A G E N D A

National Collegiate Athletic Association
Division I Presidential Advisory Group

NCAA National Office
Indianapolis, Indiana

October 26, 2011
Noon to 2:30 p.m.

1. Opening remarks.

2. Report of the April 27, 2011, Presidential Advisory Group meeting. (Supplement No. 1) [**Anticipated Action Item]**

3. Discussion of Retreat initiatives in preparation for joint Presidential Advisory Group/Board of Directors meeting.

4. Follow Up from August 8-9, 2011, meeting of Football Championship Subdivision Presidents and Commissioners.

5. Division I Governance Update.

    a. Report from Division I Leadership Council including the men's basketball recruiting model recommendations. (Supplement No. 2)

    b. New Division I Online Override Voting Process.

    c. 2012 NCAA Convention. (Supplement Nos. 3A and 3B)

6. Report of the August 11, 2012, meeting of the NCAA Executive Committee. (Supplement No. 4)

7. Governmental relations report. (Supplement No. 5)

8. Other business.

9. Future meeting dates and times.

a. January 9, 2012, conference call at 3 p.m. Eastern time.

b. April 25, 2012, Indianapolis, Indiana.

c. July 30, 2012, conference call at 3 p.m. Eastern time.

d. Monday, October 29, 2012, Indianapolis, Indiana.

8. Adjournment.

REPORT OF THE APRIL 27, 2011, MEETING OF THE DIVISION I PRESIDENTIAL ADVISORY GROUP

ACTION ITEMS.

1. Appointment of Chair.

a. **Recommendation:** That the Board of Directors ratify the selection of William Meehan, president of Jacksonville State University, as chair of the Presidential Advisory Group (PAG) with a two-year term.

b. **Rationale**: Ann Millner concluded her term as chair at yesterday's PAG meeting and the group believes it important to continue the practice of electing a chair who also serves as a member of the Board of Directors.

2. Football Championship Subdivision and Division I Cabinet and Council Nominations. The Presidential Advisory Group (PAG) reviewed the slate of nominees for cabinets and councils submitted by the Football Championship Subdivision (FCS) and Division I conferences for 2011 and 2012 vacancies. PAG noted that complexities caused by the additional positional requirements and application of these requirements to each body has created a level of complexity with the requirements that adversely affects the conferences' ability to find suitable candidates.

Recommendation: That the Division I Board of Directors accept the slate of nominees as presented and consider applying the percentage requirements in the aggregate as set forth in the current legislation. Further, that the Board approve the slate of nominees for 2011, inasmuch as the slate meets the spirit of the division's goals for diversity in the governance structure.

INFORMATIONAL ITEMS.

1. President's Report.

a. **Athletics Certification.** President Emmert shared with the group results of the recent review of the NCAA Division I athletics certification process. President Emmert noted that during its April 2011 meeting, the Board will consider a recommendation to adopt emergency legislation that places an immediate moratorium on the Division I athletics certification program for active Division I members through August 1, 2013. During the moratorium the Committee on Athletics Certification will develop a new program to replace the current athletics certification process with the intent to forward recommendations for legislative proposals to be sponsored by the Board in the 2012-13 legislative cycle.

b. **Presidential Retreat**. PAG was informed of plans to host a presidential retreat on August 9-10, 2011, which will include approximately 50 Division I presidents/chancellors, several Division I commissioners and athletics directors, and the chairs of the Divisions II and III Presidents Councils. Additional information about the retreat will be shared with the participants in the near future.

c. **NCAA Licensing of Postseason Bowl Games/NCAA Advertising Policies/Conflict of Interest Policies.** PAG was advised of plans to ask the Board to adopt a three-year football bowl licensing moratorium in order to provide time to appoint a task force to address a set of issues associated with the NCAA's role in the process.

d. **Representation on the Board of Directors.** PAG discussed its ongoing concerns regarding full representation on the Board**.** The group recognized the sensitivity of the issue and agreed to further discuss possible strategies to consider the issue in the future.

