances.

Proposal Number: 2008-52
Title: PLAYING AND PRACTICE SEASONS -- FOOTBALL -- PRESEASON PRACTICE -- LIMIT ON NUMBER OF PARTICIPANTS -- REPLACEMENT OF STUDENT-ATHLETE DUE TO INJURY OR ILLNESS

- Would allow for a consistent number of student-athletes participating in preseason practice, regardless of injuries or illnesses.
- The current legislation focuses on the number of student-athletes who may receive preseason expenses.
  - Assumption is that injured student-athletes would continue to receive expenses.

Proposal Number: 2008-54
Title: PLAYING AND PRACTICE SEASONS -- GOLF -- ANNUAL EXEMPTIONS -- HAWAII OR ALASKA

- Seeks to expand the exemption to tournaments that include multiple institutions, which is the standard golf competition format.
- Supports the intent of the exemption, which is to encourage institutions to travel to compete against institutions located in Hawaii or Alaska.

Proposal Number: 2008-55-A
Title: PLAYING AND PRACTICE SEASONS -- WOMEN'S SOCCER -- FIRST CONTEST OR DATE OF COMPETITION -- 12-WEEK SEASON

- Designed to establish a consistent 12-week season.
- Playing and practice season remains limited to 132 days, including the championship and nonchampionship segments.
- Current legislation has only been effective since August 1, 2008.

Proposal Number: 2008-57
Title: PLAYING AND PRACTICE SEASONS -- TRACK AND FIELD -- SAFETY EXCEPTION -- HURDLES AND STEEPLECHASE

- Would allow for safety or skill instruction during voluntary workouts while engaging in potentially dangerous activities.
- Application limited to the jumping elements. It does not apply to running or starting elements.

Proposal Number: 2008-59
Title: DIVISION MEMBERSHIP -- DEFINITIONS AND APPLICATIONS -- EMERGING SPORTS FOR WOMEN -- ARCHERY, BADMINTON, SYNCHRONIZED SWIMMING, TEAM HANDBALL AND SAND VOLLEYBALL

- Data shows increasing interest in sand volleyball by females ages six to 17.
- Over 40 NCAA institutions competed in sand volleyball tournaments in the 2008 spring.
- Goal of emerging sports for women program is to increase female participation and move sports toward NCAA championship status.
    - Sports being eliminated have seen minimal or no sponsorship growth since added to the list 14 years ago.
- Is there any detrimental impact to the Olympic movement?

- United States Olympic Committee submitted a letter expressing support for the NCAA Committee on Women's Athletics' recommendations.

- Institutions still may offer the sports at the varsity level, even if they are not on the NCAA emerging sports for women list.
  - May still count participants for gender-equity purposes.

Proposal Number: 2008-67
Title: ADMINISTRATIVE REGULATIONS -- RECRUITING CALENDARS -- SOFTBALL -- CONTACT PERIOD AUGUST 1 THROUGH THE DAY PRIOR TO THANKSGIVING DAY

- Seeks to expand fall contact period.
  - Would ease stress on prospective student-athletes and missed class time created by a truncated period.
- Current legislation has only been effective since August 1, 2007.

Proposal Number: 2008-68-B
Title: ADMINISTRATIVE REGULATIONS -- RECRUITING CALENDARS -- WOMEN'S LACROSSE -- FALL EVALUATIONS -- LIMITATION ON EVALUATIONS OF LACROSSE ACTIVITIES

- Limiting the times when prospective student-athletes may be evaluated to the three weekends prior to Thanksgiving will allow them to participate in fall sports and other activities in September and October while still giving them the opportunity to be evaluated by college coaches looking to begin the recruiting process.
- Proposal is not intended to prohibit other types of evaluations (e.g. academic evaluations, evaluations of prospects participating in other sports) during the fall contact period.

Proposal Number: 2008-75
Title: ELIGIBILITY -- FRESHMAN ACADEMIC REQUIREMENTS -- ELIGIBILITY FOR FINANCIAL AID, PRACTICE AND COMPETITION -- QUALIFIER -- EXCEPTION -- EARLY ACADEMIC CERTIFICATION -- SUBMISSION OF TRANSCRIPT

- Intended to address a significant gap in academic data available to the NCAA research staff, which is vital for future policy decisions.
- Without the data, the continuing review of initial-eligibility and progress-toward-degree rules (e.g., the impact of the increase from 14 to 16 core courses) is threatened.

Proposal Number: 2008-77
Title: ELIGIBILITY -- TRANSFER REGULATIONS -- TWO-YEAR COLLEGE TRANSFERS -- SUBMISSION OF INFORMATION NECESSARY TO DETERMINE ACADEMIC INITIAL-ELIGIBILITY STATUS

- Designed to facilitate the collection of data on the academic performance of two-year college transfers.
- Such data will assist in developing policy and legislative requirements.

Proposal Number: 2008-79
Title: AMATEURISM -- INVOLVEMENT WITH PROFESSIONAL TEAMS -- PROFESSIONAL BASKETBALL DRAFT -- FOUR-YEAR COLLEGE STUDENT-ATHLETE -- MEN'S BASKETBALL

- Designed to establish a shorter timeframe by which student-athletes must withdraw from the draft and declare their intent to resume intercollegiate participation.
- Intended to encourage student-athletes to refocus on academics sooner and lessen the potential for violations of NCAA rules that will jeopardize their amateur status.
- Would also assist coaches in roster planning.
- If adopted, a student-athlete may be pressured to participate in several tryouts prior to the deadline to remove his name from the draft.

2008-09 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 2008-09 legislative cycle.

NCAA Proposal No. 2008-15-B Recruiting – Definitions and Applications – Prospective Student-Athlete – Institutional Orientation Session

Question: If adopted, how would this legislation apply to institutions that do not conduct orientation sessions or conduct orientation sessions earlier than 14 days before the start of the regular academic year?

Answer: If an institution does not conduct orientation sessions or does not conduct such sessions earlier than 14 days before the start of the regular academic year, prospective student-athletes who have not otherwise triggered student-athlete status would be subject to all the rules applicable to prospective student-athletes.

Proposal No. 2008-20-A Recruiting – Football Evaluations – Scholastic and Nonscholastic Activities – Events Organized and Conducted By Scholastic Athletics Governance Bodies – Other Evaluations Events

Question: What types of live events would coaches be permitted to attend under this proposal?

Answer: Coaches are currently permitted to evaluate at regularly scheduled high school, preparatory school and two-year college contests and practices and regular scholastic activities involving prospective student-athletes enrolled only at the institution at which the regular scholastic activities occur. If adopted, Proposal No. 2008-20 would allow football coaches to attend events organized and conducted by a scholastic athletics governing body (e.g., state high school athletics association, two-year college athletics association) that involve prospective student-athletes from different high schools, preparatory schools and two-year colleges, such as all-star games, clinics and jamborees.

Question: Would coaches be permitted to evaluate at events in which the scholastic athletics governing body contracts with an outside entity to conduct?

Answer: No. In order to evaluate at an event, it must be solely organized and conducted by a scholastic athletics governing body.

Proposal No. 2008-25-D Recruiting – Letter of Intent Programs – Requirements for Offers of Athletically Related Financial Aid – Completion of Amateurism Certification Questionnaire – Delayed Effective Date

Question: What does "complete" mean for purposes of these proposals? Must the amateurism certification questionnaire be submitted to the NCAA Eligibility Center in order to be considered complete?

Answer: The intent of the proposals is to allow the Eligibility Center to begin the amateurism certification process earlier and to help with case volume leading up to the start of the academic year. Therefore, in order for the legislation to have its intended effect, all of the primary questions on the Web-based questionnaire would have to be answered and submitted to the Eligibility Center before the institution may provide an official visit and/or a written offer of athletically related financial aid.

Question: Would this legislation change institution's responsibilities related to the time between the initial submission of the answers to the primary questions and the final certification?

Answer: No. During the time between the initial submission and the final certification, the institution should continue to work with the prospective student-athlete to ensure that the he or she has updated the questionnaire, if necessary, and should respond to any questions or requests for information from the Eligibility Center.

Proposal No. 2008-32-B Eligibility – General Eligibility Requirements – Full-Time Enrollment – Requirement for Competition – Nontraditional Courses – Up to 50 Percent of Minimum Requirement

Question: What is the difference between Proposal No. 2008-32-A and Proposal No. 2008-32-B?

Answer: The overarching intent of Proposal No. 2008-32-A was to simplify the analysis of nontraditional courses as they relate to the full-time enrollment requirement. Currently, the legislation addresses extension and correspondence courses specifically, but provides no guidance regarding the use of other nontraditional courses. Adding to the confusion is the fact that various nontraditional courses are labeled with different names by different institutions (e.g., Internet courses, distance learning courses, independent study). Many of the parameters in Proposal Nos. 2008-32-A and 2008-32-B are based on guidance provided by current legislation and interpretations. In most cases, if an institution considers a nontraditional course to be regular course enrollment for all students and is not a correspondence course (as

such courses are commonly understood), then it may be used to meet the full-time enrollment requirement for competition. Therefore, the intent of Proposal No. 2008-32-A was to establish parameters by which all nontraditional courses, including extension and correspondence courses, could be analyzed in order to determine whether they could count toward the minimum full-time enrollment requirement. Proposal No. 2008-32-B maintains that intent, but limits the number of nontraditional courses that may be used to meet the minimum requirement to 50 percent of the minimum full-time enrollment requirement for competition. Proposal No. 2008-32-B was sponsored in response to concerns that a student-athlete could enroll in only nontraditional courses and still meet the minimum full-time enrollment requirements, which is possible under the current legislation and would have remained possible under Proposal No. 2008-32-A.

Question: What does "up to 50 percent of the minimum full-time enrollment requirement for competition" mean?

Answer: NCAA Bylaw 14.1.8.2 specifies that in order for an undergraduate student to be eligible for competition, he or she must be enrolled full time, which shall not be less than 12 hours during a regular term. "Full-time enrollment" is defined by each institution. In most cases, enrollment in 12 credits or more in a regular term constitutes full-time enrollment. Therefore, in most cases, under Proposal No. 2008-32-B, a maximum of six credits of nontraditional courses per regular term could be used to meet the minimum full-time enrollment requirement. In other words, the student-athlete would be required to enroll in at least six credits of traditional courses. The student-athlete could enroll in more than six credits of nontraditional courses, but only six would count toward the minimum full-time enrollment requirement. In some cases, "full-time enrollment" may require enrollment in more than 12 credits. If, for example, full-time enrollment were defined as 14 or more credits, a student-athlete would be required to enroll in at least seven credits of traditional courses per regular term and up to seven hours of nontraditional courses could be used to meet the minimum full-time enrollment requirement.

Question: How would the 50 percent standard apply to a student-athlete who qualifies for the final semester/quarter exception (Bylaw 14.1.8.2.1.3) to the full-time enrollment requirement?

Answer: Since such a student-athlete would not be required to be enrolled full time pursuant to the exception, he or she would not be subject to the 50 percent limitation on the number of nontraditional credits that may be used to meet the full-time enrollment requirement.

Question: How would the 50 percent standard apply to a graduate student-athlete?

Answer: Pursuant to Bylaw 14.1.8.2.1.4, a student may compete while enrolled in a full-time graduate program as defined by the institution. Proposal No. 2008-32 applies to undergraduate and graduate student-athletes. If, for example, an institution defines full-time enrollment as at least eight hours for a graduate student, then up to four hours of nontraditional courses could be used toward the minimum requirement.

Question: Does the 50 percent standard apply to summer session enrollment?

Answer: No. Bylaw 14.1.8.2 only applies to enrollment in regular academic terms.

Question: Does "regular enrollment periods" refer to periods in which students at the offering institution enroll in traditional (e.g., taught in a typical face-to-face classroom environment) courses?

Answer: Yes. Therefore, if a student-athlete dropped or withdrew from a traditional course in the middle of a term and enrolled in a nontraditional course (and could not have enrolled in another traditional course) he or she could not use the nontraditional course for full-time enrollment or to meet progress-toward-degree requirements. The student-athlete must enroll in such courses at the same time he or she enrolls in traditional courses, if the nontraditional courses are to be used.

Question: May a nontraditional course that is completed over the course of an entire academic year be used to meet the minimum full-time enrollment requirement?

Answer: The legislation requires that the course be conducted during the institution's regular academic schedule (term time) in accordance with the institution's academic calendar and applicable policies and procedures. Therefore, such a course could be used to meet the minimum full-time enrollment requirement only if the institution offers similar traditional courses that span the entire academic year and the other criteria of the legislation are met.

Question: Was the original Proposal No. 2008-32 intended to work in conjunction with the original Proposal No. 2008-35?

Answer: Both original proposals were intended to address the issues noted above related to nontraditional courses, one in the context of full-time enrollment and one in the context of progress-toward-degree requirements. However, Proposal No. 2008-32-B remains unaffected by the defeat of Proposal Nos. 2008-35-A and 2008-35-B.

Question: If Proposal No. 2008-32-B is adopted, is it possible that some courses could be used for progress-toward-degree requirements, but not for the minimum full-time enrollment requirement?

Answer: Such a scenario is possible under the current legislation and would remain so if Proposal No. 2008-32-B were adopted. For example, correspondence courses offered by the certifying institution may be used toward a student-athlete's minimum percentage of degree requirement, but may not be used toward the minimum full-time enrollment requirement. Even if Proposal No. 2008-32-B were adopted, most correspondence courses would not meet the parameters to permit them to be used toward the full-time enrollment requirement.

Question: If Proposal No. 2008-32-B is adopted, will a waiver of the 50 percent limitation be available?

Answer: Yes. Bylaw 14.1.8.2.7.4 provides the NCAA Division I Academic Cabinet with the authority to waive the legislation related to the minimum full-time enrollment requirement.

Proposal No. 2008-45 Playing and Practice Seasons – General Regulations – Skill Instruction – Sports Other than Football – Concurrent Session

Question: How does this proposal apply to skill-related instruction that occurs at outdoor locations? For example, would it be permissible for multiple groups of four softball student-athletes to engage in skill-related instruction with a coach on separate softball fields?

Answer: The proposal would allow four student-athletes from the same team to be involved in skill-related instruction with their coaches at the same time in separate facilities. Therefore, if separate softball fields were considered to be separate facilities, separate groups of four student-athletes could participate in skill-related instruction at the same time on the separate fields.

Question: Does a curtain separating two areas of one facility constitute two facilities?

Answer: No.

Question: Does a batting cage that is attached to a baseball facility constitute a separate facility from the actual field?

Answer: No.

Question: Does a glass wall separating indoor and outdoor tennis courts of a tennis facility create separate facilities?

Answer: No.

Proposal No. 2008-51 Playing and Practice Seasons – Preseason Practice – Cross Country, Field Hockey, Women's Rugby, Soccer, Women's Volleyball and Men's Water Polo

Question: If adopted, what would be the first permissible practice date in the specified sports?

Answer: The first permissible practice dates for 2009 through 2013 in the specified sports would be as follows:

Cross Country		
Year	**Practice**	**Competition**
2009	August 16	September 1
2010	August 16	September 1
2011	August 16	September 1
2012	August 15	August 31
2013	August 14	August 30

Cross Country, Women's Rugby, Men's Soccer		
Year	**Practice**	**Competition**
2009	August 16	September 1
2010	August 16	September 1
2011	August 16	September 1
2012	August 15	August 31
2013	August 14	August 30

Women's Soccer		
Year	**Practice**	**Competition**
2009	August 12	August 28
2010	August 11	August 27
2011	August 10	August 26
2012	August 8	August 24
2013	August 7	August 23

Women's Field Hockey		
Year	**Practice**	**Competition**
2009	August 12	August 28
2010	August 11	August 27
2011	August 10	August 26
2012	August 8	August 24
2013	August 14	August 30

Men's Water Polo		
Year	**Practice**	**Competition**
2009	August 20	September 5
2010	August 19	September 4
2011	August 18	September 3
2012	August 16	September 1
2013	August 22	September 7

Women's Volleyball		
Year	**Practice**	**Competition**
2009	August 8	August 28
2010	August 7	August 27
2011	August 6	August 26
2012	August 4	August 24
2013	August 11	August 31

Proposal No. 2008-52 Playing and Practice Seasons – Football – Preseason Practice – Limit on Number of Participants – Replacement of Student-Athlete Due to Injury or Illness

Question: Prior to replacing an injured or ill football student-athlete, is the institution required to obtain appropriate medical documentation from licensed medical personnel related to the student-athlete's injury or illness?

Answer: No. However, the injured or ill student-athlete must immediately stop participation in all athletically related activities and may not resume participation until the institution's first day of classes or first contest, whichever is earlier.

Question: What activities may the injured or ill student-athlete be involved in after being replaced by another student-athlete and prior to the institution's first day of classes or first contest, whichever is earlier?

Answer: The injured or ill student-athlete may be involved in team meals, medical treatment and rehabilitation sessions once he has been replaced with another student-athlete and

is no longer included in the 105 student-athlete limit. Attendance at team meetings, practice, film sessions, etc., would not be permitted even if the injured or ill student-athlete's attendance is voluntary. The replaced student-athlete would be permitted to attend and observe practice sessions in the same manner as the general public.

Proposal No. 2008-54 Playing and Practice Seasons – Golf – Annual Exemptions – Hawaii or Alaska

Question: If adopted, would an institution located within the 48 contiguous states be permitted to exempt dates of competition against other institutions located within the 48 contiguous states that take place in Hawaii or Alaska in a tournament conducted by an institution located in Hawaii or Alaska?

Answer: Yes. Dates of competition either against or under the sponsorship of an active Division I member located in Hawaii or Alaska by an institution located within the 48 contiguous states could be exempted.

Proposal No. 2008-57 Playing and Practice Seasons – Track and Field – Safety Exception – Hurdles and Steeplechase

Question: Would this proposal permit a coach to be present during voluntary individual workouts when a track student-athlete is engaging in the starting element hurdles or the running element of the steeplechase?

Answer: No. A coach could only be present while the student-athlete engages in jumping hurdles or the jumping element of the steeplechase.

Proposal No. 2008-59 Division Membership – Definitions and Applications – Emerging Sports for Women – and Sand Volleyball

Question: What is the NCAA emerging sport for women program?

Answer: The NCAA Committee on Women's Athletics is charged with identifying and managing progress of emerging sports for women. An emerging sport is a women's sport recognized by the NCAA that is intended to help schools provide more athletics opportunities for women and help that sport achieve NCAA championship status. Additional information about the NCAA emerging sport for women program, including the policies and procedures, is located through www.ncaa.org/gender_equity.

When the NCAA adopted the recommendations of the NCAA Gender-Equity Task Force in 1994, one of the recommendations was the creation of the list of emerging sports for women. Nine sports were on that first list. In the past 14 years, some have become championship sports (rowing, ice hockey, water polo and bowling), while others have been added to the list. NCAA bylaws require that emerging sports must gain championship status (minimum 40 varsity NCAA programs) within 10 years or show steady progress toward that goal to remain on the list. Institutions are allowed to use emerging sports to help meet the NCAA membership minimum sports sponsorship requirements and, in Divisions I and II, minimum financial aid requirements. Any sport, with proper, documented support, can self-identify as an emerging sport and begin the process to be part of the emerging sport for women program.

Question: Why is sand volleyball being recommended to be added to the emerging sport for women list?

Answer: The Committee on Woman's Athletics received a request in July 2008 to add sand volleyball to the emerging sport for women list. That request included extensive data about the sport and participants, 12 university commitment letters (University of California, Davis; California State University, Fullerton; University of Denver; Florida Atlantic University; Florida Gulf Coast University; Florida Southern University; University of Nebraska, Lincoln; University of New Orleans; Rollins College; Saint Leo University; Stetson University; and University of Tennessee, Knoxville), support from conference offices (California Collegiate Athletic Association; Pacific West Conference; Sun Belt Conference; USA Volleyball and the United States Olympic Committee). The Committee on Women's Athletics is requesting that the Association add the sport to the list of emerging sports for women. The recommendation to add sand volleyball to the list includes the effective date August 1, 2010, to give each division time to develop the necessary regulations and rules for the sport.

Question: What was the relevant information about sand volleyball reviewed by the Committee on Women's Athletics?

Answer: According to the 2007 report by the Sporting Goods Manufacturers Association (SGMA), 589,000 Americans were frequent sand volleyball participants in 2006. Of that total, 325,000 (55.1 percent) are female and 118,000 are under the age of 24.[1] Of the 491,000 sand volleyball players under age 18, 221,184 are female, 63 percent do not play indoor volleyball, and 32,654 identify themselves as frequent participants.

[1] USA Sports participation Study: Beach Volleyball, Sporting Goods Manufacturers Association, Insight 07.

In a 2008 participation report, SGMA showed that sand volleyball had increased by 35 percent among core participants since 2006.[2] This compared with only a 2.3 percent increase in the court game.

The United States Olympic Committee, USA Volleyball (national governing body), and the Association of Volleyball Professional (domestic pro league) support sand volleyball as an emerging sport and are sponsoring programs and initiatives to assist with the growth of the sport.

Beach volleyball has been an Olympic Sport since 1996. Since its introduction in Atlanta, the sport has increased in popularity with each Olympic cycle. In the 2004 Athens Games, beach volleyball was the fourth most popular spectator sport and garnered the highest television rating of any Olympic sport. The success and popularity of the sport continued in Beijing. NBC featured beach volleyball in the prime time window with Olympic stalwarts swimming, gymnastics and track and field. Ratings for the 2008 Olympics were up 20 percent from 2004. The United States won gold medals in both the women's and the men's competitions and all tickets were sold months in advance. There have been professional opportunities for women in beach volleyball in the United States for over 20 years.

Fifty percent of Division I campuses currently have sand volleyball courts for student recreational use and adding courts is relatively affordable.

Participation in national governing body sponsored youth beach volleyball tournaments increased by 35 percent in 2007 and is on pace to jump by 60 percent this summer. Collegiate participation in sand events increased from eight doubles teams in 2007 to over 150 doubles teams from 45 NCAA institutions in 2008.

In January 2007, the USA Volleyball board of directors voted to restructure to more accurately reflect the emergence of beach volleyball as a discipline with equivalent stature to the indoor games. The resultant 16 member board will be split with equal representation from the indoor and the beach disciplines. USA Volleyball also hired three full-time staff members to manage elite and junior beach development and beach coaching education. This focus by the national governing body on beach volleyball will help speed the growth of the collegiate game.

High school participation in volleyball continues to climb, increasing by over 30,000 girls in the last 10 years. Further, the number of girls engaged in "club volleyball," a training option for the more serious athlete has increased by 50,000 girls in the last five years. During this same five-year window collegiate participation opportunities grew by only 628 roster spots due to the fact that 95 percent of NCAA institutions already sponsor indoor volleyball teams.

[2] SGMA 2008 Sports and Fitness Participation Report

Question: If sand volleyball is added to the emerging sports for women list, when will the other regulations (e.g., playing and practice seasons, minimum contests, financial aid, playing rules) be developed?

Answer: In both Divisions I and II, NCAA Constitution 3.2.4.5.2 outlines the timetable that governs the application of legislation to emerging sports for women. The timetable applies beginning with the year the Association first identifies a sport as an emerging sport. The part of the proposal relating to sand volleyball being added to the emerging sport for women list has an August 1, 2010, effective date. Therefore, the August 1, 2010, effective date will allow the Divisions I and II governance structure(s) to develop the necessary legislation that will govern sand volleyball if an institution chooses to offer it as a varsity sport beginning August 1, 2010. If the proposal to add sand volleyball to the emerging sport for women list is adopted, during the spring and summer 2009, the appropriate divisional committees will work to develop the sport specific legislation and present that to the membership for consideration so it is in place by August 1, 2010.

Question: Are there any ideas about the sand volleyball playing rules?

Answer: With regard to playing rules, early concepts regarding sport playing rules include insuring appropriate uniform attire and team doubles format for competitions, similar to tennis. Such a format would develop team scoring for a competitive event based on participation by five doubles teams per school or a minimum 10 student-athletes, playing within their own flight.

Question: Would indoor volleyball players participate in sand volleyball and how would such participants be counted for gender-equity purposes?

Answer: It is anticipated that at least at the inception volleyball would have many participants eager to compete in the indoor and sand versions. Sand volleyball may lend itself to participation and significant contribution to team success by smaller student-athletes.[3] Given the participation data in youth volleyball and international competition, specialization in either indoor or sand volleyball may become the norm.

Participants in both indoor volleyball and sand volleyball would be counted as multisport participants for gender-equity purposes, such as indoor and outdoor track participants are counted. As noted, NCAA financial aid regulations related to multisport participants will be developed for legislative consideration at a later date.

[3] A comparison of 2008 D-I AVCA women's indoor volleyball All-Americans and AVP beach volleyball tour Top 30 female money winners shows the average height of sand players is two inches less than the indoor players and 47% of the beach competitors are less than six feet tall (compared to only 33% of the indoor players).

Comment Period (LGC January 2009 meeting)

Comment Summary

2008-12 PERSONNEL — LIMITATIONS ON NUMBER OF OFF-CAMPUS RECRUITERS AT ANY ONE TIME — EXCEPTION — BASKETBALL — JULY EVALUATION PERIODS

Support: 6
Oppose : 5
Abstain: 0
Total Comments Received: 11

Detailed Listing of Comments:

Support:

Big Ten Conference - 6 institutions

While the proposal presents a possible solution to the travel cost issues with the current "baton" rule, it also raises concerns with monitoring a coach who remains in a location for personal reasons where others are engaged in recruiting activities. In addition, recommendations emerging from the Men's Basketball Academic Enhancement Group (and initial discussions from the Women's Basketball Issues Committee) on summer school/ summer access may result in legislation requiring a greater need for coaches to be on campus during July. Thus, the conference supports tabling action on this proposal until there is more certainty regarding the direction of those recommendations.

Oppose:

Big Ten Conference - 5 institutions

While the proposal presents a possible solution to the travel cost issues with the current "baton" rule, it also raises concerns with monitoring a coach who remains in a location for personal reasons where others are engaged in recruiting activities. In addition, recommendations emerging from the Men's Basketball Academic Enhancement Group (and initial discussions from the Women's Basketball Issues Committee) on summer school/ summer access may result in legislation requiring a greater need for coaches to be on campus during July. Thus, the conference supports tabling action on this proposal until there is more certainty regarding the direction of those recommendations.

Abstain:

Comment Period (LGC January 2009 meeting)

Comment Summary

2008-13-B AMATEURISM — EXCEPTION FOR PRIZE MONEY FOR STUDENT-ATHLETES — OUTSIDE THE PLAYING SEASON DURING THE SUMMER VACATION PERIOD — INDIVIDUAL SPORTS

Support: 11
Oppose : 1
Abstain: 0
Total Comments Received: 12

Detailed Listing of Comments:

Support:

Pacific-10 Conference - 10 institutions

University of Texas at Austin

The university supports Proposal No. 2008-13-B.

Oppose:

University of Denver

Although Proposal 2008-13-B addresses student-athlete well-being, it opens the door to a wealth of amateurism monitoring issues that were recently relieved at the pre-enrollment level with the creation of the amateurism certification process. The Membership supported the creation of the certification process in order to provide consistent application of the amateurism legislation and maintain competitive equity. Permitting current individual sport student-athletes to accept prize money up to actual and necessary expenses under very limited circumstances will only lead to confusion and misunderstanding by student-athletes as to when it is permissible to accept prize money, putting them in an awkward position where additional violations may occur. The legislation in its current form is simplistic and provides for consistency throughout the year. Additionally, this proposal will increase the burden on campus compliance officers by requiring another level of review and monitoring which will unfairly impact those campuses with smaller staffs and fewer resources.

Abstain:

Comment Period (LGC January 2009 meeting)

Comment Summary

2008-15-B RECRUITING — DEFINITIONS AND APPLICATIONS — PROSPECTIVE STUDENT-ATHLETE — INSTITUTIONAL ORIENTATION SESSION

Support: 10
Oppose : 1
Abstain: 0
Total Comments Received: 11

Detailed Listing of Comments:

Support:

Pacific-10 Conference - 10 institutions

Oppose:

University of Texas at Austin

Although this amendment removes the provision that the orientation session be required for all incoming students, this will not have any benefit to our instituiton inasmuch as our orientation sessions available to all students do not fall within the specified time frame. It is our belief that this proposal would only benefit a small population of the membership and it would be beneficial to have the actual data indicating to which specific institutions this might apply.

Abstain:

Comment Period (LGC January 2009 meeting)

Comment Summary

2008-19 RECRUITING — CONTACTS AND EVALUATIONS — FOOTBALL — ONE CONTACT WITH JUNIORS OR SENIORS — SPRING EVALUATION PERIOD

Support: 1
Oppose : 10
Abstain: 0
Total Comments Received: 11

Detailed Listing of Comments:

Support:

University of Texas at Austin

The university supports Proposal No. 2008-19.

Oppose:

Pacific-10 Conference - 10 institutions

Abstain:

Comment Period (LGC January 2009 meeting)

Comment Summary

2008-20-A RECRUITING — FOOTBALL EVALUATIONS — SCHOLASTIC AND NONSCHOLASTIC ACTIVITIES — EVENTS ORGANIZED AND CONDUCTED BY SCHOLASTIC ATHLETICS GOVERNANCE BODIES — OTHER EVALUATION EVENTS

Support: 11
Oppose : 0
Abstain: 0
Total Comments Received: 11

Detailed Listing of Comments:

Support:

Pacific-10 Conference - 10 institutions

University of Texas at Austin

Support. The university prefers Proposal No. 2008-20-A over Proposal No. 2008-20-B.

Oppose:

Abstain:

Comment Period (LGC January 2009 meeting)

Comment Summary

2008-20-B RECRUITING — FOOTBALL EVALUATIONS — SCHOLASTIC AND NONSCHOLASTIC ACTIVITIES — OTHER EVALUATION EVENTS

Support: 11
Oppose : 0
Abstain: 0
Total Comments Received: 11

Detailed Listing of Comments:

Support:

Pacific-10 Conference - 10 institutions

University of Texas at Austin

Support. The university prefers Proposal No. 2008-20-A over Proposal No. 2008-20-B.

Oppose:

Abstain:

Comment Period (LGC January 2009 meeting)

Comment Summary

2008-25-D RECRUITING — LETTER OF INTENT PROGRAMS — REQUIREMENTS FOR OFFERS OF ATHLETICALLY RELATED FINANCIAL AID — COMPLETION OF AMATEURISM CERTIFICATION QUESTIONNAIRE — DELAYED EFFECTIVE DATE

Support: 1
Oppose : 12
Abstain: 0
Total Comments Received: 13

Detailed Listing of Comments:

Support:

University of Texas at Austin

The university supports Proposal No. 2008-25-D.

