

A G E N D A

National Collegiate Athletic Association

Division II Legislation Committee

NCAA National Office
Indianapolis, Indiana

November 2-3, 2009

1. Welcome and announcements. (Ann Martin)
 - Welcome the new members of the NCAA Division II Legislation Committee: this is the first meeting for Melissa Barrett, Jill McCartney and Christina Whetsel. Please review your information on the Legislation Committee [roster](#) and notify Jill Waddell of any changes using the [information sheet](#) provided.
2. Approve June 2009 Legislation Committee report. [[Supplement No. 1](#)] (Martin)
 - **Anticipated Action:** Approval of the June 2009 report by the full committee.
3. Review the NCAA Division II Presidents Council and NCAA Division II Management Council July/August Summary of Actions. [[Supplement No. 2](#)] (Martin)
 - **Background:** The committee will review the summary of actions to track on issues that impact the work of the committee. No action is necessary.
4. Approve subcommittee minutes.
 - a. NCAA Interpretations Subcommittee of the Division II Legislation Committee. (Diana Kling)
 - Review of Division II interpretations. [Supplement Nos. [3-a](#), [3-b](#) and [3-c](#)]
 - (1) **Anticipated Action:** Approval of interpretations issued by the Interpretations Subcommittee since the June 2009 meeting.
 - (2) **Background:** Between each in-person meeting, the Interpretations Subcommittee meets via teleconference to review interpretive issues regarding NCAA legislation. If necessary, the subcommittee will issue an official interpretation. All interpretations issued by the subcommittee since June must receive approval by the full committee.

- b. NCAA Legislative Review Subcommittee of the Division II Legislation Committee. [[Supplement No. 4](#)] (Carol Rivera)
 - **Anticipated Action:** Recommend legislative concepts for sponsorship by the Management Council and Presidents Council.
 - **Background:** Each meeting, the Legislative Review Subcommittee reviews concepts/ideas regarding current NCAA legislation to determine if such a concept should be recommended to the Management Council and Presidents Council for sponsorship of legislation. Information regarding each concept may be found in the supplement. All concepts recommended by the subcommittee must receive approval by the full committee.
- 5. 2010 NCAA Convention Preparation.
 - a. 2010 NCAA Convention Second Publication of Proposed Legislation (SPOPL). [[Supplement No. 5](#)] (Jenn Fraser)
 - b. 2010 Question and Answer Guide. [Supplement Nos. [6-a](#) and [6-b](#)] (Fraser)
 - **Background:** The Legislation Committee will review and discuss the Question and Answer Guide that will be provided to 2010 NCAA Convention attendees.
 - c. Position paper assignments. [Supplement No. 7 to be distributed at the meeting.] (Fraser)
 - d. Meeting time at 2010 NCAA Convention. (Fraser)
 - **Background:** The Legislation Committee will meet at Convention to resolve any issues that may arise and to ensure that all members have their positions papers.
- 6. Review of amendments-to-amendments and/or resolutions, if necessary. [Supplement No. 8 to be distributed at the meeting.] (Fraser)
- 7. Complete tracking tool for 2009-12 NCAA Division II Strategic Plan. [Supplement Nos. [9-a](#), [9-b](#), [9-c](#) and [9-d](#)] (Maritza Jones)

- **Background:** The Division II Planning and Finance Committee established a tracking tool to measure the progress of each committee that has responsibility for a priority in the 2009-2012 Division II Strategic Plan. The Legislation Committee will take part in an exercise to create measureable goals for the priorities it has responsibility for.
- 8. Update from the NCAA Eligibility Center's amateurism certification staff. [[Supplement No. 10](#)] (Leigh Ann Kennedy and Michael Mangarelli)
- 9. Discuss Phase Two of the Life in the Balance Initiative.
 - a. Maximum number of contests and dates of competition. (Stephanie Quigg)
 - b. Annual and discretionary exemptions. [[Supplement No. 11](#)] (Carl Segura)
 - c. Nonchampionship segment. [[Supplement No. 12](#)] (Segura)
 - d. Nonchampionship competition -- opportunities in baseball and softball. [[Supplement No. 13](#)] (Segura)
- 10. Review all permissible and impermissible activities for prospective student-athletes pursuant to Bylaws 13 (recruiting) and 16 (awards and benefits). [[Supplement No. 14](#)] (Jones)
- 11. Future meeting dates.
 - a. March 18-19, 2010 (Indianapolis, Indiana).
 - b. June 7-9, 2010 (Indianapolis, Indiana).
 - c. November 4-5, 2010 (Indianapolis, Indiana).
- 12. Other business.
 - Review recently issued interpretations since the last Interpretations Subcommittee conference call. [[Supplement No. 15](#)] (Fraser)
- 13. Adjournment.

NCAA Division II Legislation Committee Roster

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NCAA DIVISION II LEGISLATION COMMITTEE

INFORMATION SHEET

Please use this form to update or correct the information listed on the committee roster.

LAST NAME _____ FIRST NAME _____ MIDDLE _____

TITLE _____

INSTITUTION _____

MAILING ADDRESS _____

CITY _____ STATE _____ ZIP CODE _____

FEDERAL EXPRESS ADDRESS _____
(if different from above)

PHONE NUMBER _____ FAX NUMBER _____

E-MAIL ADDRESS _____

ASSISTANT'S NAME AND E-MAIL _____

HOME ADDRESS _____

CITY _____ STATE _____ ZIP CODE _____

PHONE _____ BIRTHDAY _____

**REPORT OF THE
NCAA DIVISION II LEGISLATION COMMITTEE
JUNE 24-25, 2009 MEETING**

ACTION ITEMS.

- **Legislative Action Items.**

- a. **2010 NCAA Convention Legislation – NCAA Bylaw 13.11.3 – Recruiting – Tryouts – Tryout Exceptions – Use of Institutional Facilities.**

- (1) Recommendation. Sponsor legislation for the 2010 NCAA Convention to amend NCAA Bylaw 13.11.3 (tryout exceptions) to establish a tryout exception that allows an institution's athletics department staff members and representatives of its athletics interests to be involved in the conduct and administration of the use of a member institution's facilities for physical activities by a group that includes prospective student-athletes, as specified; further, to establish a tryout exception that permits a group that includes prospective student-athletes to use an institution's facilities for physical activities without the use being considered a tryout, provided the physical activities are related to a sport that is not sponsored by the institution on the varsity intercollegiate level.
- (2) Effective Date. August 1, 2010.
- (3) Rationale. Currently, under the tryout exception that allows the use of a member institution's facilities by prospective student-athletes for activities not involving institution's staff, athletics department staff members may not sell concessions or work at a scorer's table. Division II institutions depend on such activities to generate critical revenue for their departments, and for these activities to happen, it is often necessary for a member of the athletics department staff to administer aspects related to the activity. The current legislation allows institutional staff members to operate in capacities incidental to supervising the activities, but cannot be involved in the conduct, promotion or administration of the activity otherwise. The existing legislation hinders access to collegiate facilities and thus hinders community relationships between higher education institutions and their neighbors. Establishing an exception to the tryout restrictions in those instances in which the physical activities are related to a sport that is not sponsored by the institution on the intercollegiate level would not diminish either the intent or impact of the tryout restrictions, but rather would allow athletics department staff members an additional level of involvement in the conduct of these events, most of which are hosted for fundraising purposes.

(4) Estimated Budget Impact. This change to the legislation will provide institutions with more opportunities to generate revenue (e.g., rental fees of facilities, concession stands), thus providing opportunities to positively impact department's net income.

(5) Student-Athlete Impact. None.

b. 2010 Convention Legislation –Bylaw 14.2.4.2 – Eligibility – Criteria for Determining Season of Eligibility – Participation in Organized Competition Prior to Initial Collegiate Enrollment.

(1) Recommendation. Sponsor legislation for the 2010 Convention to amend Bylaw 14.2.4.2 (participation in organized competition prior to initial collegiate enrollment), as follows:

- (a) To specify that an individual who does not enroll in a collegiate institution as a full-time student in the regular academic term that begins immediately after a one-year time period following his or her high school graduation date shall use one season of intercollegiate competition for each consecutive 12-month period of time after the one-year grace period and prior to enrollment at the certifying institution in which the individual participates in organized competition;
- (b) To specify that an individual's high school graduation date shall be considered to be the graduation date of the final high school class of which he or she was a member. Further, individuals who either graduate high school early or are required to repeat an entire year of high school prior to graduating become members of that graduating class. Finally, an individual who discontinues high school enrollment and then participates in organized competition shall use one season of intercollegiate competition for each consecutive 12-month period of time after the one-year grace period and prior to initial full-time collegiate enrollment;
- (c) To specify that athletics competition shall be considered organized for purposes of this rule, if any of the following conditions exist: (1) competition is scheduled in advance; (2) official score is kept; (3) individual or team standings or statistics are maintained; (4) official timer or game officials are used; (5) admission is charged;

- (6) teams are regularly formed or team rosters are predetermined;
 - (7) team uniforms are used; (8) an individual or a team is privately or commercially sponsored; or (9) the competition is either directly or indirectly sponsored, promoted or administered by an individual, an organization or any other agency;
- (d) To create an exception to the year in residence requirement for a student who has attended a two-year or four-year institution for at least two full-time semesters or three full-time quarters and who has satisfactorily completed an average of at least 12 semester or 12 quarter hours of transferable degree credit for each full-time academic term of attendance at the two-year or four-year collegiate institution;
 - (e) To eliminate the current exception to the organized competition legislation for individuals who trigger the rule during the initial year of enrollment in a postgraduate college preparatory school;
 - (f) To specify that the NCAA Division II Committee for Legislative Relief (CLR) may approve waivers of the organized competition legislation;
 - (g) To specify that a Division II institution is required to provide information regarding the organized competition legislation to prospective student-athletes at the first practical opportunity but not later than the day prior to the student-athlete's signed acceptance of the National Letter of Intent (NLI) or institution's written offer of admission and/or financial aid.
- (2) Effective Date. August 1, 2010, for student-athletes first entering a collegiate institution on or after August 10, 2010.
 - (3) Rationale. Since January 2008, the governance structure has been examining issues related to the organized competition legislation. There has been significant analysis of whether the frequency and level of competition, rather than compensation, should determine organized competition. Per the proposal, it will no longer be of importance if the individual, his or her teammate(s) or other individuals participating in an event received compensation, including prize money, actual and necessary expenses, etc. An expanded "grace period" would allow individuals ample time to participate in organized competition and make a decision regarding enrollment in college without compromising their opportunity to

participate in Division II athletics. Further, a transfer student will not be required to serve an academic year in residence at the certifying institution if he or she transfers after meeting certain academic requirements. By presenting the certifying institution with this academic information, the transfer student would demonstrate the requisite commitment to academics. Requiring institutions to provide individuals with information regarding the organized competition legislation ensures that individuals are provided with this information early in the recruiting process. Finally, a waiver provision specifies the committee authorized to waive the application of the organized competition legislation.

- (4) Estimated Budget Impact. None.
- (5) Student-Athlete Impact. Individuals who delay initial collegiate enrollment and participate in organized competition will have fewer season(s) of competition and will be required to serve an academic year in residence.

c. 2010 Convention Legislation –Bylaws 15.5, 17 and 20.10.3.5 – Financial Aid – Playing and Practice Seasons – Division Membership – Sand Volleyball.

- (1) Recommendation. Sponsor legislation for the 2010 NCAA Convention to amend NCAA Bylaws 15.5 (maximum institutional grant-in-aid limitations by sport), 17 (playing and practice seasons) and 20.10.3.5 (minimum contests and participants requirements for sports sponsorship) to establish the maximum institutional grant-in-aid equivalency limit, the playing and practice season regulations and the minimum contests and participants requirement for sports sponsorship for sand volleyball. [Attachment]
- (2) Effective Date. August 1, 2010.
- (3) Rationale. At the 2009 Convention, the Division II membership adopted a proposal to include sand volleyball on the list of emerging sports for women. Establishing a maximum financial aid equivalency limit of five for institutions that sponsor sand volleyball will provide institutions the opportunity to offer athletics aid to student-athletes consistent with the Division II Strategic Positioning Platform. It is anticipated that during the initial years of sponsorship, sand volleyball student-athletes would also participate in volleyball at institutions that sponsor both sports. By

creating a “hierarchy model” (i.e., multisport student-athlete who participates in sand volleyball and volleyball to count against the volleyball equivalency), the proposed change will preclude institutions from gaining a competitive advantage in volleyball by offering sand volleyball financial aid to student-athletes who were recruited to play volleyball. The proposed playing and practice season legislation mirrors that of the other Division II sports. In addition, establishing eight as the minimum number of contests and 10 as the minimum number of participants necessary for the contest to count toward sports sponsorship for membership will provide reasonable minimal competitive opportunities. Finally, including additional parameters associated with the different forms of competition (e.g., dual competitions, tournaments) for meeting minimum-contest requirements provides institutions an opportunity to legitimately sponsor the sport and student-athletes having a true intercollegiate sport experience.

- (4) Estimated Budget Impact. Will vary dependent on an institution’s decision whether to sponsor sand volleyball.
- (5) Student-Athlete Impact. None.

d. Noncontroversial Legislation –Bylaw 14.2.5.2.2 – Eligibility – Hardship Waiver – Medical Documentation.

- (1) Recommendation. Adopt noncontroversial legislation to amend Bylaw 14.2.5.2.2 (medical documentation) to specify that the contemporaneous-medical documentation used in the administration of a hardship waiver must come from a physician (medical doctor); further, to specify that documentation from an individual other than a physician (e.g., chiropractor, physical therapist) only may be used to support the physician’s documentation.
- (2) Effective Date. Immediate.
- (3) Rationale. Currently, the legislation does not outline the required credentials that an individual must have in order to provide contemporaneous-medical documentation on behalf of a student-athlete in a hardship waiver. This proposal clarifies that the requirement for medical documentation in a hardship waiver must come from a physician and cannot be satisfied solely by treatment records from a chiropractor or physical therapist. This proposal will provide proper clarification of this

issue within the legislation. The recommended clarification provides notification to student-athletes of documentation standards for medical hardship waivers.

- (4) Estimated Budget Impact. None.
- (5) Student-Athlete Impact. None.

INFORMATIONAL ITEMS.

1. **Discussion Regarding the Alignment of Bylaw 17 (Playing and Practice Seasons) and Championships Policies with the Division II Strategic Positioning Platform.** The NCAA Division II Legislation Committee discussed and prioritized various issues that it will continue to review pursuant to the alignment of Bylaw 17 with the Division II strategic positioning platform. The Legislation Committee determined that a further review of the following areas will be the focus at future in-person meetings: (1) annual and discretionary exemptions for all sports; (2) nonchampionship segment activities; (3) nonchampionship competition opportunities in baseball and softball; and (4) the maximum number of contests or dates of competition in all sports.
2. **Review 2010 NCAA Convention NCAA Division II Presidents Council-Sponsored Proposals.** The Legislation Committee reviewed three NCAA Division II Presidents Council sponsored proposals for the 2010 Convention to determine if any of the three should move forward as noncontroversial legislation. The Legislation Committee did not recommend any changes to the three proposals.
3. **Review of NCAA Division II Compliance Forms.** The Legislation Committee reviewed and approved the 2009-10 NCAA Division II Compliance Forms. The Legislation Committee received an update on the modifications to the compliance forms; specifically, that the Summary of NCAA Regulations form is now optional.
4. **Issuance of Official Interpretation.** The Legislation Committee discussed the issue of whether a student-athlete who has been certified with conditions by the NCAA Eligibility Center pursuant to the amateurism certification process based on the individual triggering

the use of a season(s) of competition per Bylaw 14.2.4.2, may continue to practice after the certification. The Legislation Committee decided to issue an official interpretation, as follows: Eligibility for practice after a final certified with conditions amateurism certification decision is rendered pursuant to the participation in organized competition or training prior to initial-collegiate enrollment legislation. The Legislation Committee confirmed that an individual who has been certified with conditions pursuant to the amateurism certification process based on the individual triggering the use of a season(s) of competition per Bylaw 14.2.4.2, may continue to practice after such certification, provided the individual is otherwise eligible for practice (e.g., certified as a qualifier or partial qualifier, enrolled in a minimum full-time program of studies, sign a drug-testing consent form, included on the institution's squad list, certify insurance coverage of medical expenses per Constitution 3.2.4.9). [Reference: NCAA Bylaws 12.1.1 (validity of amateur status), 12.1.1.1 (amateurism certification process) and 14.2.4.2 (participation in organized competition or training prior to initial collegiate enrollment)]

5. **Discussion Regarding Meals and Lodging While in Transit to Official Visit.** The Legislation Committee reviewed an official interpretation recently issued by the NCAA Division I Legislative Review and Interpretations Committee regarding meals and lodging while in transit to an official visit (Reference: 03/25/09, Item No. 1). The Legislation Committee noted that current Division II legislation and interpretations already address the issues noted in the Division I official interpretation. The Legislation Committee decided not to issue a similar interpretation for Division II.
6. **Discussion Regarding the Use of a Highlight Video of a Prospective Student-Athlete Produced by an Institution.** The Legislation Committee discussed the issue of whether it would be permissible for an institution to produce and post a highlight video of a prospective student-athlete on the institution's Web site. The Legislation Committee agreed that this would be permissible pursuant to Bylaw 13.10.7 (media release regarding signing) provided the prospective student-athlete has signed an NLI and/or accepted the institution's offer of admission and/or financial aid, and the institution considers its Web site to be a media outlet.
7. **Discussion Regarding Maximum Equivalency Limits and Summer Financial Aid.** The Legislation Committee discussed a particular practice for awarding institutional financial aid, in which a coach and a student-athlete would verbally agree to the student-athlete's reduction of institutional financial aid for the following academic year, with the understanding that the student-athlete would receive an additional award (based on the amount of what was reduced between the two academic years) for use during a summer

term(s). This was done by the coach in an attempt to save equivalencies in the sport to provide to additional scholarship student-athletes in the following academic year. It should be noted that the institution was in compliance with the financial aid regulations on the period of the financial aid award in Bylaw 15.3.3.1 (one-year limit), the notice of reduction of the previous year's award in Bylaw 15.3.5.1 (institutional obligation to renew the award on or before July 1 before the academic year in which it is to be effective) and notice of the hearing opportunity in Bylaw 15.3.2.4. The Legislation Committee concluded that in this situation, the institution did not violate any NCAA legislation. The institution satisfied the financial aid legislation in Bylaw 15 regarding the period of the award, the notice of reduction of the award and the hearing opportunity for the following academic year and the provision of awarding summer financial aid. The Legislation Committee agreed to monitor this situation to determine whether it is a common practice that would affect student-athlete well-being and merits legislation to be recommended to address the issue.

8. **Discussion Regarding Providing Expenses Related to Medical Examinations Prior to the First Permissible Practice Date.** The Legislation Committee discussed the issue of whether an institution can begin providing preseason practice expenses to a student-athlete one day prior to the day designated for issuance of equipment and taking squad pictures. The Legislation Committee noted that it is permissible to administer medical examinations prior to the first permissible date for practice. However, the Legislation Committee agreed that while it is permissible to start providing preseason expenses the evening prior to the day designated for equipment and pictures, it would not be permissible to provide expenses for an additional day to conduct medical examinations.
9. **Review of Minutes Issued by the NCAA Interpretations Subcommittee of the Division II Legislation Committee.** The Legislation Committee approved the minutes of the interpretations subcommittee since its last in-person meeting in March 2009. Also, the Legislation Committee approved the minutes from April 13 and June 1.
10. **Review of Recently Issued Division I Official Interpretations.** The Legislation Committee reviewed recently issued Division I official interpretations and determined that the following interpretations are applicable in Division II:
 - a. **Calls Regarding Institutional Camp and Clinic Logistical Issues.** The Legislation Committee determined that a telephone call to an individual (or his or her parents, guardians, relatives or coach) that relates solely to institutional camp and clinic logistical issues (e.g., missing registration information) is not subject to the

restrictions on telephone calls, provided no recruiting conversation or solicitation of particular individuals to attend a camp or clinic occurs. [References: NCAA Bylaws 13.1.3 (telephone calls to prospective student-athletes), 13.1.3.1 (time period for telephone calls -- general rule), 13.1.3.4 (permissible callers), 13.1.3.4.1 (institutional staff members) and 13.12.1.3 (recruiting calendar exceptions)]

- b. Advertising of Intercollegiate Contests Held in Conjunction with High School Contests.** The Legislation Committee determined that if an institution permits competition between high schools, preparatory schools or two-year colleges to be conducted in conjunction with an intercollegiate event, the institution may include the names of the participating teams in advertising for the event. However, the institution may neither publicize the appearance of any specific prospective student-athlete nor use individual or team photographs of participating prospective student-athletes in any advertising for the event. [References: NCAA Bylaws 13.10.4 (prospective student-athlete's visit) and 13.11.1.3 (competition in conjunction with a high school, preparatory school or two-year college) and a staff interpretation (5/17/95, Item b), which has been archived]
 - c. Competition Between Outside Teams Made up of Prospective Student-Athletes Conducted in Conjunction with a Collegiate Athletics Event.** The Legislation Committee determined that an institution shall not permit competition between outside club teams that include any prospective student-athletes to be conducted in conjunction with an intercollegiate athletics event. [References: NCAA Bylaws 13.11.1.3 (competition in conjunction with a high school, preparatory school or two-year college) and 13.15.1.4 (high school contest in conjunction with college competition) and a staff interpretation (2/6/91, Item No. a), which has been archived]
- 11. Discussion Regarding a November 7, 2008, Official Interpretation Regarding the *College d'Enseignement General et Professionnel (CEGEP)*.** The Legislation Committee discussed whether an official interpretation, or the corresponding educational column, that was issued November 7, 2008, to clarify the expected date of graduation for a prospective student-athlete from Quebec who completes a *College d'Enseignement General et Professionnel (CEGEP)* should be amended. The Legislation Committee directed NCAA staff to update the educational column to ensure consistency with the official interpretation. Specifically, the education column should be amended to read, when a prospective student-athlete does not complete the *CEGEP* within a two-year period by earning a *Diplome d'Etudes Collegialles (DEC)*, any additional year(s) beyond the completion of the *Diplome d'Etudes Secondaires (DES)*, constitute a delay of initial collegiate enrollment.