2. **FCS Summit.** The group received a report from Tom Burnett, commissioner of the Southland Conference, regarding the FCS Summit conducted at the Division I Football Championship in January. A post-championship survey indicated broad support for continuing the Summit on an annual basis and possibly including FCS chancellors and presidents in future summits. It was agreed that the FCS members of PAG would commit to time in August to continue to discuss issues regarding the subdivision (e.g., branding).

3. **Update from Leadership Council**. In its recent meetings, the Leadership Council has discussed the following issues:

a. **Men's Basketball Recruiting**. The Council reviewed the work being done by two subcommittees as well as input from a variety of stakeholders regarding the development of a new men's basketball recruiting model.

b. **Agents**. The Council continues its review of the following:

(1) New Definition of an Agent.

(2) Agent Contact Calendar

(3) National Agent Registration Program.

(4) Consideration of Sports-Specific Agent Legislation.

c. **Recommendations Related to Endangered Sports.** The Council reviewed and approved recommendations related to closer collaboration with the United States Olympic Committee with regard to prioritizing and sustaining Olympic sports within the collegiate structure.

4. **Legislative Council Report.** The group was informed that the Division I Legislative Council acted on approximately 40 proposals, 20 of which were adopted and eight which were defeated. The following Legislative Council actions were identified for PAG discussion:

a. **Adopted Proposals**.

(1) **Proposal No. 2010-24 -- Amateurism -- Involvement With Professional Teams -- Professional Basketball Draft -- Four-Year College Student-Athlete -- Men's Basketball.** This proposal would move the date by which a men's basketball student-athlete must request that his name be removed from the NBA draft to retain his eligibility be moved to the day before the first day of the spring National Letter of Intent (NLI) signing period.

(2) **Proposal No. 2010-51-A -- Eligibility – General Eligibility Requirements – Full-Time Enrollment – Requirement For Competition – Nontraditional Courses**. This proposal would permit the use of nontraditional courses to satisfy the full-time enrollment requirement for competition.

(3) **Proposal No. 2010-59-C -- Eligibility – Progress-Toward-Degree Requirements – Eligibility for Competition -- Fulfillment of Credit Hour Requirements – Fall Term Academic Requirements for Future Competition -- One-Time Exception To Regain Full Eligibility -- Football.** This proposal is an alternative to the Football Academic Working Group's (FAWGs) proposal that would permit a one-time exception to the requirement that a football student-athlete earn nine semester/eight quarter hours in the fall term or lose eligibility for the first four games of the next season with the opportunity to reduce the ineligibility to two games if the student-athlete earns 27 semester/40 quarter hours before the following fall term.

(4) **Proposal No. 2010-60 -- Eligibility – Progress-Toward-Degree Requirements – Regulations For Administration Of Progress Toward Degree – Nontraditional Courses**. This proposal would permit the use of nontraditional courses completed at an institution other than the certifying institution to be used to satisfy credit-hour and percentage-of-degree requirements.

b. **Defeated Proposals**.

- **Proposal No. 2010-110 – Playing and Practice Seasons and Recruiting – Mandatory Medical Examination – Sickle Cell Solubility Test – Written Release**. This proposal would have eliminated the option for student-athletes to decline or opt out of the required sickle cell test that was implemented last fall.

c. **Tabled Proposals**.

(1) **Proposal No. 2010-16-C, 2010-16-C-1 and 201-16-C-2 -- Personnel -- Limitations On The Number And Duties Of Coaches -- Noncoaching Staff Members -- Basketball -- Limit Of Two; 2010-18-C, 2010-18-C-1 and 2010-18-C-2 -- Personnel -- Limitations On The Number And Duties Of Coaches -- Bowl Subdivision Football -- Noncoaching Staff Members -- Limit Of Six; and 2010-20-C and 2010-C-1 -- Personnel -- Limitations On The Number And Duties Of Coaches -- Championship Subdivision Football -- Noncoaching Staff Members -- Limit Of Four.** These proposals would establish limits on the number of non-coaching sports-specific staff members in football and basketball.