Oppose:

Pacific-10 Conference - 10 institutions

Texas A&M University-Corpus Christi

We think that having a PSA fill out the amateurism questionnaire that early (early signing period time) will only give them the feeling that they have completed the process. There could be situations in which a PSA could participate in an activity that takes place in late November, early December and forget to go back in to the system and add the activity. We would, however, support a later deadline for early signees (March 1).

University of California, Davis

UC Davis opposes this legislation.

Abstain:

Comment Period (LGC January 2009 meeting)

Comment Summary

2008-29 RECRUITING — TRYOUTS — EXCEPTIONS — VOLUNTARY SUMMER CONDITIONING — SPORTS OTHER THAN FOOTBALL AND BASKETBALL

Support: 0
Oppose : 10
Abstain: 1
Total Comments Received: 11

Detailed Listing of Comments:

Support:

Oppose:

Pacific-10 Conference - 10 institutions

Abstain:

University of Texas at Austin

Position split among sport programs at UT. Those that oppose have concerns wtih the impact on staff demands, tracking on where the incoming student-athletes will live, who is arranging such housing, etc.

Comment Period (LGC January 2009 meeting)

Comment Summary

2008-32-B ELIGIBILITY — GENERAL ELIGIBILITY REQUIREMENTS — FULL-TIME ENROLLMENT — REQUIREMENT FOR COMPETITION — NONTRADITIONAL COURSES — UP TO 50 PERCENT OF MINIMUM REQUIREMENT

Support: 5
Oppose : 7
Abstain: 0
Total Comments Received: 12

Detailed Listing of Comments:

Support:

Pacific-10 Conference - 4 institutions

University of Texas at Austin

Supports although would like to further explore allowing institutional discretion to treat the use of non-traditional courses for student-athletes' progress toward degree similar to all other students at the institution.

Oppose:

East Carolina University

Limiting the use of internet/distance learning courses to only 50% will be a severe handicap to our student-athletes. Several classes offered to the general student body, including a majority of upper-level classes in certain majors, only offer classes through the internet, distance learning, or independent study. Also, with the economy being as it is, several departments are encouraging their professors to teach their classes online, if possible. So, we do not support any proposal that would place a limit on the number of "nontraditional" courses such as these.

Pacific-10 Conference - 6 institutions

Abstain:

Comment Period (LGC January 2009 meeting)

Comment Summary

2008-34 ELIGIBILITY — FRESHMAN ACADEMIC REQUIREMENTS — CORE CURRICULUM TIME LIMITATION — STUDENTS WITH EDUCATION IMPACTING DISABILITIES

Support: 9
Oppose : 2
Abstain: 0
Total Comments Received: 11

Detailed Listing of Comments:

Support:

Pacific-10 Conference - 9 institutions

Oppose:

Pacific-10 Conference - 1 institutions

University of Texas at Austin

The university opposes Proposal No. 2008-34.

Abstain:

Comment Period (LGC January 2009 meeting)

Comment Summary

2008-43 AWARDS, BENEFITS AND EXPENSES — HOUSING AND MEALS — FRUIT, NUTS AND BAGELS

Support: 12
Oppose : 0
Abstain: 0
Total Comments Received: 12

Detailed Listing of Comments:

Support:

Pacific-10 Conference - 10 institutions

University of Maine, Orono

We agree with the concept of expanding the categories of permissible food related benefits. The definition of those categories needs to be broadly defined thereby allowing all institutions to provide some form of nutritional provisions within the rules to the student athletes.

University of Texas at Austin

The university supports Proposal No. 2008-43 and also seeks to continue to explore opening up the meals and nutritional supplement regulations for student-athletes. Possibly explore permitting institutional sports medicine staff and/or nutritionists to determine the appropriate meal limitations for student-athletes.

Oppose:

Abstain:

Comment Period (LGC January 2009 meeting)

Comment Summary

2008-45 PLAYING AND PRACTICE SEASONS — GENERAL REGULATIONS — SKILL INSTRUCTION — SPORTS OTHER THAN FOOTBALL — CONCURRENT SESSIONS

Support: 3
Oppose : 8
Abstain: 0
Total Comments Received: 11

Detailed Listing of Comments:

Support:

Pacific-10 Conference - 2 institutions

University of Texas at Austin

The university supports Proposal No. 2008-45.

Oppose:

Pacific-10 Conference - 8 institutions

Abstain:

Comment Period (LGC January 2009 meeting)

Comment Summary

2008-46 PLAYING AND PRACTICE SEASONS — BASEBALL — PRESEASON PRACTICE AND FIRST CONTEST — CHAMPIONSHIP SEGMENT

Support: 15
Oppose : 6
Abstain: 0
Total Comments Received: 21

Detailed Listing of Comments:

Support:

Florida State University

We would prefer the season be increased from the current 13 weeks to a 14 week season, with the additional week coming on the front end of the season.

Illinois State University

Illinois State University would like to add a 14th week to the season. We are in favor of adding the 14th week at the end of the schedule.

Pacific-10 Conference - 6 institutions

Sam Houston State University

Sam Houston State University would like to support this proposal to increase our calendar of playing time from 13 weeks to 14 weeks and have the extra week be added on to the beginning of the schedule.

Texas A&M University, College Station

Texas A&M supports a 14 week season by adding a week to the beginning of the schedule.

Texas Christian University

If it is prudent to move the College World Series back a week, we would favor adding an extra week to the playing season at the back-end.

University of California, Davis

UC Davis supports adding a week to the schedule. Quarter schools are greatly impacted by the 13 week schedule as many of the institutions abstain from competition during winter quarter finals, thus making the schedule 12 weeks essentially. Additionally, this proposal will improve class attendance for all institutions.

University of Memphis

The University of Memphis supports the proposal of increasing the length of the baseball playing season from 13 to 14 weeks. This can be accomplished by adding the week either at the beginning of the season or at the end of the season. This additional week will greatly aide in improving class attendance due to alleviating some midweek travel now necessary in the current scheduling format.

University of South Carolina, Columbia

We are in favor of increasing the playing season to 14 weeks, adding a week at the beginning of the season. Adding this week would allow schools to eliminate a few mid-week games, easing academic pressure on our student-athletes.

University of Texas at Austin

The university supports Proposal No. 2008-46.

Oppose:

Pacific-10 Conference - 4 institutions

University of Maine, Orono

We support the legislation to reduce the number of games to a 52 game schedule while maintaining the 13 week season. 52 games in 13 weeks is a sufficient framework to schedule within to ensure athletes and coaches meet athletic goals while staying true to providing the complete student athlete experience.

University of Tennessee at Martin

Abstain:

Comment Period (LGC January 2009 meeting)

Comment Summary

2008-48 PLAYING AND PRACTICE SEASONS — BASEBALL — MAXIMUM NUMBER OF CONTESTS — 52

Support: 19

Oppose : 31

Abstain: 2

Total Comments Received: 52

Detailed Listing of Comments:

Support:

Big South Conference - 8 institutions

The Big South Conference cosponsored Proposal No. 2008-48 out of concern for the academic experience of baseball student-athletes. With the recent shortening of the baseball season, 56 baseball games are being shoehorned into a timeframe that has resulted in increased missed class time and negatively impacted the student-athlete's integration into campus life. In this era of academic reform, allowing an average of nearly five games per week is misguided. We are aware of the recent work of the Baseball Working Group, the resulting legislative changes, and the NCAA Board's position to allow time to pass before evaluating the impact of these changes on the academic performance of baseball student-athletes. However, we believe that further erosion of the academic experience should not be permitted, and that we cannot afford to wait to reduce the number of baseball games.

Pacific-10 Conference - 7 institutions

Santa Clara University

Santa Clara strongly urges the membership to support Proposal No. 2008-48 to reduce the number of baseball contests to 52. While the recently enacted baseball reform proposals are a good start, they fall well short of what is necessary to properly address the academic issues presented by baseball. Scheduling 56 baseball games, each of which lasts at least three hours and often much longer, coupled with all the travel that necessarily entails, simply does not permit baseball student-athletes to have a meaningful academic experience. In all too many cases it prevents them from scheduling a challenging course load, and almost always steers them away from the more demanding majors. We are robbing them of the opportunity of a lifetime. We shouldn't table this for three more years to accumulate more data and thereby negatively impact three more classes of students when we already know what that data will reflect. Reducing the season by four games still permits baseball to participate in dozens more competitions than most other sports. If it is true that a handshake deal was made with the baseball coaches not to reduce the number of competitions then the membership should reject that. We should be making deals for the benefit of students, not coaches.

University of Maine, Orono

We support the legislation to reduce the number of games to a 52 game schedule while maintaining the 13 week season. 52 games in 13 weeks is a sufficient framework to schedule within to ensure athletes and coaches meet athletic goals while staying true to providing the complete student athlete experience.

University of Texas at Austin

The university supports Proposal No. 2008-48.

Winthrop University

Winthrop University supports the adoption of Proposal No. 2008-48. The intent of this proposal is to align the number of baseball contests with the number of weeks provided during the sport's championship segment. The length of the baseball championship segment was shortened through the legislative process for the 2008 season, effectively shortening the season by one week. The current legislation has led to an increase in the number of mid-week games that need to be played in order to complete a full schedule. This in turn has led to more missed class time by student-athletes to accommodate for those mid-week games. In a time where baseball's academic performance has been scrutinized, it seems appropriate to do all that is possible to assist baseball student-athletes in their academic endeavors, which begins with these students being in class more.

Oppose:

Appalachian State University

Appalachian State University is opposed to any reduction in the present number of baseball games and it is our desire to maintain the present number of 56 allowable games.

Arkansas State University

Comment Period (LGC January 2009 meeting)

Comment Summary

Arkansas State University is opposed to any reduction in the present number of baseball games and it is our desire to maintain the present number of 56 allowable games.

Ball State University

We oppose any reduction in the current 56 game season.

Bowling Green State University

Bowling Green State University is opposed to any reduction in the present number of games and would like to see the currently allowable 56 games maintained.

Central Michigan University

CMU opposes this proposal because this would have a significant impact on the ability for Midwest institutions to have an equal amount of competitive opportunities vs. the Southern or Western institutions.

Clemson University

Clemson University is opposed to any reduction in the present number of baseball games, and it is Clemson's desire to maintain the present number of 56 allowable games. Specifically, it is our belief that baseball be given time to allow for the academic reforms to work.

Coastal Carolina University

Coastal Carolina University does not support the proposal to reduce the maximum number of contests in baseball to 52, despite being a member institution in one of the three conferences that sponsored this legislation. We feel a reduction in the number of games will negatively impact all mid-major programs like ourselves who must regularly compete against SEC and ACC opponents during our mid-week games in an effort to raise our RPI and national profile while also enhancing our ability to increase our potential seed in the postseason tournament. Four less opportunities to play such out-of-conference teams in previous years would have certainly impacted our ability to serve as a regional host in the 2007 and 2008 tournaments. We feel that having the opportunity to play SEC and ACC teams out-of-conference is crucial to our well-being as a mid-major program. Passage of this proposal will all but eliminate this opportunity. In addition, four less games will result in fewer home games and a loss of revenue through gate receipts, concessions, merchandise, etc. The sponsors of this legislation have recognized this as a potential negative impact on institutional budgets should this proposal pass. Therefore, it is our contention that expanding the length of the championship segment through passage of Proposal 2008-46 would be more appropriate than reducing the number of contests being that 2008-46 eliminates the negative impact on budgets but also aims to achieve the same result as this legislation by potentially reducing the amount of missed class time by S-As. Additionally, we would ask the Board to consider that during the discussion and proposal stages of what would eventually become the Baseball Academic Enhancement Plan, coaches agreed to support some controversial legislation included in the Plan as a compromise to keep the maximum number of contests at 56. Is it fair to renege on this compromise with coaches only a year later? Lastly, please consider that in the previous year's legislative cycle, similar legislation was presented through Proposal No. 2007-85, which was ultimately defeated. Just one year ago, the Championships/Competition Cabinet opposed this proposal, which would have reduced the number of maximum contests in baseball to 50, citing that they "would like time to assess . . . the impact of the new rules established through the Baseball Academic Enhancement Working Group before considering changes to the legislation." Citing this fact, we ask, how can the cabinet have already changed its position when we have not yet completed the first year of the Baseball Academic Enhancement Plan, nor implemented all of its components when you consider next year will be the first with only 27 counters?

College of Charleston (South Carolina)

The College of Charleston is opposed to any reduction in the present number of baseball games and it is our desire to maintain the present number of 56 allowable games.

Eastern Kentucky University

Eastern Kentucky University noted the legislation that was adopted as part of the Baseball Academic Enhancement Working Group's package has only been in effect for one year, which is not sufficient to fully evaluate the package's impact in improving the academic performance of baseball student-athletes.

Florida State University

Florida State University is unequivocally opposed to any reduction in the number of games in Division I baseball. Our institutional desire is to maintain the present number of 56 allowable games a year.

Comment Summary

If you asked any baseball student-athlete in America, they would tell you they would prefer to play MORE games a year, not less, and our coaches concur. While the student-athlete welfare senitment is honorable, we feel in this situation it is being used inappropriately. College baseball has some inherent issues that do need to be addressed, but it is our feeling that shortening the season is curing a symptom and not the real problem.

It is our contention that some of the academic issues that are uniqu to college baseball as a sport stem more from issues such as, two-year college transfers, financial aid limitations, the Major League Baseball draft and the culture of the sport itself. We are proud to say that our baseball team had the highest overall GPA of any of our male teams last year.

Fordham University

Fordham University feels very strongly in maintaining the present number, 56, of allowed games.

Furman University

Furman University is opposed to any reduction in the present number of baseball games. It is our institution's desire to maintain the present number of 56 allowable games.

Georgia Institute of Technology

Georgia Institute of Technology ("Georgia Tech") is opposed to any reduction in the present number of baseball games. Georgia Tech's desire is to maintain the present number of 56 allowable games.

Illinois State University

Illinois State University is opposed to any reduction in the present number of baseball games per season. Illinois State University would like to continue with the number of baseball games played per season at 56.

Middle Tennessee State University

Middle Tennessee State University is opposed to any reduction in the present number of baseball games and it is our desire to maintain the present number of 56 allowable games.

Pacific-10 Conference - 1 institutions

Sam Houston State University

Sam Houston State University is opposed to any reduction in the present number of baseball games and it is our institution's desire to maintain the present number of 56 allowable games.

Southeastern Conference - 1 institutions

As indicated in previous meetings and communication, the Southeastern Conference opposes the current effort to reduce the maximum number of allowable baseball games to 52. It is well known that the full package of recent legislative changes made to the sport of baseball have been the result of years of review, discussion and consideration. This effort includes both the cooperative efforts of conferences and institutions to establish a uniform start date for practice and competition during the regular season, combined with the work of the Baseball Academic Enhancement Group. The impact of the recent changes has not yet been fully determined, which we believe is partial justification for continuing to allow the aforementioned changes to take full effect before adopting new legislative changes.

During the evaluation of various baseball issues, Southeastern Conference was actively represented by Dr. Michael F. Adams on the Board of Directors, Larry Templeton as chair of the NCAA Baseball Committee, and Paul Mainieri on the Baseball Academic Enhancement Group. These individuals, as did all participants, worked diligently to consider legislative alternatives intended to enhance the academic performance of baseball student-athletes. A key element of their discussions, and of the SEC's support for the full range of baseball-related legislative changes, was the commitment not to alter the number of baseball games for at least a three-year period following implementation of the baseball academic enhancement legislation. Had the number of baseball games been targeted for legislative action, the SEC would have suggested numerous other modifications to the proposed package.

Our conference was assured by both the Academic Enhancement Group and the Board of Directors that the number of games would remain at 56. Our agreement was to permit the total baseball APR legislative package to take effect before additional modifications would be changed. A significant amount of goodwill contributed to the solutions that have been developed, and the commitments that helped generate that goodwill should be honored.

Texas A&M University, College Station

Comment Period (LGC January 2009 meeting)

Comment Summary

Texas A&M opposes Proposal No. 2008-48 to reduce the maximum number of contests from 56 to 52. It is our desire to maintain the present number of 56 allowable baseball games.

Texas Christian University

Texas Christian University is opposed to any reduction in the present number of baseball games and desires to maintain the present number of 56 allowable games.

University of California, Davis

UC Davis is in opposition to the reduction in games for baseball.

University of California, Riverside

The University of California, Riverside (UCR) completely supports the 56 game schedule for baseball.

University of Cincinnati

We do not support any reduction in the current number of permissible games in the sport of baseball.

University of Kentucky

The University of Kentucky is opposed to a reduction in the present number of games and it is the desire of the University of Kentucky to maintain the present number of 56 allowable games.

University of Memphis

The University of Memphis is opposed to any reduction in the present number of baseball games. It is our institution's desire to maintain the present number of 56 allowable games.

University of Mississippi

There are a multitude of suggestions and ideas being generated regarding baseball APR and scheduling issues. While this is another one it is very simple:

Continue on the course that has been set out and let the APR system play itself out.

The statistics will validate the progress made in a reasonable period of time with baseball academic performance. This is an early success story.

The idea to cut games or shorten the season, has nothing to do with academic performance. We have good monitoring system in place, let's let it work.

University of Missouri, Columbia

The University of Missouri is opposed to Proposal No. 2008-48.

The stated rationale behind the proposal is focused upon scheduling challenges due to the recently shortened baseball season. Further, we acknowledge the Academics Cabinet and the Championships/Sports Management Cabinet statements of support that institutions will realize an improved Academic Performance Rate (APR) in the sport of baseball as a result of a reduction in the maximum number of baseball contests from 56 to 52. We believe their assertion is not statistically justified. As you know, APR is determined by an instituiton's success in retaining eligible student-athletes semester-by-semester. The downfall in this theory is that the baseball APR is not typically impacted by baseball student-athletes failing to meet NCAA eligibility standards, rather baseball student-athletes departing the institution as a transfer or to puruse a professional baseball career. The NCAA has already taken measures to deter transfers in baseball by eliminating the one-time transfer exception, however, we have no means of altering the current practices of Major League Baseball, which will continue to negatively impact the baseball APR.

This position represents the views of our athletics administration, our baseball coaching staff and our Faculty Athletics Representative, Dr. Lori Franz. It is my understanding that both the Committee on Academic Performance and Dr. Myles Brand are of like opinion. As such, we request that the memberhsip exercise patience in allowing the work of Baseball Academic Enhancement Working Group's package to take its course in hopes of improving the academic performance of baseball student-athletes by justifiable methods. Therefore, we do not believe it prudent to change the number of contests at this time.

University of Nebraska, Lincoln

Comment Summary

The perspective of the baseball coach here at Nebraska, and others in more northern climates, is that we need the 56 games in order to become competitive by the end of the season. Southern schools are able to get outside and play earlier and more frequently, even though some of the games they play may be intra-squad. As a result, the extended season is not as important to them.

University of North Carolina at Greensboro

We are of the opinion that the new legislation should be permitted sufficient time to have an effect and that no immediate changes should be implemented for Division I baseball. With that in mind, UNCG is opposed to any reduction in the present number of baseball games and it is our desire to maintain the present number of 56 allowable games.

University of South Carolina, Columbia

Our institution is opposed to any reduction in the present number of games and it is our desire to maintain the present number of 56 allowable games.

Wake Forest University

The Board of Directors threatened to decrease the number of baseball games a couple years ago unless the baseball community could produce a higher baseball APR. The baseball community requested the opportunity to improve baseball's APR prior to decreasing the number of games. The Board of Directors agreed that the baseball community should have the opportunity to improve the APR prior to any decision to decrease games.

A number of proposals were adopted that the Baseball Academic Enhancement Group recommended. Anecdotal evidence strongly suggests that the new legislation will significantly improve baseball's APR. The coaches have made a concerted effort to make the adjustments to improve their team's APR. Decreasing the number of games prior to the APR results over the next couple of years would be shortchanging the agreed upon process. Therefore, I encourage the Legislative Council not to approve Proposal No. 2008-48.

Abstain:

Pacific-10 Conference - 2 institutions

Comment Period (LGC January 2009 meeting)

Comment Summary

2008-51 PLAYING AND PRACTICE SEASONS — PRESEASON PRACTICE — CROSS COUNTRY, FIELD HOCKEY, WOMEN'S RUGBY, SOCCER, WOMEN'S VOLLEYBALL AND MEN'S WATER POLO

Support: 11
Oppose : 0
Abstain: 0
Total Comments Received: 11

Detailed Listing of Comments:

Support:

Pacific-10 Conference - 10 institutions

University of Texas at Austin

The university supports Proposal No. 2008-51.

Oppose:

Abstain:

Comment Period (LGC January 2009 meeting)

Comment Summary

2008-52 PLAYING AND PRACTICE SEASONS — FOOTBALL — PRESEASON PRACTICE — LIMIT ON NUMBER OF PARTICIPANTS — REPLACEMENT OF STUDENT-ATHLETE DUE TO INJURY OR ILLNESS — FCS

Support: 0
Oppose : 0
Abstain: 1
Total Comments Received: 1

Detailed Listing of Comments:

Support:
Oppose:
Abstain:
University of Texas at Austin
FCS only proposal.

Comment Period (LGC January 2009 meeting)

Comment Summary

2008-54 PLAYING AND PRACTICE SEASONS — GOLF — ANNUAL EXEMPTIONS — HAWAII OR ALASKA

Support: 12
Oppose : 0
Abstain: 0
Total Comments Received: 12

Detailed Listing of Comments:

Support:

Pacific-10 Conference - 10 institutions

University of New Mexico

-

University of Texas at Austin

The university supports Proposal No. 2008-54.

Oppose:

Abstain:

Comment Period (LGC January 2009 meeting)

Comment Summary

2008-55-A PLAYING AND PRACTICE SEASONS — WOMEN'S SOCCER — FIRST CONTEST OR DATE OF COMPETITION — 12-WEEK SEASON

Support: 5
Oppose : 6
Abstain: 1
Total Comments Received: 12

Detailed Listing of Comments:

Support:

Pacific-10 Conference - 4 institutions

University of Texas at Austin

The University of Texas at Austin supports Proposal No. 2008-55-A inasmuch as it lengthens the women's soccer season giving the student-athletes more adequate and much needed rest periods throughout the championship segment. This proposal should certainly help with injury prevention and making the season more manageable for the players academically and athletically. A 12-week season is still shorter than most other sports. It means the women's soccer will start training around the same time as volleyball and football.

It may, however, be valuable to explore delaying the effective date to August 1, 2010 to allow institutions to budget accordingly. It is our assumption that many instituitons, such as UT, have a fiscal year beginning September 1 resulting in an immediate budget impact in the current fiscal year if this were effective August 1, 2009. A delayed effective date will ensure institutions approrpriately account for the additional expenses for a lengthened season in the following fiscal year's budget.

Oppose:

Georgetown University

If the proposal is adopted with an 08/01/09 effective date, scheduling difficulties will likely arrise.

Pacific-10 Conference - 5 institutions

Abstain:

Pacific-10 Conference - 1 institutions

Comment Period (LGC January 2009 meeting)

Comment Summary

2008-57 PLAYING AND PRACTICE SEASONS — TRACK AND FIELD — SAFETY EXCEPTION — HURDLES AND STEEPLECHASE

Support: 13
Oppose : 0
Abstain: 0
Total Comments Received: 13

Detailed Listing of Comments:

Support:

Central Michigan University
Good proposal.

Pacific-10 Conference - 10 institutions

University of California, Davis
UC Davis supports this proposal.

University of Texas at Austin
The university supports Proposal No. 2008-57.

Oppose:

Abstain:

Comment Period (LGC January 2009 meeting)

Comment Summary

2008-59 DIVISION MEMBERSHIP — DEFINITIONS AND APPLICATIONS — EMERGING SPORTS FOR WOMEN — SAND VOLLEYBALL

Support: 8
Oppose : 14
Abstain: 0
Total Comments Received: 22

Detailed Listing of Comments:

Support:

Pacific-10 Conference - 7 institutions

University of Texas at Austin

The university supports Proposal No. 2008-59.

Oppose:

Big Ten Conference - 11 institutions

The Big Ten opposes the proposal as presented. It shares the concerns expressed by the Championships/Sports Management Committee regarding the uncertainty of playing and practice and financial aid regulations. In addition, there are unknown costs related to personnel, and potential SA welfare/academic impact are not identified. While recognizing the sponsors are not required to provide this information under the current procedure for designating emerging sports, the conference also supports revising the procedure to require these elements be specified in future proposals.

Pacific-10 Conference - 3 institutions

Abstain:

Comment Period (LGC January 2009 meeting)

Comment Summary

2008-67 ADMINISTRATIVE REGULATIONS — RECRUITING CALENDARS — SOFTBALL — CONTACT PERIOD AUGUST 1 THROUGH THE DAY PRIOR TO THANKSGIVING DAY

Support: 11
Oppose : 1
Abstain: 0
Total Comments Received: 12

Detailed Listing of Comments:

Support:

Pacific-10 Conference - 10 institutions

University of California, Davis

UC Davis supports this proposal. The four week window made tournaments too large to cover with only two coaches out at one time.

Oppose:

University of Texas at Austin

The University of Texas continues to oppose Proposal No. 2008-67 consistent with the Recruiting and Athletics Personnel Issues Cabinet and the NFCA (National Fastpitch Coaches Association). The university supports the NFCA's initiative to develop a committee to further explore changes to the current recruiting calendar to ensure all concerns are addressed before moving forward with this change.

Abstain:

Comment Period (LGC January 2009 meeting)

Comment Summary

2008-68-B ADMINISTRATIVE REGULATIONS — RECRUITING CALENDARS — WOMEN'S LACROSSE — FALL EVALUATIONS — LIMITATION ON EVALUATIONS OF LACROSSE ACTIVITIES

Support: 5
Oppose : 0
Abstain: 6
Total Comments Received: 11

Detailed Listing of Comments:

Support:

Pacific-10 Conference - 5 institutions

Oppose:

Abstain:

Pacific-10 Conference - 5 institutions

University of Texas at Austin

The university does not sponsor women's lacrosse.

Comment Period (LGC January 2009 meeting)

Comment Summary

2008-75 ELIGIBILITY — FRESHMAN ACADEMIC REQUIREMENTS — ELIGIBILITY FOR FINANCIAL AID, PRACTICE AND COMPETITION — QUALIFIER — EXCEPTION — EARLY ACADEMIC CERTIFICATION — SUBMISSION OF TRANSCRIPT

Support: 11
Oppose : 2
Abstain: 0
Total Comments Received: 13

Detailed Listing of Comments:

Support:

Pacific-10 Conference - 10 institutions

University of Texas at Austin

The university supports Proposal No. 2008-75.

Oppose:

Central Michigan University

This legislation was implemented because research had shown that a very high number of students that met the early academic certification requirement ended up as final qualifiers... The point here is to reduce workload for the NCAA Eligibilty Center and for institutions in requesting final transcripts to be sent to the Clearinghouse when they have already been established as a final qualifer. I'm not sure what the necessity is for the data of the final transcripts of this population.

Winthrop University

Winthrop University opposes Proposal No. 2008-75. The current legislation governing this issue went into effect this academic year. The Board has traditionally been reluctant to make changes/amendments to legislation that has only been in effect for a relatively short time period because it does not have enough time/data to evaluate the impact of such a change. Further, the institution does not believe that a violation of this proposal should be "institutional" since the institution does not have any authority to force a student to send the Eligibility Center his/her final transcript. These are records that are the property of the student, not the institution's athletics department. Also, the NCAA Eligibility Center has expressed concerns with the exorbitant amount of mail/files that it is currently processing. By having students send in their final transcripts even after they have been deemed a qualifier would increase the amount of extraneous paperwork/ mail that the Eligibility Center would have to sort through, taking time away from its ability to evaluate actual files that need attention. Lastly, this would lead to an increased financial burden for these students or the institution through having to send these transcripts to the Eligibility Center.

Abstain:

Comment Period (LGC January 2009 meeting)

Comment Summary

2008-77 ELIGIBILITY — TRANSFER REGULATIONS — TWO-YEAR COLLEGE TRANSFERS — SUBMISSION OF INFORMATION NECESSARY TO DETERMINE ACADEMIC INITIAL-ELIGIBILITY STATUS

Support: 1
Oppose : 12
Abstain: 0
Total Comments Received: 13

Detailed Listing of Comments:

Support:

University of Texas at Austin

The university supports Proposal No. 2008-77.

Oppose:

Pacific-10 Conference - 10 institutions

Texas A&M University-Corpus Christi

We oppose this as an undue financial hardship on a junior college transfer student. Although an institution would be permitted to cover the cost to provide the necessary documents to the Eligibility Center, our institution's budget will not allow for such an expense.

Winthrop University

Winthrop University opposes Proposal No. 2008-77. The current legislation does not require and 2-year transfer to send in his/her official transcripts for academic evaluation to the Eligibility Center. In fact, there are many 2-year transfer students who never spend the money to send this information because they satisfy all of the legislative eligibility requirements under the non-qualifier, 2-year transfer legislation. Having these students track down high school credentials and test scores well after the fact is an unnecessary step all in the name of scientific research/data analysis. Further, by having these students send in this information for academic evaluation, even after it would have absolutely no bearing on their athletic eligibility, would place more of a burden on the Eligibility Center, which has already expressed concern for the amount of evaluations that are being done. This increases the amount of extraneous paperwork/mail/certifications that the Eligibility Center would have to sort through, taking time away from its ability to efficiently evaluate actual files that need attention.

Abstain:

Comment Period (LGC January 2009 meeting)

Comment Summary

2008-79 AMATEURISM — INVOLVEMENT WITH PROFESSIONAL TEAMS — PROFESSIONAL BASKETBALL DRAFT — FOUR-YEAR COLLEGE STUDENT-ATHLETE — MEN'S BASKETBALL

Support: 4
Oppose : 6
Abstain: 1
Total Comments Received: 11

Detailed Listing of Comments:

Support:

Pacific-10 Conference - 3 institutions

University of Texas at Austin

The university supports Proposal No. 2008-79.

Oppose:

Pacific-10 Conference - 6 institutions

Abstain:

Pacific-10 Conference - 1 institutions

Redbird Athletics
213 Redbird Arena
Campus Box 2660
Normal, IL 61790-2660

Office: (309) 438-3639
Facsimile: (309) 438-3880
Web site: GoRedbirds.com

January 29, 2009

Mr. David Berst
Vice President of Division I
NCAA
PO Box 6222
Indianapolis, IN 46206-6222

Dear Mr. Berset :

Illinois State University is opposed to any reduction in the present number of baseball games per season. Illinois State University would like to continue with the number of baseball games played per season at 56. In addition, Illinois State University would like to add a 14th week to the season. We are in favor of adding the 14th week at the end of the schedule.