12. Division II Editorial Revisions. The Legislation Committee reviewed the following editorial revisions:

- a. Recruiting Materials -- Printed Recruiting Materials -- Application to Parent or Legal Guardians and Coaches.** The Legislation Committee reviewed an editorial revision to amend Bylaw 13.4 (recruiting materials) to clarify that the recruiting materials legislation generally applies to prospective student-athletes, their parents or legal guardians and their coaches.
- b. Recruiting and Financial Aid -- Elements of Financial Aid -- Summer Financial Aid -- Before Initial Full-Time Enrollment at the Certifying Institution.** The Legislation Committee reviewed an editorial revision to amend Bylaws 13.2.7 (academic support services/use of training-room facilities) and 15.2.7 (summer financial aid) to clarify that summer financial aid may be awarded to a student-athlete to attend an institution in the summer before the student's initial full-time enrollment at the certifying institution.
- c. Recruiting -- Definitions and Applications -- Enrolled Student-Athlete -- Recruiting Activities.** The Legislation Committee reviewed an editorial revision to eliminate duplicative provisions regarding recruiting activities for student-athletes and move Bylaw 13.02.5.1 (permissible recruitment activities for enrolled student-athletes) to 13.1.2.4 (student-athlete).
- d. Organization -- Division II Management Council -- Duties of the Management Council Subcommittee -- Appeals of Decisions Involving the Academic Success Rate.** The Legislation Committee reviewed an editorial revision to amend Constitution 4.7.2.3 (duties of the NCAA Division II Management Council Subcommittee on Infractions Appeals and Waiver) to add the academic success rate as an area the management council subcommittee on infractions appeals and waiver is responsible for hearing and acting on appeals.
- e. Eligibility -- Season-of-Competition Waiver -- Percent Calculation.** The Legislation Committee reviewed an editorial revision to amend Bylaw 14.2.6.1.1 (ten-percent calculation) and 14.2.7 (season-of-competition waiver – competition while eligible) to clarify the criteria that shall be employed for the percent calculation involving season-of-competition waivers.
- f. Committees -- Division II General Committees.** The Legislation Committee reviewed an editorial revision to amend Bylaw 21.8.5 (Division II general committees) to bring consistency to the titles of Division II general committees throughout the legislation.

- g. Recruiting -- Recruiting Materials -- Advertisements and Promotions -- Nonathletics Institutional Advertisements.** The Legislation Committee reviewed an editorial revision to amend Bylaw 13.4.4.1.1 (nonathletics institutional advertisements) to include the use of television and radio advertisements as permissible forms of advertising, provided the conditions are satisfied.
- h. Eligibility -- Transfer Regulations -- Four-Year College Transfers -- One-Time Transfer Exception -- Calculation of Cumulative Grade-Point Average.** The Legislation Committee reviewed an editorial revision to amend Bylaw 14.5.5.3.10 (one-time transfer exception) to clarify the criteria that shall be used when an institution applies the one-time transfer exception for a four-year college transfer student-athlete who has one season of competition remaining or two full-time semesters or three full-time quarters remaining and has not earned a baccalaureate degree.
- i. Executive Regulations -- Eligibility For Championships -- Ineligibility For Use Of Banned Drugs -- Banned Drugs -- Alcohol, Beta Blockers And Beta 2 Agonists.** The Legislation Committee reviewed an editorial revision to amend Bylaw 31.2.3.4 (banned drugs) to identify a specific class of substances banned for a specific sport consistent with the identification of other banned classes and clarifies that beta 2 agonists are a banned class.
- j. Amateurism -- Involvement with Professional Teams -- Tryout After Enrollment -- 48-Hour Period.** The Legislation Committee reviewed an editorial revision to amend Bylaw 12.2.1.1 (tryout after enrollment) to clarify the application of the 48-hour tryout period.
- k. Amateurism -- Promotional Activities -- Congratulatory Advertisement -- Distribution of Institutional Items and Schedule Cards.** The Legislation Committee reviewed an editorial revision to amend Bylaw 12.5.1.4 (commercial advertisement) to provide a more appropriate title and move Bylaws 12.5.1.4.1 (schedule cards) and 12.5.1.5 (distribution of institutional items through commercial outlets) to Bylaw 12.5 (promotional activities) because those provisions more closely relate to institutional promotional activities.
- l. Recruiting -- Telephone Calls to Prospective Student-Athletes -- Additional Regulations -- During Conduct of Athletics Contest.** The Legislation Committee reviewed an editorial revision to amend Bylaw 13.1.3.2.1 (during conduct of athletics contest) to clarify the definition of “the conduct of the institution’s intercollegiate athletics contests” for purposes of the prohibition on placing telephone calls to prospective student-athletes.

- m. **Eligibility -- General Principles and Progress-Toward-Degree Requirements -- Removal of Duplicative Provisions.** The Legislation Committee reviewed an editorial revision to amend Bylaws 14.01.2 (academic status), 14.01.2.1 (good academic standing) and 14.4.1 (progress-toward-degree requirements) to remove language that goes beyond the scope of what should be included in general principles and provisions that are addressed in other, more appropriate sections of the Manual.
- n. **Eligibility -- Freshman Academic Requirements -- Core-Curriculum Requirements -- Courses for Students with Education-Impacting Disabilities -- NCAA Eligibility Center.** The Legislation Committee reviewed an editorial revision to amend Bylaw 14.3.1.2.5 (courses for students with education-impacting disabilities) to clarify that the Eligibility Center is the entity that reviews disability documentation.
- o. **Eligibility -- General Eligibility Requirements -- Eligibility for Male Students or Male Student-Athletes to Practice with Women's Teams.** The Legislation Committee reviewed an editorial revision to amend Bylaw 14.1.8 (full-time enrollment) to place the requirements related to male students or male student-athletes practicing with women's teams in a more appropriate location.
- p. **Financial Aid -- Maximum Limit on Financial Aid -- Individual -- Recruited Student-Athlete Receiving Institutional Financial Aid.** The Legislation Committee reviewed an editorial revision to amend Bylaw 15.1.2 (recruited student-athlete receiving institutional financial aid) to clarify that unearned financial aid administered by an institution to an athletically recruited student is considered to be athletically related financial aid only if the faculty athletics representative and the director of financial aid cannot certify that the aid was granted without regard in any degree to athletics ability.
- q. **Eligibility -- Ineligibility -- Application of Ineligibility Ruling Pending Appeal -- Interpretations.** The Legislation Committee reviewed an editorial revision to amend Bylaw 14.11.1.1 (application of ineligibility ruling pending appeal) to clarify that NCAA staff and official interpretations are binding on institutions and more clearly specify the applicable bylaws.
- r. **Playing and Practice Seasons -- Golf -- Number of Dates of Competition -- Annual Exemptions -- Elimination of Sun Bowl All-American Classic.** The Legislation Committee reviewed an editorial revision to amend Bylaw 17.12.7.3 (annual exemptions) to remove the Sun Bowl All-American Classic from the list of annual exemptions.

13. Review of NCAA Divisions I and III Editorial Revisions. The Legislation Committee reviewed editorial revisions issued in Divisions I and III in 2009 and directed NCAA staff to draft the following editorial revisions for Division II:

- a. **Division I Proposal No. ER-2009-10 (awards, benefits and expenses – expenses for student-athlete’s friends and relatives – family member of student-athlete).** The Legislation Committee directed NCAA staff to draft an editorial revision to amend Bylaws 16.6.1.2.1 (relative of student-athlete) and 16.11.1.12 (miscellaneous benefits) to clarify that an institution may provide transportation, housing and meal expenses to a student-athlete’s relatives in conjunction with funeral arrangements in the event of the death of the student-athlete’s relative. In addition, this revision separates the expenses that may be provided to relatives and friends and those that may be provided to the student-athlete into the appropriate legislative sections.
- b. **Division I Proposal No. ER-2009-11 (playing and practice seasons – general playing-season regulations – countable athletically related activities prohibited after competition).** The Legislation Committee directed NCAA staff to draft an editorial revision to amend Bylaw 17.1.6.3.2.2 (practice prohibited after competition) to clarify that any countable athletically related activity is prohibited after competition.
- c. **Division I Proposal No. ER-2009-14 (eligibility- progress-toward-degree requirements – good academic standing and minimum grade point average requirements).** The Legislation Committee directed NCAA staff to draft an editorial revision to amend Bylaws 14.4.1 (progress-toward-degree requirements) and 14.4.3.2 (fulfillment of minimum grade-point average requirements) to clarify that the minimum grade-point average requirements are separate from good academic standing requirements. While a student-athlete still must be in good academic standing in order to be eligible for competition, the NCAA minimum grade-point average requirements also must be fulfilled and may be more stringent than an institution’s minimum grade-point average requirement for good academic standing.
- d. **Division I Proposal No. ER-2009-17 (admissions and graduation data, banned drug list and initial-eligibility standards – disclosure report – report distribution).** The Legislation Committee directed NCAA staff to draft an editorial revision to amend Bylaw 13.3.1.2 (report distribution) to account for changes in technology and the efficient practice of providing institutional graduation data to guidance offices and high school and tow-year college coaches via the NCAA Web site.

- e. **Division I Proposal No. ER-2009-18 (amateurism – financial donations from outside organizations – professional sports organizations – to noncollegiate amateur team).** The Legislation Committee directed NCAA staff to draft an editorial revision to amend Bylaw 12.6.1 (professional sports organizations) to eliminate Bylaw 12.6.1.1 (to noncollegiate amateur team) based on the adoption of Proposal No. 2003-10.

- 14. **Update Regarding the NCAA Eligibility Center and the Amateurism Certification Process.** The Eligibility Center staff provided an update regarding amateurism certification trends in Division II. Between March 1 and June 15, 2009, the Eligibility Center processed 32 cases resulting in imposition of season(s) of competition due to participation in organized competition or training prior to initial collegiate enrollment.

- 15. **Discussion Regarding Prospective Student-Athletes' Employment at Sports Camps and Clinic.** The Legislation Committee reviewed current legislation regarding the employment of prospective student-athletes at an institution's sports camp or clinic. The Legislation Committee asked NCAA staff to create a document with all permissible and impermissible activities for prospective student-athletes pursuant to Bylaws 13 (recruiting) and 16 (awards and benefits) for review at a future in-person meeting. Following the review of that document, the Legislation Committee will determine if it is appropriate to recommend amendments to the current legislation regarding a prospective student-athlete's employment at a camp or clinic.

- 16. **Review of 2009-12 NCAA Division II Strategic Plan.** The Legislation Committee reviewed areas of the NCAA Division II Strategic Plan for which the Legislation Committee has direct responsibility. The Legislation Committee agreed to continue focusing on establishing standards and metrics by which the Legislation Committee can impact the priorities it has responsibility for. Specifically, the Legislation Committee noted: (1) it will develop measures to increase awareness of the sample forms that are available via the NCAA Web site with the intent that it will increase efficiency for athletic departments; (2) work to include additional required forms in compliance assistant for the internet (CAi) or other compliance software with the intent of increasing the number of institutions that use the software services and (3) a checklist of what is expected and needed should be created as a reference tool for compliance administrators to ease the burden on those individuals.

17. **Review Revisions to the NCAA Conflict of Interest Policy.** The Legislation Committee reviewed the revisions to the NCAA Conflict of Interest Policy and agreed to incorporate the changes into the committee's policies and procedures.
18. **The Legislation Committee Staffing Issues.** The Legislation Committee discussed issues related to staffing of the subcommittees:
 - a. **Election of a New Chair.** NCAA Legislative Review Subcommittee of the Division II Legislation Committee. The current legislative review subcommittee chair's term of service will end in August. The Legislative Committee elected Carol Rivera, assistant commissioner, California Collegiate Athletic Association as chair of the legislative review subcommittee.
 - b. **Subcommittee Appointments.** The Legislation Committee appointed Christina Whetsel, Angelo State University, to the interpretations subcommittee and Melissa Barrett, Belmont Abbey College, to the legislative review subcommittee.

Committee Chair: Ann Martin, Regis University

*Staff Liaisons: Jennifer Fraser, Academic and Membership Affairs
Maritza Jones, Academic and Membership Affairs*

SUMMARY OF SUMMER 2009 QUARTERLY MEETINGS**The National Collegiate Athletic Association**

Division II Management Council July 20-21, 2009 Denver, Colorado	Division II Presidents Council August 5-6, 2009 Indianapolis, Indiana
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PARTICIPANTS

<p>Darrell Axtell, Saint Martin's University Robert Boerigter, Northwest Missouri State University Kathleen Brasfield, Angelo State University Rick Cole, Dowling College Bob Fortosis, Eckerd College Tim Griggs, Coker College Barbara Hannum, Hawaii Pacific University Stephanie Harrison-Dyer, Albany State University Ann Jirkovsky, Bellarmine University Ann Martin, Regis University Wendy Taylor May, University of California, San Diego Sandra Michael, Holy Family University Frances Nee, Indiana University of Pennsylvania Lloyd Raymond, Northern Sun Intercollegiate Conference Herb Reinhard, Valdosta State University David Riggins, Mars Hill College (<i>vice-chair</i>) Julie Ruppert, Northeast-10 Conference Suzanne Sanregret, Michigan Tech University Tim Selgo, Grand Valley State University (<i>chair</i>) Karen I. Soto, University of Puerto Rico at Mayaguez Brenda Stevens, University of Charleston (WV) Glenn D. Stokes, Columbus State University Kathleen Turner, Oklahoma Panhandle State University Sherman Ward, Virginia State University Willie Washington, Benedict College</p>	<p>Drew Bogner, Molloy College Mickey Burnim, Bowie State University Philip P. Gerbino, University of the Sciences in Philadelphia Joseph P. Grunenwald, Clarion University of Pennsylvania Stephen Jordan, Metropolitan State College of Denver (<i>chair</i>) Carolyn Mahoney, Lincoln University (Missouri) Ernest McNealey, Stillman College Nancy Moody, Lincoln Memorial University Cheryl Norton, Southern Connecticut State University J. Patrick O'Brien, West Texas A&M University Beverley J. Pitts, University of Indianapolis (<i>vice chair</i>) David Rankin, Southern Arkansas University Hamid Shirvani, California State University, Stanislaus</p>
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ABSENTEES

None.	Dorothy Leland, Georgia College and State University Judith Ramaley, Winona State University
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OTHER PARTICIPANTS

Gary Brown, NCAA Maritza Jones, NCAA Delise O'Meally, NCAA Stephanie Quigg, NCAA Mike L. Racy, NCAA Ruth Reinhardt, NCAA (<i>recording secretary</i>) Carl Segura, NCAA Terri Steeb, NCAA	Rachel Newman Baker, NCAA Gary Brown, NCAA Bernard Franklin, NCAA Jennifer Fraser, NCAA Maritza Jones, NCAA Delise O'Meally, NCAA Stephanie Quigg, NCAA Mike Racy, NCAA Ruth Reinhardt, NCAA (<i>recording secretary</i>) Carl Segura, NCAA Terri Steeb, NCAA Gregg Summers, NCAA
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1. WELCOME AND ANNOUNCEMENTS.

Management Council. The meeting was called to order at 8:05 a.m. by the chair, Tim Selgo. The chair noted 100 percent participation by Management Council representatives. He welcomed Bob Boerigter, director of athletics, Northwest Missouri State University, as the newest member of the Council.

Presidents Council. The meeting was called to order at 8:06 a.m. by the chair, Stephen Jordan. The chair welcomed the members in attendance and thanked everyone for their attendance at the Wednesday evening meeting.

2. REVIEW OF PREVIOUS MINUTES.

a. Management Council Meeting--April 20-21; and Presidents Council Meeting--April 30, 2009.

Management Council. The Management Council approved the meeting summary of the April 20-21 Management Council meeting, as presented.

Presidents Council. The Presidents Council approved the meeting summary of the April 29-30 Presidents Council meeting, as presented.

b. Presidents Council Teleconference—June 2, 2009.

Management Council. The Management Council reviewed the minutes of the June 2 Presidents Council teleconference. No action was necessary.

Presidents Council. The Presidents Council approved the minutes of the June 2 Presidents Council teleconference, as presented.

c. Executive Committee Meeting—April 30, 2009.

Management Council. The Management Council reviewed the minutes of the April 30 Executive Committee meeting, noting that specific items would be discussed later in the meeting. No action was necessary.

Presidents Council. The Presidents Council reviewed the minutes of the April 30 Executive Committee meeting, noting in particular the information concerning sports wagering, new membership initiatives and the new committee meeting policy. No action was necessary.

d. Administrative Committee Actions.

Management Council. The Management Council approved the interim actions taken by the Administrative Committee.

Presidents Council. The Presidents Council approved the interim actions taken by the Administrative Committee.

3. DIVISION II VISION STATEMENT.

Management Council. The Management Council endorsed the Division II Vision Statement, as approved by the Presidents Council at its April meeting.

Presidents Council. No action was necessary.

4. 2009 DIVISION II PRIORITIES.

Management Council. The Management Council reviewed the 2009 priorities and received a verbal update on current actions taken related to the priorities. No action was necessary.

Presidents Council. As part of the vice-president's report, the Presidents Council received the list of 2009 priorities, as well as a second quarter update, which noted actions that had been taken January through July 2009. No action was necessary.

5. COMMITTEE RECOMMENDATIONS AFFECTING DIVISION II.

a. Association-wide and Common Committees.

(1) Walter Byers Scholarship Committee.

Management Council. The Management Council reviewed the committee's report. No action was taken.

Presidents Council. No action was necessary.

(2) Honors Committee.

Management Council. The Management Council received information from the committee on its request to look at the possibility of having the NCAA Committee on Sportsmanship and Ethical Conduct's Sportsmanship Awards presented annually at the NCAA Convention. The committee informed the Management Council that it has decided that the Honors Celebration is not the appropriate venue to present these awards. No action was taken by the Council.

Presidents Council. No action was necessary.

(3) Postgraduate Scholarship Committee.

Management Council. The Management Council reviewed the committee's report and was advised that the division should continue to make efforts to nominate Division II student-athletes, as Division II's number of applicants continues to be less than that of Division I and Division III. No action was taken.

Presidents Council. No action was necessary.

(4) Committee on Sportsmanship and Ethical Conduct.

(a) RESPECT Sportsmanship Initiative.

Management Council. The Management Council reviewed the committee's information on the RESPECT Sportsmanship Initiative, noting the cohesion and opportunities for partnership between that program and the Division II Game Environment Initiative. No action was taken.

Presidents Council. No action was necessary.

(b) Sports Wagering Update.

Management Council. The Management Council noted that the committee had affirmed its position that the championships policy on sports wagering should apply, as written, to both predetermined and nonpredetermined sites. Additionally, the Committee on Sportsmanship and Ethical Conduct had recommended that 'metropolitan area' be changed to 'state' to provide a clear and more definitive boundary. No action was taken by the Council.

Presidents Council. See 8-e below.

(5) Committee on Women's Athletics.

Management Council. The Management Council reviewed the committee's report. No action was taken by the Council.

Presidents Council. No action was necessary.

(6) Competitive Safeguards and Medical Aspects of Sports—Drug Testing Notification.

Management Council. The Management Council reviewed the information presented by the committee and the July 6 memorandum from Drug Free Sport concerning the year-round drug-testing program in Division II. The Management Council voted to recommend that CSMAS establish a policy for Division II institutions that provides for a two-day notification of pending NCAA drug testing. The Council felt that it was appropriate to operate with a two-day notice, with the first day being an administrative day where the institution is notified of the impending drug testing and the second day being the notification day to student-athletes of the drug test the following day. The Council felt that this would alleviate the burden

placed on Division II institutions and would not jeopardize the confidentiality that is needed for the drug-testing process.