(2) **Proposal No. 2010-26 as amended by 2010-26-3 -- Amateurism – Promotional Activities – Use of a Student-Athlete's Name or Likeness.** This proposal would revise legislation related to the use of student-athletes' names and likenesses in advertisement and promotions. The Council settled on one of the alternatives for further consideration, but noted that the membership needed additional time and education as to the distinction between the current rule and the proposed change.

(3) **Proposal No. 2010-58-C -- Eligibility, Financial Aid And Playing And Practice Seasons -- Summer Academic Preparation And College Acclimatization -- Men's Basketball – National Service Academy Exception.** This proposal would establish a summer academic preparation and college acclimatization model for men's basketball student-athletes, including exceptions for national service academies.

d. **Board of Directors Resolution**. The Legislative Council continued its discussion of the Board's resolution to review the legislative process and developed two concepts on which it would like feedback from the Board:

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

(2) Increase the requisite number of requests required to initiate an override of the adoption or defeat of a legislative proposal. The recommendation would be to increase the number required for a call for override vote from 30 to 75 and the number to suspend a proposal from 100 to 125. Further, for FCS specific legislation, the number would increase from 15 to 25 and 40 to 50. FBS currently does not have requisite numbers, but a number similar to FCS should be considered.

5. Report from the Committee on Academic Performance. The group received an update from Committee on Academic Performance (CAP) chair Walter Harrison. He noted that CAP continues to evaluate the effectiveness of the current penalty structure and is considering moving from two penalty structures to a single penalty structure. CAP will present its final recommendations regarding a revised penalty structure to the Board for its review and approval at its August meeting. The group also received data related to seven-year APR trends.

6. Report from the Task Force to Clarify Roles of the Committee on Infractions and Infractions Appeals Committee. The group received a report of the final recommendations from the Task Force to Clarify Roles of the Committee on Infractions (COI) and Infractions Appeals Committee (IAC). The task force was charged with evaluating recommendations from a 2006 enforcement review (Duff Report), which focused on addressing procedures for conducting hearings of the COI and the IAC, as well as reviewing and clarifying the relationship between COI and IAC. The task force will present its recommendations to the Board for approval at its April 2011 meeting.

7. Expression of Appreciation. The group thanked departing PAG members Charles Bantz, president, IUPUI, Summit League; Robert Caret, former president, Towson University, Colonial Athletic Association; Greg Dell'Omo, president, Robert Morris University, Northeastern Conference; Bobby Fong, president, Butler University, and Kevin Mullen, president, Siena College, Metro Atlantic Athletic Conference for their service to Division I.

8. Future Meeting Dates and Times.

(a) August 8, 2011, 3 p.m. (Eastern time), conference call. (tentative)

(b) August 9-10, 2011, Presidential Retreat, Indianapolis, Indiana.

(c) October 26, 2011, Indianapolis, Indiana.

(d) January 9, 2012, 3 p.m. (Eastern time), conference call.

(e) April 25, 2012, Indianapolis, Indiana.

Subcommittee chair: Ann Millner, Weber State University
Staff Liaisons: S. David Berst, Division I governance
Jacqueline Campbell, Division I governance

NCAA DIVISION I PRESIDENTIAL ADVISORY GROUP
APRIL 27, 2011, MEETING ATTENDANCE

PAG members in attendance:
Charles Bantz, Indiana University-Purdue University of Indianapolis
William Beauchamp, University of Portland
Greg Dell'Omo, Robert Morris University
Philip Dubois, University of North Carolina, Charlotte
Robert Fisher, Belmont University
Joanne Glasser, Bradley University
Milton Gordon, California State University, Fullerton
Walter Harrison, University of Hartford
Penelope Kyle, Radford University
William Meehan, Jacksonville State University
Kevin Mullen, Siena College
Ann Millner, Weber State University (chair)
Kenneth Peacock, Appalachian State University
David Skorton, Cornell University
George C. Wright, Prairie View A&M University