Sincerely,

Sheahon Zenger
Director of Athletics
Illinois State University

FEB 02 2009

Sam Houston State University
Department of Athletics

Memo

To: David Berst

From: Bobby Williams, Director of Athletics BRW

Date: February 2, 2009

Re: Legislation concerning NCAA Division I Baseball

Sam Houston State University, a member of the Southland Conference NCAA Division I, would like to respond during the official "60-day comment period" on the following two proposals:

1) SHSU is opposed to any reduction in the present number of baseball games and it is our institution's desire to maintain the present number of 56 allowable games.

2) Proposal 2008-46. SHSU would like to support this proposal to increase our calendar of playing time from 13 weeks to 14 weeks and have the extra week be added on to the beginning of the schedule.

Thank you for allowing us to share our thoughts during this "60-day window of "comments".

Director of Athletics
TEXAS CHRISTIAN UNIVERSITY
TCU Box 297620, Fort Worth, TX 76129
(817) 257-7710
Fax (817) 257-7656

FEB 13 2009

February 6, 2009

Mr. David Berst
Vice President of Division I, NCAA
P. O. Box 6222
Indianapolis, IN 46206-6222

Dear David:

Thank you for the opportunity to comment on the two baseball proposals regarding the number of games and playing season. TCU is opposed to any reduction in the present number of baseball games and desires to maintain the present number of 56 allowable games. In addition, if it is prudent to move the College World Series back a week, we would favor adding an extra week to the playing season at the back-end.

Best wishes.

Sincerely,

Daniel B. Morrison, Jr.

Daniel B. Morrison, Jr.
Director of Athletics

cc: Ross Bailey, Associate Athletics Director
Jim Schlossnagle, Head Baseball Coach

FLORIDA STATE UNIVERSITY

DEPARTMENT OF ATHLETICS

February 13, 2009

Mr. David Berst
Vice President of Division I Governance
The National Collegiate Athletic Association
P. O. Box 6222
Indianapolis, Indiana 46206-6222

Dear Mr. Berst:

I am writing this letter to state that The Florida State University is unequivocally opposed to any reduction in the number of games in Division I Baseball. Our institutional desire is to maintain the present number of 56 allowable games a year. Additionally, we would prefer the season be increased from the current 13 weeks to a 14 week season, with the additional week coming on the front end of the season.

If you asked any baseball student-athlete in America, they would tell you they would prefer to play MORE games a year, not less, and our coaches concur. While the student-athlete welfare sentiment is honorable, we feel in this situation it is being used inappropriately. College baseball has some inherent issues that do need to be addressed, but it is our feeling that shortening the season is curing a symptom and not the real problem.

It is our contention that some of the academic issues that are unique to college baseball as a sport stem more from issues such as, two-year college transfers, financial aid limitations, the Major League Baseball draft and the culture of the sport itself. We are proud to say that our baseball team had the highest overall GPA of any of our male teams last year.

Please note our wish to remain with the status quo with regards to number of allowable games annually and to increase the season length. If you have any questions, please feel free to contact me at (850) 644-1079.

Sincerely,

Randy Spetman
Director of Athletics

Moore Athletic Center • P.O. Box 2195 • Tallahassee, Florida 32316
www.seminoles.com

THE UNIVERSITY OF MEMPHIS

Athletic Director

101 Athletic Office Bldg
Memphis, Tennessee 38152-3730

Office: 901.678.2335
Fax: 901.678.5078

www.memphis.edu

February 16, 2009

David Berst
Vice President of Division I
NCAA
PO Box 6222
Indianapolis, Indiana 46206-6222

Dear David,

The University of Memphis supports the proposal of increasing the length of the baseball playing season from 13 to 14 weeks. This can be accomplished by adding the week either at the beginning of the season or at the end of the season. This additional week will greatly aide in improving class attendance due to alleviating some midweek travel now necessary in the current scheduling format.

Thank you for all you do and your consideration of this matter.

Sincerely,

R.C. Johnson
Athletic Director

Athletics Administration

Director of Athletics
Bill Byrne

Deputy Director of Athletics
Penny King

Senior Associate Athletic Directors
Joe Powell
Jeff Schmahl
John Thornton

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Associate Athletic Director/ SWA
Mona Osborne

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Karl Kapchinski
Drew Martin
Julie Villarreal

Assistant to the Director of Athletics
Catharine West
979.862.2586

Athletics Department
Texas A&M University
P.O. Box 30017
College Station, Texas
77842-3017

AggieAthletics.com

March 13, 2009

David Berst
Vice President
The National Collegiate Athletic Association
P.O. Box 6222
Indianapolis, Indiana 46206-6222

Dear David,

Texas A&M University opposes proposal 2008-48 to reduce the maximum number of contests from 56 to 52. It is our desire to maintain the present number of 56 allowable baseball games. Additionally, Texas A&M supports a 14 week season by adding a week to the beginning of the schedule.

Cordially,

Bill Byrne
Director of Athletics

c: Dr. Elsa A. Murano, President
Dr. Tom Adair, Faculty Athletic Representative
Dan Beebe, Commissioner, Big 12 Conference
David Batson, Director of Athletic Compliance
Penny King, Deputy Director of Athletics
Kevin Hurley, Associate Athletic Director
Rob Childress, Head Coach - Baseball

UNIVERSITY OF SOUTH CAROLINA

March 2, 2009

Mr. David Berst
Vice President of Division I, NCAA
P.O. Box 6222
Indianapolis, IN 46206-6222

Dear Mr. Berst,

Our baseball coach, Ray Tanner, has informed me that the Legislative Council will meet in April to make a decision on two proposals that will go to the NCAA Board of Directors. I wanted you to know our position here at the University of South Carolina.

Our institution is opposed to any reduction in the present number of games and it is our desire to maintain the present number of 56 allowable games. We are in favor of increasing the playing season to 14 weeks, adding a week at the beginning of the season. Adding this week would allow schools to eliminate a few mid-week games, easing academic pressure on our student athletes.

Thank you very much.

Sincerely,

Eric Hyman

Eric Hyman
Director of Athletics

Gamecock Athletics · Rex Enright Athletics Center · 1300 Rosewood Drive · Columbia, South Carolina 29208

AMERICAN BASEBALL COACHES ASSOCIATION

108 S. University Avenue, Suite 3
Mt. Pleasant, MI 48858-2327
Web Site: www.abca.org

Tel. 989-775-3300
Fax 989-775-3600
E-mail: abca@abca.org

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Membership/ Convention Coordinator

JUAHN CLARK
Assistant Coordinator

February 3, 2009

NCAA Legislative Council
C/O Mr. David Berst
NCAA
PO Box 6222
Indianapolis IN 46206-6222

The NCAA Legislative Council has sent out for "comment" the PAC-10, Big South and West Coast Conference's proposal to limit the maximum number of allowable games to 52. On behalf of the Division I baseball coaches, as well as the Baseball Academic Enhancement Working Group, we oppose such legislation.

One of the reasons the NCAA Baseball Academic Enhancement Working Group was formed in 2006 was because of the suggestion to reduce the number of games played in Division I baseball. The NCAA staff, the Working Group and the baseball community, spent thousands of people-hours developing the baseball APR legislative package; a package that included 56 games. When the Division I Board of Directors approved the Working Group's plan, it appeared that the number of games was no longer an issue with them. In more recent meetings of the NCAA Baseball Issues Committee, the NCAA Division I Baseball Committee and the Executive Committee of the Baseball Academic Enhancement Working Group, every member of those groups supported 56 games. At a special meeting of Division I head baseball coaches held in Indianapolis in November, in a vote to maintain the present 56 games, there was only one dissenting vote of the 164 coaches in attendance.

One must keep in mind that some programs may wish to play less than 56 games, which is certainly their prerogative. However, for most programs, a reduction in the present number of allowable games would be a significant detriment. There are several concerns with this, but one of the biggest problems would be that mid-tier programs would lose playing opportunities with many of the top-tier programs. The mid-tier programs are constantly trying to improve their exposure, recognition and their RPI's. They are striving to become a top-tier program. The only way to do so is to play top competition. If there is a reduction in games, many of the top programs will no longer be able to play many of the mid-tier baseball schools. Conference

games will not be cut; nor will big-time rivalries (e.g. Florida State vs. Florida; Georgia vs. Georgia Tech; Clemson vs. South Carolina; Fullerton vs. Stanford). However, competition such as the Atlantic Sun and Big South vs the ACC and SEC; Horizon vs. the Big Ten; Southland and Southwestern vs. the Big 12; and the WAC and West Coast vs. the PAC-10, would in many cases be eliminated. Many of these opponents have played for years and because of location, it makes sense to do so. These types of games would be lost. The gap between the top and mid-tier conference programs would become even greater.

The Baseball Academic Enhancement Working Group and the baseball community, believe that the total APR legislative package must be allowed to be played out before any changes are made, including the present number of allowable games. Data has to be collected over time for this issue to be treated fairly. Maintaining the present schedule of 56 games is of utmost importance to us. We urge you to defeat this proposal.

Your consideration is greatly appreciated.

Sincerely,

Dave Keilitz

Dave Keilitz
Executive Director

Mississippi State UNIVERSITY
Department of Intercollegiate Athletics
P.O. Box 5327
Mississippi State, MS 39762

February 10, 2009

NCAA Legislative Council
% Mr. Dave Berst
National Collegiate Athletic Association
P.O. Box 6222
Indianapolis, IN 46206-6222

Dear Dave:

As former chair of the NCAA Baseball Committee from 2006 to 2008 and a member of the Baseball Academic Enhancement Working Group and the Baseball Issues Committee, please accept this letter as a request to stay with our agreed total package of APR standards to assist our great sport of baseball. This is a request to OPPOSE NCAA Proposal 2008-48 that has been sent out by the Legislative Council to limit the maximum number of allowable games to 52 in baseball.

As a chair of one of the sub-committee on the Baseball Academic Enhancement Group, those of us directly involved in operation of our sports championship had a lot of give and take to arrive at what we all considered a terrific academic enhancement package. Several of us, including some highly respected coaches in our game, took a lot of bullets in compromising to our final recommendation to the NCAA Board of Directors. On the floor of the 2008 convention, some of us joined several members of the Board of Directors in speaking against a portion of the override of the Academic Enhancement package. The stand was made although we recognized the overwhelming objections of our baseball coaches.

During the activities of the Baseball Academic Enhancement Working Group meetings, it was clearly laid out that we were presenting a total package and that we would not make changes or start short-changing the package until the Board of Directors had an opportunity to see the baseball APR results under our Enhancement Package. Does someone have evidence that suggest that the baseball APR is not improving with this package?

If Proposal 2008-48 is passed and sent to the Board of Directors, it would violate an agreement by all of us who spent thousands of hours in comprising to make our sport of baseball both better in the classroom and on the playing field. The 56 games was a deal breaker, one in which a number of us in the baseball community assured our coaches we would maintain as part of the academic enhancement package. It should be noted that all three conferences (Pac-10, Big South, West Coast) that are sponsoring the proposal to go to 52 games were represented on the Baseball Academic Enhancement Working Group.

Thank you for your support of college baseball. I would just hope that before the Legislative Council votes on this issue that they might allow Dr. Walt Harrison, Ron Wellman, Dave Keilitz or some of us to share how we reached our recommendation to the Board of Directors.

Sincerely,

Larry Templeton
Athletic Director Emeritus

Cc: Ron Wellman
Dave Keilitz
Mike Slive
Dr. Myles Brand

FEB 02 2009

WAKE FOREST

MEMORANDUM

January 27, 2009

TO: David Berst, NCAA

FROM: Krista Holgate, Assistant to the Director of Athletics

SUBJECT: Letter from Mr. Wellman to Dr. Brand re: number of baseball games

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Please find enclosed, per Ron Wellman's request, a copy of a letter he sent dated September 25, 2008 to Dr. Brand. The letter concerns Mr. Wellman's objections to Proposal 2008-48, which would reduce the number of baseball games to 52 per season.

If you have any questions, please do not hesitate in giving me a call. I have enclosed my business card with my contact information.

COPY

September 25, 2008

Dr. Myles Brand
President
NCAA
PO Box 6222
Indianapolis, IND 46206-6222

Dear Myles,

At the last Championship/Sports Administration Cabinet meeting, Proposal 2008-48, which would decrease the number of baseball games to 52, was passed and will now go to the Management Council for consideration. As you know, you asked me to reconvene the Baseball Academic Enhancement Group to consider the effects of schedule compaction with the new starting date in baseball. That group has concluded its deliberations and will recommend that no adjustments be made in the number of games or the length of season. The primary reason that our group is recommending that no changes be made is that anecdotal evidence strongly suggests that the baseball APR is improving with the legislative adjustments that were recommended by the Baseball Academic Enhancement Group and passed by the Board of Directors. We need to allow those legislative changes time to positively affect the baseball APR before making any adjustments in the number of games played.

When you and the Board of Directors asked me to chair the Baseball Academic Enhancement Group, it was with the understanding that the board would delay decreasing the number of games played in baseball if the Baseball Academic Enhancement Group would propose strong legislative changes that would address the poor baseball APR. It was and continues to be my impression that the Board of Directors was very satisfied with the legislative proposals that were made to the Board of Directors and ultimately approved.

Decreasing the number of games played before allowing the legislation that was passed to improve the baseball APR shortchanges the process upon which we agreed. If Proposal 2008-48 is passed by the Management Council and the Board of Directors, it would violate that agreement. Therefore, I urge you to do everything possible to defeat or at least table this proposal.

Many baseball coaches have been doubtful about the assurances given to them about maintaining the 56-game schedule while we work to improve the baseball APR. The Management Council and Board of Director's approval of Proposal 2008-48 would confirm their doubts and could be extremely harmful to the goals we all have for college baseball.

Thank you for your past support of college baseball. I trust that you will do everything possible to defeat or table this ill-advised proposal. Please let me know if there is anything I can do to assist you.

Sincerely,

Ron Wellman

/kh

c: NCAA Baseball Academic Enhancement group
Dave Keilitz
Dennis Poppe

Redbird Athletics
213 Redbird Arena
Campus Box 2660
Normal, IL 61790-2660

Office: (309) 438-3639
Facsimile: (309) 438-3880
Web site: GoRedbirds.com

January 29, 2009

Mr. David Berst
Vice President of Division I
NCAA
PO Box 6222
Indianapolis, IN 46206-6222

Dear Mr. Berset :

Illinois State University is opposed to any reduction in the present number of baseball games per season. Illinois State University would like to continue with the number of baseball games played per season at 56. In addition, Illinois State University would like to add a 14th week to the season. We are in favor of adding the 14th week at the end of the schedule.

Sincerely,

Sheahon Zenger
Director of Athletics
Illinois State University

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FEB 0 2 2009

ATHLETIC DIRECTOR'S OFFICE

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January 29, 2009

David Berst
Vice President of Division I
NCAA
PO Box 6222
Indianapolis IN 46206-6222

Dear David,

It is my understanding that there are some within Division I Baseball who would like to reduce the number of games played in the spring.

The perspective of the baseball coach here at Nebraska, and others in more northern climates, is that we need the 56 games in order to become competitive by the end of the season. Southern schools are able to get outside and play earlier and more frequently, even though some of the games they play may be intra-squad. As a result, the extended season is not as important to them.

At any rate, I want you to know where we are coming from. I hope the current 56 game schedule can be preserved.

Thank you for attending to this matter.

Best wishes,

Tom

Tom Osborne

University of Nebraska • One Memorial Stadium • P.O. Box 880120 • Lincoln, NE 68588-0120
Office: (402) 472-3011 • Fax: (402) 472-9675
HUSKERS.COM

CHIPPEWAS

January 30, 2009

David Berst
Vice President of Divison I
NCAA
P.O. Box 6222
Indianapolis, IN 46206-6222

Dear Mr. Berst:

On behalf of Central Michigan University, I wanted to formally contact you regarding the recent proposal to reduce the number of allowable regular season baseball games to 52. This proposal was presented at the recent NCAA Convention and sent back to the membership for comment.

I am writing to inform you that Central Michigan University is completely opposed to any reduction in the present number of baseball games and it is our desire to maintain the present number of 56 allowable games.

If you have any questions or would like further information, please don't hesitate to contact me.

Sincerely,

Dave Heeke
Director of Athletics

DH:pje

cc: Steve Jaksa
Josh Moon

FEB 2009

January 30, 2009

Mr. David Berst
Vice President / DI
NCAA
P.O. Box 6222
Indianapolis, IN 46206-6222

Re: Baseball Legislation

Dear Mr. Berst:

The College of Charleston is opposed to any reduction in the present number of baseball games and it is our desire to maintain the present number of 56 allowable games.

Thank you for your attention. Please inform the relevant committees of our preference.

Best wishes,

Joe Hull
Director of Athletics

Cc: Monte Lee, Head Baseball Coach

College of Charleston Department of Athletics
66 George Street Charleston, SC 29424
(843)953-5556 Fax: (843)953-8296 www.cofcsports.com

FEB - 9 2009

Sam Houston State University
Department of Athletics

Memo

To: David Berst

From: Bobby Williams, Director of Athletics Brad

Date: February 2, 2009

Re: Legislation concerning NCAA Division I Baseball

Sam Houston State University, a member of the Southland Conference NCAA Division I, would like to respond during the official "60-day comment period" on the following two proposals:

1) SHSU is opposed to any reduction in the present number of baseball games and it is our institution's desire to maintain the present number of 56 allowable games.

2) Proposal 2008-46. SHSU would like to support this proposal to increase our calendar of playing time from 13 weeks to 14 weeks and have the extra week be added on to the beginning of the schedule.

Thank you for allowing us to share our thoughts during this "60-day window of "comments".

CINCINNATI
BEARCATS

FEB - 9 2009

February 3, 2009

Mr. David Berst
Vice-President of Division I
NCAA
P.O. Box 6222
Indianapolis, IN 46206-6222

Dear Mr. Berst:

With regard to the current proposal to reduce the permissible number of regular season baseball games at the Division I level, please know that the University of Cincinnati is opposed. We do not support any reduction in the current number of permissible games in the sport of baseball.

As you know this proposal is being supported by the PAC-10, Big South, and West Coast Conference but it was not initiated by nor does it reflect the beliefs of the baseball coaches in these conferences. President Brand has also indicated his opposition to a reduction in baseball games. Additionally, the majority of the NCAA Board of Directors, at this point, also opposes any reduction.

I am open to discuss further at your convenience. Thank you for your consideration in this very important matter.

Sincerely,

Mike Thomas

Mike Thomas
Director of Athletics

Cc: Brian Cleary, Head Coach
University of Cincinnati Baseball

FEB - 9 2009

January 3, 2009

Mr. David Berst
Vice President of NCAA Division I
NCAA
P.O. Box 6222
Indianapolis, IN 46206-6222

Dear David,

I trust this finds you in great health and enjoying life to the fullest. Please forward our very strongest and best wishes to President Myles Brand. He is, most assuredly, in our prayers.

I am contacting you to say that the University of California, Riverside (UCR) completely supports the 56 game schedule for Baseball. Please do not hesitate to contact me if you have any questions about our support. Thanks.

Sincerely,

Stan Morrison
Director of Intercollegiate Athletics

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FEB - 3 2009

Ball State University

Intercollegiate Athletics

February 5, 2009

David Berst
Vice President
Division I NCAA
P.O. Box 6222
Indianapolis, IN 46206-6222

Dear Mr. Berst,

I am writing in opposition of the proposal to reduce the number of NCAA Division I baseball games allowed in a season to 52. We oppose any reduction in the current 56 game season.

Thank you for your consideration.

Sincerely,

Tom Collins
Director of Athletics
Ball State University

cc: Greg Beals, Head Baseball Coach
Pat Quinn, Associate Athletic Director
Karin Lee, Associate Athletic Director
Dr. Jim Ruebel, Faculty Representative
Dr. Jo Ann Gora, President

765-285-1671 Muncie, Indiana 47306-0930

FEB - 9 2009

Georgia Tech Athletic Association

February 5, 2009

Mr. David Berst
Vice President of Division I
NCAA
PO Box 6222
Indianapolis, IN 46206-6222

Dear David:

Georgia Institute of Technology ("Georgia Tech") is opposed to any reduction in the present number of baseball games. Georgia Tech's desire is to maintain the present number of 56 allowable games.

Should you need to contact me, I am available via email drad@athletics.gatech.edu or by phone, 404-894-5411.

Thank you for the opportunity to provide input.

Sincerely,

Dan Radakovich
Director of Athletics

FEB 13 2009

Director of Athletics
TEXAS CHRISTIAN UNIVERSITY
TCU Box 297620, Fort Worth, TX 76129
(817) 257-7710
Fax (817) 257-7656

February 6, 2009

Mr. David Berst
Vice President of Division I, NCAA
P. O. Box 6222
Indianapolis, IN 46206-6222

Dear David:

Thank you for the opportunity to comment on the two baseball proposals regarding the number of games and playing season. TCU is opposed to any reduction in the present number of baseball games and desires to maintain the present number of 56 allowable games. In addition, if it is prudent to move the College World Series back a week, we would favor adding an extra week to the playing season at the back-end.

Best wishes.

Sincerely,

Daniel B. Morrison, Jr.

Daniel B. Morrison, Jr.
Director of Athletics

cc: Ross Bailey, Associate Athletics Director
Jim Schlossnagle, Head Baseball Coach

FEB 1 3 2009

Wake Forest Athletics

Ron Wellman
Director of Athletics

February 9, 2009

Mr. David Berst
Vice President of Division 1
NCAA
P.O. Box 62222
Indianapolis, IN 46206-6222

Dear David,

It is my understanding that the Legislative Council will consider **Proposal 2008-48**, which would decrease the number of baseball games to 52, at its meeting in April. As you know, the Board of Directors threatened to decrease the number of baseball games a couple years ago unless the baseball community could produce a higher baseball APR. The baseball community requested the opportunity to improve baseball's APR prior to decreasing the number of games. The Board of Directors agreed that the baseball community should have the opportunity to improve the APR prior to any decision to decrease games.

At the 2008 NCAA Convention, a number of proposals were adopted that the Baseball Academic Enhancement group recommended. Anecdotal evidence strongly suggests that the new legislation will significantly improve baseball's APR. The coaches have made a concerted effort to make the adjustments to improve their team's APR. Decreasing the number of games prior to the APR results over the next couple of years would be shortchanging the agreed upon process. Therefore, I encourage the Legislative Council not to approve **Proposal 2008-48.**

Sincerely,

Ron Wellman

Ron Wellman

/kh

PO Box 7265 • Winston-Salem, NC 27109 • (336) 758-5616 • Fax (336) 758-6090 • www.wakeforestsports.com

ACC
ATLANTIC COAST CONFERENCE

CLEMSON
UNIVERSITY

February 9, 2009

Mr. David Berst
Vice President, Division I
NCAA
P. O. Box 6222
Indianapolis, IN 46204

Dear Dave:

Please be advised that Clemson University is opposed to any reduction in the present number of baseball games, and it is Clemson's desire to maintain the present number of 56 allowable games. Specifically, it is our belief that baseball be given time to allow for the academic reforms to work.

Thank you and we appreciate your attention to this issue.

Sincerely,

Terry Don

Terry Don Phillips
Director of Athletics

TDP:pwp

cc: President Jim Barker
Dr. Larry LaForge
Coach Jack Leggett
Kyle Young

ATHLETIC DEPARTMENT
P.O. Box 31 Clemson, SC 29633-0031 100 Perimeter Rd. Jervey Athletic Center Clemson, SC 29634
FAX 864.656.0299
www.clemsontigers.com

FEB 1 3 2009

DIRECTOR OF ATHLETICS

February 9, 2009

David Berst
Vice President of Division I
NCAA
PO Box 6222
Indianapolis, IN 46206-6222

Dear David,

Middle Tennessee State University is opposed to any reduction in the present number of baseball games and it is our desire to maintain the present number of 56 allowable games.

Sincerely,

Chris Massaro
Director of Athletics

CM/cmv

MIDDLE TENNESSEE STATE UNIVERSITY ◆ DIRECTOR OF ATHLETICS ◆ MTSU BOX 77
MURFREESBORO, TN 37132 ◆ PH. 615-898-2452 ◆ FAX 615-898-2777
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FURMAN

ATHLETIC DIRECTOR
Furman University
3300 Poinsett Highway
Greenville, S.C. 29613-5600
864.294.3460
Fax: 864.294.3059
gary.clark@furman.edu

February 11, 2009

David Berst, Vice President Division I
NCAA
PO Box 6222
Indianapolis, In 46206-6222

Dear Mr. Berst,

I am writing to let you know that Furman University is opposed to any reduction in the present number of baseball games. It is our institution's desire to maintain the present number of 56 allowable games.

Sincerely,

Gary Clark
Director of Athletics

cc: Ron Smith

FLORIDA STATE UNIVERSITY
DEPARTMENT OF ATHLETICS

February 13, 2009

Mr. David Berst
Vice President of Division I Governance
The National Collegiate Athletic Association
P. O. Box 6222
Indianapolis, Indiana 46206-6222

Dear Mr. Berst:

I am writing this letter to state that The Florida State University is unequivocally opposed to any reduction in the number of games in Division I Baseball. Our institutional desire is to maintain the present number of 56 allowable games a year. Additionally, we would prefer the season be increased from the current 13 weeks to a 14 week season, with the additional week coming on the front end of the season.

If you asked any baseball student-athlete in America, they would tell you they would prefer to play MORE games a year, not less, and our coaches concur. While the student-athlete welfare sentiment is honorable, we feel in this situation it is being used inappropriately. College baseball has some inherent issues that do need to be addressed, but it is our feeling that shortening the season is curing a symptom and not the real problem.

It is our contention that some of the academic issues that are unique to college baseball as a sport stem more from issues such as, two-year college transfers, financial aid limitations, the Major League Baseball draft and the culture of the sport itself. We are proud to say that our baseball team had the highest overall GPA of any of our male teams last year.

Please note our wish to remain with the status quo with regards to number of allowable games annually and to increase the season length. If you have any questions, please feel free to contact me at (850) 644-1079.

Sincerely,

Randy Spetman
Director of Athletics

Moore Athletic Center • P.O. Box 2195 • Tallahassee, Florida 32316
www.seminoles.com

Nelson E. Bobb
Director of Athletics

February 16, 2009

Mr. David Berst
Vice-President of Division I
NCAA
P.O. Box 6222
Indianapolis, IN 46206-6222

Dear David:

As you know we have stayed very close to the issues regarding APR and Division I Baseball as our coach, Michael Gaski, was a member of the NCAA Baseball Working Group on APR and helped to craft the new legislation. Furthermore, our Associate, Rod Wyatt, served on CAP until this current year.

We are of the opinion that the new legislation should be permitted sufficient time to have an effect and that no immediate changes should be implemented for Division I Baseball. With that in mind, UNCG is opposed to any reduction in the present number of baseball games and it is our desire to maintain the present number of 56 allowable games.

I know this is a difficult time for everyone at the NCAA with the illness of Dr. Myles Brand, and our thoughts and prayers are with him and his family.

Very sincerely,

Nelson E. Bobb
Director of Athletics

NEB/sgm

337 HHP Bldg., UNCG, PO Box 26168, Greensboro NC 27402-6168
(336) 334-3000 • Fax (336) 334-4063 • nelson_bobb@uncg.edu
www.uncgspartans.com

THE UNIVERSITY OF MEMPHIS

Athletic Director

101 Athletic Office Bldg
Memphis, Tennessee 38152-3730

Office: 901.678.2335
Fax: 901.678.5078

www.memphis.edu

February 16, 2009

David Berst
Vice President of Division I
NCAA
PO Box 6222
Indianapolis, Indiana 46206-6222

Dear David,

The University of Memphis is opposed to any reduction in the present number of baseball games. It is our institution's desire to maintain the present number of 56 allowable games.

Thank you for your attention to this matter.

Sincerely,

R.C.

R.C. Johnson
Athelic Direcctor

Appalachian State University Athletics

February 16, 2009

Mr. David Berst
Vice President of Division I
NCAA
PO Box 6222
Indianapolis, IN 46206-6222

Dear David,

Appalachian State University is opposed to any reduction in the present number of baseball games and it is our desire to maintain the present number of 56 allowable games.

Sincerely,

Charlie Cobb

Charlie Cobb
Director of Athletics

C: Chris Pollard, Head Baseball Coach

135 Jack Branch Drive ♦ ASU Box 32025 ♦ BOONE, NC 28608-2025 ♦ 828-262-7825 ♦ FAX 828-262-2556

Ole Miss

Department of Intercollegiate Athletics
All-American Drive
Post Office Box 1848
University, MS 38677-1848
(662) 915-7241
Fax: (662) 915-7683

February 23, 2009

Mr. David Berst
Vice President of Division I
NCAA
PO Box 6222
Indianapolis, IN 46206-6222

Dear David,

I know there are multitude suggestions and ideas being generated regarding baseball APR and scheduling issues. While this is another one it is very simple:

Continue on the course that has been set out and let the APR system play itself out.

I believe the statistics will validate the progress made in a reasonable period of time with baseball academic performance. This is an early success story.

The idea to cut games or shorten the season, I fear, has nothing to do with academic performance. We have a good monitoring system in place, let's let it work.

Sincerely,

Pete Boone

Pete Boone
Director of Athletics

SOUTHEASTERN CONFERENCE

MIKE SLIVE
COMMISSIONER

February 24, 2009

Mr. David Berst, Division I Vice-President
National Collegiate Athletic Association
P.O. Box 6222
Indianapolis, IN 46206-6222

Dear David:

Please accept this letter as comment for review by the Division I Legislative Council in response to NCAA Proposal 2008-48.

As indicated in previous meetings and communication, the Southeastern Conference opposes the current effort to reduce the maximum number of allowable baseball games to 52. It is well known that the full package of recent legislative changes made to the sport of baseball have been the result of years of review, discussion and consideration. This effort includes both the cooperative efforts of conferences and institutions to establish a uniform start date for practice and competition during the regular season, combined with the work of the Baseball Academic Enhancement Group. The impact of the recent changes has not yet been fully determined, which we believe is partial justification for continuing to allow the aforementioned changes to take full effect before adopting new legislative changes.