Presidents Council. The Council noted the Management Council's request to provide a two-day notice of pending NCAA drug testing. No action was necessary.

b. Division II Committees.

(1) Academic Requirements Committee.

(a) 2010 Convention—Bylaw 14.3—Eligibility—Freshman Academic Requirements.

Management Council. The Management Council agreed to recommend that the Presidents Council sponsor legislation for the 2010 Convention to amend Bylaw 14.3 to create an exception to the test-score requirement for initial eligibility that specifies that a minimum score of 730 on the Prueba de Aptitud Academica may be used by a student-athlete attending an institution located in Puerto Rico to meet such requirements, effective August 1, 2010, for those student-athletes first entering an institution in Puerto Rico full time on or after August 1, 2010.

Presidents Council. The Presidents Council agreed to sponsor the legislation for the 2010 Convention, noting that the language should clearly specify that this is for a student-athlete entering a collegiate institution in Puerto Rico.

(b) Additional Requirements of English and Math Coursework for Transfer Students from Two-Year Colleges.

Management Council. The Management Council was informed that the committee had discussed their referral with regard to 2010 Convention legislation that would require a student-athlete who is transferring from a two-year institution to meet specific requirements of English and math coursework. The concerns raised by the Council were specific to the use of remedial courses and courses earned at previous four-year institutions to satisfy additional requirements. The committee informed the Council that it has directed NCAA staff to draft a possible legislative option that addresses these concerns, which will be reviewed at the September ARC meeting for a possible legislative recommendation for the 2011 Convention. No action was taken by the Council.

Presidents Council. No action was necessary.

(2) Championships Committee.

(a) Constitution 4.7 and Bylaw 21.8.5.2—Organization and Committees—Division II Management Council—Duties of the Vice Chair—Championships Committee.

Management Council. The Management Council approved non-controversial legislation to amend Constitution 4.7 to specify that the vice chair of the management Council shall serve as an ex officio, nonvoting member of the Championships Committee and all Division II sports committees; further, to specify that members of the Championships Committee shall serve as ex officio, nonvoting members of Division II sports committees; further, to eliminate the provision that the vice chair of the Division II Management Council shall serve as the chair of the Championships Committee.

Presidents Council. No action was necessary.

(b) Bylaw 21.3.6—Ice Hockey Rules Committee, Men's and Women's.

Management Council. The Management Council referred back to the Championships Committee the recommendation to adopt non-controversial legislation to amend Bylaw 21.3.6 to adjust the composition of the Ice Hockey Rules Committee so that it consists of eight voting members. The Management Council, as it reviewed the bylaw in the Manual, noted a discrepancy with the numbers calculation presented by the Committee.

[Subsequent to the meeting, it was learned by NCAA staff that the Ice Hockey Rules Committee did not intend to have the Management Council act on a recommendation at this time. Therefore, this recommendation is moot.]

Presidents Council. No action was necessary.

(c) Appointments and Reappointments.

Management Council. The Management Council ratified the following committee appointments and reappointments effective September 1, unless noted otherwise.

- (i) Baseball. **Jason Trufant**, assistant director of athletics, Molloy College, to replace Joseph Clinton, director of athletics at Dominican College (New York).
- (ii) Men's Basketball. **E.J. Brophy**, director of athletics, University of West Alabama, to replace Michael Anderson, sports information director at Michigan Technological University.
- (iii) Women's Basketball. **Kathy Anderson**, associate athletics director for internal operations, Central Missouri University, to replace Sally Brooks, head coach at Angelo State University.
- (iv) Field Hockey. **Molly Myers**, assistant commissioner, Northeast-10 Conference, to replace Shannon Hlebichuk, head coach at University of Massachusetts at Lowell.
- (v) Football. **Frank Condino**, director of athletics, Indiana University of Pennsylvania, to replace Roberta Page, director of athletics at Shippensburg University; and a one-year extension for **Monte Cater**, head coach at Shepherd University.
- (vi) Women's Lacrosse. **Michelle Gober**, associate director of athletics, Kutztown University of Pennsylvania, be reappointed.
- (vii) Women's Lacrosse Rules Committee. **Julie Redman**, head women's lacrosse coach, Converse College, to replace Cecil Pilson, head coach at Mercyhurst College.
- (viii) Rowing. **Patricia Pinkerton**, boathouse director /head coach, University of California, San Diego, to replace Erin O'Connell, assistant director of athletics at Seattle Pacific University; and **Christopher O'Brien**, head coach/assistant CCD at Philadelphia University, to replace Frank Pizzardi, head coach/Director of Rowing at Dowling College.
- (ix) Women's Soccer. **Ged O'Conner**, head women's soccer coach, St. Leo University, to replace Patricia Hughes, head coach/assistant director of athletics at the University of Montevallo; and **Pat Britz**, commissioner, South Atlantic Conference, be reappointed.

- (x) Men's Soccer. **Thomas Lang**, head men's soccer coach, Southern Connecticut State University, to replace Marco Koolman, Franklin Pierce University, and **Gary Gray**, director of athletics, Montana State University-Billings, to replace Dan Bridges, California State University, Los Angeles (both immediate appointments).
- (xi) Women's Softball. **Christi Wade**, assistant athletics' director/head softball coach/SWA, St. Leo University, to replace Sam Goodwin, director of athletics at Henderson State University.
- (xii) Softball Rules Committee. **Patti Gerckens**, head softball coach, University of California, San Diego, to replace Jamie Brown, head coach at California State University, Chico.
- (xiii) Men's and Women's Tennis. **Pamela Arpe**, assistant athletics' director, Stonehill College, be reappointed.
- (xiv) Men's and Women's Track and Field. **Kristene M. Kelly**, associate athletics' director, St. Augustine's College, to replace Dianne Watkins, administrator, Morehouse College; and **Jamie Moreno**, head men's and women's cross country and track coach, Florida Southern College, to replace Danielle Barney, assistant director of athletics, Lock Haven University of Pennsylvania.
- (xv) Women's Volleyball. **Taylor Mott**, associate athletics' director/SWA/head volleyball coach, Flagler College, to replace Ginger Crissman-Ashley, head coach at Catawba College.

Presidents Council. No action was necessary.

(d) Regional Formats.

Management Council. The Management Council reviewed the pilot program approved by the committee that establishes a process to give regions the opportunity to recommend a different regional format for the current eight team bracket in men's and women's basketball and women's volleyball. This new regional tournament format will be launched as a pilot this coming academic year and reviewed by the committee in the summer of 2010. The guiding

principles, which outline the intent and process of the new regional tournament format, are below. In addition, a financial simulation model specific to the region was provided to each championships region and included three possible formats/models, which include: (1) one site hosting seven teams (current format); (2) two sites each hosting three teams; and (3) four sites each hosting one team. Alternate options may also be submitted for review by the Championships Committee.

- (i) Conferences within each region will work together to establish a regional format advisory group. The suggested composition of this group is approximately 10 members and must include all conference commissioners in the region; at least one NCAA Division II Championships Committee member; the national committee regional representative and other members of the regional advisory committee (RAC) from women's volleyball, men's basketball and women's basketball. Any other members must be approved by the Championships Committee.
- (ii) The regional format advisory group shall provide its recommendations for its suggested regional tournament formats to the Championships Committee for volleyball by August 1 and for men's and women's basketball by September 1.
- (iii) Recommendations from the regional format advisory group may be the same or different for all three sports (women's volleyball, men's basketball and women's basketball).
- (iv) Regions may recommend any format/model to the Championships Committee. The Championships Committee will analyze the recommendations and make all final decisions.
- (v) Expenses for running an eight-team bracket at one site have set the baseline number the Championships Committee will be using when reviewing all recommendations. This is an opportunity to establish better business practices for Division II championships, so a more expensive recommendation will be difficult to approve.
- (vi) Final decisions made by the Championships Committee will include integrity of the bracket, overall student-athlete experience and financial implications. Decisions for women's volleyball will be communicated late August and deci-

sions for men's and women's basketball will be communicated late September.

No action was taken by the Council.

Presidents Council. No action was necessary.

(e) Charter Protocol.

Management Council. The Management Council reviewed the current Association's protocol and standards for reimbursement and expenses related to charter flights for NCAA championships. Further, the Council discussed costs associated with charter flights for athletics personnel who attend Division II championships, but who are not necessarily part of the official travel party. The Council agreed that it would be appropriate to continue to have the Championships Committee work with the NCAA finance and travel staff and for the NCAA finance and travel staff to attend its October meeting to review the charter protocol for Division II championships.

Presidents Council. No action was necessary.

(f) Baseball.

Management Council. The Management Council noted that the baseball championship finals shall be reduced to no more than a six-day tournament, effective with the 2011 championship. The Baseball Committee had been directed to develop a new format for the finals of the championship for the Championships Committee's review and approval. No action was taken.

Presidents Council. No action was necessary.

(g) Men's and Women's Tennis.

Management Council. The Management Council noted that the bracket size for the men's and women's tennis championship shall be reduced from 64 to at least 48, effective with the 2011 championship. The Championships Committee directed the Tennis Committee to develop a new format for the championship for the committee's review and approval at the September meeting. No action was taken.

Presidents Council. No action was necessary.

(h) Men's and Women's Swimming and Diving.

Management Council. The Management Council noted that the field size for the men's and women's swimming and diving championships will be reduced. The Championships Committee would like the sport committee to consider a cap of 175-180, effective with the 2011 championship. The committee directed the Swimming and Diving Committee to develop a new championship structure for the committee's review and approval at the September meeting. No action was taken.

Presidents Council. No action was necessary.

(i) Softball.

Management Council. The Management Council noted that the committee granted a waiver to permit the softball championship finals to occur the fifth Saturday of May (current policy is the fourth Saturday in May) for the 2010 championship. This ensures the finals will occur over Memorial Day weekend.

Presidents Council. No action was necessary.

(j) Expectations of Coaches and Student-Athletes at Division II Championships.

Management Council. The Management Council noted that, in light of actions occurring following the 2009 Winter Championships Festival, the committee had discussed current requirements and expectations of student-athletes, coaches, and administrators at Division II championships. The committee directed staff to develop a list of expectations for coaches, student-athletes and administrators at Division II championships for its review at the September meeting. No action was taken.

Presidents Council. No action was necessary.

(k) Feedback from Division II Winter Championships.

Management Council. The Management Council noted that the committee had reviewed the feedback provided (via a survey instrument) by student-athletes and coaches on the Division II winter championships, including the Winter National Championships Festival. The committee noted the positives and negatives to each event and agreed that the National Championships Festival contin-

ues to be an important event for Division II and for the student-athlete experience. No action was taken.

Presidents Council. No action was necessary.

(3) Legislation Committee.

(a) NCAA Bylaw 13.11.3—Recruiting—Tryouts—Tryout Exceptions—Use of Institutional Facilities.

Management Council. The Management Council agreed to recommend that the Presidents Council sponsor legislation for the 2010 NCAA Convention to amend NCAA Bylaw 13.11.3 (tryout exceptions) to establish a tryout exception that allows an institution's athletics department staff members and representatives of its athletics interests to be involved in the conduct and administration of the use of a member institution's facilities for physical activities by a group that includes prospective student-athletes, as specified; further, to establish a tryout exception that permits a group that includes prospective student-athletes to use an institution's facilities for physical activities without the use being considered a tryout, provided the physical activities are related to a sport that is not sponsored by the institution on the varsity intercollegiate level, effective immediately.

Presidents Council. The Presidents Council agreed to sponsor the legislation for the 2010 Convention.

(b) Bylaw 14.2.4.2—Eligibility—Criteria for Determining Season of Eligibility—Participation in Organized Competition Prior to Initial Collegiate Enrollment.

Management Council. The Management Council agreed to recommend that the Presidents Council sponsor legislation for the 2010 NCAA Convention to amend Bylaw 14.2.4.2 (participation in organized competition prior to initial collegiate enrollment), effective August 1, 2010, for student-athletes first entering a collegiate institution on or after August 1, 2010, as follows:

- (i) To specify that an individual who does not enroll in a collegiate institution as a full-time student in the regular academic term that begins immediately after a one-year time period following his or her high school graduation date shall use one season of intercollegiate competition for each consecutive 12-month period of time after the one-year

grace period and prior to enrollment at the certifying institution in which the individual participates in organized competition;

- (ii) To specify that an individual's high school graduation date shall be considered to be the graduation date of the final high school class of which he or she was a member. Further, individuals who either graduate high school early or are required to repeat an entire year of high school prior to graduating become members of that graduating class. Finally, an individual who discontinues high school enrollment and then participates in organized competition shall use one season of intercollegiate competition for each consecutive 12-month period of time after the one-year grace period and prior to initial full-time collegiate enrollment;
- (iii) To specify that athletics competition shall be considered organized for purposes of this rule, if any of the following conditions exist: (1) competition is scheduled in advance; (2) official score is kept; (3) individual or team standings or statistics are maintained; (4) official timer or game officials are used; (5) admission is charged; (6) teams are regularly formed or team rosters are predetermined; (7) team uniforms are used; (8) an individual or a team is privately or commercially sponsored; or (9) the competition is either directly or indirectly sponsored, promoted or administered by an individual, an organization or any other agency;
- (iv) To create an exception to the year in residence requirement for a student who has attended a two-year or four-year institution for at least two full-time semesters or three full-time quarters and who has satisfactorily completed an average of at least 12 semester or 12 quarter hours of transferable degree credit for each full-time academic term of attendance at the two-year or four-year collegiate institution;
- (v) To eliminate the current exception to the organized competition legislation for individuals who trigger the rule during the initial year of enrollment in a postgraduate college preparatory school;
- (vi) To specify that the NCAA Division II Committee for Legislative Relief (CLR) may approve waivers of the organized competition legislation;

- (vii) To specify that a Division II institution is required to provide information regarding the organized competition legislation to prospective student-athletes at the first practical opportunity but not later than the day prior to the student-athlete's signed acceptance of the National Letter of Intent (NLI) or institution's written offer of admission and/or financial aid.

Presidents Council. The Presidents Council agreed to sponsor the legislation for the 2010 Convention. The Council also voted that, if the legislation is adopted at the Convention, the Division II Legislation Committee would need to conduct an annual review of all data and report its findings back to the Presidents Council in order to determine if any adjustments or modifications need to be made to the legislation in the future.

- (c) **Bylaws 15.5, 17 and 20.10.3.5—Financial Aid—Playing and Practice Seasons—Division Membership—Sand Volleyball.**

Management Council. The Management Council agreed to recommend that the Presidents Council sponsor legislation for the 2010 NCAA Convention to amend NCAA Bylaws 15.5 (maximum institutional grant-in-aid limitations by sport), 17 (playing and practice seasons) and 20.10.3.5 (minimum contests and participants requirements for sports sponsorship) to establish the maximum institutional grant-in-aid equivalency limit, the playing and practice season regulations and the minimum contests and participants requirement for sports sponsorship for sand volleyball, effective August 1, 2010.

Presidents Council. The Presidents Council agreed to sponsor the legislation for the 2010 Convention.

- (d) **Bylaw 14.2.5.2.2—Eligibility—Hardship Waiver—Medical Documentation.**

Management Council. The Management Council approved non-controversial legislation to amend Bylaw 14.2.5.2.2 (medical documentation) to specify that the contemporaneous-medical documentation used in the administration of a hardship waiver must come from a physician (medical doctor); further, to specify that documentation from an individual other than a physician (e.g., chiropractor, physical therapist) may only be used to support the physician's documentation.

Presidents Council. No action was necessary.

(e) **Alignment of Bylaw 17 and Championships Policies with the Division II Strategic Positioning Platform.**

Management Council. The Management Council was informed that the Legislation Committee had discussed and prioritized various issues that it will continue to review pursuant to the alignment of Bylaw 17 with the Division II strategic positioning platform. The Legislation Committee determined that a further review of the following areas will be the focus at future in-person meetings: (1) annual and discretionary exemptions for all sports; (2) nonchampionship segment activities; (3) nonchampionship competition opportunities in baseball and softball; and (4) the maximum number of contests or dates of competition in all sports. No action was taken.

Presidents Council. No action was necessary.

(f) **Recruiting Materials—Printing Recruiting Materials—Application to Parent or Legal Guardians and Coaches.**

Management Council. The Management Council noted that the Legislation Committee had reviewed an editorial revision to Bylaw 13.4 and clarified that the recruiting materials legislation generally applies to prospective student-athletes, their parents or legal guardians and their coaches. No action was taken.

Presidents Council. No action was necessary.

(4) **Joint Championships Committee/Legislation Committee.**

(a) **NCAA Bylaw 17—Playing and Practice Seasons—Fall Sports.**

Management Council. The Management Council agreed to recommend that the Presidents Council sponsor legislation for the 2010 Convention to amend Bylaw 17 (playing and practice seasons), effective August 1, 2010 (contracts signed before August 6, 2009, for contests occurring between the Thursday preceding August 30 and the Wednesday preceding September 6 will be honored) as follows:

- (i) In cross country, field hockey, soccer and women's volleyball, to specify that a member institution shall not com-

mence practice sessions in the championship segment before 17 days prior to the first permissible contest or date of competition or five days prior to the first day of classes, whichever is earlier;

- (ii) In football, to specify that a member institution shall not commence practice sessions in the championship segment before 21 days prior to the first permissible contest or seven days prior to the first day of classes, whichever is earlier;
- (iii) In cross country, field hockey, soccer and women's volleyball, to specify that during the preseason practice period before the first day of classes, a student-athlete's participation in countable athletically related activities shall be limited to six hours per day, only five of which may be devoted to physical activities (e.g., practice, weight training, conditioning); further, to specify that during the preseason practice period before the first day of classes, physical activities shall last not longer than three hours and that a student-athlete must be provided with at least three continuous hours of recovery time between any physical activities occurring that day;
- (iv) In football, to specify that during preseason activities after the five-day acclimatization period, on those days during which more than one practice is permitted, a student-athlete may not participate in on-field practice activities that last longer than three hours at a time and must be provided with at least three continuous hours of recovery time between each practice;
- (v) In cross country, field hockey, football, soccer and women's volleyball, to specify that an institution shall not engage in its first contest or date of competition with outside competition in the championship segment before the Thursday preceding September 6;
- (vi) In golf and tennis, to specify that an institution that is a member of a conference that conducts its only conference championship or plays the majority of its conference matches during the fall, or an institution that declares fall as its institution's championship segment, shall not engage in its first date of competition before the Thursday preceding September 6;

- (vii) In field hockey, to reduce the maximum number of contests during the segment in which the NCAA championship is conducted from 20 to 18;
- (viii) In soccer, to reduce the maximum number of contests during the segment in which the NCAA championship is conducted from 20 to 18; and
- (ix) In women's volleyball, to reduce the maximum number of dates of competition during the segment in which the NCAA championship is conducted from 28 to 26.

Presidents Council. The Presidents Council agreed to sponsor the legislation.

(b) Bylaw 17—Playing and Practice Seasons—Winter Break.

Management Council. The Management Council agreed to recommend that the Presidents Council sponsor legislation for the 2010 Convention, effective August 1, 2010 (contracts signed before August 6, 2009, for contests occurring between December 20 and December 26 will be honored) to:

- (i) Amend Bylaw 17 to specify that in basketball, swimming and diving, indoor track and field and wrestling, a student-athlete is prohibited from participating in any countable athletically related activities from December 20 through December 26.
- (ii) Amend Bylaw 17 to specify that in all sports, a student-athlete is prohibited from participating in any voluntary athletically related activities on campus, unless the facility is open to the general student body, from December 20 through December 26.

Presidents Council. The Presidents Council agreed to sponsor the legislation.

(c) Bylaw 17—Playing and Practice Seasons—Spring Sports.

Management Council. The Management Council agreed to recommend that the Presidents Council sponsor legislation for the 2010 Convention, effective August 1, 2010 (contracts signed before August 6, 2009, for contests or dates of competition that exceed the maximum number of contests or dates of competition in

the 2010 academic year will be honored) to amend NCAA Bylaw 17, as follows:

- (i) In baseball, to reduce the maximum number of contests from 56 to 50;
- (ii) In golf, to reduce the maximum number of dates of competition from 24 to 21; and
- (iii) In softball, to eliminate the tournament dates legislation.

Presidents Council. The Presidents Council agreed to sponsor the legislation.

(d) Bylaw 17—Playing and Practice Seasons—Winter Sports.

Management Council. A motion failed (13-11-0) to specify that an institution shall play no more than 28 total contests, which includes no more than 27 regular season contests. This recommendation would have permitted a Division II institution to select from both discretionary exemptions (three currently permitted) and regular season contests, provided the institution played no more than 28 total contests (discretionary and regular season combined). Further, a motion failed (13-11-0) to reduce, in basketball, the maximum number of contests from 27 to 26.