Invited commissioners in attendance:
Tom Burnett, Southland Conference
Beth DeBauche, Ohio Valley Conference
Tom Douple, The Summit League
Rich Ensor, Metro Atlantic Athletic Conference
Dennis Farrell, Big West Conference
Doug Fullerton, Big Sky Conference
Carolyn Schlie Femovich, Patriot League
Ted Gumbart, Atlantic Sun Conference
Robin Harris, Ivy League
John Iamarino, Southern Conference
Kyle Kallander, Big South Conference
Jon LeCrone, Horizon League
Bernadette McGlade, Atlantic 10 Conference
Noreen Morris, Northeast Conference
Patrick Nero, America East Conference
Patty Viverito, Missouri Valley Conference
Tom Yeager, Colonial Athletic Association
Jamie Zaninovich, West Coast Conference

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

PAG members not in attendance:
James Ammons, Florida A&M University
John C. Bravman, Bucknell University
Robert Caret, Towson University
Bobby Fong, Butler University
Randall Webb, Northwestern State University

Commissioners not in attendance:
Duer Sharp, Southwestern Athletic Conference
Dennis Thomas, Mid-Eastern Athletic Conference

Other NCAA staff members in attendance: Troy Arthur, Mark Emmert, Diane Dickman, Bernard Franklin, Michelle Hosick, Jim Isch, Kevin Lennon, Steve Mallonee, Kayla McCulley, Tom Paskus, Todd Petr, Donald Remy, Wallace Renfro, Greg Shaheen, Jennifer Strawley and Wendy Walters.

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

ACTION ITEMS.

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

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

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

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

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

INFORMATION ITEMS.

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

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

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

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

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

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

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

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

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

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

5. Future Meetings.

a. January 12, 2012, Indianapolis, IN

b. April 2012, TBD, Indianapolis, IN

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

Preliminary Division I Men's Basketball Recruiting Model

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

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

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

Summer Relationship Building/Athletics Development

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

Leadership Council Attendance
October 13, 2011, Meeting

Leadership Council members in attendance:
Michael Alden, University of Missouri, Columbia, Big Twelve Conference, chair
Harold Bardo, Southern Illinois University at Carbondale, Missouri Valley Conference
Mike Bitter, Stetson University, Atlantic Sun Conference
Dave Blank, Elon University, Southern Conference
McKinley Boston, Jr., New Mexico State University, Western Athletic Conference
Morgan Burke, Purdue University, Big Ten Conference
Peg Bradley-Doppes, University of Denver, Sun Belt Conference
Joan Cronan, University of Tennessee, Southeastern Conference
Beth DeBauche, Ohio Valley Conference
Chad Dwyer, America East Conference (alternate)
Peter Fields, Montana State University-Bozeman, Big Sky Conference
Dave Gavitt, Big East Conference (alternate)
Chet Gladchuk, U.S. Naval Academy, Patriot League
Robin Harris, Ivy League
Jack Hayes, Hofstra University, Colonial Athletic Association
Kyle Kallander, Big South Conference (alternate)
Paul Kowalczyk, Colorado State University, Mountain West Conference
Scott Krapf, Division I Student-Athlete Advisory Committee
Myndee Kay Larsen, Summit League
Jonathan (Jon) LeCrone, Horizon League
Susan Cross Lipnickey, Miami University, Mid-American Conference
Janet Lucas, University of California, Riverside, Big West Conference
Judy MacLeod, Conference USA (alternate)
Clyde McCoy, University of Miami, Atlantic Coast Conference
John McCutcheon, University of Massachusetts, Atlantic 10 Conference
Noreen Morris, Northeast Conference
Derrick Ramsey, Coppin State University, Mid-Eastern Athletic Conference
John Ritschdorff, Marist College, Metro Atlantic Athletic Conference
Duer Sharp, Southwestern Athletic Conference
Ky Snyder, University of San Diego, West Coast Conference
Kevin Weiberg, Pacific-12 Conference (alternate)
Bobby Williams, Sam Houston State University, Southland Conference

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

Leadership Council members not in attendance: Sandy Barbour, University of California, Berkeley, Pacific-12 Conference; Janet Cone, University of North Carolina, Asheville, Big South Conference; R.C. Johnson, University of Memphis, Conference USA and John Marinatto, Big East Conference.