During the evaluation of various baseball issues, Southeastern Conference was actively represented by Dr. Michael F. Adams on the Board of Directors, Larry Templeton as chair of the NCAA Baseball Committee, and Paul Mainieri on the Baseball Academic Enhancement Group. These individuals, as did all participants, worked diligently to consider legislative alternatives intended to enhance the academic performance of baseball student-athletes. A key element of their discussions, and of the SEC's support for the full range of baseball-related legislative changes, was the commitment not to alter the number of baseball games for at least a three-year period following implementation of the baseball academic enhancement legislation. Had the number of baseball games been targeted for legislative action, the SEC would have suggested numerous other modifications to the proposed packaged.

Our conference was assured by both the Academic Enhancement Group and the Board of Directors that the number of games would remain at 56. Our agreement was to permit the total baseball APR legislative package to take effect before additional modifications would be changed. A significant amount of good will contributed to the solutions that have been developed, and the commitments that helped generate that goodwill should be honored.

Thank you for your continued leadership for college baseball.

Sincerely,

Michael L. Slive
Commissioner

Cc: Dr. Michael F. Adams, University of Georgia
Larry Templeton
Greg Sankey

2201 RICHARD ARRINGTON BLVD. N. • BIRMINGHAM, ALABAMA 35203-1103
(205) 458-3000 • FAX (205) 458-3031 • WWW.SECSPORTS.COM

Berst, David

Subject: RE: Baseball Schedule

Thanks. I'll add your comment to others I have received.
David Berst

From: Gregory A Christopher [mailto:gachris@bgsu.edu]
Sent: Wednesday, February 25, 2009 3:17 PM
To: Berst, David
Cc: Daniel J Schmitz
Subject: Baseball Schedule

Dave -

As a follow-up from recent conversation between the NCAA and American Baseball Coaches Association, I am writing to support ABCA's stance of maintaining the 56-game college baseball schedule.

BGSU is opposed to any reduction in the present number of games and would like to see the currently allowable 56 games maintained.

Regards,
Greg Christopher

Greg Christopher
Assistant Vice President and Director of Athletics
Bowling Green State University
Sebo Athletic Center
1610 Stadium Dr.
Bowling Green, OH 43403
(419) 372-7052

MISSOURI

UNIVERSITY OF MISSOURI
DEPARTMENT OF ATHLETICS

Mizzou Arena
1 Champions Drive
Suite 200
Columbia, MO 65211
PHONE: (573) 882-6501

February 26, 2009

Mr. David Berst
Vice President of Division I
National Collegiate Athletic Association
PO Box 6222
Indianapolis, Indiana 46206-6222

Dear David,

On behalf of the University of Missouri (MU), I am writing to express our opposition to NCAA Legislative Proposal 2008-48 Practice and Playing Seasons – Baseball – Maximum Number of Contests – 52.

The stated rationale behind this proposal is focused upon scheduling challenges due to the recently shortened baseball season. Further, we acknowledge the Academics Cabinet and the Championships/Sports Management Cabinet statements of support that institutions will realize an improved Academic Performance Rate (APR) in the sport of baseball as a result of a reduction in the maximum number of baseball contests from 56 to 52. We believe their assertion is not statistically justified. As you know, APR is determined by an institution's success in retaining eligible student-athletes semester-by-semester. The downfall in this theory is that the baseball APR is not typically impacted by baseball student-athletes failing to meet NCAA eligibility standards, rather baseball student-athletes departing the institution as a transfer or to pursue a professional baseball career. The NCAA has already taken measures to deter transfers in baseball by eliminating the one-time transfer exception, however, we have no means of altering the current practices of Major League Baseball, which will continue to negatively impact the baseball APR.

Please know that this position represents the views of our athletics administration, our baseball coaching staff and our Faculty Athletics Representative, Dr. Lori Franz. It is my understanding that both the Committee on Academic Performance and Dr. Myles Brand are of like opinion. As such, we request that the membership exercise patience in allowing the work of the Baseball Academic Enhancement Working Group's package to take its course in hopes of improving the academic performance of baseball student-athletes by justifiable methods. Therefore, we do not believe it prudent to change the number of contests at this time.

Thank you, David, for allowing the University of Missouri to convey our opinion on this topic.

Sincerely,

Michael F. Alden
Director of Athletics

cc: Dan Beebe
Lori Ebihara
Dr. Lori Franz
Sarah Reesman
Mary Austin
Tim Hickman
Mitzi Clayton
Tim Jamieson

UNIVERSITY OF SOUTH CAROLINA

March 2, 2009

Mr. David Berst
Vice President of Division I, NCAA
P.O. Box 6222
Indianapolis, IN 46206-6222

Dear Mr. Berst,

Our baseball coach, Ray Tanner, has informed me that the Legislative Council will meet in April to make a decision on two proposals that will go to the NCAA Board of Directors. I wanted you to know our position here at the University of South Carolina.

Our institution is opposed to any reduction in the present number of games and it is our desire to maintain the present number of 56 allowable games. We are in favor of increasing the playing season to 14 weeks, adding a week at the beginning of the season. Adding this week would allow schools to eliminate a few mid-week games, easing academic pressure on our student athletes.

Thank you very much.

Sincerely,

Eric Hyman
Director of Athletics

'til the Battle is Won!

ATHLETICS

March 11, 2009

David Berst
Vice President of Division I
National Collegiate Athletics Association
P.O. Box 6222
Indianapolis, IN 46206-6222

Dear Mr. Berst:

The University of Kentucky is opposed to a reduction in the present number of baseball games and it is the desire of the University of Kentucky to maintain the present number of 56 allowable games.

Thank you in advance for your time and consideration.

Sincerely,

Mitch Barnhart
Director of Athletics

MB/sm

DEPARTMENT OF INTERCOLLEGIATE ATHLETICS

ARKANSAS STATE UNIVERSITY
P.O. Box 1000
State University, AR 72467

Phone:
870-972-3880

Fax:
870-972-3886

www.astate.edu

Jonesboro, Arkansas

March 12, 2009

David Berst
Vice President
NCAA
P. O. Box 6222
Indianapolis, IN 46206-6222

Dear David,

I wish express to the NCAA that Arkansas State University is opposed to any reduction in the present number of baseball games and it is our desire to maintain the present number of 56 allowable games.

Thank you for your time concerning this matter.

Best regards,

Dean Lee

Dean Lee
Director of Athletics

Athletics Administration

Director of Athletics
Bill Byrne

Deputy Director of Athletics
Penny King

Senior Associate Athletic Directors
Joe Powell
Jeff Schmahl
John Thornton

Associate Athletic Directors
Alan Cannon
Mike Caruso
Kevin Hurley
Milton Overton
Dave South
Ingrid Villar-Woods

Associate Athletic Director/ SWA
Mona Osborne

Assistant Athletic Directors
Karl Kapchinski
Drew Martin
Julie Villarreal

Assistant to the Director of Athletics
Catharine West
979.862.2586

Athletics Department
Texas A&M University
P.O. Box 30017
College Station, Texas
77842-3017

AggieAthletics.com

March 13, 2009

David Berst
Vice President
The National Collegiate Athletic Association
P.O. Box 6222
Indianapolis, Indiana 46206-6222

Dear David,

Texas A&M University opposes proposal 2008-48 to reduce the maximum number of contests from 56 to 52. It is our desire to maintain the present number of 56 allowable baseball games. Additionally, Texas A&M supports a 14 week season by adding a week to the beginning of the schedule.

Cordially,

Bill Byrne
Director of Athletics

c: Dr. Elsa A. Murano, President
Dr. Tom Adair, Faculty Athletic Representative
Dan Beebe, Commissioner, Big 12 Conference
David Batson, Director of Athletic Compliance
Penny King, Deputy Director of Athletics
Kevin Hurley, Associate Athletic Director
Rob Childress, Head Coach - Baseball

FORDHAM UNIVERSITY
THE JESUIT UNIVERSITY OF NEW YORK

INTERCOLLEGIATE ATHLETICS
AND RECREATION

David Berst, Vice President Division I NCAA
P.O. Box 6222
Indianapolis, IN 46206-6222

Dear Dave,

Hope all is well.

As the oldest and most winning DI baseball program in the country, Fordham feels very strongly in maintaining the present number,56, of allowed games.

Sincerely,

Frank McLaughlin
Executive Director Intercollegiate Athletics & Recreation

ROSE HILL GYM, 2ND FLOOR BRONX, NY 10458 (718) 817-4300 FAX: (718) 817-5588

Santa Clara University

March 19, 2009

Mr. Kevin Lennon
Vice President, NCAA
P.O. Box 6222
Indianapolis, IN 46206-6222

Dear Kevin:

I want to take a minute to alert you to a comment I recently posted with the NCAA website concerning NCAA Proposal 2008-048. A copy of the text of my comment is attached.

I applaud all the efforts in the direction of academic reform the NCAA membership has engaged in over the last several years in a variety of areas. It is starting to make a real difference. However, in my mind the one sport that still sticks out like a sore thumb, even in spite of the recent changes, is baseball. 56 games in a season for any sport is just way too many, particularly in a sport where the games last well over three hours and the total time commitment with travel and pregame exceeds the time commitment of any other sport by a huge margin. As a result, I really believe we are doing a disservice to our baseball student-athletes. It is no accident that baseball GPAs are consistently among the lowest on any campus.

As I stress in my comment, we have made it very difficult for baseball student-athletes to have a meaningful academic experience. We are proud here at Santa Clara that our athletes as a whole have what I call great "diversity of majors" – meaning they can participate in intercollegiate athletics but still choose to major in science or engineering or even double major, and they do. Unfortunately, that is really not the case for baseball either here or elsewhere, and that is a real shame.

The word we are hearing is that 2008-048 might be tabled because of a promise made by a member of the Board of Directors to the coaches that nothing would be done to reduce the season. If that is true, I hope that is a promise we do not keep. We are really doing a tremendous disservice to our student-athletes in the sport of baseball, and we have the ability with this proposal to at least make it marginally better.

I really hope that in the future the Board will be much more reticent about making promises to coaches that might not be in the best interests of the students.

Thanks for all the work you've been doing in this area. It is appreciated by the membership.

All the best,

Dan Coonan
Director of Athletics

Cc: Michael Engh, S.J., SCU President

Department of Athletics and Recreation
500 El Camino Real, Santa Clara, California 95053-1100
408-554-4063 FAX 408-554-6969 www.santaclarabroncos.com

Academic Year 2008-09

Summary of NCAA Regulations – Division I

For: Student-athletes.
Action: Read and then sign Form 08-3a.
Purpose: To summarize NCAA regulations regarding eligibility of student-athletes to compete.

TO: STUDENT-ATHLETE

This summary of NCAA regulations contains information about your eligibility to compete in intercollegiate athletics. Carefully read the sections that apply to you, and then sign the Student-Athlete Statement (Form 08-3a).

This summary has two parts:

- Part I is for **all** student-athletes.
- Part II is for **new** student-athletes only (those signing the Student-Athlete Statement for the first time).

If you have questions, ask your director of athletics (or his or her official designee) or refer to the 2008-09 NCAA Division I Manual. The references in brackets after each summarized regulation show you where to find the regulation in the Division I Manual.

PART I: FOR ALL STUDENT-ATHLETES.

This part of the summary discusses ethical conduct, amateurism, financial aid, academic standards and other regulations concerning your eligibility for intercollegiate competition.

Ethical Conduct – All Sports:

You must act with honesty and sportsmanship at all times so that you represent the honor and dignity of fair play and the generally recognized high standards associated with wholesome competitive sports. [NCAA Bylaw 10.01.1]

You are **not eligible** to compete if you knowingly: provide information to individuals involved in organized gambling activities concerning intercollegiate athletics competition; solicit a bet on any intercollegiate team; accept a bet on any team representing the institution or solicit or accept a bet on any intercollegiate competition for any item (e.g., cash, shirt, dinner) that has tangible value. [Bylaw 10.3]

You are **not eligible** to compete if you knowingly participate in any gambling activity that involves intercollegiate or professional athletics, through a bookmaker, a parlay card or any other method employed by organized gambling. [Bylaw 10.3]

You are **not eligible** to compete if you have shown dishonesty in evading or violating NCAA regulations. [Bylaw 14.01.3.3]

Amateurism – All Sports:

You are **not eligible** for participation in a sport if you have ever:

- Taken pay, or the promise of pay, for competing in that sport;
- Agreed (orally or in writing) to compete in professional athletics in that sport;
- Played on any professional athletics team as defined by the NCAA in that sport; or
- Used your athletics skill for pay in any form in that sport, except that prior to collegiate enrollment, you accepted prize money based on place finish or performance in an open athletics event from the sponsor of the event and the amount of prize money did not exceed your actual and necessary expenses to participate in the event. [Bylaws 12.1.1 and 12.1.1.4.1]

You are **not eligible** in a sport if you ever have accepted money, transportation or other benefits from an agent or agreed to have an agent market your athletics ability or reputation in that sport. [Bylaw 12.3]

You are **not eligible** in any sport if, after you become a student-athlete, you accept any pay for promoting a commercial product or service or allowed your name or picture to be used for promoting a commercial product or service. [Bylaws 12.5.2.1 and 12.5.2.2]

You are **not eligible** in any sport if, because of your athletics ability, you were paid for work you did not perform, were paid at a rate higher than the going rate or were paid for the value an employer placed on your reputation, fame or personal following. [Bylaw 12.4]

Financial Aid – All Sports:

You are **not eligible** if you receive financial aid other than the financial aid that your institution distributes. However, it is permissible to receive:

- Money from anyone on whom you are naturally or legally dependent;

- Financial aid that has been awarded to you on a basis other than athletics ability; or

- Financial aid from an entity outside your institution that meets the requirements specified in the Division I Manual. [Bylaw 15.01]

You must report to your institution any financial aid that you receive from a source other than your institution. However, you do not need to report financial aid received from anyone on whom you are naturally or legally dependent.

Employment Earnings – All Sports:

Earnings from a student-athlete's on- or off-campus employment that occurs at any time is exempt and is not counted in determining a student-athlete's full grant-in-aid or in the institution's financial aid limitations, provided:

(a) The student-athlete's compensation does not include any remuneration for value or utility that the student-athlete may have for the employer because of the publicity, reputation, fame or personal following that he or she has obtained because of athletics ability;

(b) The student-athlete is compensated only for work actually performed; and

(c) The student-athlete is compensated at a rate commensurate with the going rate in that locality for similar services (Bylaw 12.4 and Bylaw 15.2.6).

Academic Standards – All Sports:

Eligibility for competition.

To be **eligible** to **compete**, you must:

- Have been admitted as a regularly enrolled, degree seeking student according to the published entrance requirements of your institution;

- Be in good academic standing according to the standards of your institution; and

- Be enrolled in at least a minimum full-time baccalaureate degree program (not less than 12 semester or quarter hours) and maintain satisfactory progress toward that degree, be enrolled in a full-time graduate or professional degree program (not less than eight semester or quarter hours) or be enrolled and seeking a second baccalaureate degree at your institution. [Bylaws 14.01.2, 14.1.7.1, 14.1.8.2 and 14.1.8.2.1.4]

If you are enrolled in less than a full-time program, you are **eligible** to **compete** only if you are enrolled in the last term of your degree program and are carrying credits necessary to finish your degree. [Bylaw 14.1.8.2.1.3]

You are **eligible** to **compete** during the official vacation period immediately preceding initial enrollment, provided you have been accepted by your institution for enrollment in a regular, full-time program of studies at the time of your initial participation, you are no longer enrolled in your previous educational institution and you are eligible under all institutional and NCAA requirements. [Bylaw 14.1.8.2.1.1]

You are **eligible** to **compete** between terms if you are continuing enrollment, provided you have been registered for the required minimum full-time load at the conclusion of the term immediately preceding the date of competition, or if you are either continuing enrollment or beginning enrollment, provided you have been accepted for enrollment as a regular full-time student for the regular term immediately following the date of competition. [Bylaw 14.1.8.2.1.2]

Eligibility for Practice.

You are **eligible** to **practice** if you are 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. [Bylaw 14.1.8.1]

You are **eligible** to **practice** during the official vacation period immediately preceding initial enrollment, provided you have been accepted by your institution for enrollment in a regular, full-time program of studies at the time of your initial participation, you no longer are enrolled in your previous educational institution and you are eligible under all institutional and NCAA requirements. [Bylaw 14.1.8.1.1]

You also are **eligible** to **practice** if you are enrolled in the final semester or quarter of a baccalaureate program while enrolled in less than a minimum full-time program of studies and your institution certifies that you are carrying (for credit) the courses necessary to complete the degree requirements, as determined by the faculty of the institution. [Bylaw 14.1.8.1.3]

Continuing Eligibility – All sports (For those student-athletes first entering a collegiate institution as a full-time student on or after August 1, 2003):

If you are entering an institution for the first time on or after August 1, 2003, your eligibility for competition shall be based on:

- Having successfully completed 24-semester or 36-quarter hours of academic credit prior to the start of the institution's third semester or fourth quarter following the student-athlete's initial full-time enrollment;

- Having successfully completed 18-semester or 27-quarter hours of academic credit since the beginning of the previous fall term or since the beginning of the certifying institution's preceding regular two semesters or three quarters (hours earned during the summer may not be used to fulfill this requirement); and

- Six-semester or quarter hours of academic credit the preceding regular academic term (e.g., fall semester, winter quarter) in which the student-athlete has been enrolled at any collegiate institution.

- You must choose a major that leads to a specific baccalaureate degree by the beginning of your third year of enrollment. (This includes transfer students who have not yet completed an academic year in residence or used one season of eligibility in a sport at their current institution.) [Bylaw 14.4.3.1.5]

- If you are entering your second year of collegiate enrollment, you must present a cumulative grade-point average that equals at least 90 percent of the institution's overall cumulative grade-point average required for graduation (based on a 4.000 scale). [Bylaw 14.4.3.3.1]

- If you are entering your third year of collegiate enrollment, you must have completed successfully at least 40 percent of the course requirements in your specific degree program and you must present a cumulative minimum grade-point average (based on a 4.000 scale) that equals at least 95 percent of the institution's overall cumulative grade-point average required for graduation. For this purpose, a student-athlete's grade-point average will be certified on a term-by-term basis. [Bylaw 14.4.3.3.1]

- If you are entering your fourth year of collegiate enrollment, you must have completed successfully at least 60 percent of the course requirements in your specific degree program and you must present a cumulative grade-point average (based on a 4.000 scale) that equals at least 100 percent of the institution's overall cumulative grade-point average required for graduation. For this purpose, a student-athlete's grade-point average will be certified on a term-by-term basis. [Bylaw 14.4.3.3.1]

- If you are entering your fifth year of collegiate enrollment, you must have completed successfully at least 80 percent of the course requirements in your specific degree program and you must present a cumulative grade-point average (based on a 4.000 scale) that equals at least 100 percent of the institution's overall cumulative grade-point average required for graduation. For this purpose, a student-athlete's grade-point average will be certified on a term-by-term basis. [Bylaw 14.4.3.3.1]

Freshmen:

You are referred to as a qualifier and are eligible to practice and compete in your sport and to receive financial aid (institutional and athletically related) during your first academic year under Bylaw 14.02.9.1, if you:

- Graduate from high school;

- Attain a minimum high school grade-point average as specified in Bylaw 14.3.1.1.1 (based on a 4.0 scale) in a successfully completed core curriculum of at least 16 core courses. [Bylaw 14.3.1.1]

- Achieve a corresponding sum ACT or SAT score as specified in Bylaw 14.3.1.1.1.

You are referred to as a nonqualifier if you fail to meet the criteria above. In addition to being ineligible for practice and competition during the first academic year in residence, a nonqualifier is not permitted to receive any institutional financial aid, except as stated below. [Bylaws 14.02.9.3 and 14.3.2.2.1]

As a Nonqualifier:

- You are eligible to receive nonathletics institutional financial aid based on need only, consistent with institutional and conference regulations.

- You will have three seasons of eligibility after your first academic year in residence. You may earn a fourth season of competition provided you complete 80 percent of your baccalaureate degree before beginning your fifth academic year of enrollment and you are within five years of your initial, full-time collegiate enrollment. [Bylaw 14.3.3]

Other Regulations Concerning Eligibility – All Sports:

You are **not eligible** to participate in more than four seasons of intercollegiate competition. [Bylaw 14.2]

You are **not eligible** if five calendar years have passed from the date you first registered as a full-time student at a collegiate institution and attended your first day of classes for that term, except for time spent in the armed services, on official church missions or with recognized foreign aid services of the U.S. government and extensions that have been approved in accordance with NCAA legislation. [Bylaws 14.2.1 and 30.6.1]

You are **eligible** at an institution other than the institution from which you have received or satisfied the requirements for a baccalaureate degree or an equivalent degree, if you meet the conditions of the one-time transfer exception [Bylaw 14.5.5.2.10] and you have eligibility remaining as set forth in Bylaw 14.2.1. [Bylaw 14.1.9]

You are **eligible** for championships, certified bowl games or the National Invitation Tournament that occur within 60 days of the date you complete the requirements for your degree. [Bylaw 14.1.9.3]

All Sports Other Than Basketball:

You are **not eligible** in your sport for the remainder of the year and the next academic year if, during the academic year, you competed as a member of any outside team in any noncollegiate, amateur competition. You may compete outside of your declared playing and practice season as a member of an outside team in any noncollegiate, amateur competition during any official vacation period published in your institution's catalog. Competing in the Olympic Games tryouts and competition and other specified national and international competition is permitted. [Bylaws 14.7.1, 14.7.1.1 and 14.7.3]

- **Exception:** In men's and women's soccer, women's volleyball, field hockey and men's water polo, you may compete on outside amateur teams during the spring outside of the institution's playing and practice seasons, provided such participation occurs no earlier than May 1, and the remaining provisions of Bylaw 14.7.1.2 are met.

All-Star Football and Basketball Only:

You are **not eligible** if, after you completed your high school eligibility in your sport and before your high school graduation, you participated in more than two high school all-star football or basketball games. [Bylaw 14.6]

Basketball Only:

You are **not eligible** if, after you become a student-athlete, you participate in any organized basketball competition except while representing the institution in intercollegiate competition. Competing in the Olympic Games tryouts and competition and other specified national and international competition is permitted. [Bylaws 14.7.2 and 14.7.3]

It is permissible to participate as a member of a basketball team in an NCAA-sanctioned summer basketball league or event. [Bylaw 14.7.3.2-(a)]

Transfer Students Only:

You are a transfer student if:

- The registrar or admissions officer from your former institution certified that you officially were registered and enrolled at that institution in any term in a minimum full-time program of studies and you were present on the opening day of classes; **or**

- The director of athletics from your former institution certified that you reported for the regular squad practice that any staff member of the athletics department of your former institution announced before the beginning of any term. [Bylaw 14.5.2]

If you are a transfer student from a four-year institution, you are **not eligible** during your first academic year in residence unless you meet the provisions of one of the exceptions specified in Bylaw 14.5.5.2 or one of the waivers specified in Bylaw 14.8.1.2.

If you are a transfer student from a two-year institution, you are **not eligible** during your first academic year in residence at your new institution unless you meet the academic and residence requirements specified in Bylaw 14.5.4 or the exceptions specified in Bylaw 14.5.4.7.

If you transferred from a four-year college to a two-year college and then to your new institution, you are **not eligible** during your first academic year in residence at your new institution unless you meet the requirements specified in Bylaw 14.5.6.

Drugs – All Sports:

If the NCAA tests you for the banned drugs listed in Bylaw 31.2.3.1 and you test positive (consistent with NCAA drug-testing protocol), you will be **ineligible** to participate in regular-season and postseason competition for one calendar year (i.e., 365 days) after your positive drug test and you will be charged with the loss of a minimum of one season of competition in all sports.

If you test positive a second time for the use of any drug, other than a "street drug" as defined in Bylaw 31.2.3.1, you will lose all remaining regular-season and postseason eligibility in all sports.

If you test positive for the use of a "street drug" after being restored to eligibility, you shall be charged with the loss of one additional season of competition in all sports and also shall remain ineligible for regular season and postseason competition at least through the next calendar year. [Bylaw 18.4.1.5.1]

A policy adopted by the NCAA Executive Committee establishes that the penalty for missing a scheduled drug test is the same as the penalty for testing positive for the use of a banned drug other than a street drug. You will remain ineligible until you retest negative and your eligibility has been restored by the NCAA Division I Committee on Student-Athlete Reinstatement. [Bylaw 18.4.1.5.1]

Non-NCAA Athletics Organization Positive Drug Test – All Sports:

If you test positive for banned substances by a non-NCAA athletics organization, you must notify your director of athletics regarding the positive drug test. You also must permit the NCAA to test you for the banned drugs listed in Bylaw 31.2.3.1.

If the result of the NCAA drug test is positive, you will lose all remaining eligibility during the season in which you tested positive and an additional season of competition.

The director of athletics must notify the Vice President of NCAA Education Services in writing regarding a student-athlete's disclosure of a previous positive drug test administered by any other athletics organization.

If the student-athlete immediately transfers to a non-NCAA institution while ineligible and competes in collegiate competition within the 365 day period at a non-NCAA institution, the student-athlete will be ineligible for all NCAA regular-season and postseason competition until the student-athlete does not compete in collegiate competition for a 365 day period. Additionally, the student-athlete must retest negative (in accordance with the testing methods authorized by the Executive Committee) and request that eligibility be restored by the Committee on Student-Athlete Reinstatement.

The list is subject to change and the institution and student-athlete shall be held accountable for all banned drug classes on the current list. The list is located on the NCAA Web site (www.ncaa.org) or may be obtained from the NCAA health and safety staff in Education Outreach.

PART II: FOR NEW STUDENT-ATHLETES ONLY.

This part of the summary contains information about your recruitment, which is governed by Bylaw 13 of the Division I Manual.

Recruitment.

Offers – All Sports:

You are **not eligible** if, before you enrolled at your institution, any staff member of your institution or any other representative of your institution's athletics interests provided or offered to you, your relatives or your friends any financial aid or other benefits that NCAA legislation does not permit.

It is permissible for your summer employment to be arranged by the institution or for you to accept educational loans from a regular lending agency provided you did not receive the job or loan before the end of your senior year in high school. [Bylaws 13.2.1, 13.2.4 and 13.2.5]

Contacts – All Sports:

For purposes of this section, contact means "any face-to-face encounter between a prospect or the prospect's parent or legal guardian and an institutional staff member or athletics representative during which any dialogue occurs in excess of an exchange of a greeting. Any such face-to-face encounter that is prearranged or that takes place on the grounds of the prospect's educational institution or at the site of organized competition or practice involving the

prospect or the prospect's high school, preparatory school, two-year college or all-star team shall be considered a contact, regardless of the conversation that occurs." [Bylaw 13.02.3]

You are **not eligible** if any staff member of your institution:

- Contacted you, your relatives or your legal guardians in person off your institution's campus before July 1 following completion of your junior year in high school (except for students at military academies) as described in Bylaw 13.1.1.1.

- Contacted you in person off your institution's campus more than the number of times specified in Bylaw 13.1.6; or

- Contacted you in person off your institution's campus outside the time periods specified in Bylaw 13.1.4 for the sports of football, basketball, baseball, softball, women's volleyball and men's lacrosse.

You are **not eligible** if, before you enrolled at your institution, a coach from your institution contacted you in person on or off your institution's campus while you were practicing or competing in football or basketball outside the permissible contact periods. [Bylaw 13.1.7.2.3]

You are **not eligible** if you were not a qualifier and any staff member of your institution contacted you, your relatives or your legal guardians in person on or off your institution's campus while you were enrolled in your first year of a two-year college. [Bylaw 13.1.1.2]

You are **not eligible** if anyone from your institution, other than an authorized staff member, contacted you, your relatives or your legal guardian in person on or off your institution's campus to recruit you. You also are not eligible if you received recruiting letters or telephone calls from any representative of your institution's athletics interests. [Bylaw 13.1.2.1]

You are **not eligible** if, while you were being recruited, any staff member of your institution or any other representative of your institution's athletics interests, contacted you during the day or days of competition at the site of any athletics competition in which you were competing. It was permissible for such contact to occur (during the permissible period) after the competition if the appropriate high school authority released you prior to the contact. [Bylaw 13.1.7.2]

Publicity – All Sports:

You are **not eligible** if, before you enrolled at your institution, your institution publicized any visit that you made to its campus. [Bylaw 13.11.4]

You are **not eligible** if, before you enrolled at your institution, you appeared on a radio or television program that involved a coach or another member of the staff of the athletics department at your institution. [Bylaw 13.11.3]

Letter-of-Intent Signing:

You are **not eligible** if a staff member of your institution was present while you were signing, at an off-campus site, a National Letter of Intent or an acceptance of a financial aid offer from your institution or your conference. [Bylaw 13.1.6.2]

Source of Funds – All Sports:

You are **not eligible** if any organization or group of people outside your institution spent money recruiting you to attend your institution, including entertaining, giving gifts or services and providing transportation to you or your relatives or friends. [Bylaw 13.15.4]

Tryouts – All Sports:

You are **not eligible** if, after starting classes for the ninth grade, you displayed your abilities in any phase of any sport in a tryout conducted by or for your institution. [Bylaw 13.12.1]

Football, Basketball, Volleyball and Gymnastics Only:

You are **not eligible** if, after starting classes for the ninth grade, you participated in a high school competition that was conducted in conjunction with a collegiate competition. [Bylaw 13.12.1.3]

Basketball Only:

You are **not eligible** if a member of your institution's coaching staff participated in competition or in coaching activities involving a nonscholastic basketball team of which you were a member. [Bylaw 13.12.1.4]

Sports Camps:

You are **not eligible** if you were a winner of any athletics participation award in high school (includes ninth-grade level), preparatory school or junior college and before you enrolled at your institution, the institution, members of its staff or a representative of its athletics interests employed, or gave you free or reduced admission to its sports camp or clinic. [Bylaw 13.13.1.5.1]

Visits, Transportation and Entertainment – All Sports:

You are **not eligible** under Bylaws 13.5, 13.6 or 13.7 if, before you enrolled at your institution, any of the following happened to you:

- You accepted expense-paid visits to more than five NCAA institutions or more than one expense-paid visit to one member institution;

- Your one expense-paid visit to the campus lasted longer than 48 hours;
- Your institution paid more than the actual round-trip cost by direct route between your home and the campus when you made your one expense-paid visit;
- Your institution paid for you to visit during your first year in a junior college, and you were not a qualifier.
- Your institution entertained you, your parents (or legal guardians) or your spouse outside a 30-mile radius of the campus during your expense paid visit; **or**
- Your institution entertained you, your parents (or legal guardians) or your spouse excessively during your expense paid visit or entertained your friends or other relatives at any site.