[Note: A two-thirds majority is needed in order for the Management Council to request sponsorship of legislation by the Presidents Council for the NCAA Convention.]

Presidents Council. The Division II Presidents Council voted unanimously to sponsor legislation for the 2010 Convention to amend Bylaws 17.3.5.1 (maximum limitations—institutional) and 17.3.5.2 (maximum limitations—student-athlete) to reduce the maximum number of contests in men's and women's basketball from 27 to 26 contests.

Additionally, the Council requested the Championships Committee to review the current minimums for championships selections and make any necessary revisions to ensure that they align with the proposed legislation, if the legislation is adopted. The Council noted that any revisions should be made, contingent upon the adoption of the proposals at the 2010 Convention.

This set of proposals for Bylaw 17, noted as the "Life in the Balance" initiative, will be packaged and presented to the membership as four separate proposals.

(5) Committee for Legislative Relief.

Management Council. The Management Council reviewed the committee's report. No action was taken.

Presidents Council. No action was necessary.

(6) Membership Committee.

(a) Bylaw 20.10.3.5.5—Individual Sports—One or More Sites—Track and Field Exception for Multi-Day Meets.

Management Council. The Management Council approved non-controversial legislation to amend Bylaw 20.10.3.5.5 to add an exception for track and field that specifies if the number of student-athletes participating in a multi-day meet, on behalf of the institution, over the course of the entire meet equals or exceeds the minimum number of participants per Bylaw 20.10.3.5 and the event is conducted on consecutive days, an institution may use the competition as a contest in meeting the minimum-contest requirements.

Presidents Council. No action was necessary.

(b) Bylaw 20.3.2.1—Application and Sponsorship.

Management Council. The Management Council approved non-controversial legislation to amend Bylaw 20.3.2.1 to change the Division II membership application deadline from June 1 to December 1. The Council noted that applications will be received June 1, 2010, and, if accepted, shall start the process September 1, 2010. Applications submitted December 1, 2010, if accepted, shall start the process September 1, 2011. From that point forward, all applications will be due December 1.

Presidents Council. No action was necessary.

(c) New Fee Structure for Former Division II Institutions Reclassifying Back to Division II.

Management Council. The Management Council approved a new fee structure for Division II institutions that reclassified their entire

athletics program to Division I and subsequently wish to reclassify their entire athletics program back to Division II. This new fee structure would require institutions reclassifying the entire athletics program from Division I to Division II to pay for the actual and necessary travel expenses (e.g., transportation, meals, lodging) of one committee member and one staff member to travel to the institution's campus for a one and one-half day onsite orientation visit.

Presidents Council. No action was necessary.

(d) Annual Reports and Applications—Division II Membership Status.

Management Council. The Management Council noted the following actions taken by the Membership Committee, with regard to membership status:

- (i) Active member status, effective September 1, 2009:
 - Lake Erie College (Ohio).
- (ii) Year one of the provisional period in the membership process, effective September 1, 2009:
 - King College (Tennessee);
 - Lincoln University (Pennsylvania);
 - St. Thomas University (Florida);
 - University of Arkansas-Ft. Smith (Arkansas);
 - University of Illinois-Springfield (Illinois);
 - Urbana University (Ohio).
- (iii) Year two of the candidacy period of the membership process, effective September 1, 2009:
 - California State University, East Bay (California);
 - Dominican University of California (California);
 - Maryville University of Saint Louis (Missouri);

- Ohio Dominican University (Ohio).
- (iv) Repeat year one of the candidacy period, effective September 1, 2009:
- Lambuth University (Tennessee).
- (v) Enter year one of the candidacy period, effective September 1, 2009:
- Academy of Arts University (San Francisco, California);
 - Cedarville University (Ohio);
 - Minot State University (North Dakota);
 - Notre Dame College (Ohio);
 - Simon Fraser University (Burnaby, British Columbia);
 - University of Sioux Falls (South Dakota);
 - William Jewell College (Missouri).
- (vi) Applications denied:
- California State University–San Marcos (California);
 - Malone University (Ohio);
 - McKendree University (Illinois);
 - Monroe College (New York);
 - Mount Vernon Nazarene University (Ohio);
 - Ursuline College (Ohio);
 - Walsh University (Ohio);

- Young Harris College (Georgia).

No action was taken.

Presidents Council. The Council received an update on institutions in the Division II membership process. No action was necessary.

(e) Withdrawal from Active Division II Membership—University of Puerto Rico at Cayey.

Management Council. The Management Council was informed that the University of Puerto Rico at Cayey had given the Membership Committee notice of withdrawal from NCAA Division II active membership. No action was taken.

Presidents Council. No action was necessary.

(f) 2009-10 Academic Year NCAA Membership Dues Payment.

Management Council. The Management Council noted that the Membership Committee had determined not to suspend annual dues for provisional members, even though annual dues have been suspended for active Division II institutions for the 2009-10 academic year. The committee believed that dues suspension should be a benefit of active membership and that institutions in the provisional period should be required to pay the annual dues. No action was taken.

Presidents Council. No action was necessary.

(7) Nominating Committee.

Management Council. The Management Council agreed to recommend that the Presidents Council ratify the appointment of Jill McCartney, Washburn University, to the Legislation Committee. [Note that even though Ms. McCartney's recommendation to the Legislation Committee was made at the time she was at Metro State, the Council determined that it was still appropriate to appoint her to the committee.]

Presidents Council. The Presidents Council ratified the appointment.

(8) Planning and Finance Committee.

(a) Report from April 29 Committee Meeting.

Management Council. The Management Council reviewed the report from the April 29 Planning and Finance Committee meeting. No action was taken.

Presidents Council. No action was necessary.

(b) Budget-to-Actual Report.

Management Council. The Management Council reviewed the budget-to-actual report for the period ending May 31. No action was taken.

Presidents Council. The Presidents Council reviewed the budget-to-actual report for the period ending May 31. No action was taken.

(c) Update from August 5 Meeting.

Presidents Council. The Presidents Council received a verbal update on the Planning and Finance Committee meeting, held August 5. No action was taken.

(9) Student-Athlete Reinstatement Committee—Bylaw 12.5.1.1(h)—Amateurism—Promotional Activities—Institutional, Charitable, Educational or nonprofit Promotions—*De Minimis* Violations.

Management Council. The Management Council approved noncontroversial legislation to amend Bylaw 12.5.1.1(h) to expand situations when violations of Bylaw 12.5.1.1 are considered *de minimis* and, therefore, do not impact the eligibility of a student-athlete for any permissible promotional activity where the legislative requirement that is not satisfied is the failure to obtain signatures of student-athletes and an authorized representative of the charitable, educational or nonprofit agency on a release statement ensuring a student-athlete's name, image or appearance is used in a manner consistent with the requirements of this section. Violations of this bylaw shall remain an institutional violation, but not impact a student-athlete's eligibility, provided the student-athlete and authorized representative indicate, subsequent to discovery of the violation, that had the release statement been presented, it would have been signed.

Presidents Council. No action was necessary.

6. NCAA CONVENTION AND LEGISLATION.

a. Presidents Council-Sponsored Legislation for the 2010 NCAA Convention.

Management Council. The Management Council recommended that the Presidents Council approve the legislative form of the proposed legislation for the 2010 Convention.

Presidents Council. The Presidents Council approved the legislative form of the proposals, as recommended by the Management Council.

b. Proposed Legislation for the 2010 NCAA Convention Submitted by the Division II Membership.

Management Council. The Management Council recommended that the Presidents Council refer the following membership-sponsored proposals for the 2010 NCAA Convention to the committees noted below for review and position.

To the Division II Legislation Committee.

- I-1—Recruiting—Official Visit—Limitations on Official Visit—Number of Official Visits—Prospective Student-Athlete Limitation—Written Notice. (Sponsored by the Lone Star, Mid-America Intercollegiate Athletic and South Atlantic Conferences).
- I-2—Playing and Practice Seasons—Golf—Out-of-Season and Nonchampionship Segment Athletically Related Activities—Nonchampionship Segment Activities—60-Consecutive Calendar Day Period. (Sponsored by the Rocky Mountain Athletic and Northern Sun Intercollegiate Conferences).
- I-3—Playing and Practice Seasons—Basketball—First Contest. (Sponsored by the Peach Belt, Mid-America Intercollegiate Athletics and West Virginia Intercollegiate Athletic Conferences.)

Presidents Council. The Presidents Council referred the proposals to the Division II Legislation Committee, as recommended by the Management Council.

c. Noncontroversial Legislation per Constitution 5.3.1.1.1.

Management Council. The Management Council approved the legislative form of the noncontroversial proposals, already approved in concept by the Council.

Presidents Council. No action was necessary.

d. Administrative Regulations.

Management Council. The Management Council reviewed the administrative regulations, already approved by both Councils in legislative form. No action was taken.

Presidents Council. No action was necessary.

e. Modifications of Wording to Conform to the Intent.

Management Council. The Management Council reviewed the modifications of wording, already approved by both Councils in legislative form. No action was taken.

Presidents Council. No action was necessary.

7. DIVISION II PROJECT TEAMS.

a. Convention Planning Project Team.

(1) 2010 Convention—Theme and Keynote Speaker.

Management Council. The Management Council recommended that the Presidents Council approve the "life in the balance" theme for the 2010 NCAA Convention and the securing of a keynote speaker for the general Division II session and the Chancellors and Presidents session, both to be conducted Friday.

Presidents Council. The Presidents Council voted to approve the theme and the keynote speaker.

(2) 2010 Convention—Education Sessions.

Management Council. The Management Council recommended that the Presidents Council approve the topics for the education sessions, as outlined in the Convention Planning Project Team report.

Presidents Council. The Presidents Council approved the educational session topics.

(3) 2010 Convention—Schedule.

Management Council. The Management Council recommended that the Presidents Council approve the overall Division II schedule, as presented.

Presidents Council. The Presidents Council approved the schedule.

b. Degree-Completion Award Committee.

Management Council. The Management Council approved the addition of one person to the selection committee, who would be appointed by the Faculty Athletics Representatives Association.

Presidents Council. No action was necessary.

c. Identity Subcommittee.

Management Council. The Management Council received an oral update on the work of the Identity Subcommittee and was asked to provide feedback on the NCAA Web site. No action was taken.

Presidents Council. No action was necessary.

d. Membership Fund Selection Committee.

Management Council. The Management Council reviewed the committee's report, noting that the first class of grants from the fund was selected at the June 12 meeting. Eight schools and conferences were awarded money, in the amount of \$75,100. The Council was informed that the fund balance from this period will roll over to the 2009-10 fiscal year. The fund balance from 2008-09 will be combined with the \$250,000 in the 2009-10 fiscal year budget, providing a total of \$354,900 available for 2009-10. The Council noted that September 30 is the next deadline for applications to the membership fund and that the electronic application may be found via the Division II homepage at ncaa.org. No action was taken.

Presidents Council. The Presidents Council reviewed the committee's report without taking any action.

8. DIVISION II MANAGEMENT COUNCIL.

- a. Discussion Regarding SAR Self-Imposed Penalties.** This item was not received by the Council and will be discussed at the October meeting.

b. Notice for Election of Chair of Management Council for 2010.

Management Council. The Management Council was informed that an election for chair of the Management Council will be held at the October meeting. Interested parties should relay their interest prior to the October meeting. No action was taken.

Presidents Council. No action was necessary.

c. Election for Vice-Chair of Management Council.

Management Council. The Management Council agreed to recommend that the Presidents Council ratify the election of Lloyd "Butch" Raymond as vice-chair of the Management Council, effective September 1, 2009. [See Item 5-b-(2) in this document for further information on vice-chair duties.]

Presidents Council. No action was necessary.

d. Consider Vacant Management Council Committee/Project Team Assignments.

Management Council. The Management Council received a listing of committee and project team assignments and was asked to contact staff if interested in a particular assignment. No action was taken.

Presidents Council. No action was necessary.

e. Sports Wagering Policy and NCAA Championships.

Management Council. The Management Council reviewed the sports wagering policy, as approved by the Presidents Council in April. The Management Council also reviewed the recommendations from the Division II Championships Committee and the NCAA Committee on Sportsmanship and Ethical Conduct concerning the policy, as follows:

- The Division II Championships Committee recommended that the term 'metropolitan' within the statement be changed to 'state' and that the policy apply only to predetermined championships sites.
- The NCAA Committee on Sportsmanship and Ethical Conduct recommended that the term 'metropolitan' within the statement be changed to 'state' and that the policy apply uniformly to both predetermined and non-predetermined championships sites.

The Management Council voted that the Division II Championships Committee's recommendation be considered by the Division II Presidents Council and, ultimately, the NCAA Executive Committee.

Presidents Council. The Presidents Council received, as an information item, an update from NCAA staff on the recommendation that would be taken to the Executive Committee regarding the sports wagering policy and NCAA championships.

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

The Presidents Council was informed that the Executive Committee would ultimately decide the policy for the Association. No action was taken.

9. DIVISION II PRESIDENTS COUNCIL.

- a. Vice President's Report.** The vice president for Division II updated the Council on several items of importance, including the second quarter update on Division II priorities; an update on the Purchasing Web site; the total 2008-09 funds raised to date for the Make-A-Wish Foundation; and a summary of the institutions entering the Division II membership process. No action was taken.
- b. Presidential Involvement at Convention and Other Crucial NCAA Meetings.** The Presidents Council discussed the issue of chancellors and presidents attending the Division II Business Session during the Convention, as well as the 2010 Chancellors and Presidents Summit. Several suggestions were made and will be reviewed and considered by the Division II Administrative Committee.
- c. Executive Vice President's Report.** The executive vice president of membership and student-athlete affairs updated the Presidents Council on discussions that have taken place between the NCAA and the NAIA. No action was taken.
- d. Litigation Summary.** General counsel updated the Council on cases involving the NCAA. No action was taken.
- e. Minimum Expectations for Division II Membership.** The Presidents Council reviewed an article in the NCAA News Online concerning minimum expectations for institutions seeking Division II membership. The Council agreed to continue discussions on the matter at a future meeting, noting the current minimum expectations are appropriate, and encouraged the Membership Committee to add expectations, as necessary. No action was taken.

- f. **Committee/Project Team Assignments.** The Presidents Council reviewed the current listing of committee/project team assignments and was asked for feedback. No action was taken.
- g. **Chair Vacancy.** The Council was informed that an election would take place in October for a new chair, effective immediately following adjournment of the 2010 Convention. Interested parties should relay their interest prior to the October meeting. No action was taken.

10. NATIONAL OFFICE STAFF UPDATES.

a. Evaluation of 2009 MC/SAAC Summit.

Management Council. The Management Council thanked the staff and Ann Martin for the excellent job of planning and facilitating the Summit. A written survey was collected subsequent to the Summit and results of that survey will be provided to Council members. No action was taken.

Presidents Council. No action was necessary.

b. Division II Game Environment Award of Excellence.

Management Council. The Management Council reviewed information concerning the Division II game environment award of excellence and the game environment initiative. Deadline for submission of nominations for the award is October 16; the conference, independent, and national winners will be announced by November 20; and the national winner will be recognized at the 2010 NCAA Convention. No action was taken.

Presidents Council. No action was necessary.

11. MEETING RECAP/THINGS TO REPORT TO CONFERENCES.

Management Council. The Management Council was provided with various topics to take back to their institutions/conferences, including: 1) information on RESPECT campaign; 2) Bylaw 17 Recommendations and Discussions; 3) 2010 NCAA Convention Schedule and Management Council meetings; 4) Applications for Membership Fund; 5) Membership Committee process and minimum expectations for Division II membership; 6) Game Environment Award of Excellence information; 7) Regional tournament format; 8) Championships video footage information; and 9) Reminder concerning Division II member institutions' Web sites.

Presidents Council. No action was necessary.

12. OTHER BUSINESS.

a. Student Records Review Committee.

Management Council. The Management Council agreed to recommend that the Presidents Council ratify the appointment of Jonathan Stone to replace Linda Myers on the Student Records Review Committee.

Presidents Council. The Presidents Council ratified the appointment.

b. Division II Purchasing Web site.

Management Council. The Management Council received an update on the Division II Purchasing Web site and was informed that conference offices could take advantage of any unused funds by their institutions, up to \$2,000, on or before August 7. No formal action was taken.

Presidents Council. The Presidents Council received the information on the Purchasing Web site. No action was taken.

c. Management Council Appeals.

Management Council. The Management Council was presented with appeals from two Division II institutions—University of Tampa and Brigham Young University-Hawaii. In both cases, the Management Council upheld the decision that had been previously rendered by the Division II Legislation Committee Interpretations Subcommittee.

Presidents Council. No action was necessary.

d. Management Council Subcommittee.

- **Constitution 4.7.2.3 (Duties of the Management Council Subcommittee).**

Management Council. The Management Council approved noncontroversial legislation to modify Constitution 4.7.2.3 to separate infractions appeals reviews from the NCAA Division II Management Council Subcommittee and create a new standing committee for the infractions appeals process.

The new committee would report to the Division II Management Council and Presidents Council and consist of five members, as follows:

- One member of the Division II Management Council (term would coincide with Management Council term).
- One public member (three-year term; may be reappointed but cannot exceed nine years on the committee).
- Three additional individuals selected at large from the membership (three-year term; may be reappointed but cannot exceed nine years on the committee).

Presidents Council. No action was necessary.

13. FUTURE MEETINGS.

Management Council. The Management Council reviewed the dates for future meetings. No action was taken.

Presidents Council. The Presidents Council reviewed the dates for future meetings. No action was taken.

14. ADJOURNMENT.

Management Council. The Management Council adjourned at 10 a.m. Tuesday, July 21, 2009.

Presidents Council. The Presidents Council adjourned at 12:30 p.m. Thursday, August 6, 2009.

MINUTES OF THE
NATIONAL COLLEGIATE ATHLETIC ASSOCIATION
INTERPRETATIONS SUBCOMMITTEE OF THE
DIVISION II LEGISLATION COMMITTEE

Teleconference No. 3

July 13, 2009

Participants:

Marcus Grant, Central Intercollegiate Athletic Association
Diana Kling, Peach Belt Conference, chair
Mark Linder, University of North Alabama
Ann Martin, Regis University
Fran Nee, Indiana University of Pennsylvania
Jay Newton, University of Southern Indiana
Jenn Fraser, NCAA, recording secretary
Maritza Jones, NCAA
Stephanie Quigg, NCAA

[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 NCAA Interpretations Subcommittee of the Division II Legislation 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.]

1. Eligibility – Participation in Organized Competition or Training Prior to Initial Collegiate Enrollment – National/International Competition Exception. The subcommittee reviewed an appeal by a Division II institution regarding an NCAA academic and membership affairs staff interpretation. A prospective student-athlete graduated from high school in December 2004 and began participation in national/international competition September 2005. The prospective student-athlete continued participating in national/international competition through August 2006. Pursuant to the organized competition or training prior to initial collegiate enrollment legislation, the prospective student-athlete's first opportunity to enroll at the Division II institution was January 2005. Although the prospective student-athlete triggered the use of two seasons of competition per NCAA Bylaw 14.2.4.2, the NCAA Eligibility Center certified the prospective student-athlete as having used one season of competition for participation in activities constituting the use of a season in 2006. The national/international competition exception was applied by the

Eligibility Center for the prospective student-athlete's participation in such activities from September 2005 through January 2006. Since the prospective student-athlete used a season of competition per Bylaw 14.2.4.2, the Eligibility Center also noted that the prospective student-athlete must serve an academic year in residence at the Division II institution. Based on the facts provided, the academic and membership affairs staff provided an interpretation stating that the one-year period set forth in the national/international competition exception to the organized competition or training prior to initial collegiate enrollment legislation is defined as a consecutive 365-day period during which the individual has used a season of competition in the delay period after his or her first opportunity to enroll at a collegiate institution, and not as 365 opportunities to participate in organized competition. The subcommittee upheld and confirmed the academic and membership affairs staff interpretation.

[References: Bylaws 14.2.4.2 (participation in organized competition or training prior to initial collegiate enrollment) and 14.2.4.2.3.3 (national/international competition exception).]

2. The subcommittee reviewed a Division I staff determination regarding nonathletics institutional advertisements and promotions in nonprinted media and decided that a determination should be issued in Division II. The determination shall read, as follows:

**Nonathletics Institutional Advertisements and Promotions in
Nonprinted Media (II)**

Date Issued: July 13, 2009

Date Published: July 17, 2009

Item Ref: 2

The Interpretations Subcommittee of the Division II Legislation Committee determined that the nonathletics institutional advertisements legislation is applicable to all media forms (e.g., broadcast media, electronic media, print media).