Guests
Jim Haney, executive director, National Association of Basketball Coaches (NABC), and Mark Hollis, chair of the NCAA Division I Amateurism Cabinet.

NCAA staff members in attendance: Angie Cretors, Michelle Hosick, Brad Hostetter, LuAnn Humphrey, Steve Mallonee, Chance Miller, Jarrett Newby, Stacey Osburn, Jobrina Perez, Donald Remy, Kris Richardson, Dave Schnase, Geoff Silver and Naima Stevenson also were present during portions of the meeting.

Division I Meetings
2012 Annual Convention Meeting Schedule

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

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

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

09/15/11:vlm

NCAA Convention
2012 INDIANAPOLIS

Filter Schedule of Events

Tuesday, January 10, 2012

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

Wednesday, January 11, 2012

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

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

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

Thursday, January 12, 2012

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

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

Friday, January 13, 2012

6:30 to 7:15 a.m.	NCAA Be Well Fitness Class - Pilates *Who Can Attend: All attendees*
7 a.m. to 8 p.m.	NCAA Convention Registration *Who Can Attend: All attendees*
7:30 to 9 a.m.	NCAA President's Breakfast *Who Can Attend: Presidents and Chancellors only*
9 a.m. to noon	NCAA Division I Session - Status of Presidential Retreat Initiatives *Who Can Attend: All Division I attendees*
1:30 to 4:30 p.m.	NCAA Executive Committee *Who Can Attend: Must be a member of this committee to attend*
6 to 8 p.m.	NCAA Honors Celebration *Who Can Attend: By pre-registration only, standby line also available as space allows*

Saturday, January 14, 2012

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

SUPPLEMENT NO. 4
DI Presidential Advisory Group 10/11

MINUTES OF THE

NATIONAL COLLEGIATE ATHLETIC ASSOCIATION

EXECUTIVE COMMITTEE

Westin Indianapolis
Indianapolis, Indiana

August 11, 2011

Participants:

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

William Harvey, Hampton University, was unable to attend.

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

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

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

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

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

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

   It was VOTED

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

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

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

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

5. NCAA Executive Committee Finance Committee report.

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

      The Finance Committee noted the following:

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

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

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

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

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

It was VOTED

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

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

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

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

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

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

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

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

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

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

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

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

It was VOTED

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

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

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

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

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

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

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

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

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

(1) Presidents Council-sponsored legislation.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

(3) Other legislative actions.

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

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

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

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

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

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

(b) Financial aid education for nonathletics staff.

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

(d) Enhancing presidential leadership in Division III.

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

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

(a) Are highly engaged in campus activities;

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

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

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

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

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

# # # # #

NCAA Government Relations Report

(September 2011)

1. Congressional Overview.

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

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

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

2. Federal Issues.

a. Concussions and Helmet Safety.

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

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

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

b. Internet Gambling.

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

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

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

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

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

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

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

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

a. Lystedt Law.

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

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

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

b. Uniform Athlete Agents Act.

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

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

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

c. Higher Education Associations.

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

REPORT OF THE OCTOBER 26, 2011, MEETING OF THE DIVISION I PRESIDENTIAL ADVISORY GROUP

1. **Discussion of Presidential Retreat Initiatives**. The Presidential Advisory Group (PAG) discussed several of the Presidential Retreat initiatives that would be acted on by the Board of Directors the following day, particularly final recommendations by the NCAA Division I Committee on Academic Performance and the Transforming Intercollegiate Athletics Student-Athlete Well-Being Working Group. PAG members noted the following:

    a. That the work of the Student-Athlete Well-Being and Resource Allocation Working Groups are intertwined and the Board may want to consider acting on the recommendations from those groups at the same time.

    b. Institutions that are members of a multi-sport conference, but participate in football in a separate conference may experience difficulty in meeting Title IX/gender equity requirements when the football conference requires its members to provide the miscellaneous educational expenses/cost of attendance (COA) financial aid as recommended by the Student-Athlete Well-Being Working Group.

    c. That the Board should be mindful of planning beyond April 2012. If the Presidential Retreat initiatives are addressed in the current academic year as planned, Division I should be planning for what occurs in future years.