You are **not eligible** if your institution paid for you to visit its campus before the first day of classes of your senior year in high school. [Bylaw 13.7.1.2.2]

You are **not eligible** if your institution paid for you to visit its campus before you presented the institution with a score from a PSAT, SAT, PLAN (or PACT Plus) or ACT taken on a national testing date under national testing conditions. (A foreign prospective student-athlete who requires a special administration of the PSAT, SAT, PLAN (or PACT Plus) or ACT may present such a score on the approval of the NCAA Division I Academics/Eligibility/Compliance Cabinet or the NCAA Division I Initial-Eligibility Waivers Committee.) [Bylaw 13.7.1.2.3.]

You are not **eligible** if your institution paid for you to visit its campus before you presented the institution with a high school (or college) academic transcript.

You are **not eligible** if, at any time that you were visiting your institution's campus at your own expense, your institution paid for anything more than the following:

- Three complimentary admissions for you and those individuals who came with you to an athletics event on campus in which your institution's team practiced or competed. [Bylaw 13.8.2.1]
- Transportation, when accompanied by a staff member, to see off-campus practice and competition sites in the prospect's sport and other institutional facilities located within a 30 mile radius of the campus. [Bylaw 13.6.3]

You are **not eligible** if, when you were being recruited, staff members of your institution or any representatives of its athletics interests paid the transportation costs for your relatives or friends to visit the campus or elsewhere. [Bylaw 13.6.2.8]

You are **not eligible** if, when you were being recruited, your institution gave you complimentary admissions to more than one regular-season home game scheduled outside your institution's community or gave you more than three complimentary admissions to that one regular-season home game scheduled outside your institution's community. [Bylaw 13.8.2.2]

You are **not eligible** if, when you were being recruited, a staff member of your institution's athletics department spent money other than what was necessary for the staff member's (or representative's) personal expenses during an off-campus visit with you. [Bylaw 13.15.2]

Precollege or Postgraduate Expense – All Sports:

You are **not eligible** if your institution or any representative of its athletics interests offered you money, directly or indirectly, to pay for any part of your educational expenses or other expenses during any period of time before you enrolled at your institution. This applies to your postgraduate education as well. [Bylaw 13.16.1]

Form 08-1 **Academic Year 2008-09**

Certification of Compliance for Institutions

For:	NCAA member institutions.
Action:	Keep on file in the office of the director of athletics.
Due date:	To be completed by **September 15.**
Required by:	NCAA Bylaw 30.3.
Purpose:	To certify compliance with NCAA rules.

TO: CHANCELLOR/PRESIDENT

Name and address of your institution: _____

_____

_____

Chancellor/President telephone: _____

Division: _____

By signing and dating this form, you certify that your institution has met the requirements of NCAA Bylaw 30.3. You must certify each year for your institution to be eligible to enter a team or individual competitors in an NCAA championship. The following statements summarize the requirements of Bylaw 30.3:

You or your designated representative reviewed the NCAA rules and regulations with all staff members of your athletics department.

As of the date you sign this form, no current member of the coaching staff, within the past two years, has been:

- Suspended from coaching by another member institution.
- Prohibited from certain coaching-related activities as a result of violations while employed by another member institution, unless your institution has applied the prohibition equally.
- Permitted to perform any coaching-related activities that the NCAA Committee on Infractions has prohibited by a disciplinary action.

As best you can determine, the policies, procedures and practices of your institution, staff and representatives are in compliance with NCAA legislation. You have attached your Certification of Compliance for Staff Members of Athletics Departments (Form 08-2). All returning staff

members of your athletics department, except clerical personnel, have signed the form affirming that they have reported to you knowledge of violations of legislation.

Your institution has:

- Published its regular entrance requirements.
- Published its requirements for progress toward a degree.
- Certified that each student-athlete is in good academic standing and is maintaining progress toward a degree as required by Bylaws 14.4.1, 14.4.2 and 14.4.3 (Divisions I and II).

If your institution is an NCAA Division III member, the director of financial aid has signed the statement below.

Your institution intends to maintain compliance with NCAA legislation.

Print or Type Name

Date

Signature of Chancellor/President
(Acting Chancellor's/President's signature is not acceptable)

TO: DIRECTOR OF FINANCIAL AID FOR DIVISION III MEMBERS

By signing this form, you certify the following:

- Your institution meets the Division III requirements for awarding financial aid as specified in Bylaw 15.4 and described in the Summary of Division III Financial Aid Regulations.
- You have reported to your chancellor/president any knowledge of violations of NCAA legislation involving your institution.

Date

Signature of Director of Financial Aid

Print or Type Name

_____

What to do with this form:

1. Complete this form by September 15.

2. Keep a copy of this form in your files.

3. Forward this form to the office of the director of athletics. **It is not to be sent to the NCAA national office.**

4. Contact the membership services staff at 317/917-6222 if you have questions about Form 08-1.

Form 08-2 **Academic Year 2008-09**

Certification of Compliance for Staff Members of Athletics Departments

For:	NCAA member institutions.
Action:	Complete and keep on file in the office of the director of athletics.
Due date:	To be completed by **September 15.**
Required by:	NCAA Bylaw 30.3.
Purpose:	To certify compliance with NCAA rules.

TO: RETURNING STAFF MEMBERS OF THE ATHLETICS DEPARTMENT

Name of your institution: _____

Athletics department telephone: _____

Division: _____

Sign this form:

- If you were a staff member of the athletics department (including part-time staff members, graduate assistants and clerical staff) at this institution during the 2007-08 academic year and if you are returning for the 2008-09 academic year.

Do **not** sign this form:

- If you are a new employee for the 2008-09 academic year.

[Note: Forms incomplete as of September 15 will result in loss of eligibility for NCAA championships.]

Number of NCAA sports sponsored during the 2007-08 academic year: _____

By <u>SIGNING AND DATING</u> this form, you certify that you have reported through the appropriate individuals on your campus to your chancellor/president any knowledge of violations of NCAA legislation involving your institution.

Name (Print or type)	**Title** [include sport(s)]	**Signature**	**Date** M/D/Y
_____	Director of Athletics	_____	___/___/___
_____	_____	_____	___/___/___
_____	_____	_____	___/___/___
_____	_____	_____	___/___/___

Name (Print or type)	**Title** [include sport(s)]	**Signature**	**Date** M/D/Y
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			___/___/___
			___/___/___
			___/___/___
			___/___/___
			___/___/___

What to do with this form:

1. Attach completed form to Form 08-1 (Certification of Compliance for Institutions) by September 15 and keep on file in the office of the director of athletics. **It is not to be sent to the NCAA national office.**

2. Contact the NCAA membership services staff at the national office if you have questions regarding Forms 08-1 and 08-2.

CERTIFICATION OF COMPLIANCE FOR INSTITUTIONS/ CERTIFICATION OF COMPLIANCE FOR STAFF MEMBERS OF ATHLETICS DEPARTMENTS

Completion Checklist

- Have **ALL** returning athletics department staff members, including volunteers, signed this form?
- Has an explanation been provided in the signature blank for each nonreturning staff member (e.g., "No Longer Employed" typed on the signature line)?
- Have copies of Forms 08-1 and 08-2 been made in the event the originals are misplaced?
- Have the forms been filed in the office of the director of athletics?

REMINDER: FORMS 08-1 AND 08-2 ARE TO BE FILED IN THE OFFICE OF THE DIRECTOR OF ATHLETICS. **THE FORMS ARE NOT TO BE SENT TO THE NCAA NATIONAL OFFICE.**

CERTIFICATION OF COMPLIANCE FOR INSTITUTIONS/ CERTIFICATION OF COMPLIANCE FOR STAFF MEMBERS OF ATHLETICS DEPARTMENTS

COMMON QUESTIONS AND ANSWERS

Q: Is the institution required to submit Forms 08-1 and 08-2 to the NCAA national office by September 15?

A: No. At the 1995 NCAA Convention, legislation was adopted to keep these compliance forms on campus. Therefore, the institution should not send Forms 08-1 and 08-2 to the NCAA national office. The forms should be completed and filed in the office of the director of athletics by September 15.

Q: Which athletics department staff members are required to sign and date Form 08-2 the Certification of Compliance for Staff Members of Athletics Departments?

A: Form 08-2 must be signed and dated by all athletics department staff members (including, but not limited to, part-time staff members, graduate assistants, clerical staff, volunteers and midyear hires) who were at the institution during the academic year (2007-08) preceding the September 15 deadline. New athletics department staff members for this academic year (2008-09) are not required to sign and date the form.

Q: Must the names of 2007-08 staff members who are not returning be listed on the form?

A: Though nonreturning staff members do not have to sign the form, it is best to list their names, indicating in their respective signature blanks that they are not returning. If these names are not listed, the timeliness of recording completed forms may be compromised.

Q: Must a staff member with multiple responsibilities sign more than once?

A: No. However, all titles and sports must be listed by his or her signature.

Q: Must a staff member who is returning to the institution, but NOT returning to the athletics department, sign the form?

A: No.

Q: Must the entire date be completed?

A: Yes.

Q: Must volunteers sign the form?

A: Yes.

Q: How can I obtain a copy of Forms 08-1 and 08-2?

A: These forms are available via the NCAA Web site (www.ncaa.org).

The National Collegiate Athletic Association
June 25, 2008 JB:kh

Form 08-3a **Academic Year 2008-09**

Student-Athlete Statement – Division I

For:	Student-athletes.
Action:	Sign and return to your director of athletics.
Due date:	Before you first compete each year.
Required by:	NCAA Constitution 3.2.4.6 and NCAA Bylaws 14.1.3.1 and 30.12.
Purpose:	To assist in certifying eligibility.
Effective Date:	This NCAA Division I statement/consent form shall be in effect from the date this document is signed and shall remain in effect until a subsequent Division I Student-Athlete Statement/Drug-Testing Consent form is executed.

Student-Athlete: _____
(Please Print Name)

Name of your institution: _____

This form has seven parts:

- A statement concerning eligibility;
- A Buckley Amendment consent;
- An affirmation of status as an amateur athlete;
- A statement concerning the promotion of NCAA championships and other NCAA events;
- Results of drug tests;
- Previous involvement in NCAA rules violation(s); and
- An affirmation of valid and accurate information provided to the NCAA Eligibility Center and admissions office, including ACT or SAT scores, high school attendance, completion of coursework and high school grades.

If you are an incoming freshman, you must complete and sign Parts I, II, III, IV, V and VII to participate in intercollegiate competition. If you are an incoming transfer student or a continuing student, you must complete and sign Parts I, II, III, IV, V and VI to participate in intercollegiate competition.

Before you sign this form, you should read the Summary of NCAA Regulations provided by your director of athletics or his or her designee or read the bylaws of the NCAA Division I Manual that deal with your eligibility. If you have any questions, you should discuss them with your director of athletics or your institution's compliance officer, or you may contact the NCAA at 317/917-6222.

The conditions that you must meet to be eligible and the requirement that you sign this form are indicated in the following bylaws of the Division I Manual:

- Bylaws 10, 12, 13, 14, 15 and 16
- Bylaws 14.1.3.1, 18.4 and 31.2.3

Part I: Statement Concerning Eligibility.

By signing this part of the form, you affirm that, to the best of your knowledge, you are eligible to compete in intercollegiate competition.

You affirm that your institution has provided you a copy of the Summary of NCAA Regulations or the relevant sections of the Division I Manual and that your director of athletics (or his or her designee) gave you the opportunity to ask questions about them.

You affirm that you meet the NCAA regulations for student-athletes regarding eligibility, recruitment, financial aid, amateur status and involvement in gambling activities.

You affirm that all information provided to the NCAA, the Eligibility Center and the institution's admissions office is accurate and valid, including ACT or SAT scores, high school attendance, completion of coursework and high school grades, as well as the student-athlete's amateur status.

You affirm that you have reported to the director of athletics or his or her designee of your institution any violations of NCAA regulations involving you and your institution.

You affirm that you understand that if you sign this statement falsely or erroneously, you violate NCAA legislation on ethical conduct and you will further jeopardize your eligibility.

Name (Please Print)	Date of Birth	Age
Signature of Student-Athlete	Home Address (Street or P.O. Box)	
Date	Home City, State, and Zip Code	
Sport(s)		

Part II: Buckley Amendment Consent.

By signing this part of the form, you certify that you agree to disclose your educational records.

You understand that this entire form and the results of any NCAA drug test you may take are part of your educational records. These records are protected by the Family Educational Rights and Privacy Act of 1974 and they may not be disclosed without your consent.

You give your consent to disclose only to authorized representatives of this institution, its athletics conference (if any) and the NCAA, except as permitted in the Drug-Testing Consent form, the following documents:

- This form;
- Results of NCAA drug tests and related information and correspondence;
- Results of positive drug tests done by non-NCAA national or international athletics organizations;
- Any transcript from your high school, this institution, or any junior college or any other four-year institutions you have attended;
- Precollege test scores, appropriately related information and correspondence (e.g., testing sites, dates and letters of test-score certification or appeal), and where applicable, information relating to eligibility for or conduct of nonstandard testing;
- Graduation status;
- Your social security number and/or student identification number;
- Race and gender identification;
- Diagnosis of any education-impact disabilities;
- Accommodations provided or approved and other information related to any education-impact disabilities in all secondary and postsecondary schools;
- Records concerning your financial aid; and
- Any other papers or information pertaining to your NCAA eligibility.

You agree to disclose these records only to determine your eligibility for intercollegiate athletics, your eligibility for athletically related financial aid, for evaluation of school and team academic success, for awards and recognition programs highlighting student-athlete academic success, for purposes of inclusion in summary institutional information reported to the NCAA (and which may be publicly released by it), for NCAA longitudinal research studies and for activities related to NCAA compliance reviews and athletics certification. You will not be identified by name by the NCAA in any such published or distributed information. This consent shall remain in effect as long as any issues regarding the purposes listed above exist.

You also agree that information regarding any infractions matter in which you may be involved may be published or distributed to third parties as required by NCAA policies, bylaws or procedures.

_____ _____

Date Signature of Student-Athlete

Part III: Affirmation of Status as an Amateur Athlete.

You affirm that you have read and understand the NCAA amateurism rules.

By signing this part of the form, you affirm that, to the best of your knowledge, you have not violated any amateurism rules since you requested a final certification from the NCAA Eligibility Center or since the last time you signed a Division I student-athlete statement, whichever occurred later.

You affirm that since requesting a final certification from the Eligibility Center, you have not provided false or misleading information concerning your amateur status to the NCAA, the NCAA clearinghouse and the institution's athletics department, including administrative personnel and the coaching staff.

Name (Please Print) _____ Date _____

Signature of Student-Athlete _____

Part IV: Promotion of NCAA Championships, Events, Activities or Programs.

You authorize the NCAA [or a third party acting on behalf of the NCAA (e.g., host institution, conference, local organizing committee)] to use your name or picture to generally promote NCAA championships or other NCAA events, activities or programs.

Name (Please Print) _____

Signature of Student-Athlete _____ Date _____

Part V: Results of Drug Tests.

If you have not tested positive for a banned substance by the NCAA and/or by a non-NCAA national or international athletics organization, sign A and C. If you have tested positive, complete B and C.

A. No positive drug test.

You affirm that you have never tested positive by the NCAA and/or by a non-NCAA national or international athletics organization for a banned substance; violated drug-testing protocol; or failed to show for a drug test.

_____
Name (Please Print)

_____ _____
Signature of Student-Athlete Date

B. Positive drug test.

If you have ever tested positive for a substance banned by the NCAA and/or by a non-NCAA national or international athletics organization; violated drug-testing protocol; or failed to show for a drug test, the results must be declared here. The results of a non-NCAA national or international athletics organization positive drug test must be reported by your director of athletics to NCAA Education Services. Should you consequently transfer, you are obligated to report NCAA positive drug-test results to the respective institution.

_____ _____ _____
Date of test Organization conducting test Substance

Are you currently under such a drug-testing suspension? Yes _____ No _____

C. Future positive test.

Should you test positive for a substance banned by the NCAA and/or by a non-NCAA national or international athletics organization; violate drug-testing protocol; or fail to show for a drug test, at any time after you sign this statement, as described in the above paragraph, you must report the results to your director of athletics, who must then report the results to the NCAA.

_____ _____
Name (Please Print) Date

_____
Signature of Student-Athlete

Part VI: Incoming Transfers – Previous Involvement in NCAA Rules Violation(s).

Have you previously attended a four-year NCAA Division I, II or III institution?

Yes _____ No _____

_____

If yes, what is the name(s) of the institution(s)?

Are you aware of any NCAA violations you were involved in while previously attending an NCAA institution?

Yes _____ No _____

If yes, did this violation result in your being withheld from competition while attending your previous institution?

Yes _____ No _____

If you answered yes to either of the above questions, please provide an explanation.

_____

_____

_____

Part VII: Incoming Freshmen – Affirmation of Valid ACT or SAT Score.

You affirm that, to the best of your knowledge, you have received a validated ACT and/or SAT score. You agree that, in the event you are or have been notified by ACT or SAT of the possibility of an invalidated test score, you will immediately notify the director of athletics of your institution. You affirm that all information provided to the NCAA, the Eligibility Center and institution's admissions office is valid and accurate, including high school attendance, completion of coursework and high school grades. You affirm that you did not fraudulently earn your qualifying ACT or SAT score by having someone else take the test for you, copying answers from another person taking the test, etc.

_____ _____
Name (Please Print) Date

_____
Signature of Student-Athlete

What to do with this form: Sign and return it to your director of athletics or his or her designee before you first compete. This form is to be kept in the director of athletics' office for **six years**.

Any questions regarding this form should be referred to your director of athletics or your institution's NCAA compliance staff, or you may contact the NCAA at 317/917-6222.

Form 08-3d **Academic Year 2008-09**

Drug-Testing Consent – Division I

For:	Student-athletes.
Action:	Sign and return to your director of athletics.
Due date:	At the time your intercollegiate squad first reports for practice or the Monday of the institution's fourth week of classes, whichever date occurs first.
Required by:	NCAA Constitution 3.2.4.7 and NCAA Bylaws 14.1.4 and 30.5.
Purpose:	To assist in certifying eligibility.

TO: STUDENT-ATHLETE

Name of your institution: _____

You must sign this form to participate (i.e., practice or compete) in intercollegiate athletics. Per NCAA Bylaw 30.5.2-(b), the director of athletics or the director of athletics' designee shall disseminate a copy of the list of banned drug classes (Attachment) to all student-athletes and educate them about products that might contain banned drugs. Please note that the list may change during the academic year, that updates may be found on the NCAA Web site (www.ncaa.org), and you will be informed of the procedures your athletics department will use to disseminate updates to the list.

NCAA Constitution 3.2.4.7and Bylaws 14.1.4 and 30.5 require that you sign this form. If you have any questions, you should discuss them with your director of athletics.

Drug-Testing Consent

By signing this form, you affirm that you are aware of the NCAA drug-testing program, which provides:

A student-athlete who tests positive for a banned substance as set forth in Bylaw 31.2.3, shall be declared **ineligible** for further participation in regular season and postseason competition in all sports in accordance with the provisions in Bylaw 18.4.1.5.1. The certifying institution may appeal to the NCAA Division I Committee on Student-Athlete Reinstatement for restoration of the student-athlete's eligibility if the institution concludes that circumstances warrant restoration. (Bylaw 18.4.1.5)

A student-athlete who tests positive (in accordance with the testing methods authorized by the NCAA Executive Committee) shall be **ineligible** to participate in regular-season and postseason competition for one calendar year (i.e., 365 days) after the positive drug test and shall be charged with the loss of a minimum of one season of competition in all sports. The student-athlete shall remain **ineligible** for all regular-season and postseason competition for one calendar year after the student-athlete's positive drug test, and until the student-athlete retests negative (in

_____

accordance with the testing methods authorized by the NCAA Executive Committee) and the student-athlete's eligibility is restored by the Committee on Student-Athlete Reinstatement. If a student-athlete transfers to another NCAA institution while ineligible due to a positive NCAA drug test, the institution from which the student-athlete transfers must notify the transfer institution regarding the positive drug test result.

If the student-athlete tests positive a second time for the use of any drug, other than a "street drug" as defined in Bylaw 31.2.3, he or she shall lose all remaining regular-season and postseason eligibility in all sports. A combination of two positive tests involving street drugs (e.g., marijuana, heroin) in whatever order, will result in the loss of an additional year of eligibility (Bylaw 18.4.1.5). In addition, the penalty for missing a scheduled drug test is the same as the penalty for testing positive for the use of a banned drug other than a street drug.

If the student-athlete tests positive for the use of a "street drug" after being restored to eligibility, he or she shall be charged with the loss of a minimum of one additional season of competition in all sports and also shall remain **ineligible** for regular-season and postseason competition at least through the next calendar year. If the student-athlete transfers to another NCAA institution while ineligible, the institution from which the student-athlete transferred must notify the institution that the student-athlete is ineligible due to a positive drug test result. If the student-athlete immediately transfers to a non-NCAA institution while ineligible and competes in collegiate competition within the 365 day period at a non-NCAA institution, the student-athlete will be ineligible for all NCAA regular-season and postseason competition until the student-athlete does not compete in collegiate competition for a 365 day period. Additionally, the student-athlete must retest negative (in accordance with the testing methods authorized by the Executive Committee) and request that eligibility be restored by the NCAA Division I Academic/Eligibility/Compliance Cabinet. (Bylaw 18.4.1.5.1.2)

The Executive Committee shall adopt a list of banned drug classes and shall authorize methods for drug testing of student-athletes on a year-round basis. This list of banned drug classes and the procedure for informing member institutions about authorized methods for drug testing are set forth in Bylaws 31.2.3. The list is subject to change and the institution and student-athlete shall be held accountable for all banned drug classes. The current list is located on the NCAA Web site (www.ncaa.org) or may be obtained from the NCAA health and safety staff in Education Outreach. (Bylaw 18.4.1.5)

You agree to allow the NCAA to test you in relation to any participation by you in any NCAA championship or in any postseason football game certified by the NCAA for the banned drugs listed in Bylaw 31.2.3. Additionally, if you participate in a Division I NCAA sport, you also agree to be tested on a year-round basis.

You agree to allow your drug-test sample to be used by the NCAA drug-testing laboratories for research purposes to improve drug-testing detection. Individual samples will not be personally identified.

You were provided an opportunity to review the procedures for NCAA drug testing that are described in the NCAA Drug-Testing Program brochure.

You understand that this consent and the results of your drug tests, if any, only will be disclosed in accordance with the provisions of the Buckley Amendment consent.

You agree to disclose your drug-testing results only for purposes related to your eligibility for participation in regular-season and postseason competition.

You affirm that you understand that if you sign this statement falsely or erroneously, you violate NCAA legislation on ethical conduct, and you will further jeopardize your eligibility.

By signing below, you consent to be tested by the NCAA in accordance with the rules and regulations of NCAA drug-testing policy.

Date _____ Signature of student-athlete _____

Date _____ Signature of parent (if student-athlete is a minor) _____

Name (please print) _____ Date of birth _____ Age _____

Home address _____

Sport(s) _____

What to do with this form: Sign and return it to your director of athletics at the time your intercollegiate squad first reports for practice or the Monday of the institution's fourth week of classes (whichever date occurs first). This form is to be kept in the director of athletics' office for **six years**.

NCAA Banned-Drug Classes
2008-09

The NCAA list of banned-drug classes is subject to change by the NCAA Executive Committee. Contact NCAA education services or www.ncaa.org/health-safety for the current list. The term "related compounds" comprises substances that are included in the class by their pharmacological action and/or chemical structure. **No substance belonging to the prohibited class may be used, regardless of whether it is specifically listed as an example.**

Many nutritional/dietary supplements contain NCAA banned substances. In addition, the U.S. Food and Drug Administration (FDA) does not strictly regulate the supplement industry; therefore purity and safety of nutritional dietary supplements cannot be guaranteed. Impure supplements may lead to a positive NCAA drug test. The use of supplements is at the student-athlete's own risk. Student-athletes should contact their institution's team physician or athletic trainer for further information.

Bylaw 31.2.3. Banned Drugs

The following is a list of banned-drug classes, **with *some* examples of substances under each class. *No substance belonging to the banned drug class may be used, regardless of whether it is specifically listed as an example.***

(a) Stimulants:

amiphenazole
amphetamine
bemigride
benzphetamine
bromantan
caffeine1 (guarana)
chlorphentermine
cocaine
cropropamide
crothetamide
diethylpropion
dimethylamphetamine
doxapram
ephedrine
(ephedra, ma huang)
ethamivan
ethylamphetamine
fencamfamine
meclofenoxate
methamphetamine
methylenedioxymethamphetamine (MDMA, ecstasy)
methylphenidate
nikethamide
pemoline
pentetrazol
phendimetrazine
phenmetrazine
phentermine
phenylpropanolamine (ppa)
picrotoxine
pipradol
prolintane
strychnine
synephrine
(citrus aurantium, zhi shi, bitter orange)
and related compounds

The following stimulants are not banned:

phenylephrine
pseudoephedrine

(b) Anabolic Agents:

anabolic steroids

androstenediol
androstenedione
boldenone
clostebol
dehydrochlormethyl-testosterone
dehydroepiandro-sterone (DHEA)
dihydrotestosterone (DHT)
dromostanolone
epitrenbolone
fluoxymesterone
gestrinone
mesterolone
methandienone
methyltestosterone
nandrolone
norandrostenediol
norandrostenedione
norethandrolone
oxandrolone
oxymesterone
oxymetholone
stanozolol
testosterone2
tretrahydrogestrinone (THG)
trenbolone
and related compounds

Other anabolic agents

clenbuterol

(c) Substances Banned for Specific Sports:

Rifle:

alcohol
atenolol
metoprolol
nadolol
pindolol
propranolol
timolol
and related compounds

(d) Diuretics and other urine manipulators:

acetazolamide
bendroflumethiazide
benzhiazide
bumetanide
chlorothiazide
chlorthalidone
ethacrynic acid
flumethiazide
furosemide
hydrochlorothiazide
hydroflumethiazide
methyclothiazide
metolazone
polythiazide
quinethazone
spironolactone
triamterene
trichlormethiazide
and related compounds

(e) Street Drugs:

heroin
marijuana3
tetrahydrocannabinol (THC)3

(f) Peptide Hormones and Analogues:

corticotrophin (ACTH)
growth hormone (hGH, somatotrophin)
human chorionic gonadotrophin (hCG)
insulin like growth factor (IGF-1)
leutenizing hormone (LH)
(all the respective releasing factors of the above-mentioned substances also are banned.)
erythropoietin (EPO)
darbypoetin
sermorelin

(g) Anti-Estrogens

anastrozole
clomiphene
tamoxifen
and related compounds

(h) Definitions of positive depends on the following:

1for caffeine—if the concentration in urine exceeds 15 micrograms/ml.

2for testosterone—if the administration of testosterone or use of any other manipulation has the result of increasing the ratio of the total concentration of testosterone to that of epitestosterone in the urine to greater than 6:1, unless there is evidence that this ratio is due to a physiological or pathological condition.

3for marijuana and THC—if the concentration in the urine of THC metabolite exceeds 15 nanograms/ml.

31.2.3.4.1 Drugs and Procedures Subject to Restrictions.
The use of the following drugs and/or procedures is subject to certain restrictions and may or may not be permissible, depending on limitations expressed in these guidelines and/or quantities of these substances used:
(Revised: 8/15/89)

(a) Blood Doping. The practice of blood doping (the intravenous injection of whole blood, packed red blood cells or blood substitutes) is prohibited, and any evidence confirming use will be cause for action consistent with that taken for a positive drug test. (Revised: 8/15/89, 5/4/92)

(b) Local Anesthetics. The Executive Committee will permit the limited use of local anesthetics under the following conditions:
(1) That procaine, xylocaine, carbocaine or any other local anesthetic may be used, but not cocaine; (Revised: 12/9/91, 5/6/93)
(2) That only local or topical injections can be used (i.e., intravenous injections are not permitted); and
(3) That use is medically justified only when permitting the athlete to continue the competition without potential risk to his or her health.

(c) Manipulation of Urine Samples. The Executive Committee bans the use of substances and methods that alter the integrity and/or validity of urine samples provided during NCAA drug testing.
Examples of banned methods are catheterization, urine substitution and/or tampering or modification of renal excretion by the use of diuretics, probenecid, bromantan or related compounds, and epitestosterone administration. (Revised: 8/15/89, 6/17/92, 7/22/97)

(d) Beta 2 Agonists. The use of beta 2 agonists is permitted by inhalation only. (Adopted: 8/13/93)

(e)Additional Analysis. Drug screening for select nonbanned substances may be conducted for nonpunitive purposes. (Revised: 8/15/89)

Form 08-10a **Academic Year 2008-09**

General Amateurism and Eligibility Form for International and Select Student-Athletes – Division I

For:	NCAA Division I institutions.
Action:	Complete for each international student-athlete and file at your institution with other eligibility documents.
Due date:	The student-athlete's first day of outside competition.
Required by:	NCAA Bylaw 14.5.1.
Purpose:	To qualify international student-athletes for intercollegiate practice or competition and assess compliance with NCAA general amateurism and eligibility rules.

A. General Information.

Full Name: _____ Sport(s): _____

Other possible spellings of your name:

_____

Date of Birth: _____/ _____ /_____

Month Day Year

Home Country: _____

Government Identification Number: _____

[Note: This is similar to the U.S. Social Security Number.]

PART I: INSTITUTIONAL GUIDELINES.

To be eligible to represent an institution in intercollegiate athletics practice or competition, an international/select student-athlete shall be certified as eligible using this form. An international/select student-athlete is a student-athlete who either: (a) is not a United States citizen; or (b) resides in an unincorporated or commonwealth territory of the United States; or (c) has participated in foreign athletics activities or was associated as an athlete with a foreign athletics organization.

Each international/select student-athlete who is participating for the first time in intercollegiate athletics at the certifying institution should be given this form to complete and to sign. The form should be completed in the presence of the institution's eligibility-certification official. It may

be necessary for an institutional administrator to assist the student-athlete in understanding terms and to ensure that the student-athlete responds to all items. After the student-athlete has completed the form, the institution's eligibility official is responsible for investigating any answers that may result in ineligibility. Further, the statement must be signed by the institution's eligibility official and the student-athlete's head coach prior to the student-athlete engaging in competition. The completed form shall be maintained on file at the institution with other eligibility documents (NCAA Bylaw 14.5.1).