[References: NCAA Bylaws 13.4.4.1 (recruiting advertisements), 13.4.4.1.1 (nonathletics institutional advertisements) and an official interpretation (8/27/92, Item 4)]

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MINUTES OF THE
NATIONAL COLLEGIATE ATHLETIC ASSOCIATION
INTERPRETATIONS SUBCOMMITTEE OF THE
DIVISION II LEGISLATION COMMITTEE

Teleconference No. 5

August 24, 2009

Participants:

Marcus Grant, Central Intercollegiate Athletic Association
Diana Kling, Peach Belt Conference, chair
Mark Linder, University of North Alabama
Ann Martin, Regis University
Fran Nee, Indiana University of Pennsylvania
Jay Newton, University of Southern Indiana
Jenn Fraser, NCAA, recording secretary
Maritza Jones, NCAA
Stephanie Quigg, NCAA

[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 NCAA Interpretations Subcommittee of the Division II Legislation 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.]

1. The Interpretations Subcommittee of the NCAA Division II Legislation Committee reviewed, and approved the announcement of an August 14, 1996 staff determination. The subcommittee agreed that the Division II membership would benefit from a reminder of the previously issued interpretation, as the NCAA staff often receives questions regarding the application of Bylaw 14.1.2.1. The determination is, as follows:

a. Certification of Partial Qualifier

Date Issued: August 14, 1996

Date Published: August 14, 1996

Item Ref: a

Interpretation:

NCAA Initial-Eligibility Clearinghouse and Certification: The legislative services staff determined that an institution must use a final certification report issued by the clearinghouse in order to determine whether a student-athlete meets the academic requirements to be considered a partial qualifier. The staff recommended that the NCAA Special Committee to Oversee Implementation of the NCAA Initial-Eligibility Clearinghouse review this issue.

[Reference: NCAA Bylaw 14.1.2.1 (initial-eligibility clearinghouse)]

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MINUTES OF THE
NATIONAL COLLEGIATE ATHLETIC ASSOCIATION
INTERPRETATIONS SUBCOMMITTEE OF THE
DIVISION II LEGISLATION COMMITTEE

Teleconference No. 5

September 21, 2009

Participants:

Marcus Grant, Central Intercollegiate Athletic Association
Diana Kling, Peach Belt Conference, chair
Ann Martin, Regis University
Fran Nee, Indiana University of Pennsylvania
Jay Newton, University of Southern Indiana
Christina Heck Whetsel, Angelo State University
Jenn Fraser, NCAA, recording secretary
Maritza Jones, NCAA
Stephanie Quigg, NCAA

[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 NCAA Interpretations Subcommittee of the Division II Legislation 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.]

1. The Interpretations Subcommittee of the NCAA Division II Legislation Committee reviewed, and approved, two Division II staff determinations issued since August 25, 2009. The determination are, as follows:

- a. **Criteria for a Repeated Course to be Acceptable for Initial-Eligibility Certification (II)**

Date Issued: September 2, 2009

Date Published: September 4, 2009

Item Ref: b

The academic and membership affairs staff determined that to be acceptable for initial-eligibility certification, a repeated course (including credit recovery) must be substantially comparable, qualitatively and quantitatively (e.g., content, textbook, assessments, duration), to the previously attempted course.

[Reference: NCAA Division II Bylaw 14.3.1.2.8 (repeat courses)]

b. Discounts for Camps or Clinics (II)

Date Issued: August 26, 2009

Date Published: August 27, 2009

Item Ref: 1

The academic and membership affairs staff determined that an institution may offer discounted admissions to its camps and clinics based on objective criteria unrelated to athletics abilities (e.g., registration prior to a specific date, online registration, attendance at multiple sessions), provided such discounts are published and available on an equal basis to all who qualify.

[References: Division II Bylaws 13.12.1.5 (employment of prospective student-athletes/no free or reduced admission privileges) and 13.12.1.5.1 (prospective student-athlete); staff interpretation (10/29/03, Item Ref: 3); and staff interpretation (6/2/89, Item Ref: h)]

#

A G E N D A

The National Collegiate Athletic Association

Legislative Review Subcommittee of the

Division II Legislation Committee

NCAA National Office
Indianapolis, Indiana

November 2, 2009

1. Welcome and announcements.
2. Review communication plan for revisions to NCAA Bylaw 30 from internal Manual consistency project. [[Attachment A](#)] (Jenn Fraser)
3. Legislative referral.
 - Administrative regulations – men’s basketball recruiting calendar. [[Attachment B](#)] (Fraser)
3. Incorporation of interpretations. [[Attachment C](#)] (Fraser)
4. Division II editorial revisions. [[Attachment D](#)] (Fraser)
5. Other business.
6. Adjournment.

Academic and Membership Affairs – Legislation Team

Manual Consistency Project Communication Plan

Purpose of Plan.

To ensure that the NCAA national office staff, membership, committees and other constituent groups are informed of any structural changes to the divisional NCAA Manuals in a timely manner through various communication channels and be responsive to any questions or concerns.

Background.

The project's overall goal is to make the divisional Manuals more 'user friendly'. The legislation team for all three divisions have examined their respective Manuals and have identified areas that can be removed and placed within a policies and procedures manual; bylaws that can be consolidated or eliminated or be revised editorially in order to make the Manuals more 'user friendly.'

Target Audience.

- National office staff.
- Member institutions.
- Conferences.
- Committees.
- Related organizations (e.g., NAAC).

Guiding Principles.

- Focus on three areas:
 - Efficiency;
 - User friendly; and
 - Consistency.
- Involve constituent groups at all levels of implementation.

Key Messages.

- To provide the membership an easier to use Manual.
- Potential cost savings with printing and shipping.
- Change is difficult but this will reap benefits in the future.
- Educational materials and ancillary documents will eventually be updated with new bylaw references (e.g., waiver applications, NCAA Web site).

Communication Elements.

- Updates in CCACA monthly newsletter.
- LSDBi homepage.
- E-letter sent to affected committees.
 - Include goals and effective date.
 - Emphasis that liaisons will need to update any educational materials and documents accordingly.
- Regular updates to the national office staff – via e-mail or at Wednesday staff meetings.
- Create a guide to indicate where the “old” bylaw is now located.
 - Example: Bylaw 31.1 is now Bylaw 13.1.

Timeline.

August 2009

1. Determine timelines for adoption in each division.
2. Develop information sheet to be distributed to constituent groups.
3. Develop sample of what it will look like.

4. Provide first official notice to staff (and NCAA Eligibility Center) with information sheet and sample and who to contact (via e-mail and at Wednesday staff meeting).
5. Develop speaking points (pluses and minuses).
6. Develop list of all affected groups – internal and external.
7. Schedule meeting with appropriate NCAA public and media relations staff.

September 2009

1. Provide first official notice to affected groups with information sheet and sample and who to contact (via e-mail and/or set up meeting).
2. Provide first official notice to membership with information sheet and sample and who to contact (via LSDBi, CCACA update).

October 2009

1. Provide staff with updates at Wednesday staff meetings.
2. Provide membership with any updates via LSDBi announcements.
3. Conduct focus groups with membership of varying knowledge and divisions (including multidivisional institutions).

November 2009

1. Provide staff with updates at Wednesday staff meetings.
2. Provide membership with any updates via LSDBi announcements.

December 2009

1. Provide staff with updates at Wednesday staff meetings.
2. Provide membership with any updates via LSDBi announcements.

January 2010

1. Provide staff with updates at Wednesday staff meetings.
2. Provide membership with any updates via LSDBi announcements.

February 2010

1. Provide staff with updates at Wednesday staff meetings.
2. Provide membership with any updates via LSDBi announcements.

March 2010

1. Provide staff with updates at Wednesday staff meetings.
2. Provide membership with any updates via LSDBi announcements.

April 2010

1. Provide staff with updates at Wednesday staff meetings.
2. Provide membership with any updates via LSDBi announcements.

May 2010

1. Develop a guide to indicate where the “old” bylaw is located.
2. Provide staff with updates at Wednesday staff meetings.
3. Provide membership with any updates via LSDBi announcements and at NCAA Regional Rules Seminars.

June 2010

1. Provide staff with updates at Wednesday staff meetings.
2. Provide membership with any updates via LSDBi announcements and at regional rules seminars.

July 2010

1. Ensure changes are included in new Manuals.
2. Provide staff with updates at Wednesday staff meetings.
3. Provide membership with any updates via LSDBi announcements.

**NCAA Bylaw 30.11.1 – Administrative Regulations – Men's Basketball Recruiting
Calendar**

Issue:

Whether or not the NCAA Division II Legislation Committee should recommend sponsorship of legislation for the 2011 NCAA Convention to amend NCAA Bylaw 30.11.1 (basketball, men's).

History:

Prior to 1994, the NCAA men's basketball recruiting calendar legislation designated the Thursday before the National Collegiate Division I Men's Basketball Championship game to Tuesday at noon after the game as a dead period. The intent of the legislation was to promote Division II coaches attendance at the National Association of Basketball Coaches (NABC) Convention which is held in conjunction with the NCAA Division I Men's Basketball Championship.

At the 1994 NCAA Convention the Division II membership adopted a proposal which amended the recruiting calendar and created an evaluation period during any high school all-star game that occurs within the state in which the member institution is located. The rationale for the proposal was to provide coaches an opportunity to support prospective student-athletes who had likely already committed to an institution by signing a National Letter of Intent, but was not intended to provide another contact or recruitment opportunity.

Since the 1994 Convention, the Division II men's basketball recruiting calendar has remained unchanged.

Analysis:

High school all-star contests are generally scheduled following the completion of the high school season. Based on when the all-star contests are scheduled, they may take place during the National Collegiate Division I Men's Basketball Championship which is designated as a dead period in the men's basketball recruiting calendar. Pursuant to the legislation, Division II basketball coaches may evaluate prospective student-athletes at a high school all-star game that occurs within the state in which the member institution is located.

The NCAA academic and membership affairs staff has responded to questions from the Division II membership to specify that coaches may take advantage of the evaluation period even if a high school all-star game occurs during the Division I men's basketball championship weekend, despite the fact that the intent behind the dead period surrounding the Division I Men's Basketball Championship was to promote attendance at the NABC Convention. This creates a recruiting advantage for Division II coaches, inasmuch as Division I coaches do not have the same access to the evaluation period for high school all-star games.

When the legislation was adopted in Division II, the membership did not contemplate how the evaluation period and dead period should exist within the recruiting calendar and the overlap of an evaluation period and dead period that was created. Does the (sub)committee agree with the staff's conclusion? Should an official interpretation be issued? Should the legislation be amended?

Conclusions:

1. The Legislation Committee **recommends** the issuance of an official interpretation.
2. The Legislation Committee **recommends** that the NCAA Division II Management Council sponsor legislation for the 2011 Convention to amend Bylaw 30.11.1, effective August 1, 2011.
3. The Legislation Committee **does not recommend** that the Management Council sponsor legislation for the 2011 Convention to amend Bylaw 30.11.1.

Associated References:

Division II Bylaws

13.02.4.1 - Contact Period. A contact period is that period of time when it is permissible for authorized athletics department staff members to make in-person, off-campus recruiting contacts and evaluations.

13.02.4.2 - Evaluation Period. An evaluation period is that 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.

13.02.4.3 - Quiet Period. A quiet period is that period of time when it is permissible to make in-person recruiting contacts only on the member institution's campus. No in-person, off-campus recruiting contacts or evaluations may be made during the quiet period.

13.02.4.4 - Dead Period. A dead period is that period of time when it is not permissible to make in-person recruiting contacts or evaluations on or off the member institution's campus or to permit official or unofficial visits by prospective student-athletes to the institution's campus. The

provision of complimentary admissions to a prospective student-athlete during a dead period is prohibited, except as provided in Bylaw 13.7.2.5 for a prospective student-athlete who visits an institution as part of a group. During such a dead period, a coaching staff member may not serve as a speaker at or attend a meeting or banquet at which prospective student-athletes are in attendance, except as provided in Bylaws 13.1.9 and 13.1.9.1, and may not visit the prospective student-athletes' educational institutions. It remains permissible, however, for an institutional staff member to write or telephone prospective student-athletes during such a dead period.

30.11.1 Basketball, Men's. The following contact and evaluation periods shall apply to men's basketball:

- | | |
|---|-------------------|
| (a) June 1 through June 14: | Quiet Period |
| (b) June 15 through August 1: | Evaluation Period |
| (c) August 2 through September 6: | Quiet Period |
| (d) September 7 through October 14: | Contact Period |
| (e) October 15 to the date of the prospective student-athlete's initial high school or two-year college contest: | Quiet Period |
| (f) During the period 48 hours before 7 a.m. on the initial date for the fall signing of the National Letter of Intent: | Dead Period |
| (g) The period between the prospective student-athlete's initial and final high school or two-year college contests: | Evaluation Period |
| (h) March 1 through 30 days after the Saturday after the initial date for the spring signing of the National Letter of Intent [except for (1) and (2) below]: | Contact Period |
| (1) Thursday before the National Collegiate Division I Men's Basketball Championship game to Tuesday noon after the game: | Dead Period |
| (2) During the period 48 hours before 7 a.m. on the initial date for the spring signing of the National Letter of Intent: | Dead Period |
| (i) During any high school all-star game that occurs within the state in which the member institution is located: | Evaluation Period |
| (j) During any all-star contest held during the final weekend of the NCAA Division I Men's Basketball Championship in the host city. | Evaluation Period |
| (k) All other dates: | Quiet Period |

MINUTES OF THE
NATIONAL COLLEGIATE ATHLETIC ASSOCIATION
INTERPRETATIONS SUBCOMMITTEE OF THE
DIVISION II LEGISLATION COMMITTEE

Teleconference No. 3

July 13, 2009

Participants:

Marcus Grant, Central Intercollegiate Athletic Association
Diana Kling, Peach Belt Conference, chair
Mark Linder, University of North Alabama
Ann Martin, Regis University
Fran Nee, Indiana University of Pennsylvania
Jay Newton, University of Southern Indiana
Jenn Fraser, NCAA, recording secretary
Maritza Jones, NCAA
Stephanie Quigg, NCAA

[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 NCAA Interpretations Subcommittee of the Division II Legislation 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.]

1. Eligibility – Participation in Organized Competition or Training Prior to Initial Collegiate Enrollment – National/International Competition Exception. The subcommittee reviewed an appeal by a Division II institution regarding an NCAA academic and membership affairs staff interpretation. A prospective student-athlete graduated from high school in December 2004 and began participation in national/international competition September 2005. The prospective student-athlete continued participating in national/international competition through August 2006. Pursuant to the organized competition or training prior to initial collegiate enrollment legislation, the prospective student-athlete's first opportunity to enroll at the Division II institution was January 2005. Although the prospective student-athlete triggered the use of two seasons of competition per NCAA Bylaw 14.2.4.2, the NCAA Eligibility Center certified the prospective student-athlete as having used one season of competition for participation in activities constituting the use of a season in 2006. The national/international competition exception was applied by the

Eligibility Center for the prospective student-athlete's participation in such activities from September 2005 through January 2006. Since the prospective student-athlete used a season of competition per Bylaw 14.2.4.2, the Eligibility Center also noted that the prospective student-athlete must serve an academic year in residence at the Division II institution. Based on the facts provided, the academic and membership affairs staff provided an interpretation stating that the one-year period set forth in the national/international competition exception to the organized competition or training prior to initial collegiate enrollment legislation is defined as a consecutive 365-day period during which the individual has used a season of competition in the delay period after his or her first opportunity to enroll at a collegiate institution, and not as 365 opportunities to participate in organized competition. The subcommittee upheld and confirmed the academic and membership affairs staff interpretation.

[References: Bylaws 14.2.4.2 (participation in organized competition or training prior to initial collegiate enrollment) and 14.2.4.2.3.3 (national/international competition exception).]

2. The subcommittee reviewed a Division I staff determination regarding nonathletics institutional advertisements and promotions in nonprinted media and decided that a determination should be issued in Division II. The determination shall read, as follows:

**Nonathletics Institutional Advertisements and Promotions in
Nonprinted Media (II)**

Date Issued: July 13, 2009

Date Published: July 17, 2009

Item Ref: 2

The Interpretations Subcommittee of the Division II Legislation Committee determined that the nonathletics institutional advertisements legislation is applicable to all media forms (e.g., broadcast media, electronic media, print media).

[References: NCAA Bylaws 13.4.4.1 (recruiting advertisements), 13.4.4.1.1 (nonathletics institutional advertisements) and an official interpretation (8/27/92, Item 4)]

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MINUTES OF THE
NATIONAL COLLEGIATE ATHLETIC ASSOCIATION
INTERPRETATIONS SUBCOMMITTEE OF THE
DIVISION II LEGISLATION COMMITTEE

Teleconference No. 5

August 24, 2009

Participants:

Marcus Grant, Central Intercollegiate Athletic Association
Diana Kling, Peach Belt Conference, chair
Mark Linder, University of North Alabama
Ann Martin, Regis University
Fran Nee, Indiana University of Pennsylvania
Jay Newton, University of Southern Indiana
Jenn Fraser, NCAA, recording secretary
Maritza Jones, NCAA
Stephanie Quigg, NCAA

[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 NCAA Interpretations Subcommittee of the Division II Legislation 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.]

1. The Interpretations Subcommittee of the NCAA Division II Legislation Committee reviewed, and approved the announcement of an August 14, 1996 staff determination. The subcommittee agreed that the Division II membership would benefit from a reminder of the previously issued interpretation, as the NCAA staff often receives questions regarding the application of Bylaw 14.1.2.1. The determination is, as follows:

a. Certification of Partial Qualifier

Date Issued: August 14, 1996

Date Published: August 14, 1996

Item Ref: a

Interpretation:

NCAA Initial-Eligibility Clearinghouse and Certification: The legislative services staff determined that an institution must use a final certification report issued by the clearinghouse in order to determine whether a student-athlete meets the academic requirements to be considered a partial qualifier. The staff recommended that the NCAA Special Committee to Oversee Implementation of the NCAA Initial-Eligibility Clearinghouse review this issue.

[Reference: NCAA Bylaw 14.1.2.1 (initial-eligibility clearinghouse)]

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MINUTES OF THE
NATIONAL COLLEGIATE ATHLETIC ASSOCIATION
INTERPRETATIONS SUBCOMMITTEE OF THE
DIVISION II LEGISLATION COMMITTEE

Teleconference No. 5

September 21, 2009

Participants:

Marcus Grant, Central Intercollegiate Athletic Association
Diana Kling, Peach Belt Conference, chair
Ann Martin, Regis University
Fran Nee, Indiana University of Pennsylvania
Jay Newton, University of Southern Indiana
Christina Heck Whetsel, Angelo State University
Jenn Fraser, NCAA, recording secretary
Maritza Jones, NCAA
Stephanie Quigg, NCAA

[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 NCAA Interpretations Subcommittee of the Division II Legislation 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.]

1. The Interpretations Subcommittee of the NCAA Division II Legislation Committee reviewed, and approved, two Division II staff determinations issued since August 25, 2009. The determination are, as follows:

- a. **Criteria for a Repeated Course to be Acceptable for Initial-Eligibility Certification (II)**

Date Issued: September 2, 2009

Date Published: September 4, 2009

Item Ref: b

The academic and membership affairs staff determined that to be acceptable for initial-eligibility certification, a repeated course (including credit recovery) must be substantially comparable, qualitatively and quantitatively (e.g., content, textbook, assessments, duration), to the previously attempted course.

[Reference: NCAA Division II Bylaw 14.3.1.2.8 (repeat courses)]

b. Discounts for Camps or Clinics (II)

Date Issued: August 26, 2009

Date Published: August 27, 2009

Item Ref: 1

The academic and membership affairs staff determined that an institution may offer discounted admissions to its camps and clinics based on objective criteria unrelated to athletics abilities (e.g., registration prior to a specific date, online registration, attendance at multiple sessions), provided such discounts are published and available on an equal basis to all who qualify.

[References: Division II Bylaws 13.12.1.5 (employment of prospective student-athletes/no free or reduced admission privileges) and 13.12.1.5.1 (prospective student-athlete); staff interpretation (10/29/03, Item Ref: 3); and staff interpretation (6/2/89, Item Ref: h)]

#

**EXECUTIVE REGULATIONS – SELECTION OF TEAMS AND
INDIVIDUALS FOR CHAMPIONSHIPS PARTICIPATION –
AUTOMATIC QUALIFICATION – EARNED ACCESS-FOOTBALL**

Convention Year: 2010

Effective Date: Immediate

Editorial Revision Number: ER-2009-11

Source: NCAA Staff.

Proposal Category: Editorial Revision

Topical Area: Executive Regulations

Status: Adopted

Administrative: Amend 31.3.4.7, as follows:

31.3.4.7 Earned Access -- Football. The Division II Football Committee shall award earned access to the NCAA Division II Football Championship to Division II football playing conferences for which at least one member institution finishes in the top ~~10~~ eight of the final NCAA Division II football regional ranking. The earned access shall go to the conference's highest ranked team in the final regional Top 10 poll.