2. **Follow up from August 8-9, 2011, Meeting of Football Championship Subdivision (FCS) Presidents and Commissioners.** The group received a report of the August 8-9 meeting of FCS presidents and commissioners and were informed that the focus for FCS going forward would be expansion of the NCAA Division I Football Championship to 24 teams. In this regard, a working group will be established to address possible expansion of the championship bracket and conceptually framing how to enhance the championship experience. The group was advised that the NCAA is committed to evaluating alternatives to cover costs and potential championship models during the upcoming budget cycle.

3. **Report from Leadership Council Regarding Men's Basketball Recruiting Model**. PAG reviewed the Leadership Council's recommended men's basketball recruiting model and a component rendering summer relationship building/athletics development, and commented on the following:

    a. Some PAG members expressed concern with the summer relationship building/athletics development recommendation (i.e., eight hours of conditioning and two hours with a coach per week), noting that student-athletes should be enrolled in summer school in order to participate in summer athletics activities with coaches.

b. PAG noted that if this is approved for men's basketball, other sports will want the same opportunity for summer access by coaches to student-athletes.

4. Report of April 27, 2011, Meeting. PAG approved the report of its April 27, 2011, meeting.

5. Future Meeting Dates and Times.

(a) January 9, 2012, 3 p.m. (Eastern time), conference call.

(b) April 25, 2012, Indianapolis, Indiana.

(c) July 30, 2102, 3 p.m. (Eastern time), conference call.

(d) Monday, October 29, 2012, Indianapolis, Indiana.

Subcommittee chair: William Meehan, Jacksonville State University
Staff Liaisons: S. David Berst, Division I governance
Jacqueline Campbell, Division I governance

NCAA DIVISION I PRESIDENTIAL ADVISORY GROUP
OCTOBER 26, 2011, MEETING ATTENDANCE

PAG members in attendance:
James Ammons, Florida A&M University, Mid-Eastern Athletic Conference
John Broderick, Old Dominion University, Colonial Athletic Association
David Chicoine, South Dakota State University, Summit League
Greg Dell'Omo, Robert Morris University, Northeast Conference
Walter Harrison, University of Hartford, America East Conference
David Hopkins, Wright State University, Horizon League
John Hurley, Canisius College, Metro Atlantic Athletic Conference
Penelope Kyle, Radford University, Big South Conference
William Meehan, Jacksonville State University, Ohio Valley Conference, chair
Ann Millner, Weber State University, Big Sky Conference
Kenneth Peacock, Appalachian State University, Southern Conference
Kerry Romesburg, Jacksonville University, Atlantic Sun Conference
Timothy White, University of California, Riverside, Big West Conference
George C. Wright, Prairie View A&M University, Southwestern Athletic Conference

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

PAG members not in attendance:
William Beauchamp, University of Portland, West Coast Conference
John Bravman, Bucknell University, Patriot League
Philip Dubois, University of North Carolina, Charlotte, Atlantic 10 Conference
Joanne Glasser, Bradley University, Missouri Valley Conference
David Skorton, Cornell University, Ivy League
Randall Webb, Northwestern State University, Southland Conference

Guests from the NCAA Pathway Program in attendance:
Sherie Cornish Gordon, Norfolk State University
Kimberly Johnson, Texas Christian University
Monica Love, United States Military Academy
Kelly Mehrtens, Consultant to NCAA Pathway Program
Diane O'Brien, University of California, Santa Barbara
Melody Reifel Werner, Eastern Michigan University
Alice Tym, University of Illinois at Chicago

Other NCAA staff members in attendance: Diane Dickman, Mark Emmert, Bernard Franklin, Michelle Hosick, Jim Isch, Kevin Lennon, Kathleen McNeely, Jarrett Newby, Tom Paskus, Todd Petr, Wallace Renfro, Greg Shaheen, Jennifer Strawley and Bob Williams.