Please be aware that your institution is responsible for:

- Reviewing Bylaw 10.1 with the student-athlete to ensure that all information is provided truthfully and that the student-athlete is aware that further eligibility consequences could result if false and misleading information is provided.
- Verifying the validity of the information provided by the student-athlete.
- Analyzing the information submitted by the student-athlete and applying general amateurism and eligibility rules, particularly those related to amateurism, to determine the student-athlete's general eligibility. (NCAA Division I Manual citations are included after each item to assist in this effort.)
- Contacting the NCAA membership services staff for assistance in determining the correct application of NCAA rules.
- Advising the student-athlete that the information being provided through this form can affect the individual's eligibility.

[Note: International/select student-athletes also must sign the NCAA student-athlete statement, NCAA affirmation of eligibility and NCAA drug-testing consent form.]

PART II – INTERNATIONAL/SELECT STUDENT-ATHLETE INFORMATION.

[This section is to be completed by the student-athlete.]

To be eligible for intercollegiate athletics practice and competition, every student-athlete must meet all applicable NCAA eligibility requirements. As an international/select student-athlete, you are required to complete this form so that your institution may determine your eligibility under NCAA rules. You must fully disclose all information relative to the questions asked in order to determine your eligibility.

This questionnaire does not relate to your admission to the school – the admissions office of your institution will handle that process separately.

You must respond to each item below and sign the form to compete in intercollegiate athletics at an NCAA institution. (Use "N/A" if the question does not apply to you.) Ask an administrator at your institution for help if you do not understand an item. (References to NCAA bylaws that follow each item are for your institution's use.) The institution's eligibility-certification official and your head coach also must sign the completed form and keep it on file at the institution with other eligibility documents.

The information you provide on this form will be used to certify your eligibility and thus may impact your eligibility to compete at an NCAA institution. In addition, under NCAA legislation you are required to provide accurate information. If you knowingly provide false and misleading information on this form it may result in additional consequences to your NCAA eligibility.

[Note: In completing the following items, please use the back of the pages if you need additional space.]

B. Educational Background.

Please list all schools attended (e.g., high schools, preparatory schools, secondary schools).

Year	School	Country	Tuition Required, Amount & Paid By	Degree Received	Graduation Date

Did you attend any classes beyond high school?

(Please circle) **YES** **NO** **I DON'T KNOW**

If yes, please provide the name of the school(s) and the years attended. [Bylaw 14.2.1]

SCHOOL	YEARS ATTENDED

C. **Participation in Athletics.**

1. Date of birth: _____ Age: _____

List all athletics activities that you have participated in after your 21st birthday. [Bylaw 14.2.3.5]

ACTIVITY AND LOCATION	DATES OF PARTICIPATION

2. To be completed by ***tennis or swimming and diving*** student-athletes only.

Date of High School Graduation: _____

Please list all ***tennis or swimming and diving*** tournaments/events you competed in after graduating from high school. [Bylaw 14.2.3.2]

TOURNAMENT/EVENT AND LOCATION	YEAR

_____

3. Participation on an organized team.

Please list all organized teams you have participated on, including the dates participated and all expenses received.

TEAM AND LEAGUE	DATES PLAYED	MEALS AND LODGING RECEIVED	TRAVEL AND TRANSPORTATION EXPENSES RECEIVED	OTHER EXPENSES RECEIVED

_____

a. Did you get paid for your participation on any of the teams mentioned in Section No. 3? [Bylaw 12.1.2] **YES NO**

b. Were any members of your team paid (e.g., salary)? [Bylaw 12.2.3.2]

YES NO I DON'T KNOW

If yes, please indicate which team paid its members.

_____

_____

c. Did you sign any type of agreement to participate on any of the teams mentioned in Section No. 3? [Bylaw 12.1.1] **YES NO**

If yes, for which team and please provide a copy of the agreement signed.

_____

_____

d. Did any of the teams you participated on call themselves a professional team? [Bylaw 12.02.4] **YES NO I DON'T KNOW**

If yes, which ones?

_____

_____

4. Additional issues.

a. Have you ever accepted any prize money for your participation in athletics: [Bylaws 12.1.1.1.5 and 12.1.1.4] **YES NO**

If yes, how much prize money did you receive? _____

If yes, what were your actual and necessary expenses directly related to the competition? _____

b. Have you accepted any other items not listed on this form from individuals other than your parents or legal guardians? [Bylaw 12.1.1.1.6]

YES NO I DON'T KNOW

c. Have you ever been involved in an advertisement or promotional activity? [Bylaws 12.1.1 and 12.5.1] **YES NO I DON'T KNOW**

If yes, please list the activities.

_____

_____

d. Have you ever accepted any money or items of any kind for your participation in an advertisement or promotional activity? [Bylaws 12.1.2 and 12.5.1]

YES NO

_____

e. Did you or someone on your behalf ever pay a recruiting service or another individual to assist you in finding an institution or obtaining and athletics scholarship? [Bylaw 12.3.3.1]

_____

YES NO I DON'T KNOW

f. Who paid for your transportation to the United States?

_____

g. When did you first arrive in the United States?

_____

h. Where did you live once you arrived in the United States?

_____

i. Did you ever have any contact with an agent or anyone associated with an agent? [Bylaw 12.3.1] **YES NO**

Did you agree orally or in writing to be represented by an agent? **YES NO**

Did you accept any benefits from an agent or anyone associated with an agent? **YES NO**

Did any family member or friend accept any benefit from an agent or anyone associated with an agent? **YES NO**

j. List all official visits taken.

_____
_____
_____
_____
_____

PART III – INTERNATIONAL/SELECT STUDENT-ATHLETE INFORMATION.

[Part III of this form is to be completed by your institution's eligibility-certification officer based on the above responses.]

PLEASE PROCEED TO THE LAST PAGE AND COMPLETE THE INTERNATIONAL/SELECT STUDENT-ATHLETE AFFIRMATION AND RETURN THIS FORM TO THE APPROPRIATE ATHLETICS DEPARTMENT OFFICIALS.

PART III – INTERNATIONAL/SELECT STUDENT-ATHLETE INFORMATION.

The purpose of the information below is to ascertain whether the individual previously has been involved with a team that is considered a professional team, or received prohibited forms of pay pursuant to NCAA rules. An individual loses amateur status if he or she competes on any professional athletics team, or receives benefits not authorized by the NCAA. If the student-athlete did not know an answer to any of the above questions, it is the institution's responsibility to further investigate the information.

The following questions will enable the NCAA institution to better determine the individual's eligibility status.

Part A: Date prospect requested final certification for amateurism by the NCAA Eligibility Center: _____

Part B: High School Graduation Information.

1. Student-athlete's high school graduation date as determined by the NCAA Eligibility Center: _____

2. Graduation date of the student-athlete's high school 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): _____

_____

Part C: Professional Team Issues.

Has the individual competed on any organized team that:

Yes	No		
_____	_____	1.	Declares itself as a professional team?
_____	_____	2.	Has any athlete on the team received for his or her participation any kind of payment, directly or indirectly, above actual and necessary expenses from a professional team or professional sports organization?

Part D: Additional Amateurism Issues.

Has the individual:

Yes	No		
_____	_____	1.	Accepted any direct or indirect salary, gratuity or comparable compensation for the individual's participation on a team?
_____	_____	2.	Received prize money or payment based on the individual's performance in competition that exceeds actual and necessary expenses from the sponsor of the event?
_____	_____	3.	Received prize money or payment based on the individual's performance in competition, including actual and necessary expenses, from an individual or entity other than the sponsor of the event?
_____	_____	4.	Received prize money or payment based on the individual's performance in competition, including actual and necessary expenses, in an event other than an open athletics event?
_____	_____	5.	Received preferential treatment, benefits or services because of the individual's athletics reputation or skill other than expressly authorized by NCAA rules?

_____ _____ 6. Received expenses to participate in a competition from the outside professional team that the individual is representing in the event?

_____ _____ 7. Entered into an oral or written agreement with an agent?

_____ _____ 8. Signed a contract or entered into an oral or written commitment of any kind for participation in professional athletics?

The individual may have jeopardized his or her amateur status and may not be eligible for intercollegiate competition in a particular sport if the answer to any of the questions in Part C is **"YES."** Therefore, it is incumbent on the institution to further investigate the individual's amateur status.

International/Select Student-Athlete's Affirmation

By signing below, I, _____, affirm that I have
(Student-Athlete's Name)
discussed the information I provided on this form with the eligibility-certification official at _____ to determine my eligibility for participation
(Name of your NCAA Institution)
in intercollegiate athletics. I have completed and reviewed the responses to the questionnaire above and agree that the information is correct. The eligibility-certification official has reviewed NCAA Bylaw 10.1 with me, and I understand that if I knowingly have given false or misleading answers to these questions, I will jeopardize my eligibility for participation in intercollegiate athletics at NCAA institutions.

_____ _____
Student-Athlete's Signature Date

[Note: You may wish to keep a copy of this form should you enroll at or transfer to another NCAA institution.]

Eligibility-Certification Official's Affirmation

By signing below, I, _____, affirm that I have
(Eligibility-Certification Official's Name)
reviewed the responses to the questionnaire above as well as other information and agree that _____ has met all academic eligibility
(Student-Athlete's Name)
requirements (including certification by the NCAA Eligibility Center, if a freshman) and other general eligibility requirements and, therefore, is eligible for participation in intercollegiate athletics.

_____ _____
Eligibility-Certification Official's Signature Date

Head Coach's Affirmation

By signing below, I, _____, affirm that I have read and understand the application of NCAA Bylaw 10.1, and the information provided by the student-athlete is accurate and complete to the best of my knowledge.

_____ _____
Head Coach's Signature Date

Form 08-7 **Academic Year 2008-09**

Instructions for Squad Lists – Division I

For:	NCAA Division I institutions; NCAA Division III institutions with multidivision classification.
Action:	Complete appropriate squad list for each sport and file in the director of athletics' office.
Due date:	First day of outside competition in the sport.
Required by:	NCAA Bylaw 15.5.11.2.
Purpose:	To qualify student-athletes for intercollegiate competition and assess compliance with NCAA financial aid rules.

TO: DIRECTOR OF ATHLETICS.

To be eligible to represent an institution in intercollegiate athletics competition, a student-athlete shall be included on the institution's squad lists form. (NCAA Bylaw 15.5.11.2)

You must complete a squad list (Form 08-7) for each sport by the first day of outside competition and keep the lists on file in your office. During the year, revise the list whenever a student-athlete joins the squad or a current squad member's status changes. All student-athletes listed on the squad lists must have signed a drug-testing consent form. [Bylaw 30.5.2]

Use the version of the squad list that is appropriate for your division and sport. This set of instructions tells you how to fill out each of the following seven versions:

Form	Division/Sport
08-7a	NCAA Football Bowl Subdivision (FBS).
08-7b	NCAA Football Championship Subdivision (FCS).
08-7c	Division I head-count sports other than football (i.e., men's and women's basketball, women's gymnastics, women's tennis, women's volleyball).
08-7d	Division I equivalency sports other than baseball (i.e., sports other than football and the other head-count sports and baseball).
08-7e	Division I ice hockey.
08-7f	Division I basketball.
08-7g	Division I baseball

Column on Squad Lists:	Instructions:
Name/ID Number	Type or print the name and ID number of each student-athlete in the specified sport. Include partial qualifiers, non-qualifiers and students who are fulfilling a transfer residence requirement or an injury-hardship waiver. [Note: Any student-athlete who signs a drug-testing consent form must be included on the institution's squad lists, and any student-athlete who is included on the squad lists must have signed a drug-testing consent form pursuant to Bylaw 14.1.4. See Bylaws 14.1.4.1, 15.5.11.3, 15.5.11.3.1 and 30.5.2, except that a student-athlete who is "trying out" for a team is not required to be placed on the squad list for 14 days from the first date the student-athlete engages in countable athletically related activities or until the institution's first competition (whichever occurs earlier).]
Eligible to Compete	Use this column to indicate whether a student-athlete is eligible **(Y)** or not eligible **(N)** to represent the institution in competition pursuant to all NCAA, conference and institutional eligibility requirements.
Status of Student	Describe the status of the student-athlete in these five columns.
Term first enrolled at any institution	Indicate the term and year of the regular academic year (excluding summer) that the student-athlete first enrolled at any collegiate institution full time. Use **F** for fall, **W** for winter and **S** for spring.
Term first enrolled at your institution	Indicate the term and year of the regular academic year (excluding summer) that the student-athlete first enrolled at your institution full time. Use **F** for fall, **W** for winter and **S** for spring.
Number of years received financial aid	Indicate the number of years the student-athlete has received institutional financial aid, not including this year. (See Bylaw 15.02.4.1 for applicable definition of "institutional financial aid.")
Number of seasons used	Indicate the number of seasons of competition the student-athlete has used, not including this year. [Note: For student-athletes who do not qualify for four years of competition (e.g., nonqualifiers, partial qualifiers), a notation may be used to indicate the total number of seasons of eligibility available.]

Recruited per Bylaw 13.02.10 — Indicate whether your institution recruited the student-athlete as defined in Bylaw 13.02.12.1. Use **Y** for yes and **N** for no.

Financial Aid — Describe the financial aid each student is receiving in these four columns.

Period of award — Use **FY** if the award is for the full-academic year.

One-year period exception — Use (a), (b), (c) or (d) if the award is for less than the full-academic year. (See Bylaw 15.3.3.1.1 for exceptions to the one-year period requirement set forth in Bylaw 15.3.3.1).

Amount of athletics grant — Indicate the dollar amount your institution awarded the student-athlete in athletics grants-in-aid. To assist in calculations for revenue distribution on Forms 08-7a – 08-7g, calculate the dollar amount of all athletics grants-in-aid awarded in the sport and enter the total in the box provided.

Amount of other countable aid — Indicate the dollar amount of institutional financial aid (other than athletics grants-in-aid) as set forth in Bylaw 15.02.4.1. (See Bylaw 15.02.4.3.)

Total countable aid — Indicate the dollar amount of the total countable financial aid by adding the amounts of any athletics grants-in-aid and other countable aid. To assist in monitoring the financial aid requirements for minimum awards (Bylaw 20.9.1.2) on Forms 08-7a – 08-7g, calculate the dollar amount of countable aid awarded in the sport. [Note: **Do not** include the countable aid awarded to **exempt** student-athletes (See "Exempt" below.) **except** for student-athletes who have exhausted their eligibility in a sport during a previous academic year (Bylaw 15.5.1.6) or have a medical exception per Bylaw 15.5.1.3.] Enter the total in the box provided.

[Note: A work sheet is available for use by institutions that elect to count on-campus employment earnings in order to meet minimum financial aid requirements (Bylaw 20.9.1.2.8). Please contact the NCAA membership services staff.]

Exempt — Indicate whether the student-athlete is exempt from counting against your team limits on financial aid awards. Use **Y** for yes. Student-athletes are exempt if they meet one of the following conditions:

- Regardless of whether they were recruited, they are not receiving institutional financial aid as set forth in Bylaw 15.02.4.1 (Bylaws 15.5.1.2.2 and 15.5.1.3.1);

- They were not recruited and receive institutional financial aid as set forth in Bylaw 15.02.4.1 for which you have on file a statement that the aid was granted without regard to athletics ability (Bylaw 15.5.1.1);

- They were recruited, are not participating in Division I football or basketball and receive institutional financial aid as set forth in Bylaw 15.02.4.1 for which you have on file a statement that the aid was granted without regard to athletics ability (Bylaw 15.5.1.1); or

- They were recruited, are participating in Division I football or basketball, have not engaged yet in varsity intercollegiate competition and receive institutional financial aid as set forth in Bylaw 15.02.4.1 for which you have on file signed statements that the student-athlete's admission and aid were granted without regard to athletics ability (Bylaw 15.5.1.2).

Multiple-sport student-athletes must be listed on all squad lists for sports in which the student-athlete participates. For purposes of counting against your team limit, however, the student-athlete shall be counted in one sport only. (See Bylaw 15.5.9 to determine which sports take precedence in counting against team limits.)

Countable Players

Fill in the columns for each student-athlete who is not exempt. Be sure that you are using the right version of the squad list for your division and sport. The instructions that follow for the "Countable Players" section are different depending on the version.

Change in Status

Use this section to indicate a student-athlete's change in status during the academic year. Be sure you are using the right version of the squad list for your division and sport. The instructions that follow for the "Change in Status" section are different depending on the version.

Revenue Distribution

(Division I only)

Optional: This column may be used to determine the equivalency value on which your institution's dollar amount for revenue distribution is calculated. Indicate the figure by dividing each student-athlete's amount of athletics grant-in-aid by his or her cost for tuition and fees, room and board, and required course-related books, rounded off to two decimal places (e.g., .75). Add the figures and enter the total.

Contemporaneous Penalties (CP) Information

This section notes CP the team is subject to based on the NCAA Division I Academic Performance Program (APP) for the current year. The formula used to calculate the applicable team's total grant limit for the current year (x – y) is the contemporaneous penalties applicable for the current year (y) subtracted from the maximum team limit for the applicable sport (x). [Note: Contemporaneous penalties owed for the current year must be taken at the next available opportunity, but not later than two academic years (Bylaw 15.5.8).

An institution subject to contemporaneous penalty must impose the penalty in the academic year immediately following the departure of the ineligible student-athlete, unless a prospective student-athlete (i.e., high school, two-year or four-year) who has signed a financial aid agreement prior to the institution determining that it is subject to the contemporaneous penalty will be impacted. If the penalty cannot be imposed in the academic year immediately following the departure of the ineligible student-athlete, it must be imposed in the following academic year (reference: 01/21/04 official interpretation). Therefore, two columns are included to track penalties – one noting penalties that have been carried forward from the previous academic year (therefore must be applied to the current academic year) and the second noting penalties that are being carried forward to the next academic year.]

These instructions are for use with: Form 08-7a (Football Bowl Subdivision).

Countable Players

Total cost for tuition and fees, room and board, and books

Indicate the total of each student-athlete's cost for tuition and fees, room and board, and required course-related books, based on the actual cost or average cost of a full grant-in-aid for all students at your institution. [Note: If you use the average-cost method, do not combine in-state and out-of-state tuition to arrive at a single average cost for tuition. Calculate separate average educational costs for in-state and out-of-state students.]

This column is to be completed to assist in monitoring the financial aid requirements for minimum awards (Bylaw 20.9.1.2) and in determining equivalent awards for revenue distribution.

Initial

Place a mark in this box for each student-athlete (including each initial award recipient) who is receiving or who has received any institutional financial aid that is countable against the maximum aid limits in this academic year.

How to calculate your total countable players:

Overall

Add the number of overall marks and compare this total to the limit specified in Bylaw 15.5.6.1.

Change in Status

Use these two columns to indicate a student-athlete's change in status during the academic year (i.e., student-athlete is no longer an active participant in the sport). [Note: A student-athlete who is a counter at the time of the change in status remains a counter for the remainder of the academic year unless the student-athlete qualifies for an exception (e.g., Bylaw 15.5.1.3.2, injury or illness prior to initial practice).]

Reason

Indicate the reason for a change in status as follows:

- Cut or dismissed from team.
- Exhausted eligibility in the sport.
- Graduated.

- Medical exception resulting from career-ending injury or condition.
- Quit the team.
- Withdrew.
- Use **C** for cut or dismissed, **E** for exhausted eligibility, **G** for graduated, **M** for medical exception, **Q** for quit the team and **W** for withdrew from institution.

Date Indicate the effective date of the change in status.

Revenue Distribution See instructions on Page No. 5.

These instructions are for use with: Form 08-7b (NCAA Football Championship Subdivision).

Countable Players

Total cost for tuition and fees, room and board, and books Indicate the total of each student-athlete's cost for tuition and fees and room and board, and required course-related books, based on the actual cost or average cost of a full grant-in-aid for all students at your institution. [Note: If you use the average-cost method, do not combine in-state and out-of-state tuition to arrive at a single average cost for tuition. Calculate separate average educational costs for in-state and out-of-state students.]

Initial Place a mark in this box for each student-athlete you are counting against the limit on awarding financial aid for the first time. You must include:

- All student-athletes (including transfer residents) who are receiving for the first time institutional financial aid that is countable against the maximum squad limits, except that a student-athlete who has been in residence at the certifying institution for at least two academic years may receive athletically related financial aid for the first time without such aid counting as an initial award, provided the aid falls within the overall grant limit (Bylaw 15.5.6.3.6). [Note: In Division I football, a student-athlete who is a partial

qualifier, who was recruited by the awarding institution and who receives institutional financial aid that is not from athletics sources and that is based on financial need only shall be a counter when the student-athlete participates in an institutional practice session or represents the institution against outside competition (Bylaw 15.5.1.2.1)];

- Recruited student-athletes who entered after the first term of the previous academic year, who immediately received athletically related aid and who were not initial counters in the previous year (Bylaw 15.5.6.3.2);

- Nonrecruited student-athletes who received athletically related aid after beginning football practice who were not initial counters in the previous year (Bylaw 15.5.6.3.4); and

- Recruited student-athletes who enter in the fall term of the current academic year and compete on the varsity level and receive institutional financial aid, even though such aid has been certified as having been granted without regard in any degree to athletics ability (Bylaw 15.5.1.2).

Overall

Place a mark in this box for each student-athlete (including each initial-award recipient) who is receiving or who has received any institutional financial aid that is countable against the maximum aid limits in this academic year.

Equivalent Award

Indicate a figure by dividing each student-athlete's total countable aid by the cost for tuition and fees, room and board, and required course-related books, rounded off to two decimal places (e.g., .75). [Note: If you use the **actual** cost for tuition and fees, room and board, and books, the equivalent award is calculated by dividing the **actual** amount of institutional financial aid received by the student-athlete (numerator) by the **actual** value of a full grant-in-aid (denominator). If you use the **average** cost for tuition and fees, room and board, and books, the equivalent award is calculated by dividing the **average** amount of institutional financial aid received by the student-athlete (numerator) by the **average** value of a full grant-in-aid for all students at your institution (denominator).]

How to calculate your total countable players:

Initial — Add the number of initial marks and compare this total to the limit specified in Bylaw 15.5.6.2.

Overall — Add the number of overall marks and compare this total to the limit specified in Bylaw 15.5.6.2.

Equivalent award — Add the figures and compare this total to the limit specified in Bylaw 15.5.6.2.

Change in Status — Use these two columns to indicate a student-athlete's change in status during the academic year (i.e., student-athlete is no longer an active participant in the sport). [Note: A student-athlete who is a counter at the time of the change in status remains a counter for the remainder of the academic year unless the student-athlete qualifies for an exception (e.g., Bylaw 15.5.1.3.2, injury or illness prior to initial practice).]

Reason — Indicate the reason for a change in status as follows:

- Cut or dismissed from team.
- Exhausted eligibility in the sport.
- Graduated.
- Medical exception resulting from career-ending injury or condition.
- Quit the team.
- Withdrew.

Use **C** for cut or dismissed, **E** for exhausted eligibility, **G** for graduated, **M** for medical exception, **Q** for quit the team and **W** for withdrew from institution.

Date — Indicate the effective date of the change in status.

Revenue Distribution — See instructions on Page No. 5.

These instructions are for use with: Form 08-7c (Division I Head-Count Sports Other Than Football).

Countable Players

Total cost for tuition and fees, room and board, and books

Indicate the total of each student-athlete's cost for tuition and fees, and room and board, and required course-related books, based on the actual cost or average cost of a full grant-in-aid for all students at your institution. [Note: If you use the average-cost method, do not combine in-state and out-of-state tuition to arrive at a single average cost for tuition. Calculate separate average educational costs for in-state and out-of-state students.]

This column is to be completed to assist in monitoring the financial aid requirements for minimum awards (Bylaw 20.9.1.2) and in determining equivalent awards for revenue distribution.

Overall

Place a mark in this box for each student-athlete who is receiving institutional financial aid that is countable against the maximum aid limits.

How to calculate your total countable players:

Overall

Add the overall marks and compare this total to the limits specified in Bylaws 15.5.2.1 or 15.5.5.2 (women's basketball).

Equivalent Award

For use only in the sports of women's gymnastics, women's volleyball and women's tennis for monitoring the financial aid requirements for minimum awards [Bylaw 20.9.1.2-(b)]. Indicate a figure by dividing each student-athlete's total countable aid by his or her cost for tuition and fees, room and board, and required course-related books, rounded off to two decimal places (e.g., .75).

Change in Status

Use these two columns to indicate a student-athlete's change in status during the academic year (i.e., student-athlete is no longer an active participant in the sport). [Note: A student-athlete who is a counter at the time of the change in status remains a counter for the remainder of the academic year unless the student-athlete qualifies for an exception (e.g., Bylaw 15.5.1.3.1, injury or illness prior to initial practice).]

Reason

Indicate the reason for a change in status as follows:

- Cut or dismissed from team.
- Exhausted eligibility in the sport
- Graduated.
- Medical exception resulting from career-ending injury or condition.
- Quit the team.
- Withdrew

Use **C** for cut or dismissed, **E** for exhausted eligibility, **G** for graduated, **M** for medical exception, **Q** for quit the team and **W** for withdrew from institution.

Date

Indicate the effective date of the change in status.

Revenue Distribution

See instructions on Page No. 5.

These instructions are for use with: Form 08-7d (Division I Equivalency Sports Other Than Baseball).

Countable Players

Total cost for tuition and fees, room and board and books

Indicate the total of each student-athlete's cost for tuition and fees, room and board, and required course-related books, based on the actual cost or average cost of a full grant-in-aid for all students at your institution. [Note: If you use the average-cost method, do not combine in-state and out-of-state tuition to arrive at a single average cost for tuition. Calculate separate average educational costs for in-state and out-of-state students.]

Equivalent award Indicate a figure by dividing each student-athlete's total countable aid by his or her cost for tuition and fees, room and board, and required course-related books, rounded off to two decimal places (e.g., .75). [Note: If you use the **actual** cost for tuition and fees, room and board, and books, the equivalent award is calculated by dividing the **actual** amount of institutional financial aid received by the student-athlete (numerator) by the **actual** value of a full grant-in-aid (denominator). If you use the **average** cost for tuition and fees, room and board, and books, the equivalent award is calculated by dividing the **average** amount of institutional financial aid received by the student-athlete (numerator) by the **average** value of a full grant-in-aid for all students at your institution (denominator).]

How to calculate your total countable players:

Equivalent award Add the figures and compare this total to the limits specified in Bylaw 15.5.3.1.

Change in Status Use these two columns to indicate a student-athlete's change in status during the academic year (i.e., student-athlete is no longer an active participant in the sport).

Reason Indicate the reason for a change in status as follows:

- Cut or dismissed from team.
- Exhausted eligibility in the sport.
- Graduated.
- Medical exception resulting from career-ending injury or condition.
- Quit the team.
- Withdrew.

Use **C** for cut or dismissed, **E** for exhausted eligibility, **G** for graduated, **M** for medical exception, **Q** for quit the team and **W** for withdrew from institution.

Date Indicate the effective date of the change in status.

Revenue Distribution See instructions on Page No. 5.

These instructions are for use with: Form 08-7e (Division I Ice Hockey).

Countable Players

Total cost for tuition and fees, room and board, and books Indicate the total of each student-athlete's cost for tuition and fees, room and board, and required course-related books, based on the actual cost or average cost of a full grant-in-aid for all students at your institution. [Note: If you use the average-cost method, do not combine in-state and out-of-state tuition to arrive at a single average cost for tuition. Calculate separate average educational costs for in-state and out-of-state students.]

Equivalent award Indicate a figure by dividing each student-athlete's total countable aid by his or her cost for tuition and fees, room and board, and required course-related books, rounded off to two decimal places (e.g., .75). [Note: If you use the **actual** cost for tuition and fees, room and board, and books, the equivalent award is calculated by dividing the **actual** amount of institutional financial aid received by the student-athlete (numerator) by the **actual** value of a full grant-in-aid (denominator). If you use the **average** cost for tuition and fees, room and board, and books, the equivalent award is calculated by dividing the **average** amount of institutional financial aid received by the student-athlete (numerator) by the **average** value of a full grant-in-aid for all students at your institution (denominator).]

Overall Place a mark in this box for each student-athlete who is receiving institutional financial aid that is countable against the maximum aid limits.

How to calculate your total countable players:

Equivalent award Add the figures and compare this total to the limits specified in Bylaw 15.5.7.

Overall Add the overall marks and compare this total to the limits specified in Bylaw 15.5.7.

Change in Status

Use these two columns to indicate a student-athlete's change in status during the academic year (i.e., student-athlete is no longer an active participant in the sport).

Reason

Indicate the reason for a change in status as follows:

- Cut or dismissed from team.
- Exhausted eligibility in the sport.
- Graduated.
- Medical exception resulting from career-ending injury or condition.
- Quit the team.
- Withdrew

Use **C** for cut or dismissed, **E** for exhausted eligibility, **G** for graduated, **M** for medical exception, **Q** for quit the team and **W** for withdrew from institution.

Date

Indicate the effective date of the change in status.

Revenue Distribution

See instructions on Page No. 5.

These instructions are for use with: Form 08-7f (Division I Basketball).

Countable Players

Total cost for tuition and fees, room and board, and books

Indicate the total of each student-athlete's cost for tuition and fees, room and board, and required course-related books, based on the actual cost or average cost of a full grant-in-aid for all students at your institution. [Note: If you use the average-cost method, do not combine in-state and out-of-state tuition to arrive at a single average cost for tuition. Calculate separate average educational costs for in-state and out-of-state students.]

This column is to be completed to assist in monitoring the financial aid requirements for minimum awards (Bylaw 20.9.1.2) and in determining equivalent awards for revenue distribution.

Overall

Place a mark in this box for each student-athlete (including each initial award recipient) who is receiving or who has received any institutional financial aid that is countable against the maximum aid limits in this academic year.

How to calculate your total countable players:

Overall

Add the number of overall marks and compare this total to the limit specified in Bylaw 15.5.5.1.

Change in Status

Use these two columns to indicate a student-athlete's change in status during the academic year (i.e., student-athlete is no longer an active participant in the sport). [Note: A student-athlete who is a counter at the time of the change in status remains a counter for the remainder of the academic year unless the student-athlete qualifies for an exception (e.g., Bylaw 15.5.1.3.1, injury or illness prior to initial practice).]

Reason

Indicate the reason for a change in status as follows:

- Cut or dismissed from team.
- Exhausted eligibility in the sport.
- Graduated.

- Medical exception resulting from career-ending injury or condition.
- Quit the team.
- Withdrew.

Use **C** for cut or dismissed, **E** for exhausted eligibility, **G** for graduated, **M** for medical exception, **Q** for quit the team and **W** for withdrew from institution.

Date — Indicate the effective date of the change in status.

Revenue Distribution — See instructions on Page No. 5.

These instructions are for use with: Form 08-7g (Division I Baseball).