Additional Information: When the Division II regionalization model was adopted in 2008, the eight-region model was modified to four super regions. With the reduction in the number of regions, the Division II Championships Committee approved a recommendation by the Division II Football Committee to require a conference representative to finish in the top eight of the final regional ranking to secure earned access to the Division II football postseason.

2010 NCAA CONVENTION

DIVISION II SECOND PUBLICATION OF PROPOSED LEGISLATION

104th Annual Convention
January 13-16, 2010
Atlanta, Georgia

LEGISLATION



THE NATIONAL COLLEGIATE ATHLETIC ASSOCIATION
P.O. Box 6222
Indianapolis, Indiana 46206-6222
317/917-6222
www.ncaa.org
September 2009

Legislation Prepared By: Stephanie Quigg, *Director of Academic and Membership Affairs for Division II*; Maritza Jones, *Associate Director of Academic and Membership Affairs for Division II*; and Jennifer Fraser, *Assistant Director of Academic and Membership Affairs*.

NCAA, NCAA logo and NATIONAL COLLEGIATE ATHLETIC ASSOCIATION are registered marks of the Association and use in any manner is prohibited unless prior approval is obtained from the Association.

Second Publication of Proposed Legislation 104th Annual Convention

This publication presents all proposed amendments to NCAA Division II legislation that were properly submitted in accordance with the July 15 and September 1 deadlines in the NCAA legislative calendar. The proposals herein appear in the order in which they would appear, if adopted, in the NCAA Manual. No attempt has been made to place them in topical groupings or in the order in which they eventually might appear in the Convention agenda. **The order of the three proposals contained in the Initial Publication of Proposed Legislation has changed in the Second Publication of Proposed Legislation. Likewise, the order of the 14 proposals in the second publication will change in the Official Notice. The Numeral 2 has been placed in front of each proposal number to help identify its position in the second publication. In addition, for each proposal that appeared in the initial publication, a parenthetical follows the proposal number, which identifies the proposal's number as it appeared in the Initial Publication of Proposed Legislation.**

Each proposal is accompanied not only by the traditional statement of intent and proposed effective date, but also by a statement of rationale.

Between the posting of the Initial Publication of Proposed Legislation (August 15) and September 15, sponsors of the three membership-sponsored proposals were permitted to refine and change the amendments in any manner that was germane to the proposal. Such changes could either increase or decrease the modification set forth in the original proposal. All of these changes have been incorporated in this Second Publication of Proposed Legislation, which also includes all proposals submitted by September 1 by the NCAA Division II Presidents Council.

No new proposals may be submitted for the 2010 Convention inasmuch as the July 15 and September 1 deadlines have passed. Member institutions and conferences, as well as the Presidents Council, now have until November 1 by 5 p.m. Eastern time to submit amendments to these proposals. Such amendments-to-amendments may not increase the modification set forth in the printed proposal. Amendments-to-amendments submitted by the membership must have eight sponsors in Division II. In addition, amendments-to-amendments may be sponsored by at least one member conference (on behalf of eight or more of their active member institutions) in Division II. It should be noted that proposals that are withdrawn after the September 15 sponsor-modification deadline appear in the Second Publication of Proposed Legislation; however, information will be included in the Official Notice to indicate the sponsor's intent to withdraw the proposal at the Convention.

Member institutions and conferences are encouraged to request interpretations of the proposed legislation in this Second Publication of Proposed Legislation. Refer to Appendix B for the Request for Interpretation form.

This publication represents the second in a series of three publications dealing with Convention legislation, as dictated by the provisions of Constitution 5. The third publication will be as follows:

November 15 - Official Notice of the 2010 Convention. This Publication will contain all legislation for the Convention, including all amendments-to-amendments submitted by the November 1 deadline.

2009-10 Legislative Calendar

The legislative calendar, as set forth in Constitution 5, is summarized here for convenience of reference.

July 15: Deadline for submission of amendments by the Division II membership. Each amendment must include a statement of intent and a separate statement of rationale (200 words or less), as well as identification of the designated primary contact person.

July 16: Legislation Committee Review. The committee reviews proposals by the membership and works with the primary contact person for each amendment to ensure that the proposal meets the intent of the sponsor, to ensure that the placement of the amendment is consistent with the organizational integrity of the manual, and to edit the intent and rationale statements of the sponsors for clarity and brevity.

August 6: Presidents Council Consideration. The NCAA Division II Presidents Council considers legislative proposals that it may wish to sponsor. It also reviews the proposals submitted by the membership in accordance with the July 15 deadline.

August 15: Posting of Initial Publication of Proposed Legislation.

August 15-September 15: Sponsor Modification Period. Sponsors are permitted to refine and change their proposals in any manner germane to the original proposal. Member institutions and conferences are invited to offer any suggested revisions of a proposal to the primary contact person listed with the proposal. Also, members that believe an amendment should not be modified should so inform the primary contact person.

September 1: Deadline for submission of amendments sponsored by the Division II Presidents Council.

September 15: Deadline for submission by all sponsors (with submission by the primary contact person) of any modification to their original amendments. These modifications may represent either greater or lesser changes; they need only be germane to the original proposal.

September 23: Posting of Second Publication of Proposed Legislation. This publication includes all Division II membership-sponsored proposals (as modified) and includes all proposals sponsored by the Division II Presidents Council.

September 23-November 1: Amendment-to-amendment period. The Division II Presidents Council as well as the membership (see Constitution 5.3.5.3) may submit amendments to the proposals in the Second Publication of Proposed Legislation. These amendments-to-amendments may not increase the modification of the provisions to be amended; they must fall between the provisions of the circularized amendment and the current provisions.

November 1: Deadline for all amendments-to-amendments to be received in the national office. No amendments-to-amendments sponsored by the membership may be submitted after this date. The Presidents Council is authorized to submit further amendments-to-amendments at the Convention if it deems such action necessary.

November 15: Mailing of the Official Notice of the Convention. This publication includes all Division II proposed legislation and the properly submitted amendments-to-amendments.

January 13-16, 2010: NCAA Convention. All delegates receive the Convention Program when they register at the Convention. The Convention Program contains the most up-to-date meeting schedule and other helpful Convention information.

Division II Legislation Committee

Chair - Ann Martin, Regis University
Melissa Barrett, Belmont Abbey College
Rosemary Broderick, SAAC Representative
Marcus Grant, Central Intercollegiate Athletic Association
Dean Johnson, Caldwell College
Diana Kling, Peach Belt Conference
Jill McCartney, Washburn University of Topeka
Eileen McDonough, Barry University
Frances Nee, Indiana University of Pennsylvania
S. Jay Newton, University of Southern Indiana
Carol Rivera, California Collegiate Athletic Association
Christina Whetsel, Angelo State University

**104th Annual Convention LEGISLATIVE PROPOSALS SUBMITTED BY THE NCAA
DIVISION II PRESIDENTS COUNCIL AND BY THE DIVISION II MEMBERSHIP**

[Note: Pursuant to Constitution 5.3.12, all amendments shall become effective not earlier than the first day of August following adoption by the Convention; however, if a voting delegate wishes to propose an immediate effective date, or to propose any other effective date prior to the first day of August, a two-thirds majority of all delegates present and eligible to vote on the amendment is required to approve the immediate or alternative effective date. Further, all amendments with an effective date other than the first day of August following the Convention, will contain in the rationale statement reasons for such effective date. Those proposals that receive the required vote to carry an immediate effective date and that are adopted, become effective upon adjournment of the Convention.]

[Note: In the following proposals:

- Those letters and words that appear in *italics* and ~~striketrough~~ are to be deleted;
- Those letters and words that appear in **bold** and underlined are to be added; and
- Those letters and words that appear in normal text are unchanged from the current Division II legislation.]

No. 2-1	PERSONNEL — CONDUCT OF ATHLETICS PERSONNEL — SPORTS-SAFETY TRAINING
---------	---

Intent: To specify that each head coach and all other coaches who are employed full time at an institution shall maintain current certification in first aid, cardiopulmonary resuscitation (CPR) and automatic external defibrillator (AED) use.

Bylaws: Amend 11.1, as follows:

11.1 CONDUCT OF ATHLETICS PERSONNEL

[11.1.1 through 11.1.5 unchanged.]

11.1.6 Sports-Safety Training. Each head coach and all other coaches who are employed full time at an institution shall maintain current certification in first aid, cardiopulmonary resuscitation (CPR) and automatic external defibrillator (AED) use.

Source: NCAA Division II Presidents Council [Management Council (Legislation Committee)].

Effective Date: August 1, 2010

Rationale: Legislation requiring first aid, CPR and AED certification promotes student-athlete safety and well-being. A survey of the NCAA death claims since 1992 reports 60 percent of all nonvehicle-related deaths have been due to heart-related conditions and 83 percent of all deaths occurred during practice or conditioning. Although a similar proposal was defeated by the membership at the 2007 NCAA Convention, this proposal differs slightly from the previous in that it does not require the certified individual to be present during athletically related activities, nor does it specify the certifying organization. This proposal promotes and encourages the safety and well-being of student-athletes by requiring all head coaches [regardless of employment status (e.g., full time, part time, voluntary)] and all other coaches who are employed full time to maintain current certification in first aid, CPR and AED use. Additionally, Division II grant and initiative funding may be used to certify all coaches in first aid and CPR or to purchase an AED; however, it is not required for an institution to purchase an AED.

No. 2-2	RECRUITING — OFFERS AND INDUCEMENTS — SUMMER FACILITY FEES FOR PROSPECTIVE STUDENT-ATHLETES
---------	---

Intent: To permit an institution to pay fees associated with the use of institutional practice and competition facilities by a prospective student-athlete to participate in voluntary athletically related activities in his or her sport during the summer prior to initial full-time enrollment at the certifying institution, provided the prospective student-athlete has signed a National Letter of Intent or written offer of admission and/or financial aid.

Bylaws: Amend 13.2, as follows:

13.2 OFFERS AND INDUCEMENTS

[13.2.1 through 13.2.8 unchanged.]

13.2.9 Summer Facility Fees for Prospective Student-Athletes. An institution may pay fees associated with the use of institutional practice and competition facilities by a

prospective student-athlete to participate in voluntary athletically related activities in his or her sport during the summer prior to initial full-time enrollment at the certifying institution (see Bylaw 13.11.2.3), provided the prospective student-athlete has signed a National Letter of Intent or written offer of admission and/or financial aid.

Source: NCAA Division II Presidents Council [Management Council (Legislation Committee)].

Effective Date: Immediate

Rationale: Currently, it is permissible for an institution to pay fees for the use of institutional practice and competition facilities by a student-athlete for voluntary activities in his or her sport during the summer. It is also permissible for a prospective student-athlete who has signed a National Letter of Intent or written offer of admission and/or financial aid to participate in voluntary weightlifting or conditioning activities on the institution's campus in the presence of the institution's strength and conditioning coach, provided such activities are not prearranged, and the strength and conditioning coach is performing normal duties and responsibilities in the supervision of the weight room or facility in use, and does not work directly with the prospective student-athlete. This proposal permits an institution to pay fees for the use of institutional practice and competition facilities by a prospective student-athlete who has signed a National Letter of Intent or written offer of admission and/or financial aid for voluntary activities in his or her sport during the summer prior to initial full-time enrollment at the certifying institution, just as it is currently allowed for a regularly enrolled student-athlete. The immediate effective date will allow institutions to pay the fees during summer 2010.

No. 2-3	RECRUITING AND ELIGIBILITY — ADMISSIONS AND GRADUATION DATA, BANNED DRUG LIST AND INITIAL-ELIGIBILITY STANDARDS — REPORTS AND NOTIFICATION — ELIGIBILITY CENTER
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Intent: To specify that the NCAA Eligibility Center shall provide the information contained within the disclosure reports related to admissions, graduation-rate data and academic success rate to a prospective student-athlete and his or her parents or legal guardians after he or she has registered with the Eligibility Center and the Eligibility Center has received an institution's request to add the prospective student-athlete to the institution's institutional request list; further, to specify that the Eligibility Center shall provide notification of initial-eligibility standards, the banned-drug list and information about nutritional supplements to a prospective student-athlete and his or her parents or legal guardians after he or she has registered with the Eligibility Center.

A. Bylaws: Amend 13.3, as follows:

13.3 ADMISSIONS AND GRADUATION DATA, BANNED DRUG LIST AND INITIAL-ELIGIBILITY STANDARDS

13.3.1 Disclosure Report.

13.3.1.1 Report Publication. The Association's national office annually shall publish the admissions and graduation-rate data specified in Bylaw 30.1 and the academic success rate data specified in Constitution 3.2.4.10 and shall identify the information on an institution-specific basis.

13.3.1.2 Report Distribution. ~~Member institutions~~ **The NCAA Eligibility Center** shall provide ~~to prospective student-athletes and to prospective student-athletes' parents or legal guardians~~ the information contained within the report to a prospective student-athlete and his or her parents or legal guardians after he or she has registered with the Eligibility Center and the Eligibility Center has received an institution's request to add the prospective student-athlete to the institution's institutional request list. ~~Member institutions shall also provide the prospective student-athletes and their parent(s) or legal guardians with a copy of the institution's academic success rate report.~~ The NCAA shall provide a compilation of graduation data to the prospective student-athletes' guidance offices and high school and two-year college coaches. ~~All specified information shall be provided at the earliest opportunity after the institution's first arranged in-person encounter with the prospective student-athlete or on request; however, in no event shall an institution provide the information later than the day before a prospective student-athlete's signed acceptance of the National Letter of Intent or signed acceptance of the institution's written offer of admission and/or financial aid. Violations of this bylaw shall be considered institutional violations per Constitution 2.8.1; however, such violations shall not affect the student-athlete's eligibility.~~

13.3.2 Banned Drug List and Information about Nutritional Supplements.

13.3.2.1 Report Publication. The Association's national office annually shall publish the banned drug list specified in Bylaw 31.2.3.4 and shall update the list on its Web site.

13.3.2.2 Report Distribution. ~~Member institutions~~ **The NCAA Eligibility Center** shall provide ~~to all incoming prospective student-athletes and to prospective student-athletes' parents or legal guardians~~ the NCAA banned drug list ~~(or the NCAA Web site address at which the list is located)~~ (see Bylaw 31.2.3.4) and information about nutritional supplements to a prospective student-athlete and his or her parents or legal guardians after he or she has registered with the Eligibility Center. ~~The information shall be provided at the earliest practical opportunity (e.g., after the institution's first arranged in-person encounter with the prospective student-athlete) or upon request; however, in no event shall an institution provide the information later than July 1 before the prospective student-athlete's initial enrollment at the institution. For a prospective student-athlete whose recruitment is initiated after July 1, the institution must send the banned drug list and information about nutritional supplements at the earliest opportunity. Violations of this bylaw shall be considered institutional violations per Constitution 2.8.1; however, such violations shall not affect the prospective student-athlete's eligibility.~~

13.3.3 Notification of Initial-Eligibility Standards. ~~Member institutions~~ **The NCAA Eligibility Center** shall provide ~~to high school prospective student-athletes and their parents or legal guardians~~ information regarding the initial-eligibility standards contained in Bylaw 14.3 to a prospective student-athlete and his or her parents or legal guardians after he or she has registered with the Eligibility Center. ~~The information shall be provided at the earliest practical opportunity after the institution begins recruiting the prospective student-athlete, but not later than the day prior to the student-athlete's signed acceptance of the National Letter of Intent or institution's written offer of admission and/or financial aid. An institution may provide the information in hard copy or electronic form (e.g., electronic mail, link to Web site). Violations of this bylaw shall be considered institutional violations per Constitution 2.8.1; however, such violations shall not affect the prospective student-athlete's eligibility.~~

B. Bylaws: Amend 14.3.6, as follows:

14.3.6 Notification of Initial-Eligibility Standards. ~~Member institutions~~ **The NCAA Eligibility Center** shall provide ~~to high school prospective student-athletes and their parents or legal guardians~~ information regarding the initial-eligibility standards contained in Bylaw 14.3 **to a prospective student-athlete and his or her parents or legal guardians after he or she has registered with the Eligibility Center.** ~~The information shall be provided at the earliest practical opportunity after the institution begins recruiting the prospective student-athlete, but not later than the day prior to the student-athlete's signed acceptance of the National Letter of Intent or institution's written offer of admission and/or financial aid. An institution may provide the information in hard copy or electronic form (e.g., electronic mail, link to Web site). Violations of this bylaw shall be considered institutional violations per Constitution 2.8.1; however, such violations shall not affect the prospective student-athlete's eligibility.~~

Source: NCAA Division II Presidents Council [Management Council (Academic Requirements Committee)].

Effective Date: August 1, 2010, for all prospective student-athletes who register with the NCAA Eligibility Center on or after August 1, 2010.

Rationale: Current legislation places the burden on institutions to distribute information that could be provided to prospective student-athletes by the Eligibility Center. The information related to admissions, graduation-rate data and the academic success rate is already collected and published by the NCAA. The creation of the Eligibility Center has provided increased efficiency and customer service to prospective student-athletes and their parents. This proposed role in the central coordination and distribution of required reports would enhance the Eligibility Center's service to the membership. The close relationship between the NCAA national office and the Eligibility Center would facilitate the sharing of the necessary data. The required information could be provided to prospective student-athletes by the most efficient method (e.g., e-mail or other technology), as determined by the Eligibility Center. This shift in report distribution would merely be administrative in nature. Institutions would remain responsible for responding to any questions raised by prospective student-athletes and their parents or legal guardians. The Eligibility Center will begin performing these duties for all prospective student-athletes who register with the NCAA Eligibility Center on or after August 1, 2010.

No. 2-4 (1-1) RECRUITING — OFFICIAL VISIT — WRITTEN NOTICE

Intent: To eliminate the requirement that an institution must provide a prospective student-athlete written notice of the five official-visit limitation.

Bylaws: Amend 13.6.1.2, as follows:

13.6.1.2 Number of Official Visits — Prospective Student-Athlete Limitation. A prospective student-athlete may take a maximum of five expense-paid visits, with no more than one permitted to any single institution. This restriction applies regardless of the number of sports in which the prospective student-athlete is involved and only for expense-paid visits to Divisions I and II institutions.

~~13.6.1.2.1 Written Notification Required. Each member institution shall be required to notify the prospective student-athlete in writing, at the time of its invitation but before the visit, of the five-visit limitation. Violations of this bylaw shall be considered institutional violations per Constitution 2.8.1; however, they shall not affect the prospective student-athlete's eligibility.~~

[13.6.1.2.2 renumbered as 13.6.1.2.1, unchanged.]

Source: Lone Star Conference, Mid-America Intercollegiate Athletics Association and South Atlantic Conference.

Effective Date: Immediate

Rationale: This proposal will eliminate unnecessary paperwork and inadvertent violations due to administrative oversight. By reducing some of the administrative burdens placed on Division II compliance personnel who are charged with monitoring official visits, appropriate attention can be shifted to other areas. The immediate effective date will bring instant relief to the compliance workload. In 2004, Division I eliminated this requirement and there have not been any resulting issues with monitoring official visits.

No. 2-5 RECRUITING — TRYOUT EXCEPTIONS — USE OF INSTITUTIONAL FACILITIES

Intent: To establish a tryout exception that permits a group that includes prospective student-athletes to use an institution's facilities for physical activities without the use being considered a tryout, provided the physical activities are related to a sport that is not sponsored by the institution on the varsity intercollegiate level; further, to establish a tryout exception that permits an institution's athletics department staff members and representatives of its athletics interests to be involved in the conduct and administration of the use of a member institution's facilities for physical activities by a group that includes prospective student-athletes, as specified.

Bylaws: Amend 13.11, as follows:

13.11 TRYOUTS

13.11.1 Prohibited Activities. A member institution, on its campus or elsewhere, shall not conduct (or have conducted on its behalf) any physical activity (e.g., practice session or test/tryout) at which one or more prospective student-athletes (as defined in Bylaw 13.11.1.1) reveal, demonstrate or display their athletics abilities in any sport except as provided in Bylaws 13.11.2 and 13.11.3.

[13.11.1.1 through 13.11.2.6.2 unchanged.]

13.11.3 Tryout Exceptions.

[13.11.3.1 through 13.11.3.8 unchanged.]

13.11.3.9 Use of Facilities for Activities Related to a Nonsponsored Sport. The use of member institution's facilities for physical activities by a group that includes prospective student-athletes shall not be considered a tryout, provided the physical activities are related to a sport that is not sponsored by the institution at the varsity

intercollegiate level.

13.11.3.10 Additional Permissible Facility Usage. The use of institutional facilities for physical activities by a group that includes prospective student-athletes, not otherwise permitted in these bylaws, may still be permissible and not considered a tryout provided:

(a) The institution's athletics department staff or representatives of the institution's athletics interests are not involved in the promotion of the activity;

(b) The institution's athletics department staff or representatives of the institution's athletics interests are not involved in the solicitation of any individual prospective student-athlete's participation in the activity;

(c) The institution's athletics department staff or representatives of the institution's athletics interests are not involved in the solicitation for any particular group's participation in the activity, unless the group is affiliated with an outside organization and the solicitation is consistent with institutional policies of hosting outside organizations;

(d) The activity is not considered a tryout camp, as defined in Bylaw 13.11.1.5;

(e) Involvement by the institution's athletics department staff and representatives of its athletics interests is consistent with institutional policies for hosting outside organizations; and

(f) Athletics department staff members and representatives of its athletics interests remain subject to all applicable NCAA recruiting legislation during the event.

Source: NCAA Division II Presidents Council [Management Council (Legislation Committee)].

Effective Date: Immediate

Rationale: Currently, under the tryout exception that allows the use of a member institution's facilities by prospective student-athletes for activities not involving the institution's staff, athletics department staff members or representatives of the institution's athletics interests may not be involved in the conduct or administration of the activity. For example, athletics department staff members may not sell concessions, apparel or work at a scorer's table. Institutions depend on such activities to generate critical revenue for their departments, and for these activities to happen, it is often necessary for a member of the athletics department staff to administer aspects related to the activity. The existing legislation hinders access to collegiate facilities and, thus, hinders community relationships, which is contrary to the intent of the Division II Strategic Positioning Platform. Further, establishing an exception to the tryout restrictions in those instances in which the physical activities are related to a sport that is not sponsored by the institution on the intercollegiate level would not diminish either the intent or impact of the tryout restrictions, but rather would allow athletics department staff members an additional level of involvement in the conduct of these events, most of which are hosted for fundraising purposes.

Intent: To specify that an individual who does not enroll in a collegiate institution as a full-time student in the regular academic term that begins immediately after a one-year time period following his or her high school graduation date shall use one season of intercollegiate competition for each consecutive 12-month period after the one-year time period and before initial full-time collegiate enrollment in which the individual participates in organized competition; further, to amend the administration of the organized-competition regulations, as specified.

Bylaws: Amend 14.2.4.2, as follows:

14.2.4.2 Participation in Organized Competition ~~or Training~~ Prior to Initial Collegiate Enrollment. An individual who does not enroll in a collegiate institution as a full-time student ~~during the regular academic term that is immediately following the date that the individual's high school class normally graduates from high school (or the international equivalent as specified in the NCAA Guide to International Academic Standards for Athletics Eligibility)~~ **in the regular academic term that begins immediately after a one-year time period (the next opportunity to enroll after the one calendar-year period has elapsed) following his or her high school graduation date** shall use a **one** season of intercollegiate competition for each ~~calendar year or sports season (following that date)~~ **consecutive 12-month period after the one-year time period and before initial full-time collegiate enrollment** in which the individual ~~has participated~~ **participates** in activities that meet the criteria set forth in **organized competition** per Bylaw 14.2.4.2.31.2.

~~14.2.4.2.1 Discontinued High School Enrollment. An individual who discontinues high school enrollment and subsequently participates in activities that meet the criteria set forth in Bylaw 14.2.4.2.3 shall use a season of intercollegiate competition for each calendar year or sports season of participation regardless of the date the individual's high school class normally graduates.~~

~~14.2.4.2.2 Academic Year in Residence. An individual who uses a season(s) of competition in a specific sport per Bylaw 14.2.4.2, shall fulfill an academic year in residence at any member institution prior to being eligible to represent the certifying institution in that specific sport in intercollegiate competition.~~

~~14.2.4.2.3 Activities Constituting Use of Season. An individual shall use a season of competition per Bylaw 14.2.4.2 if the individual participates in activities that meet any of the following criteria:~~

- ~~(a) Any competition or training with a team that declares itself to be professional;~~
- ~~(b) Any competition or training with a team in which compensation is provided to any of the participants (including actual and necessary expenses);~~
- ~~(c) Any individual competition or training in which any of the participants receive compensation (including actual and necessary expenses);~~
- ~~(d) Any competition pursuant to the signing of a contract for athletics participation;~~

- ~~(e) Any competition pursuant to involvement in a professional draft;~~
- ~~(f) Any competition funded by a professional sports organization, excluding not for profit organizations affiliated with professional sports organizations;~~
- ~~(g) Any competition funded by a representative of an institution's athletics interest that is not an open event; or~~
- ~~(h) Any practice with a professional athletics team (excluding a 48-hour tryout).~~

~~14.2.4.2.3.1 Actual and Necessary Expenses. For purposes of determining the use of a season of competition per Bylaw 14.2.4.2, actual and necessary expenses are limited to the following:~~

- ~~(a) Meals;~~
- ~~(b) Transportation;~~
- ~~(c) Lodging;~~
- ~~(d) Medical insurance;~~
- ~~(e) Stipend (e.g., money for gas or food); or~~
- ~~(f) Medical expenses (excluding on-site treatment of an injury).~~

~~14.2.4.2.3.1.1 Exceptions — Reasonable Expenses and Fees. Reasonable expenses other than those listed above (e.g., the value of coaching, instruction and facility usage) are not considered compensation. If an individual pays a fee to participate on a team, the individual uses a season of competition only if the amount of actual and necessary expenses or other compensation received exceeds the amount of the fee.~~

~~14.2.4.2.3.1.1.1 Definition of Fee. A fee to participate on a team or club must:~~

- ~~(a) Be required of all individuals on the team or club;~~
- ~~(b) Be the same amount for all individuals on the team or club;~~
- ~~(c) Be directly used for the expenses of the team or club; and~~
- ~~(d) Not be earmarked for a specific individual or individuals.~~

14.2.4.2.1 Administration of Participation in Organized Competition.

14.2.4.2.1.1 High School Graduation. An individual's high school graduation date (or the international equivalent as specified in the NCAA Guide to International Academic Standards for Athletics Eligibility) shall be considered to be the graduation date of the final high school class (e.g., junior, senior) of which he or she was a member.

14.2.4.2.1.1.1 Early High School Graduation. If an individual graduates early from high school, he or she becomes a member of that class and the date of graduation for the individual is the expected date of that class.

14.2.4.2.1.1.2 Late High School Graduation — Required Repeat Year. If an individual is required to repeat an entire year of high school attendance, he or she becomes a

member of that class and the date of graduation for the individual is the expected date of that class.

14.2.4.2.1.1.3 Discontinued High School Enrollment. An individual who discontinues high school enrollment and then participates in organized competition per Bylaw 14.2.4.2.1.2 shall use one season of intercollegiate competition for each consecutive 12-month period after a one-year time period (the next opportunity to enroll after one calendar year has elapsed) following the discontinued enrollment and before initial full-time collegiate enrollment.

14.2.4.2.1.2 Organized Competition. Athletics competition shall be considered organized if any one of the following conditions exists:

(a) Competition is scheduled in advance;

(b) Official score is kept;

(c) Individual or team standings or statistics are maintained;

(d) Official timer or game officials are used;

(e) Admission is charged;

(f) Teams are regularly formed or team rosters are predetermined;

(g) Team uniforms are used;

(h) An individual or team is privately or commercially sponsored; or

(i) The competition is either directly or indirectly sponsored, promoted or administered by an individual, an organization or any other agency.

14.2.4.2.1.3 Academic Year in Residence. An individual who uses a season of competition in a specific sport per Bylaw 14.2.4.2 shall fulfill an academic year in residence at any member institution before being eligible to represent the certifying institution in that specific sport in intercollegiate competition.

14.2.4.2.1.3.1 Exception. A student who has attended a two-year or a four-year collegiate institution for at least two full-time semesters or three full-time quarters and who has satisfactorily completed an average of at least 12 semester or 12 quarter hours of transferable degree credit for each full-time academic term of attendance at the two-year or four-year collegiate institution is not required to fulfill an academic year in residence prior to being eligible to represent the certifying institution in that specific sport in intercollegiate competition. (See Bylaws 14.4 and 14.5 for progress-toward-degree and transfer requirements.)

14.2.4.2.2 Exceptions to Participation in Organized Competition. An individual shall not be charged with a season of intercollegiate competition, provided the individual satisfies any of the following exceptions for each consecutive 12-month period in which the individual participates in organized competition per Bylaw 14.2.4.2.1.2 following the one-year time period after the individual's high school graduation and before initial full-time collegiate enrollment.

~~14.2.4.2.3.2.1~~ U.S. Armed Services Exception. Participation in ~~activities that meet the criteria set forth in~~ **organized competition per** Bylaw 14.2.4.2.~~31.2~~ during time spent in the U.S. Armed Services shall be excepted as long as the competition is organized and administered by the military.

~~14.2.4.2.3.32.2~~ National/International Competition Exception. For a maximum of one year, participation in ~~activities that meet the criteria set forth in~~ **organized competition per** Bylaw 14.2.4.2.~~31.2~~ shall be excepted if the competition is national or international competition that includes participation in:

(a) Official Pan American, World Championships, World Cup, World University and Olympic training, tryouts and competition;

(b) Officially recognized training and competition directly qualifying participants for final Olympic tryouts; or

(c) Official tryouts and competition involving national teams sponsored by the appropriate national governing bodies of the U.S. Olympic Committee (or, for student-athletes representing another nation, the equivalent organization of that nation, or, for student-athletes competing in a non-Olympic sport, the equivalent organization of that sport).

~~14.2.4.2.3.4 Postgraduate College Preparatory School Exception. Participation in activities that meet the criteria set forth in Bylaw 14.2.4.2.3 while enrolled in a postgraduate college preparatory school shall be excepted. This exception may only be used during the initial year of enrollment in the preparatory school.~~

~~14.2.4.2.3.52.3~~ Skiing Exception. For a maximum of two years, participation in ~~activities that meet the criteria set forth in~~ **organized competition per** Bylaw 14.2.4.2.~~31.2~~ shall be excepted in ~~the sport of~~ skiing when such participation is part of competition sanctioned by the U.S. Skiing Association and its international counterparts.

14.2.4.2.3 Notification of Organized-Competition Legislation. Institutions shall provide to high school, preparatory school, two-year and four-year college prospective student-athletes and their parents or legal guardians information regarding the organized-competition legislation contained in Bylaw 14.2.4.2. The information shall be provided at the earliest practical opportunity after the institution begins recruiting the prospective student-athlete, but not later than the day prior to the prospective student-athlete's signed acceptance of the National Letter of Intent or institution's written offer of admission and/or financial aid. An institution may provide the information in hard-copy or electronic form (e.g., electronic mail, link to Web site). Violations of this bylaw shall be considered institutional violations per Constitution 2.8.1; however, such violations shall not affect the prospective student-athlete's eligibility.

14.2.4.2.4 Waiver. The Committee for Legislative Relief shall have the authority to review and grant waivers of the organized competition legislation.

Source: NCAA Division II Presidents Council [Management Council (Legislation Committee)].

Effective Date: August 1, 2010, for individuals initially enrolling full time in a collegiate institution on or after August 1, 2010.

Rationale: Since January 2008, the governance structure has been examining issues related to the organized-competition legislation. There has been significant analysis of whether the frequency and level of competition, rather than compensation, should determine organized competition. Per the proposal, it will no longer be of importance if the individual, his or her teammate(s) or other individuals participating in an event received compensation, including prize money, actual and necessary expenses, etc. An expanded "grace period" would allow individuals ample time to participate in organized competition and make a decision regarding enrollment in college without compromising their opportunity to participate in Division II athletics. Further, a transfer student will not be required to serve an academic year in residence at the certifying institution if he or she transfers after meeting certain academic requirements. By presenting the certifying institution with this academic information, the transfer student would demonstrate the requisite commitment to academics. Requiring institutions to provide individuals with information regarding the organized-competition legislation ensures that individuals are provided with this information early in the recruiting process. A waiver provision specifies the committee authorized to waive the application of the organized-competition legislation. Finally, the Legislation Committee will continue to review cases processed under the organized-competition rule and report any issues to the Presidents Council.

No. 2-7 ELIGIBILITY — FRESHMAN ACADEMIC REQUIREMENTS — TEST-SCORE
REQUIREMENT — EXCEPTION — INSTITUTIONS LOCATED IN PUERTO
RICO — PRUEBA DE APTITUD ACADEMICA

Intent: To create an exception to the test-score requirement for initial eligibility to specify that a prospective student-athlete entering an institution located in Puerto Rico may use a minimum combined score on the Prueba de Aptitud Academica verbal and math reasoning sections of 730 to satisfy such test score requirement.

Bylaws: Amend 14.3, as follows:

14.3 FRESHMAN ACADEMIC REQUIREMENTS

14.3.1 Eligibility for Financial Aid, Practice and Competition. A student-athlete who enrolls in a Division II 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, and 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 Qualifier. A qualifier is defined as one who is a high school graduate and who presented the following minimum academic qualifications:

[14.3.1.1-(a) unchanged.]

(b) A minimum combined score on the SAT verbal/critical reasoning and math sections of 820 or a minimum sum score of 68 on the ACT. The required SAT or ACT score must be achieved under national testing conditions on a national testing date [i.e., no residual (campus) testing or regional testing dates (see Bylaw 14.3.1.3)].

14.3.1.1.1 Exception — Institutions Located in Puerto Rico. A prospective student-athlete entering an institution located in Puerto Rico may use a minimum combined score on the Prueba de Aptitud Academica verbal and math reasoning sections of 730 to satisfy the test-score requirement in Bylaw 14.3.1.1-(b).

[14.3.1.1.1 through 14.3.1.1.1.1 renumbered as 14.3.1.1.2 through 14.3.1.1.2.1, unchanged.]

Source: NCAA Division II Presidents Council [Management Council (Academic Requirements Committee)].

Effective Date: August 1, 2010, for those students first entering a collegiate institution in Puerto Rico full time on or after August 1, 2010.

Rationale: The Prueba de Aptitud Academica (PAA) is an aptitude test created by The College Board and administered to secondary school students in Puerto Rico. It is used as an entrance exam to universities and colleges in Puerto Rico. The PAA is administered in Spanish, but it is not a translation of the SAT. Since the majority of instruction at Puerto Rican institutions is conducted in Spanish, the PAA should be accepted for the purpose of meeting the test-score requirements for initial eligibility for student-athletes attending an institution located in Puerto Rico. Data available demonstrates that the PAA is similar to the SAT in its ability to predict college academic outcomes for students attending an institution in Puerto Rico. Data further indicates that a combined score on the PAA verbal and math reasoning sections of 730 is at approximately the same point on the overall distribution of test scores (one standard deviation below the average of all test-takers) as 820 on the SAT and 68 on the ACT. This score on the PAA, in addition to meeting all other academic qualifications for initial eligibility would be sufficient for initial-eligibility certification of student-athletes entering an institution located in Puerto Rico.

No. 2-8	FINANCIAL AID, PLAYING AND PRACTICE SEASONS AND DIVISION MEMBERSHIP — SAND VOLLEYBALL
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Intent: In sand volleyball, to establish the maximum institutional grant-in-aid equivalency limit, the playing and practice season regulations and the minimum contests and participants requirement for sports sponsorship, as specified.

A. Bylaws: Amend 15.5, as follows:

15.5 MAXIMUM INSTITUTIONAL GRANT-IN-AID LIMITATIONS BY SPORT.

[15.5.1 through 15.5.1.8 unchanged.]

15.5.2 Equivalency Sports.

[15.5.2.1 through 15.5.2.1.1.1 unchanged.]

15.5.2.1.2 Women's Sports. There shall be a limit on the value (equivalency) of financial aid awards (per Bylaw 15.02.4.1) that an institution may provide in any academic year to counters in each women's sport, as follows:

Sand Volleyball 5.0

[15.5.2.1.3 through 15.5.2.2.1 unchanged.]

15.5.3 Multisport Participants. A counter who participates in two or more sports shall be counted in one or more sports as specified on the individual's financial aid agreement.

[15.5.3.1 through 15.5.3.2 unchanged.]

15.5.3.3 Volleyball — Additional Requirements. In volleyball, a counter who participates (e.g., practices, competes) in volleyball and sand volleyball shall be counted toward institutional limits in volleyball.

[15.5.3.3 renumbered as 15.5.3.4, unchanged.]

[Remainder of 15.5 unchanged.]

B. Bylaws: Amend 17, as follows:

17 Playing and Practice Seasons

[17.01 through 17.16 unchanged.]

17.17 SAND VOLLEYBALL. Regulations for computing the sand volleyball playing season are set forth in Bylaw 17.1, General Playing-Season Regulations. (See Figure 17-1 and Figure 17-2.)

17.17.1 Length of Playing Season — Championship and Nonchampionship Segments. The length of an institution's playing season for both segments in sand volleyball shall be limited by the dates and regulations set forth in the remainder of this section.

17.17.2 First Date of Practice — Championship Segment. A member institution shall not commence practice sessions in sand volleyball in the championship segment before January 10 or the first day of class, whichever is earlier.

17.17.3 First Date of Competition — Championship Segment. A member institution shall not engage in its first date of competition with outside competition in the championship segment before February 1.

17.17.4 End Date of Practice and Competition — Championship Segment. A member institution shall conclude all practice and competition (games and scrimmages) in sand volleyball in the championship segment by the last day of final examinations for the regular academic year.

17.17.5 First Date of Practice and Competition — Nonchampionship Segment. A member institution shall not commence practice sessions or engage in outside competition in the nonchampionship segment before September 7 or the first day of class, whichever occurs first.

17.17.6 End Date of Practice and Competition — Nonchampionship Segment. A member institution shall conclude all practice and competition in the nonchampionship segment no later than November 15.

17.17.7 Number of Contests.

17.17.7.1 Maximum Limitations — Institutional. A member institution shall limit its total playing schedule with outside competition in sand volleyball during the institution's sand volleyball playing season to 16 dates of competition during the segment that

ends with a National Collegiate Championship event, and four dates of competition during the nonchampionship segment, except for those dates of competition excluded under Bylaws 17.17.7.3 and 17.17.7.4 (see Bylaw 20.10.3.5 for minimum contests and participants requirements).

17.17.7.2 Maximum Limitations — Student-Athlete. An individual student-athlete may participate each academic year in 16 dates of competition in sand volleyball during the segment in which a National Collegiate Championship is conducted and four dates of competition during another segment (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).

17.17.7.3 Annual Exemptions. The maximum number of dates of competition shall exclude the following:

(a) Conference Championship. Competition in one conference championship tournament or playoff;

(b) Season-Ending Championship Tournament. Competition in one recognized national intercollegiate championship event in sand volleyball (e.g., National Collegiate Sand Volleyball Championship). A season-ending tournament involves competition after the end of the regular season between teams that are not identified until the close of the regular season;

(c) Alumni Game. One contest with an alumni team of the institution;

(d) Foreign Team in United States. A date of competition against a foreign team in the United States played in the facility in which the member institution regularly plays its home dates of competition;

(e) Hawaii, Alaska, Puerto Rico. Any contest played in Hawaii, Alaska or Puerto Rico, respectively, either against or under the sponsorship of an active member institution located in Hawaii, Alaska or Puerto Rico by a member institution located outside those locales;

(f) Fundraising Activity. Any activities in which student-athletes from more than one of the institution's athletics teams participate (on in individual sports per Bylaw 17.02.14.2, in which team members of that sport participate) with and against alumni and friends of the institution, the purpose of which is to raise funds to benefit the institution's athletics or other programs, provided the student-athletes do not miss class as a result of their participation (see Bylaw 12.5.1.1);

(g) Celebrity Sports Activity. Competition involving a maximum of two student-athletes from a member institution's team who participate in local celebrity activities in sand volleyball conducted for the purpose of raising funds for charitable organizations, provided:

(1) The student-athletes do not miss class as a result of the participation; and

(2) The involvement of the student-athletes has the approval of the institution's athletics director; and

(h) U.S. National Team. One date of competition against a U.S. national team as selected by the appropriate national governing body in that sport.

17.17.7.4 Once-in-Four-Years Exemption — Foreign Tours. An institution may exempt the dates of competition played on a foreign tour, provided the tour occurs only once in a four-year period and is conducted in accordance with the procedures set forth in Bylaw 30.7 (see Bylaw 17.29).

17.17.8 Out-of-Season Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the championship segment except for the following:

(a) Conditioning, Weight-Training and Skill Instruction. Student-athletes may participate in conditioning, weight-training and skill instruction in accordance with Bylaw 17.1.6.2; and

(b) Nonchampionship Segment Activities. During the segment in which a National Collegiate Championship does not occur, student-athletes may participate in any practice or competition activity as permitted by other legislation provided such activity is restricted to a maximum of 24 days that occur within a period of 45 consecutive calendar days, omitting vacation and examination days officially announced or on days that the institution is closed due to inclement weather, as long as no practice or competition occurs on such days. The 45 consecutive calendar days must be within the dates set forth in Bylaws 17.17.5 and 17.17.6.