Countable Players

Total cost for tuition and fees, room and board, and books — Indicate the total of each student-athlete's cost for tuition and fees, room and board, and required course-related books, based on the actual cost or average cost of a full grant-in-aid for all students at your institution. [Note: If you use the average-cost method, do not combine in-state and out-of-state tuition to arrive at a single average cost for tuition. Calculate separate average educational costs for in-state and out-of-state students.]

Equivalent award — Indicate a figure by dividing each student-athlete's total countable aid by his or her cost for tuition and fees, room and board, and required course-related books, rounded off to two decimal places (e.g., .75). [Note: If you use the **actual** cost for tuition and fees, room and board, and books, the equivalent award is calculated by dividing the **actual** amount of institutional financial aid received by the student-athlete (numerator) by the **actual** value of a full grant-in-aid (denominator). If you use the **average** cost for tuition and fees, room and board, and books, the equivalent award is calculated by dividing the **average** amount of institutional financial aid received by the student-athlete (numerator) by the **average** value of a full grant-in-aid for all students at your institution (denominator).]

Squad size Championship Segment	The varsity squad limitation is 35. Further the varsity squad must be declared not later than the day prior to the institution's first scheduled contest in the championship segment of the playing and practice season.
Overall	Place a mark in this box for each student-athlete who is receiving institutional financial aid that is countable against the maximum aid limits. The counter limitation is 30 and all counters must be included in the varsity squad.

How to calculate your total countable players:

Equivalent award	Add the figures and compare this total to the limits specified in Bylaw 15.5.4.1.
Overall	Add the overall marks and compare this total to the limits specified in Bylaw 15.5.4.
Change in Status	Use these two columns to indicate a student-athlete's change in status during the academic year (i.e., student-athlete is no longer an active participant in the sport).
Reason	Indicate the reason for a change in status as follows: • Cut or dismissed from team. • Exhausted eligibility in the sport. • Graduated. • Medical exception resulting from career-ending injury or condition. • Quit the team. • Withdrew Use **C** for cut or dismissed, **E** for exhausted eligibility, **G** for graduated, **M** for medical exception, **Q** for quit the team and **W** for withdrew from institution.
Date	Indicate the effective date of the change in status.
Revenue Distribution	See instructions on Page No. 5.

2008-09 Squad List
Form 08-7a
NCAA Football Bowl Subdivision

Institution:_____ **City:**_____ **State:**_____ **Page** _____ **of** _____

Name/ID Number	Eligible to Compete Fall?	Eligible to Compete Pring?	Status of Student					Financial Aid					Countable Players			Change in Status		Revenue Dist. Only	
			Term first enrolled																
			Any institution	Your institution	No. of years received financial aid	No. of seasons used	Recruited per NCAA Bylaw 13.02.10	Period of award	One-year period exception	Amount of athletics grant	Amount of other countable aid	Total countable aid	Exempt	Total cost for tuition and fees, room and board , and books	Initial	Overall	Reason	Date	Equivalent award
										Total		Total			Totals				Total

Contemporaneous Penalties (CP)	Legislated Maximum Team Limit for Sport (x)	CP Team is Subject to in *2008-09* (y)	CP Carried Over from PREVIOUS Academic Year (if any) Applicable to Current Academic Year (z)	Maximum Team Limit for This Academic Year (x – y) - z	CP Applicable to *2008-09* Carried Over to *2009-10* (if any)

Form completed by: _____ _____ Phone: _____ Date: _____
Signature Title

Form approved by: _____ _____ Phone: _____ Date: _____
Signature Title

Head Coach: _____ Phone: _____ Date: _____
Signature

Director of Athletics: _____ Phone: _____ Date: _____
Signature

2008-09 Squad List
Form 08-7b
NCAA Football Championship Subdivision

Institution:_____ **City:**_____ **State:**_____ **Page** _____ **of**_____

Name/ID Number	Eligible to Compete Fall?	Eligible to Compete Spring?	Status of Student					Financial Aid					Countable Players						Change in Status	Revenue Dist.	
			Term first enrolled																		
			Any institution	Your institution	No. of years received financial aid	No. of seasons used	Recruited per NCAA Bylaw 13.02.10	Period of award	One-year period Exception	Amount of athletics grant	Amount of other countable aid	Total countable aid	Exempt	Total cost for tuition and fees, room and board, and books	Initial	Overall	Equivalent Award	Reason	Date	Equivalent award
										Total		Total			Totals					Total

Contemporaneous Penalties (CP)	Legislated Maximum Team Limit for Sport (x)	CP Team is Subject to in *2008-09* (y)	CP Carried Over from PREVIOUS Academic Year (if any) Applicable to Current Academic Year (z)	Maximum Team Limit for This Academic Year (x – y) - z	CP Applicable to *2008-09* Carried Over to *2009-10* (if any)

Form completed by: _____ Signature _____ Title Phone: _____ Date: _____

Form approved by: _____ Signature _____ Title Phone: _____ Date: _____

Head Coach: _____ Signature Phone: _____ Date: _____

Director of Athletics: _____ Signature Phone: _____ Date: _____

2008-09 Squad List
Form 08-7c
Division I Head-Count Sports Other Than Football

Institution:_____ **City:**_____ **State:**_____ **Sport:** _____ **Page** ____ **of** ____

Name/ID Number	Eligible to Compete Fall?	Eligible to Compete Spring?	Status of Student					Financial Aid					Countable Players			Change in Status			Revenue Dist.
			Term first enrolled																
			Any institution	Your institution	No. of years received financial aid	No. of seasons used	Recruited per NCAA Bylaw 13.02.10	Period of award	One-yea period exception	Amount of athletics grant	Amount of other countable aid	Total countable aid	Exempt	Total cost for tuition and fees, room and board, and books	Overall	Equivalent Award	Reason	Date	Equivalent award
										Total		Total			Totals				Total

Contemporaneous Penalties (CP)	Legislated Maximum Team Limit for Sport (x)	CP Team is Subject to in *2008-09* (y)	CP Carried Over from PREVIOUS Academic Year (if any) Applicable to Current Academic Year (z)	Maximum Team Limit for This Academic Year (x – y) - z	CP Applicable to *2008-09* Carried Over to *2009-10* (if any)

Form completed by: _____ Signature _____ Title Phone: _____ Date: _____

Form approved by: _____ Signature _____ Title Phone: _____ Date: _____

Head Coach: _____ Signature Phone: _____ Date: _____

Director of Athletics: _____ Signature Phone: _____ Date: _____

2008-09 Squad List
Form 08-7d
Division I Equivalency Sports

Page _____ of _____ Sport: _____

Institution: _____ City: _____ State: _____

Name/ID Number	Eligible to Compete Fall?	Eligible to Compete Spring?	Status of Student					Financial Aid					Countable Players			Change in Status		Revenue Dist. Only
			Term first enrolled															
			Any institution	Your institution	No. of years received financial aid	No. of seasons used	Recruited per NCAA Bylaw 13.02.10	Period of award	One-year period exception	Amount of athletics grant	Amount of other countable aid	Total countable aid	Exempt	Total cost for tuition and fees, room and board, and books	Equivalent Award	Reason	Date	Equivalent award
										Total		Total			Total			Total

Contemporaneous Penalties (CP)	Legislated Maximum Team Limit for Sport (x)	CP Team is Subject to in *2008-09* (y)	CP Carried Over from PREVIOUS Academic Year (if any) Applicable to Current Academic Year (z)	Maximum Team Limit for This Academic Year (x – y) - z	CP Applicable to *2008-09* Carried Over to *2009-10* (if any)

Form completed by: _____ Signature _____ Title Phone: _____ Date: _____

Form approved by: _____ Signature _____ Title Phone: _____ Date: _____

Head Coach: _____ Signature Phone: _____ Date: _____

Director of Athletics: _____ Signature Phone: _____ Date: _____

2008-09 Squad List
Form 08-7e
Division I Ice Hockey

Page _____ of _____

Institution: _____ City: _____ State: _____

Name/ID Number	Eligible to Compete Fall?	Eligible to Compete Spring?	Status of Student					Financial Aid					Countable Players			Change in Status		Revenue Dist. Only	
			Term first enrolled																
			Any institution	Your institution	No. of years received financial aid	No. of seasons used	Recruited per NCAA Bylaw 13.02.10	Period of award	One-year period exception	Amount of athletics grant	Amount of other countable aid	Total countable aid	Exempt	Total cost for tuition and fees, room and board , and books	Overall	Equivalent Award	Reason	Date	Equivalent award
										Total		Total			Totals				Total

Contemporaneous Penalties (CP)	Legislated Maximum Team Limit for Sport (x)	CP Team is Subject to in *2008-09* (y)	CP Carried Over from PREVIOUS Academic Year (if any) Applicable to Current Academic Year (z)	Maximum Team Limit for This Academic Year (x – y) - z	CP Applicable to *2008-09* Carried Over to *2009-10* (if any)

Form completed by: _____ Signature _____ Title Phone: _____ Date: _____

Form approved by: _____ Signature _____ Title Phone: _____ Date: _____

Head Coach: _____ Signature Phone: _____ Date: _____

Director of Athletics: _____ Signature Phone: _____ Date: _____

2008-09 Squad List
Form 08-7f
Division I Basketball

Page _____ of _____

Institution: _____ City: _____ State: _____

Name/ID Number	Eligible to Compete Fall?	Eligible to Compete Spring?	Status of Student					Financial Aid					Countable Players				Change in Status		Revenue Dist.
			Term first enrolled																
			Any institution	Your institution	No. of years received financial aid	No. of seasons used	Recruited per NCAA Bylaw 13.02.10	Period of award	One-year period exception	Amount of athletics grant	Amount of other countable aid	Total countable aid	Exempt	Total cost for tuition and fees, room and board, and books	Overall	Equivalent Award	Reason	Date	Equivalent award
										Total		Total			Totals		Total		Total

Contemporaneous Penalties (CP)	Legislated Maximum Team Limit for Sport (x)	CP Team is Subject to in *2008-09* (y)	CP Carried Over from PREVIOUS Academic Year (if any) Applicable to Current Academic Year (z)	Maximum Team Limit for This Academic Year (x – y) - z	CP Applicable to *2008-09* Carried Over to *2009-10* (if any)

Form completed by: _____ Signature _____ Title Phone: _____ Date: _____

Form approved by: _____ Signature _____ Title Phone: _____ Date: _____

Head Coach: _____ Signature Phone: _____ Date: _____

Director of Athletics: _____ Signature Phone: _____ Date: _____

2008-09 Squad List
Form 08-7e
Division I Baseball

Page _____of_____

Institution:_____City:_____State:_____

Name/ID Number	Eligible to Compete Fall?	Eligible to Compete Spring?	Status of Student						Financial Aid					Countable Players			Change in Status		Revenue Dist. Only	
			Term first enrolled																	
			"Count against Squad size limit (30)? Y or N	Any institution	Your institution	No. of years received financial aid	No. of seasons used	Recruited per NCAA Bylaw 13.02.10	Period of award	One-year period exception	Amount of athletics grant	Amount of other countable aid	Total countable aid	Exempt	Total cost for tuition and fees, room and board , and books	Overall	Equivalent Award	Reason	Date	Equivalent award
											Total		Tota l			Totals				Total

Contemporaneous Penalties (CP)	Legislated Maximum Team Limit for Sport (x)	CP Team is Subject to in *2008-09* (y)	CP Carried Over from PREVIOUS Academic Year (if any) Applicable to Current Academic Year (z)	Maximum Team Limit for This Academic Year (x – y) - z	CP Applicable to *2008-09* Carried Over to *2009-10* (if any)

Form completed by: _____ Signature _____ Title Phone: _____ Date: _____

Form approved by: _____ Signature _____ Title Phone: _____ Date: _____

Head Coach: _____ Signature Phone: _____ Date: _____

Director of Athletics: _____ Signature Phone: _____ Date: _____

Student-Athlete Authorization/Consent for
Disclosure of Protected Health Information to the
National Collegiate Athletic Association for
Monitoring and Research of Sports Injuries/Illnesses

I, _____ hereby authorize _____
Name of Student-Athlete Name of my Institution

and its physicians, athletic trainers and health care personnel to disclose my protected health information including any information regarding any injury, illness, treatment or participation related to or affecting my training for and participation in intercollegiate athletics to the National Collegiate Athletic Association (NCAA) and its employees or agents.

I understand that my participation and injuries or illnesses resulting from or affecting training for or participation in athletics will be used by the NCAA Injury Surveillance System (ISS), an ongoing surveillance database maintained by the NCAA. The ISS provides NCAA committees, athletic conferences and individual schools and NCAA-approved researchers with injury, relevant illness and participation information that does not identify individual athletes or schools. The data provide the Association and other groups with an information resource upon which to base and evaluate the effectiveness of health and safety rules and policy, and to study other sports medicine questions. Selected de-identified summary (aggregate) data also are made accessible to the general public as a service to further the general understanding of athletic injury patterns.

I understand that my protected health information is protected by federal regulations under either the Health Information Portability and Accountability Act (HIPAA) or the Family Educational Rights and Privacy Act of 1974 (the Buckley Amendment) and may not be disclosed without either my authorization under HIPAA or my consent under the Buckley Amendment. I understand that my signing of this authorization/consent is voluntary and that my institution will not condition or withhold any health care treatment or payment, enrollment in a health plan or receipt of any benefits (if applicable) on whether I provide the consent or authorization requested for this disclosure. I also understand that I am not required to sign this authorization/consent in order to be eligible for participation in NCAA athletics.

I understand that while HIPAA regulations may not apply to NCAA use or disclosure of my injury/illness information, the NCAA is committed to protecting my privacy. I understand that the protected health information and any personal identifiers will be encrypted while being transmitted from my institution to the NCAA and that all data will be stored on a secure server at the NCAA national office in Indianapolis, Indiana. I further understand that neither the NCAA nor the ISS will identify me personally in any publication or disclosure of research results.

This authorization/consent for transfer of protected health information expires 545 days from the date of my signature below but I have the right to revoke it in writing at any time by sending written notification to the director of athletics at my institution. I understand that a revocation takes effect on its request date and does not affect any action taken prior to that date.

_____ _____
Printed Name of Student-Athlete Signature Date
ADD DATE STAMP PLEASE

Student-Athlete Authorization/Consent for
Disclosure of Protected Health Information

I, _____ hereby authorize _____
Name of Student-Athlete Name of my Institution

and its physicians, athletic trainers and health care personnel to disclose my protected health information including, without limitation, any information regarding any injury, illness, treatment or participation related to or affecting my training for and participation in intercollegiate athletics to the National Collegiate Athletic Association (NCAA), and its designated employees, agents and/or contractors. I further authorize the NCAA to disclose, and/or use, such information as provided herein.

I understand that my participation and protected health information, including, without limitation, injuries or illnesses resulting from or affecting training for or participation in athletics, may be disclosed to, and/or used by, the NCAA , and any third party expressly authorized by the NCAA to receive such information, as well as for any other purpose deemed advisable by the NCAA. The information provides NCAA committees, athletics conferences and individual schools and NCAA-approved researchers with injury, relevant illness and participation information that does not identify individual student-athletes or schools. The data provide the Association and other groups with an information resource upon which to base and evaluate the effectiveness of health and safety rules and policy, and to study other sports medicine questions. Selected de-identified summary (aggregate) data also are made accessible to the general public as a service to further the general understanding of athletic injury patterns.

I understand that my protected health information is protected by federal regulations under either the Health Information Portability and Accountability Act (HIPAA) or the Family Educational Rights and Privacy Act of 1974 (the Buckley Amendment) and may not be disclosed without either my authorization under HIPAA or my consent under the Buckley Amendment. I understand that my signing of this authorization/consent is voluntary and that my institution will not condition or withhold any health care treatment or payment, enrollment in a health plan or receipt of any benefits (if applicable) on whether I provide the consent or authorization requested for this disclosure. I also understand that I am not required to sign this authorization/consent in order to be eligible for participation in NCAA athletics.

I understand that while HIPAA regulations may not apply to NCAA use or disclosure of my injury/illness information, the NCAA is committed to protecting my privacy. I understand that my protected health information and any personal identifiers will be encrypted while being transmitted from my institution and, to the extent kept by the NCAA, that all such data will be stored securely within industry standards. I further understand that neither the NCAA nor its agents or contractors will identify me personally in any publication or disclosure of research results.

This authorization/consent for transfer of protected health information expires 545 days from the date of my signature below but I have the right to revoke it in writing at any time by sending written notification to the director of athletics at my institution. I understand that a revocation takes effect on its request date and does not affect any action taken prior to that date.

_____ _____
Printed Name of Student-Athlete Signature Date

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

ACTION ITEMS.

- None.

INFORMATIONAL ITEMS.

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

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

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

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

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

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

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

4. Future Meeting Dates.

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

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

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

ATTACHMENT A

NCAA Division I Legislative Council April 2009 Legislative Actions

1. Proposals Recommended as Emergency or Noncontroversial Legislation.

Proposal Number	Title	Source	Effective Date	Intent	Legislative Council Action
2009-1	COMMITTEES -- COMMON COMMITTEES -- COMMITTEES WITH GOVERNANCE ADMINISTRATION RESPONSIBILITIES -- INTERNATIONAL-STUDENT RECORDS COMMITTEE -- COMPOSITION	NCAA Division I Academics Cabinet.	Immediate	To specify that the International-Student Records Committee shall consist of eight members, including two Division I representatives, two Division II representatives, two representatives who may be from either Division I or Division II and two ex officio members.	Supported as noncontroversial legislation. Adopted.
2009-2	RECRUITING -- CONTACTS AND EVALUATIONS -- TIME PERIOD FOR OFF-CAMPUS CONTACTS AND TELEPHONE CALLS -- WOMEN'S ICE HOCKEY	NCAA Division I Recruiting and Athletics Personnel Issues Cabinet.	Immediate	In women's ice hockey, to specify that: (1) off-campus recruiting contacts shall not be made with an individual (or the individual's relatives or legal guardians) before July 7 following the individual's junior year in high school; (2) an institution is permitted to make one telephone call to an individual (or the individual's relatives or 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; and (3) an institution is permitted to make one telephone call per week to an individual (or the individual's relatives or legal guardians) beginning July 7 following completion of the individual's junior year in high school.	Supported as noncontroversial legislation. Adopted.

Proposal Number	Title	Source	Effective Date	Intent	Legislative Council Action
2009-3	ADMINISTRATIVE REGULATIONS -- RECRUITING CALENDARS -- DEAD OR QUIET PERIODS FOR OTHER SPORTS -- NATIONAL LETTER OF INTENT SIGNING DATE -- EXCEPTION -- NORTH AMERICAN CUP FENCING CHAMPIONSHIP	NCAA Division I Recruiting and Athletics Personnel Issues Cabinet.	Immediate	In fencing, to specify that during any year in which the National Letter of Intent signing date dead period occurs during the North American Cup Fencing Championship, it shall be permissible for authorized coaching staff members to observe prospective student-athletes participating in that event.	Supported as noncontroversial legislation. Adopted.
2009-4	AWARDS, BENEFITS AND EXPENSES -- BENEFITS, GIFTS AND SERVICES -- PERMISSIBLE -- RESEARCH STUDIES INVOLVING ONLY STUDENT-ATHLETES -- INSTITUTION-BASED RESEARCH STUDIES	NCAA Division I Administration Cabinet (Research Committee).	Immediate	To specify that a student-athlete may receive compensation from an institution for participating in a research study involving only student-athletes, provided the study is initiated and conducted by a faculty member at a member institution and the study and compensation arrangements are approved by the institutional review board of the faculty member's institution consistent with policies applicable to other institution-based research studies.	Supported as noncontroversial legislation. Adopted.
2009-5	ATHLETICS CERTIFICATION -- MANDATORY SELF-STUDY AND EXTERNAL PEER REVIEW -- RULES COMPLIANCE -- REVIEW OF PROGRAM AREAS	NCAA Division I Legislative Council (Committee on Athletics Certification).	Immediate	To specify that the required once-in-four-years evaluation of an institution's rules-compliance program by an authority outside the athletics department shall include a review of specifically enumerated program areas.	Supported as noncontroversial legislation. Adopted.

Proposal Number	Title	Source	Effective Date	Intent	Legislative Council Action
2009-6	ATHLETICS CERTIFICATION -- MANDATORY SELF-STUDY AND EXTERNAL PEER REVIEW -- ACADEMIC INTEGRITY -- ACADEMIC STANDARDS -- ADMISSION AND ENROLLMENT	NCAA Division I Legislative Council (Committee on Athletics Certification).	Immediate	To specify that in its athletics certification program self study, an institution shall demonstrate that it admits all student-athletes as regularly enrolled, degree-seeking students in accordance with the regular, published entrance requirements that apply to all applicants.	Supported as noncontroversial legislation. Adopted.
	ATHLETICS CERTIFICATION -- MANDATORY SELF-STUDY AND EXTERNAL PEER REVIEW -- ACADEMIC INTEGRITY -- ACADEMIC SUPPORT – REVIEW OF SUPPORT SERVICES	NCAA Division I Legislative Council (Committee on Athletics Certification).	Immediate	To specify that the required once-in-four-years evaluation of an institution's academic support services by appropriate academic authorities outside the department of intercollegiate athletics shall include a review of any services provided to student-athletes, which may include, but are not limited to, the specified examples of program areas.	Not supported as noncontroversial legislation. Sponsored into the 2009-10 legislative cycle.
	ATHLETICS CERTIFICATION -- MANDATORY SELF-STUDY AND EXTERNAL PEER REVIEW -- ACADEMIC INTEGRITY -- ACADEMIC STANDARDS -- ADMISSION AND ENROLLMENT	NCAA Division I Legislative Council (Committee on Athletics Certification).	Immediate	To specify that in its athletics certification program self study, an institution shall compare the retention rates of student-athlete subgroups to all student-athletes and not to comparable student body groups.	Not supported as noncontroversial legislation. Sponsored into the 2009-10 legislative cycle.

2. Actions Related to Modifications of Wording.

Proposal Number	Title	Source	Effective Date	Intent	Legislative Council Action
M-2009-1	ELIGIBILITY -- SEASONS OF COMPETITION: FIVE-YEAR RULE -- CRITERIA FOR DETERMINING SEASON OF COMPETITION -- DELAYED ENROLLMENT -- TENNIS, SWIMMING AND DIVING, AND WOMEN'S VOLLEYBALL -- EARLY HIGH SCHOOL GRADUATION	NCAA Division I Legislative Council.	Immediate	In tennis, swimming and diving and women's volleyball, to clarify that 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 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, 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.	Approved.
M-2009-2	ELIGIBILITY -- SEASONS OF COMPETITION: FIVE-YEAR RULE -- ADMINISTRATION OF HARDSHIP WAIVER -- REVIEW OF DENIED WAIVER	NCAA Division I Legislative Council.	Immediate	To clarify that a conference that denies an institution's hardship waiver may submit the waiver to the NCAA Division I Committee on Student-Athlete Reinstatement, which shall have the authority to review and determine whether to approve the waiver based on circumstances that may warrant relief from the application of the legislated waiver criteria.	Approved.

Proposal Number	Title	Source	Effective Date	Intent	Legislative Council Action
M-2009-3	RECRUITING -- SPORTS CAMPS AND CLINICS -- DEFINITION OF PROSPECTIVE STUDENT-ATHLETE -- EMPLOYMENT OF PROSPECTIVE STUDENT-ATHLETES/NO FREE OR REDUCED ADMISSION PRIVILEGES -- MEN'S BASKETBALL	NCAA Division I Legislative Council.	Immediate	To clarify that an institution, members of its staff or representatives of its athletics interests shall not employ or give free or reduced admission privileges to a prospective student-athlete (including, men's basketball, any individual who has started classes for the seventh grade) who is an athletics award winner or any individual being recruited by the institution per NCAA Bylaw 13.02.12.1.	Approved.

3. Actions Related to 2008-09 Legislative Cycle Proposals.

Proposal Number	Title	Source	Effective Date	Intent	Legislative Council Action
2008-12	PERSONNEL -- LIMITATIONS ON NUMBER OF OFF-CAMPUS RECRUITERS AT ANY ONE TIME -- EXCEPTION -- BASKETBALL -- JULY EVALUATION PERIODS	Big East Conference.	Immediate	In basketball, to specify that during the July evaluation periods, a coach replaced for the purpose of off-campus recruiting activities is not required to return to the institution's campus before engaging in additional recruiting activities, provided no more than three coaches engage in off-campus recruiting activities each day.	Adopted.

Proposal Number	Title	Source	Effective Date	Intent	Legislative Council Action
2008-13-B	AMATEURISM -- EXCEPTION FOR PRIZE MONEY FOR STUDENT-ATHLETES -- OUTSIDE THE PLAYING SEASON DURING THE SUMMER VACATION PERIOD -- INDIVIDUAL SPORTS	Big Ten Conference.	Immediate	In individual sports, to permit a student-athlete to accept prize money based on his or her place finish or performance in an open athletics event (an event that is not invitation only), provided the competition occurs outside the institution's declared playing and practice season during the institution's summer vacation period and the prize money does not exceed actual and necessary expenses and is provided only by the sponsor of the open event.	Adopted.
2008-15-B	RECRUITING -- DEFINITIONS AND APPLICATIONS -- PROSPECTIVE STUDENT-ATHLETE -- INSTITUTIONAL ORIENTATION SESSION	Big Ten Conference.	Immediate	To specify that a recruited prospective student-athlete who has signed a National Letter of Intent [or, for an institution that does not use the National Letter of Intent in a particular sport or for a prospective student-athlete who is not eligible to sign an National Letter o Intent (e.g., four-year college transfer), the institution's written offer of admission and/or financial aid] and has reported to an institutional orientation session that is open to all incoming students within 14 calendar days prior to the opening day of classes of a regular academic year term shall not be subject to the contact restrictions in Bylaw 13 and shall be considered a student-athlete for purposes of Bylaw 16 as of the opening day of the orientation session.	Adopted.

Proposal Number	Title	Source	Effective Date	Intent	Legislative Council Action
2008-19	RECRUITING -- CONTACTS AND EVALUATIONS -- FOOTBALL -- ONE CONTACT WITH JUNIORS OR SENIORS -- SPRING EVALUATION PERIOD	Big Ten Conference.	Immediate	In football, to specify that during the spring evaluation period, an institution may make one in-person, off-campus contact per prospective student-athlete (including prospective student-athletes in their junior year) at the prospective student-athlete's educational institution; further, to specify that an institution may use an additional evaluation in conjunction with the contact.	FBS: Not moved. FCS: Not moved.
2008-20-A	RECRUITING -- FOOTBALL EVALUATIONS -- SCHOLASTIC AND NONSCHOLASTIC ACTIVITIES -- EVENTS ORGANIZED AND CONDUCTED BY SCHOLASTIC ATHLETICS GOVERNANCE BODIES -- OTHER EVALUATION EVENTS	Southeastern Conference.	August 1, 2009	In football, to specify that live athletics evaluations are permissible at events organized and conducted solely by the applicable state high school athletics association, state preparatory school association or state or national junior college athletics association; further, to specify that institutional staff members shall not attend a recruiting event in which information (e.g., athletics or academic credentials, highlight video) related to prospective student-athletes is presented or otherwise made available.	FBS: Approved an amendment to change the effective date from immediate to August 1, 2009. Adopted, as amended. FCS: Initially defeated; upon reconsideration, amended the effective date from immediate to August 1, 2009 and adopted the proposal, as amended.

Proposal Number	Title	Source	Effective Date	Intent	Legislative Council Action
2008-20-B	RECRUITING -- FOOTBALL EVALUATIONS -- SCHOLASTIC AND NONSCHOLASTIC ACTIVITIES -- OTHER EVALUATION EVENTS	NCAA Division I Legislative Council.	Immediate	In football, to specify that institutional staff members shall not attend a recruiting event in which information (e.g., athletics or academic credentials, highlight video) related to prospective student-athletes is presented or otherwise made available.	FBS: Rendered moot. FCS: Initially adopted; upon reconsideration and adoption of NCAA Proposal No. 2008-20-A, rendered moot.
2008-25-D	RECRUITING -- LETTER OF INTENT PROGRAMS -- REQUIREMENTS FOR OFFERS OF ATHLETICALLY RELATED FINANCIAL AID -- COMPLETION OF AMATEURISM CERTIFICATION QUESTIONNAIRE -- DELAYED EFFECTIVE DATE	Big Ten Conference.	August 1, 2010	To specify that an institution shall not provide a high school, preparatory school or transfer (if applicable) prospective student-athlete a written offer of athletically related financial aid until he or she has completed the amateurism certification questionnaire administered by the NCAA Eligibility Center.	Adopted.

Proposal Number	Title	Source	Effective Date	Intent	Legislative Council Action
2008-29	RECRUITING -- TRYOUTS -- EXCEPTIONS -- VOLUNTARY SUMMER CONDITIONING -- SPORTS OTHER THAN FOOTBALL AND BASKETBALL	Southeastern Conference.	Immediate	In sports other than football and basketball, to specify that 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; further, to specify that an institution may finance medical expenses for a prospective student-athlete who sustains an injury while participating in such workouts.	Adopted.
2008-32-B	ELIGIBILITY -- GENERAL ELIGIBILITY REQUIREMENTS -- FULL-TIME ENROLLMENT -- REQUIREMENT FOR COMPETITION -- NONTRADITIONAL COURSES -- UP TO 50 PERCENT OF MINIMUM REQUIREMENT	Big Ten Conference.	August 1, 2009	To specify that enrollment in a nontraditional course (e.g., distance-learning, correspondence, extension, Internet courses, independent study or any other course or credit that is not earned in a typical face-to-face classroom environment with regular contact hours between the instructor and the student) offered by the certifying institution may be used to satisfy up to 50 percent of the minimum full-time enrollment requirement for competition, provided the specified conditions are met.	Defeated.

Proposal Number	Title	Source	Effective Date	Intent	Legislative Council Action
2008-34	ELIGIBILITY -- FRESHMAN ACADEMIC REQUIREMENTS -- CORE CURRICULUM TIME LIMITATION -- STUDENTS WITH EDUCATION IMPACTING DISABILITIES	NCAA Division I Academics/Eligibility/Compliance Cabinet (Subcommittee on Initial-Eligibility Issues).	August 1, 2010, for student-athletes initially enrolling full time in a collegiate institution on or after August 1, 2010.	To specify that if a prospective student-athlete with a diagnosed education-impacting disability graduates from high school within the core-curriculum time limitation, he or she may use up to three core courses completed after high school graduation to satisfy the core-curriculum or minimum grade-point average requirements, or both.	Approved an amendment to change effective date from August 1, 2009 (for student-athletes initially enrolling full time in a collegiate institution on or after August 1, 2009) to August 1, 2010 (for student-athletes initially enrolling full time in a collegiate institution on or after August 1, 2010). Adopted, as amended.
2008-43	AWARDS, BENEFITS AND EXPENSES -- HOUSING AND MEALS -- FRUIT, NUTS AND BAGELS	Atlantic Coast Conference.	August 1, 2009	To specify that an institution may provide fruit, nuts and bagels to student-athletes at any time.	Adopted.

Proposal Number	Title	Source	Effective Date	Intent	Legislative Council Action
2008-45	PLAYING AND PRACTICE SEASONS -- GENERAL REGULATIONS -- SKILL INSTRUCTION -- SPORTS OTHER THAN FOOTBALL -- CONCURRENT SESSIONS	Big 12 Conference.	Immediate	In sports other than football, to specify that prior to September 15 and after April 15, no more than four student-athletes from the same team may be involved in skill-related instruction with their coaches at any one time in any one facility.	Defeated.
2008-46	PLAYING AND PRACTICE SEASONS -- BASEBALL -- PRESEASON PRACTICE AND FIRST CONTEST -- CHAMPIONSHIP SEGMENT	Conference USA.	Immediate	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.	Adopted.
2008-48	PLAYING AND PRACTICE SEASONS -- BASEBALL -- MAXIMUM NUMBER OF CONTESTS -- 52	Pacific-10 Conference, Big South Conference and West Coast Conference.	August 1, 2009	In baseball, to reduce the maximum number of contests from 56 to 52.	Defeated.

Proposal Number	Title	Source	Effective Date	Intent	Legislative Council Action
2008-51	PLAYING AND PRACTICE SEASONS -- PRESEASON PRACTICE -- CROSS COUNTRY, FIELD HOCKEY, WOMEN'S RUGBY, SOCCER, WOMEN'S VOLLEYBALL AND MEN'S WATER POLO	West Coast Conference.	August 1, 2009	In cross country, field hockey, women's rugby, soccer and men's water polo, to specify that an institution shall not commence practice sessions before 16 days prior to the date on which the first permissible contest or date of competition may occur; further, in women's volleyball, to specify that an institution shall not commence practice sessions before 20 days prior to the date on which the first permissible contest may occur.	Defeated.
2008-52	PLAYING AND PRACTICE SEASONS -- FOOTBALL -- PRESEASON PRACTICE -- LIMIT ON NUMBER OF PARTICIPANTS -- REPLACEMENT OF STUDENT-ATHLETE DUE TO INJURY OR ILLNESS -- FCS	Southeastern Conference.	Immediate	In football, to specify that a student-athlete who sustains an injury or illness that prevents further participation in preseason practice activities may be replaced with another student-athlete without including that individual in the institution's limitation on the number of individuals who may participate in preseason practice.	FCS: Adopted.
2008-54	PLAYING AND PRACTICE SEASONS -- GOLF -- ANNUAL EXEMPTIONS -- HAWAII OR ALASKA	Western Athletic Conference.	August 1, 2009	In golf, to specify that the dates of competition in one event (e.g., dual competition, tournament) in Hawaii or Alaska either against or under the sponsorship of an active Division I member located in Hawaii or Alaska, by a member located outside the area in question are exempted from the maximum number of dates of competition.	Adopted.

Proposal Number	Title	Source	Effective Date	Intent	Legislative Council Action
2008-55-A	PLAYING AND PRACTICE SEASONS -- WOMEN'S SOCCER -- FIRST CONTEST OR DATE OF COMPETITION -- 12-WEEK SEASON	Atlantic Coast Conference.	August 1, 2009	In women's soccer, to specify that an institution shall not play its first contest or engage in its first date of competition (game) with outside competition prior to the 12th weekend prior to the start of the women's soccer championship.	Adopted.
2008-57	PLAYING AND PRACTICE SEASONS -- TRACK AND FIELD -- SAFETY EXCEPTION -- HURDLES AND STEEPLECHASE	Big 12 Conference.	Immediate	To specify that a coach may be present during voluntary individual workouts in the institution's regular practice facility (without the workouts being considered as countable athletically related activities) when the student-athlete is engaged in jumping hurdles or the jumping element of the steeplechase.	Adopted.
2008-59	DIVISION MEMBERSHIP -- DEFINITIONS AND APPLICATIONS -- EMERGING SPORTS FOR WOMEN -- SAND VOLLEYBALL	NCAA Division I Management Council (Administrative Committee) (Committee on Women's Athletics).	August 1, 2010	To add sand volleyball as an emerging sport for women.	Adopted.
2008-67	ADMINISTRATIVE REGULATIONS -- RECRUITING CALENDARS -- SOFTBALL -- CONTACT PERIOD AUGUST 1 THROUGH THE DAY PRIOR TO THANKSGIVING DAY	Big East Conference.	Immediate	In softball, to establish a contact period from August 1 through the day prior to Thanksgiving day.	Adopted.

Proposal Number	Title	Source	Effective Date	Intent	Legislative Council Action
2008-68-B	ADMINISTRATIVE REGULATIONS -- RECRUITING CALENDARS -- WOMEN'S LACROSSE -- FALL EVALUATIONS -- LIMITATION ON EVALUATIONS OF LACROSSE ACTIVITIES	Ivy Group.	August 1, 2009	In women's lacrosse, to specify that during the fall contact period, evaluations of prospective student-athletes participating in lacrosse activities are limited to the three weekends prior to Thanksgiving.	Adopted.
2008-75-1	ELIGIBILITY -- FRESHMAN ACADEMIC REQUIREMENTS -- ELIGIBILITY FOR FINANCIAL AID, PRACTICE AND COMPETITION -- QUALIFIER -- EXCEPTION -- EARLY ACADEMIC CERTIFICATION -- SUBMISSION OF TRANSCRIPT -- WAIVER	NCAA Division I Legislative Council.	August 1, 2009	To amend Proposal No. 2008-75 to specify that the Academics Cabinet may waive the requirement, based on objective evidence that demonstrates circumstances for which a waiver is warranted, that an institution must ensure submission of the final high school transcript to the Eligibility Center for a student-athlete who is certified as a qualifier pursuant to the early academic certification exception.	Adopted.

Proposal Number	Title	Source	Effective Date	Intent	Legislative Council Action
2008-75 (as amended)	ELIGIBILITY -- FRESHMAN ACADEMIC REQUIREMENTS -- ELIGIBILITY FOR FINANCIAL AID, PRACTICE AND COMPETITION -- QUALIFIER -- EXCEPTION -- EARLY ACADEMIC CERTIFICATION -- SUBMISSION OF TRANSCRIPT	NCAA Division I Board of Directors (Academics Cabinet).	August 1, 2009	To specify that if a student-athlete is certified as a qualifier pursuant to the early academic certification exception and his or her initial full-time collegiate enrollment occurs at the certifying institution during the first term of the academic year, the institution shall ensure submission of his or her final high school transcript (official or unofficial) to the NCAA Eligibility Center by February 1 following the student-athlete's initial full-time enrollment; to specify that if a student-athlete is certified as a qualifier pursuant to the early academic certification exception and his or her initial full-time collegiate enrollment occurs at the certifying institution after the conclusion of the first term of the academic year, the institution shall ensure submission his or her final high school transcript (official or unofficial) to the Eligibility Center by February 1 of the following academic year; further, to specify that a violation of this provision shall be considered an institutional violation, however, the student-athlete's eligibility shall not be affected.	Adopted, as amended.

Proposal Number	Title	Source	Effective Date	Intent	Legislation Council Action
2008-77-1	ELIGIBILITY -- TRANSFER REGULATIONS -- TWO-YEAR COLLEGE TRANSFERS -- SUBMISSION OF INFORMATION NECESSARY TO DETERMINE ACADEMIC INITIAL-ELIGIBILITY STATUS -- WAIVER	NCAA Division I Academics Cabinet.	August 1, 2009	To amend Proposal No. 2008-77 to specify that the Academics Cabinet may waive, based on objective evidence that demonstrates circumstances for which a waiver is warranted, the requirement that an institution submit information necessary to determine the academic initial-eligibility status of a two-year or 4-2-4 transfer student.	Adopted.
2008-77 (as amended)	ELIGIBILITY -- TRANSFER REGULATIONS -- TWO-YEAR COLLEGE TRANSFERS -- SUBMISSION OF INFORMATION NECESSARY TO DETERMINE ACADEMIC INITIAL-ELIGIBILITY STATUS	NCAA Division I Board of Directors.	August 1, 2010; applicable to two-year college and 4-2-4 transfer student-athletes who initially enroll in a Division I institution on or after August 1, 2010.	To specify that an institution shall ensure submission of all necessary information (e.g., high school transcripts, test scores), which may include official or unofficial transcripts and test scores, to the Eligibility Center to determine the academic initial-eligibility status of a two-year college or 4-2-4 transfer student-athlete prior to the end of the student-athlete's first regular academic term of full-time enrollment at the institution; further, to specify that a violation of this provision shall be considered an institutional violation; however, the student-athlete's eligibility will not be affected.	Adopted, as amended.

Proposal Number	Title	Source	Effective Date	Intent	Legislation Council Action
2008-79-1	AMATEURISM -- INVOLVEMENT WITH PROFESSIONAL TEAMS -- PROFESSIONAL BASKETBALL DRAFT -- FOUR-YEAR COLLEGE STUDENT-ATHLETE -- MEN'S BASKETBALL -- DECLARATION TO RESUME INTERCOLLEGIATE PARTICIPATION BY THE END OF MAY 8	Atlantic Coast Conference.	August 1, 2009	To amend Proposal No. 2008-79 to specify that, in men's basketball, an enrolled student-athlete may enter a professional league's draft one time during his collegiate career without jeopardizing eligibility in the sport, provided the student-athlete requests that his name be removed from the draft list and declares his intent to resume intercollegiate participation not later than the end of May 8 of the year in which the draft will occur; the student-athlete's declaration of intent is submitted in writing to the institution's director of athletics; and the student-athlete is not drafted.	Adopted.
2008-79 (as amended)	AMATEURISM -- INVOLVEMENT WITH PROFESSIONAL TEAMS -- PROFESSIONAL BASKETBALL DRAFT -- FOUR-YEAR COLLEGE STUDENT-ATHLETE -- MEN'S BASKETBALL	NCAA Division I Board of Directors.	August 1, 2009	In men's basketball, to specify that an enrolled student-athlete may enter a professional league's draft one time during his collegiate career without jeopardizing eligibility in the sport, provided the student-athlete requests that his name be removed from the draft list and declares his intent to resume intercollegiate participation by the end of the day prior to the first day of the spring National Letter of Intent signing period for the applicable year; the student-athlete's declaration of intent is submitted in writing to the institution's director of athletics; and the student-athlete is not drafted.	Adopted, as amended.

NCAA Division I Legislative Council

April 20, 2009

Conference - Voting Delegate	Conference Type	Voting Weight	2008-12	2008-13-B	2008-15-B	2008-20-A, FCS only	Amend effective date of 2008-20-B, FCS only	2008-20-B as amended, FCS only	Amend effective date of 2008-20-A, FBS only	2008-20-A as amended, FBS only	Reconsideration of 2008-20-A, FCS only	Amend effective date of 2008-20-A, FCS only	2008-20-A, as amended, FCS only	2008-25-D	2008-29	2008-32-B
America East C. Doyle	I	1.20	Yes	Yes	No									No	Yes	Yes
Atlantic 10 D. E. Pasque	I	1.20	Yes	Yes	Yes									Abstain	No	Abstain
Atlantic Coast S. Lyons	FBS	3.00	Yes	Yes	Abstain				Yes	Yes				Yes	Yes	No
Atlantic Sun S. Williamson (Pioneer for FCS)	I	1.20	Yes	No	Yes	Yes	Yes	No			Yes	Yes	Yes	Yes	No	Yes
Big 12 L. Ebihara	FBS	3.00	Yes	Yes	Yes				Yes	No				Yes	Yes	Yes
Big East J. F. D'Antonio, Jr.	FBS	3.00	Yes	No	Yes				Yes	Yes				No	Yes	No
Big Sky J. Gee	FCS	1.20	Yes	No	No	No	Yes	Yes			Yes	Yes	Yes	Yes	Yes	Yes
Big South M. Eaker	FCS	1.20	Yes	No	Yes	Yes	Yes	Yes			Yes	Yes	Yes	Yes	Yes	No
Big Ten B. Jaffee	FBS	3.00	No	Yes	Yes				No	Yes				Yes	Yes	Yes
Big West C. Masner	I	1.20	Yes	No	No									Yes	Yes	Yes
Colonial Athletic Association S. Groff	FCS	1.20	Yes	Yes	Yes	No	Yes	Yes			Yes	Yes	No	Yes	Yes	Yes
Conference USA R. Philippi	FBS	3.00	No	Yes	Yes				Yes	Yes				No	Yes	No
Horizon League E. Jacobs	I	1.20	Yes	Yes	Yes									Yes	Yes	Yes
Ivy Group C. Campbell-McGovern	FCS	1.20	No	No	Yes	No	Yes	Yes			Yes	Yes	Yes	Yes	No	Yes
Metro Atlantic Athletic W. J. Maher	I	1.20	No	Yes	Yes									Yes	Yes	No
Mid-American J. Gilbert	FBS	1.50	Yes	No	Yes				Yes	Yes				No	Yes	No
Mid-Eastern Athletic S. Stills	FCS	1.20	Yes	Yes	Yes	No	Yes	Yes			Yes	Yes	Yes	Yes	Yes	Yes
Missouri Valley M. Mulvenna	FCS	1.20	No	No	No	Yes	Yes	Yes			No	Yes	Yes	Yes	No	Yes
Mountain West J. Ruggiero	FBS	1.50	Yes	Yes	Yes				Yes	Yes				Yes	Yes	Yes
Northeast M. Hefferan	FCS	1.20	Yes	Yes	No	No	Yes	No			Yes	Yes	Yes	Yes	No	Yes
Ohio Valley J. Mynarski	FCS	1.20	Yes	Yes	Yes	Yes	Yes	Yes			Yes	Yes	Yes	No	No	Yes
Pacific-10 K. Koong	FBS	3.00	Yes	Yes	Yes				Yes	Yes				No	No	No
Patriot League J. Kreps	FCS	1.20	Yes	No	No	No	Yes	No			Yes	Yes	No	No	No	Yes
Southeastern G. Grimes	FBS	3.00	Yes	Yes	Yes				Yes	Yes				Yes	Yes	No
Southern D. King	FCS	1.20	Yes	No	No	No	Yes	No			Yes	Yes	Yes	No	Yes	No
Southland T. Shoemake	FCS	1.20	Yes	Yes	Yes	Yes	Yes	Yes			Yes	Yes	Yes	Yes	Yes	Yes
Southwestern Athletic K. Brooks	FCS	1.20	Yes	Yes	Yes	Yes	Yes	Yes			Yes	Yes	Yes	Yes	Yes	Yes
Sun Belt K. Keene	FBS	1.50	Yes	Yes	Yes				Yes	Yes				Yes	Yes	No
The Summit League M. Moore	I	1.20	Yes	Yes	Yes									No	No	No
West Coast K. Peters	I	1.20	Yes	No	No									No	No	No
Western Athletic R. Spear	FBS	1.50	Yes	Yes	No				No	Yes				Yes	Yes	No
		Yes	**41.40**	**35.70**	**36.90**	**6.00**	**13.00**	**9.00**	**22.50**	**24.00**	**12.00**	**13.00**	**11.00**	**32.10**	**37.20**	**24.30**
		No	**9.60**	**15.30**	**11.10**	**7.00**	**0.00**	**4.00**	**4.50**	**3.00**	**1.00**	**0.00**	**2.00**	**17.70**	**13.80**	**25.50**
		Abstain	**0.00**	**0.00**	**3.00**	**0.00**	**0.00**	**0.00**	**0.00**	**0.00**	**0.00**	**0.00**	**0.00**	**1.20**	**0.00**	**1.20**
		Total	**51.00**	**51.00**	**48.00**	**13.00**	**13.00**	**13.00**	**27.00**	**27.00**	**13.00**	**13.00**	**13.00**	**49.80**	**51.00**	**49.80**

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Conference - Voting Delegate	Conference Type	Voting Weight	Amend effective date of 2008-34	2008-34 as amended	2008-43	2008-45	2008-46	2008-48	2008-51	2008-52, FCS only	2008-54	2008-55-A	2008-57	2008-59	2008-67	2008-68-B	2008-75-1
America East C. Doyle	I	1.20	Yes	Yes	No	No	Yes	Yes	Yes		Yes	No	Yes	Yes	Yes	Yes	Yes
Atlantic 10 D. E. Pasque	I	1.20	Yes	Yes	Yes	Yes	No	Yes	Yes		Yes	Yes	Yes	No	No	Yes	No
Atlantic Coast S. Lyons	FBS	3.00	Yes	Yes	Yes	Yes	Yes	No	No		Yes	Yes	Yes	No	Yes	Yes	Yes
Atlantic Sun S. Williamson (Pioneer for FCS)	I	1.20	Yes	Yes	No	No	Yes	No	No	No	No	No	No	Yes	No	No	Yes
Big 12 L. Ebihara	FBS	3.00	Yes	Yes	Yes	Yes	Yes	No	No		Yes	Yes	Yes	Yes	No	Abstain	Yes
Big East J. F. D'Antonio, Jr.	FBS	3.00	Yes	No	Yes	Yes	No	No	Yes		Yes	No	Yes	Yes	Yes	Yes	Yes
Big Sky J. Gee	FCS	1.20	No	Yes	No	No	No	Yes	Yes	No	Yes	Yes	Yes	Yes	Yes	Abstain	Yes
Big South M. Eaker	FCS	1.20	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	No	Yes	Yes	Yes	Abstain	Yes
Big Ten B. Jaffee	FBS	3.00	No	Yes	No	No	No	Yes	No		No	No	Yes	No	No	Yes	Yes
Big West C. Masner	I	1.20	Yes	Yes	No	No	Yes	No	Yes		Yes	Yes	Yes	Yes	Yes	Yes	Yes
Colonial Athletic Association S. Groff	FCS	1.20	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
Conference USA R. Philippi	FBS	3.00	Yes	Yes	Yes	Yes	Yes	Yes	Yes		No	Yes	Yes	Yes	Yes	Abstain	Abstain
Horizon League E. Jacobs	I	1.20	Yes	Yes	No	No	No	Yes	No		No	No	No	No	No	Yes	Yes
Ivy Group C. Campbell-McGovern	FCS	1.20	No	Yes	No	No	No	Yes	No	No	Yes	No	No	Yes	No	Yes	Yes
Metro Atlantic Athletic W. J. Maher	I	1.20	Yes	Yes	Yes	No	No	No	Yes		Yes	No	Yes	No	No	No	Yes
Mid-American J. Gilbert	FBS	1.50	No	No	Yes	Yes	No	No	Yes		Yes	Yes	Yes	Yes	Yes	No	No
Mid-Eastern Athletic S. Stills	FCS	1.20	Yes	Yes	No	No	No	No	No	No	Yes	No	No	No	No	Yes	Yes
Missouri Valley M. Mulvenna	FCS	1.20	Yes	Yes	Yes	No	No	Yes	No	Yes	No	No	No	No	No	Yes	No
Mountain West J. Ruggiero	FBS	1.50	Yes	Yes	Yes	Yes	Yes	Yes	No		Yes	Yes	Yes	Yes	Yes	No	No
Northeast M. Hefferan	FCS	1.20	No	Yes	No	No	No	Yes	Yes	Yes	Yes	No	Yes	Yes	No	Yes	Yes
Ohio Valley J. Mynarski	FCS	1.20	Yes	Yes	No	No	No	No	Yes	Yes	Yes	Yes	No	Yes	Abstain	Abstain	Yes
Pacific-10 K. Koong	FBS	3.00	Yes	Yes	Yes	No	Yes	Yes	Yes		Yes	No	Yes	Yes	Yes	Yes	Yes
Patriot League J. Kreps	FCS	1.20	Yes	Yes	No	No	No	Yes	No	No	Yes	Yes	Yes	Yes	No	Yes	No
Southeastern G. Grimes	FBS	3.00	Yes	Yes	Yes	Yes	Yes	No	No		Yes	Yes	Yes	Yes	Yes	No	Yes
Southern D. King	FCS	1.20	Yes	Yes	Yes	No	Yes	No	No	Yes	Yes	No	No	Yes	No	Yes	Yes
Southland T. Shoemake	FCS	1.20	Yes	Yes	Yes	No	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Abstain	Yes
Southwestern Athletic K. Brooks	FCS	1.20	Yes	Yes	Yes	No	No	No	No	No	Yes	No	No	Yes	No	Abstain	Yes
Sun Belt K. Keene	FBS	1.50	No	Yes	Yes	No	Yes	No	No		Yes	Yes	Yes	Yes	Yes	Yes	Yes
The Summit League M. Moore	I	1.20		Yes	Yes	No	No	No			Yes	Yes	No	No	Yes	Yes	No
West Coast K. Peters	I	1.20	No	No	No	No	No	Yes	Yes		Yes	No	No	Yes	Abstain	Abstain	Yes
Western Athletic R. Spear	FBS	1.50	Yes	No	No	No	No	No	No		Yes	No	Yes	Yes	No	Yes	Yes
		Yes	**39.00**	**43.80**	**33.30**	**21.60**	**26.40**	**24.90**	**23.70**	**7.00**	**41.40**	**26.10**	**39.00**	**37.80**	**27.90**	**29.40**	**40.20**
		No	**10.80**	**7.20**	**17.70**	**29.40**	**24.60**	**26.10**	**26.10**	**6.00**	**9.60**	**24.90**	**12.00**	**13.20**	**20.70**	**8.40**	**7.80**
		Abstain	**0.00**	**0.00**	**0.00**	**0.00**	**0.00**	**0.00**	**0.00**	**0.00**	**0.00**	**0.00**	**0.00**	**0.00**	**2.40**	**13.20**	**3.00**
		Total	**49.80**	**51.00**	**51.00**	**51.00**	**51.00**	**51.00**	**49.80**	**13.00**	**51.00**	**51.00**	**51.00**	**51.00**	**48.60**	**37.80**	**48.00**

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Conference - Voting Delegate	Conference Type	Voting Weight	2008-75 as amended	2008-77-1	2008-77 as amended	2008-79-1	2008-79 as amended	Approve LR/C minute of 3/25/2009	Approve SLR P&P for Bylaw 14.2.3.2 and mandatory military service	Approve SLR P&P for previously approved waivers	2009-1 as NC	2009-1	2009-2 as NC	2009-2	2009-3 as NC
America East C. Doyle	I	1.20	No	Yes	No	No	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
Atlantic 10 D. E. Pasque	I	1.20	No	No	No	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
Atlantic Coast S. Lyons	FBS	3.00	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
Atlantic Sun S. Williamson	I	1.20	Yes	Yes	Yes	No	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
Big 12 L. Ebihara	FBS	3.00	Yes	No	No	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
Big East J. F. D'Antonio, Jr.	FBS	3.00	No	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	No	Yes	Yes
Big Sky J. Gee	FCS	1.20	Yes	Yes	No	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
Big South M. Eaker	FCS	1.20	No	Yes	No	No	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
Big Ten B. Jaffee	FBS	3.00	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
Big West C. Masner	I	1.20	Yes	Yes	Yes	No		Yes	Yes	Yes	Yes	Yes	Yes	Abstain	Yes
Colonial Athletic Association S. Groff	FCS	1.20	No	Yes	No	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Abstain	Abstain
Conference USA R. Philippi	FBS	3.00	No	Abstain	No	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
Horizon League E. Jacobs	I	1.20	No	Yes	No	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
Ivy Group C. Campbell-McGovern	FCS	1.20	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
Metro Atlantic Athletic W. J. Maher	I	1.20	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
Mid-American J. Gilbert	FBS	1.50	No	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
Mid-Eastern Athletic S. Stills	FCS	1.20	Yes	Yes	No	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
Missouri Valley M. Mulvenna	FCS	1.20	Yes	No	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	No
Mountain West J. Ruggiero	FBS	1.50	No	No	No	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
Northeast M. Hefferan	FCS	1.20	Yes	Yes	No	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
Ohio Valley J. Mynarski	FCS	1.20	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Abstain	Abstain	Abstain
Pacific-10 K. Koong	FBS	3.00	Yes	No	No	Yes	No		Yes	Yes	Yes	Yes	Yes	Yes	Yes
Patriot League J. Kreps	FCS	1.20	No	No	No	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
Southeastern G. Grimes	FBS	3.00	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Abstain	Yes
Southern D. King	FCS	1.20	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
Southland T. Shoemake	FCS	1.20	Yes	Yes	No	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Abstain	Yes
Southwestern Athletic K. Brooks	FCS	1.20	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Abstain	Yes
Sun Belt K. Keene	FBS	1.50	Yes	Yes	Yes	No	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
The Summit League M. Moore	I	1.20	Yes	Yes	Yes	No	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
West Coast K. Peters	I	1.20	Yes	No	No	No	No	Yes	Yes	Yes	Yes	Yes	Abstain	Abstain	Abstain
Western Athletic R. Spear	FBS	1.50	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	No	Yes	Yes
		Yes	**34.80**	**35.70**	**27.30**	**42.30**	**45.60**	**48.00**	**51.00**	**51.00**	**51.00**	**51.00**	**44.10**	**40.80**	**46.20**
		No	**16.20**	**12.30**	**23.70**	**8.70**	**4.20**	**0.00**	**0.00**	**0.00**	**0.00**	**0.00**	**4.50**	**0.00**	**1.20**
		Abstain	**0.00**	**3.00**	**0.00**	**0.00**	**0.00**	**0.00**	**0.00**	**0.00**	**0.00**	**0.00**	**2.40**	**10.20**	**3.60**
		Total	**51.00**	**48.00**	**51.00**	**51.00**	**49.80**	**48.00**	**51.00**	**51.00**	**51.00**	**51.00**	**48.60**	**40.80**	**47.40**

NCAA Division I Legislative Council

April 20, 2009

Conference - Voting Delegate	Conference Type	Voting Weight	2009-3	2009-4 as NC	2009-4	2009-5 as NC	2009-5	2009-6 as NC	2009-6	Athletics certification proposal - review of academic support services as NC	Athletics certification - retention rate analysis as NC	Approve M-2009-1	Approve M-2009-2	Approve M-2009-3
America East C. Doyle	I	1.20		Yes	Yes	Yes	Yes	No	Yes	Yes	Yes	Yes	Yes	Yes
Atlantic 10 D. E. Pasque	I	1.20	Abstain	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
Atlantic Coast S. Lyons	FBS	3.00	Yes	No	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
Atlantic Sun S. Williamson	I	1.20	Yes	Yes	Yes	Yes	Yes	Yes	Yes	No	No	Yes	Yes	Yes
Big 12 L. Ebihara	FBS	3.00	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	No	No	Yes	Yes
Big East J. F. D'Antonio, Jr.	FBS	3.00	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
Big Sky J. Gee	FCS	1.20	Abstain	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
Big South M. Eaker	FCS	1.20	Abstain	No	No	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
Big Ten B. Jaffee	FBS	3.00	Yes	Yes	Yes	Yes	Yes	Yes	No	No	No	Yes	Yes	Yes
Big West C. Masner	I	1.20	Abstain	Yes	Yes	Yes	Yes	Yes	Yes	Yes	No	Yes	Yes	Yes
Colonial Athletic Association S. Groff	FCS	1.20	Abstain	Yes	Yes	No	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
Conference USA R. Philippi	FBS	3.00		Yes	Yes	Yes	Yes	No	No	Yes	No	Yes	Yes	Yes
Horizon League E. Jacobs	I	1.20	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
Ivy Group C. Campbell-McGovern	FCS	1.20	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
Metro Atlantic Athletic W. J. Maher	I	1.20	Abstain	No	No	No	Yes	Yes	Yes	No	No	Yes	Yes	Yes
Mid-American J. Gilbert	FBS	1.50	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	No	No	Yes	Yes
Mid-Eastern Athletic S. Stills	FCS	1.20	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	No	Yes	Yes	Yes
Missouri Valley M. Mulvenna	FCS	1.20	Yes	Yes	Yes	Yes	Yes	Yes	Yes	No	Yes	No	Yes	Yes
Mountain West J. Ruggiero	FBS	1.50	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	No	Yes	Yes	Yes
Northeast M. Hefferan	FCS	1.20	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
Ohio Valley J. Mynarski	FCS	1.20	Abstain	Yes	Yes	Yes	Yes	Yes	Yes	No	Yes	Yes	No	Yes
Pacific-10 K. Koong	FBS	3.00	Yes	Yes	Yes	No	No	No		No	No	Yes	Yes	Yes
Patriot League J. Kreps	FCS	1.20	Yes	No	Yes	Yes	Yes	Abstain	Yes	Yes	No	Yes	No	Yes
Southeastern G. Grimes	FBS	3.00	Abstain	Yes	Yes	Yes	Yes	Yes	Yes	No	Yes	No	Yes	Yes
Southern D. King	FCS	1.20	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
Southland T. Shoemake	FCS	1.20	Abstain	Yes	Yes	Yes	Yes	Yes	Yes	No	No	Yes	Yes	Yes
Southwestern Athletic K. Brooks	FCS	1.20	Abstain	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	
Sun Belt K. Keene	FBS	1.50	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
The Summit League M. Moore	I	1.20	Yes	Yes	Yes	Yes	Yes	Yes	Yes	No	No	Yes	Yes	Yes
West Coast K. Peters	I	1.20	Abstain	No	Yes	Yes	Yes	No	No	Yes	Yes	Yes	Yes	Yes
Western Athletic R. Spear	FBS	1.50	Yes	Yes	Yes	No	Yes	No	Yes	No	No	Yes	Yes	Yes
		Yes	**33.00**	**43.20**	**48.60**	**44.10**	**48.00**	**39.90**	**40.80**	**33.30**	**26.10**	**42.30**	**48.60**	**49.80**
		No	**0.00**	**7.80**	**2.40**	**6.90**	**3.00**	**9.90**	**7.20**	**17.70**	**24.90**	**8.70**	**2.40**	**0.00**
		Abstain	**15.00**	**0.00**	**0.00**	**0.00**	**0.00**	**1.20**	**0.00**	**0.00**	**0.00**	**0.00**	**0.00**	**0.00**
		Total	**33.00**	**51.00**	**51.00**	**51.00**	**51.00**	**49.80**	**48.00**	**51.00**	**51.00**	**51.00**	**51.00**	**49.80**