17.17.8.1 Summer Practice. Practice that is organized or financially supported by a member institution shall be prohibited during the summer unless specifically authorized in the bylaws (e.g., foreign tour) or through official interpretations approved by the Management Council. An institution may pay fees associated with the use of institutional practice and competition facilities by student-athletes engaged in voluntary athletically related activities in his or her sport.

17.17.9 Camps and Clinics. There are no limits on the number of student-athletes in sand volleyball who may be employed (e.g., as counselors) in camps or clinics (see Bylaw 13.12). Currently enrolled student-athletes may not participate as campers in their institution's camps or clinics.

17.17.10 Other Restrictions.

17.17.10.1 Noncollegiate, Amateur Competition.

17.17.10.1.1 In Season. A student-athlete shall be denied eligibility for intercollegiate sand volleyball competition for the remainder of the season if, after enrollment in college and during any year in which the student-athlete is a member of an intercollegiate sand volleyball squad or team, she competes or has competed as a member of any outside sand volleyball team in any noncollegiate, amateur competition (e.g., tournament play, exhibition games or other activity) during the institution's intercollegiate sand volleyball season (see Bylaw 14.7.5 for exceptions

and waivers).

17.17.10.1.2 Out of Season. There are no limits to the number of student-athletes with eligibility remaining in intercollegiate sand volleyball who may practice or compete out of season on an outside, amateur sand volleyball team.

17.17.10.1.2.1 Involvement of Coaching Staff. No member of the coaching staff of a member institution may be involved in any capacity (e.g., coach, official, player or league/team administrator) at any time during the academic year, vacation periods and summer with an outside team that involves any student-athlete with eligibility remaining from the institution's sand volleyball team except as provided in Bylaws 14.7.5, 16.8.1.3.1 and 17.29).

17.17.10.1.2.2 Olympic and National Team Development Program. There are no limits on the number of student-athletes from the same institution who may participate in Olympic and national team development programs. Such programs may also include a coach and student-athlete from the same institution.

17.17.10.2 Equipment Issue, Squad Pictures. It shall be permissible to designate a single date for issuing sand volleyball equipment and for taking squad pictures after the beginning of classes in the fall term or the day before the beginning of a segment as specified in Bylaw 17.17.5.

17.17.10.2.1 Exception for Sundays. If the day before the beginning of a segment is a Sunday, the member institution may designate the preceding Saturday for issuing equipment and taking squad pictures.

[Remainder of 17 unchanged.]

C. Bylaws: Amend 20.10.3.5, as follows:

20.10.3.5 Minimum Contests and Participants Requirements for Sports Sponsorship. In each sport, the institution's team shall engage in at least a minimum number of intercollegiate contests (against four-year, degree-granting collegiate institutions) each year. In the individual sports, the institution's team shall include a minimum number of participants in each contest that is counted toward meeting the minimum-contest requirement. The following minimums are applicable:

Team Sports	Minimum Contests
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Sand Volleyball 8

(Note: The minimum-contest requirements set forth in Bylaws 20.10.3.5.1 through 20.10.3.5.8 apply only to the provisions of this section and do not apply to minimum-contest requirements in Bylaws 14 and 17.)

[20.10.3.5.1 through 20.10.3.5.8 unchanged.]

20.10.3.5.9 Sand Volleyball. A member institution shall meet minimum sports sponsorship in sand volleyball by applying the following:

(a) No less than three of the eight contests shall be dual, one-day competitions where all five two-person teams compete (e.g., institution versus institution on a single day on

which no other competition occurs);

(b) The remaining number of contests shall be achieved by satisfying Bylaw 20.10.3.5.9-(a) or multi-opponent competitions. For a tournament to qualify for sports sponsorship purposes, all five two-person teams must be in competition with all other participating institutions and one institution shall be crowned champion of the tournament based on the performance of its five, two-person teams;

(c) All other competition formats will constitute the use of a date of competition but not count towards the minimum sports sponsorship requirement; and

(d) Contests against a collegiate institution's club team may not be counted toward meeting the minimum-contest requirements, except for the following:

(1) During each intercollegiate season, one contest against a collegiate institution's club team may be used in meeting the minimum-contest requirements provided the contest is a dual, one-day competition in which all five two-person teams compete.

[20.10.3.5.9 through 20.10.3.5.9.2 renumbered as 20.10.3.5.10 through 20.10.3.5.10.2 unchanged.]

Source: NCAA Division II Presidents Council [Management Council (Legislation Committee)].

Effective Date: August 1, 2010

Rationale: At the 2009 Convention, sand volleyball was added to the list of emerging sports for women. Establishing a maximum equivalency of five for institutions that sponsor sand volleyball provides institutions the opportunity to offer athletics aid to student-athletes consistent with the Division II Strategic Positioning Platform. It is anticipated that during the initial years of sponsorship sand volleyball, student-athletes would also participate in volleyball at institutions that sponsor both sports. Utilizing a "hierarchy model", which causes a multi-sport student-athlete who participates in sand volleyball and volleyball to count against the volleyball equivalency, precludes institutions from gaining a competitive advantage in volleyball by offering sand volleyball financial aid to student-athletes who were recruited to play volleyball. The proposed playing and practice season legislation mirrors that of the other Division II spring sports. Establishing eight as the minimum number of contests and 10 as the minimum number of participants for the contest to count toward sports sponsorship for membership will provide reasonable competitive opportunities. Finally, including additional parameters associated with the different forms of competition (e.g., dual competitions, tournaments) for meeting minimum-contest requirements provides institutions an opportunity to legitimately sponsor the sport and student-athletes being provided a true intercollegiate sport experience.

No. 2-9

PLAYING AND PRACTICE SEASONS — WINTER BREAK

Intent: To specify that a student-athlete shall not participate in any voluntary athletically related activities on campus from December 20 through December 26, unless the facility is open to the general student-body; further, in basketball, swimming and diving, indoor track and field and wrestling, to specify that a student-athlete shall not participate in any countable athletically related activities from December 20 through December 26.

A. Bylaws: Amend 17.1.6, as follows:

17.1.6 Time Limits for Athletically Related Activities. In all sports, the following time limitations shall apply:

[17.1.6.1 through 17.1.6.5 unchanged.]

17.1.6.6 Additional Restrictions.

[17.1.6.6.1 through 17.1.6.6.2.1 unchanged.]

17.1.6.6.3 Limitations on Voluntary Athletically Related Activities — Winter Break. A student-athlete shall not participate in any voluntary athletically related activities on campus from December 20 through December 26, unless the facility is open to the general student-body. (See Bylaw 17.02.1.2.)

B. Bylaws: Amend 17.3, as follows:

17.3 BASKETBALL. Regulations for computing the basketball playing season are set forth in Bylaw 17.1, General Playing-Season Regulations. (See Figure 17-1 and Figure 17-2.)

[17.3.1 through 17.3.3.1 unchanged.]

17.3.4 Limitations on Countable Athletically Related Activities — Winter Break. A student-athlete shall not participate in any countable athletically related activities from December 20 through December 26 (see Bylaw 17.02.1).

[17.3.4 through 17.3.8.5 renumbered as 17.3.5 through 17.3.9.5, unchanged.]

C. Bylaws: Amend 17.22, as follows:

17.22 SWIMMING AND DIVING. Regulations for computing the swimming and diving playing season are set forth in Bylaw 17.1, General Playing-Season Regulations. (See Figure 17-1 and Figure 17-2.)

[17.22.1 through 17.22.3 unchanged.]

17.22.4 Limitations on Countable Athletically Related Activities — Winter Break. A student-athlete shall not participate in any countable athletically related activities from December 20 through December 26 (see Bylaw 17.02.1).

[17.22.4 through 17.22.9.2 renumbered as 17.22.5 through 17.22.10.2, unchanged.]

D. Bylaws: Amend 17.24, as follows:

17.24 TRACK AND FIELD, INDOOR/OUTDOOR. Regulations for computing the indoor/outdoor track and field playing season are set forth in Bylaw 17.1, General Playing-Season Regulations. (See Figure 17-1 and Figure 17-2.)

[17.24.1 through 17.24.3 unchanged.]

17.24.4 Limitations on Countable Athletically Related Activities — Winter Break. An indoor track and field student-athlete shall not participate in any countable athletically related activities from December 20 through December 26 (see Bylaw 17.02.1).

[17.24.4 through 17.24.9.2 renumbered as 17.24.5 through 17.24.10.2, unchanged.]

E. Bylaws: Amend 17.27, as follows:

17.27 WRESTLING. Regulations for computing the wrestling playing season are set forth in Bylaw 17.1, General Playing-Season Regulations. (See Figure 17-1 and Figure 17-2.)

[17.27.1 through 17.27.3 unchanged.]

17.27.4 Limitations on Countable Athletically Related Activities — Winter Break. A student-athlete shall not participate in any countable athletically related activities from December 20 through December 26 (see Bylaw 17.02.1).

[17.27.4 through 17.27.9.2 renumbered as 17.27.5 through 17.27.10.2, unchanged.]

Source: NCAA Division II Presidents Council [Management Council (Championships Committee and Legislation Committee)].

Effective Date: August 1, 2010; however, contracts signed before August 6, 2009, for contests or dates of competition occurring between December 20, 2010, and December 26, 2010, may be honored.

Rationale: Following the 2009 Convention, the presidents and chancellors directed the governance structure to review the playing and practice seasons legislation to ensure its alignment with the division's Strategic Positioning Platform and the principle of "life in the balance." This proposal establishes a "dead" period during the championship segment for winter sports, during which it would not be permissible for an institution to have practice, competition or other countable athletically related activities. It also establishes a "dead period" during the same dates for all sports during the winter break, during which it would not be permissible for a student-athlete to participate in voluntary athletically related activities on campus, unless the facility is open to the general student-body. This seven-day period (December 20 through 26) will allow student-athletes to travel home during the winter break, work or simply relax. In addition, institutional athletics personnel (e.g., coaches, facilities managers, athletic trainers) will be able to achieve work-life balance because they will not be required to be on campus to attend to the management of student-athletes and facilities.

No. 2-10 (1-2)	PLAYING AND PRACTICE SEASONS — GOLF — OUT-OF-SEASON AND NONCHAMPIONSHIP SEGMENT ATHLETICALLY RELATED ACTIVITIES — NONCHAMPIONSHIP SEGMENT ACTIVITIES — 60-CONSECUTIVE CALENDAR DAY PERIOD
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Intent: In golf, to specify that during the segment in which the NCAA championship does not occur, a student-athlete may participate in any practice or competition activity as permitted by other legislation, provided such activity is restricted to a maximum of 24 days that occur within a period of 60 consecutive calendar days; further, to specify that an institution that declares fall as its championship segment per Bylaw 20.10.4.3 and discontinues championship segment activities by November 1 (instead of November 15) may add 15 calendar days to the period of 60 consecutive calendar days available during the nonchampionship segment.

A. Bylaws: Amend 17.1.6.2, as follows:

17.1.6.2 Weekly Hour Limitations — Outside of Playing Season. Outside of the playing season during the academic year, only a student-athlete's participation in weight-training, conditioning, individual skill instruction and, in football, review of game film shall be permitted. A student-athlete's participation in such activities shall be limited to a maximum of eight hours per week, of which not more than two hours per week may be spent on individual skill workouts set forth in Bylaw 17.1.6.2.1 and, in football, review of game film. All countable athletically related activities outside the playing season are prohibited one week prior to the beginning of the final examination period through the conclusion of the institution's final examinations. Participation in voluntary individual workouts monitored by strength and conditioning personnel for safety purposes per Bylaw 17.02.1.1 shall not count against the weekly hour limitation.

[17.1.6.2.1 through 17.1.6.2.3 unchanged.]

17.1.6.2.4 Exception — Alternate Playing Season — Golf and Tennis. In golf and tennis, an institution that conducts its championship segment during the fall term must discontinue practice at the conclusion of its nonchampionship segment (**golf — designated ~~45~~ 60- or ~~60~~ 75-consecutive calendar day period; tennis — designated 45- or 60-day consecutive calendar day period**). Such a team may resume practice the day following the conclusion of the institution's final examination period for the applicable academic term or 10-consecutive calendar days before the start of the championship, whichever is earlier, provided the institution has reasonable belief that it is under consideration for selection to participate in an NCAA, NCCAA or NAIA championship event. (See Bylaws 17.10.5.1 and 17.23.5.1.)

B. Bylaws: Amend 17.10, as follows:

17.10 GOLF. Regulations for computing the golf playing season are set forth in Bylaw 17.1, General Playing-Season Regulations. (See Figure 17-1 and Figure 17-2.)

[17.10.1 through 17.10.4 unchanged.]

17.10.5 First Date of Practice and Competition — Nonchampionship Segment. A member institution shall not commence practice sessions or engage in outside competition in the nonchampionship segment before September 7 or the first day of class, whichever occurs first.

17.10.5.1 Exception — Alternate Playing Season. An institution that is a member of a conference that conducts its only conference championship or plays the majority of its conference matches during the fall; or an institution that declares fall as its institution's championship segment per Bylaw 20.10.4.3, may use the playing season dates for sports that conduct a fall championship. Multi-day tournaments (up to a maximum of five tournaments) may count as one date of the 24 practice or competition dates, regardless of the number of days of the tournament. Further, an institution that uses this exception and discontinues its championship segment activities by November 1 (instead of November 15) may add 15 calendar days to the period of ~~45~~ 60 consecutive calendar days available during the nonchampionship segment. The institution is eligible for the NCAA championship.

[Remainder of 17.10.5.1 unchanged.]

[17.10.6 through 17.10.7.5 unchanged.]

17.10.8 Out-of-Season and Nonchampionship Segment Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the championship segment except for the following:

[17.10.8-(a) unchanged.]

(b) Nonchampionship Segment Activities. During the segment in which the NCAA championship does not occur, student-athletes may participate in any practice or competition activity as permitted by other legislation provided such activity is restricted to a maximum of 24 days that occur within a period of ~~45~~ **60** consecutive calendar days, omitting vacation and examination days officially announced or on days that the institution is closed due to inclement weather, as long as no practice or competition occurs on such days. Multi-day tournaments (up to a maximum of five tournaments) may count as one date of the 24 practice or competition dates, regardless of the number of days of the tournament. The ~~45~~ **60** consecutive calendar days must be within the dates set forth in Bylaws 17.10.5 and 17.10.6. It is not permissible for an institution that declares fall as its championship segment and operates on the quarter system to engage in practice and competition from the time period of seven calendar days prior to the first date of the institution's final examination period for the winter quarter until the first day of classes of the spring quarter. The days during which practice and competition is prohibited may be exempted from the period of ~~45~~ **60** consecutive calendar days.

(1) Exception. A member institution that declares fall as its institution's championship segment per Bylaw 20.10.4.3 and discontinues championship segment activities by November 1 (instead of November 15) may add 15 calendar days to the period of ~~45~~ **60** consecutive calendar days available during the nonchampionship segment (See Bylaw 17.10.5.1).

[Remainder of 17.10 unchanged.]

Source: Rocky Mountain Athletic Conference and Northern Sun Intercollegiate Conference.

Effective Date: August 1, 2010

Rationale: This proposal would benefit student-athletes by spreading out the nonchampionship segment and allowing them to avoid missing class time for several weeks in a row. The change would not increase missed class time because the 24 days of practice and competition in the nonchampionship segment would not increase and most institutions already compete in four to five tournaments during the segment. The proposal will allow institutions additional flexibility in scheduling, which is vital as many institutions do not own their golf facilities and are subject to the availability of the venues in which they compete. Competition in the nonchampionship segment has equal weight to competition in the championship segment for determination of postseason participation. Under the current nonchampionship segment model, student-athletes typically have less than a week of practice time before their first competition of the season, which leads to the majority of the first week of practice consisting of qualifying rounds because a coach has not had the opportunity to assess his or her roster. Finally, since most coaches coach both the men's and women's programs, this change will allow them to spend adequate practice time with both programs.

Intent: In cross country, field hockey, football, golf, soccer, tennis and women's volleyball, to amend the playing and practice seasons legislation, as follows: (1) Amend the first date of practice in the championship segment (in golf and tennis, for an institution that is a member of a conference that conducts its only conference championship or plays the majority of its conference matches during the fall, or an institution that declares fall as its institution's championship segment); (2) Specify limitations on preseason practice activities prior to the first day of classes; (3) Amend the first contest or date of competition with outside competition in the championship segment (in golf and tennis, for an institution that is a member of a conference that conducts its only conference championship or plays the majority of its conference matches during the fall, or an institution that declares fall as its institution's championship segment); (4) In field hockey and soccer, to reduce the maximum number of contests during the segment in which the NCAA championship is conducted from 20 to 18; and (5) In women's volleyball, to reduce the maximum number of dates of competition during the segment in which the NCAA championship is conducted from 28 to 26.

A. Bylaws: Amend 17.1.6.3, as follows:

17.1.6.3 Computation and Recording of Hour Limitations.

[17.1.6.3.1 through 17.1.6.3.4 unchanged.]

17.1.6.3.5 Preseason Practice. Daily and weekly hour limitations do not apply to countable athletically related activities occurring during preseason practice before the first day of classes or the first scheduled contest, whichever is earlier. **See Bylaws 17.5.2.2, 17.8.2.2, 17.9.2.2, 17.9.2.3, 17.10.5.1.1, 17.19.2.2, 17.23.5.1.1 and 17.25.2.2.2.**

[Remainder of 17.1.6.3 unchanged.]

B. Bylaws: Amend 17.5, as follows:

17.5 CROSS COUNTRY. Regulations for computing the cross country playing season are set forth in Bylaw 17.1, General Playing-Season Regulations. (See Figure 17-1 and Figure 17-2.)

[17.5.1 through 17.5.1.1 unchanged.]

17.5.2 **Preseason Practice.**

17.5.2.1 First Date of Practice — Championship Segment. A member institution shall not commence practice sessions in cross country in the championship segment before 17 days prior to the first permissible date of competition **or five days prior to the first day of classes, whichever is earlier.**

17.5.2.2 Preseason Activities Prior to the First Day of Classes. During the preseason practice period prior to the first day of classes, student-athletes shall not engage in more than six hours of countable athletically related activities per day, only five of which may be devoted to physical activities (e.g., practice, weight training, conditioning). In addition, any session with physical activities shall not exceed three hours in length. Student-athletes must be provided with at least three continuous hours of recovery time between any session occurring that day. During this time, student-athletes may not attend any meetings or engage in other athletically related activities (e.g., weight-lifting) however, time spent receiving medical treatment and

eating meals may be included as part of the recovery time.

17.5.3 First Date of Competition— Championship Segment. A member institution shall not engage in its first date of competition with outside competition in the championship segment before the Thursday preceding ~~August 30~~ **September 6.**

[Remainder of 17.5 unchanged.]

C. Bylaws: Amend 17.8, as follows:

17.8 FIELD HOCKEY. Regulations for computing the field hockey playing season are set forth in Bylaw 17.1, General Playing-Season Regulations. (See Figure 17-1 and Figure 17-2.)

[17.8.1 unchanged.]

17.8.2 Preseason Practice.

17.8.2.1 First Date of Practice — Championship Segment. A member institution shall not commence practice sessions in field hockey in the championship segment before 17 days prior to the first permissible date of competition **or five days prior to the first day of classes, whichever is earlier.**

17.8.2.2 Preseason Activities Prior to the First day of Classes. During the preseason practice period prior to the first day of classes, student-athletes shall not engage in more than six hours of countable athletically related activities per day, only five of which may be devoted to physical activities (e.g., practice, weight training, conditioning). In addition, any session with physical activities shall not exceed three hours in length. Student-athletes must be provided with at least three continuous hours of recovery time between any session occurring that day. During this time, student-athletes may not attend any meetings or engage in other athletically related activities (e.g., weight-lifting); however, time spent receiving medical treatment and eating meals may be included as part of the recovery time.

17.8.3 First Contest — Championship Segment. A member institution shall not engage in its first contest with outside competition in the championship segment before the Thursday preceding ~~August 30~~ **September 6.**

[17.8.3.1 unchanged.]

[17.8.4 through 17.8.6 unchanged.]

17.8.7 Number of Contests and Dates of Competition.

17.8.7.1 Maximum Limitations — Institutional. A member institution shall limit its total playing schedule with outside competition during the institution's field hockey playing season in any one year to ~~20~~ **18** contests during the segment in which the NCAA championship is conducted and five dates of competition during another segment, except for those contests or dates of competition excluded under Bylaws 17.8.7.3, 17.8.7.4 and 17.8.7.5.

[17.8.7.1.1 unchanged.]

17.8.7.2 Maximum Limitations — Student-Athlete. An individual student-athlete may participate in each academic year in not more than ~~20~~ **18** field hockey contests during the

segment in which the NCAA championship is conducted and five dates of competition in field hockey during the another segment. This limitation includes those contests or dates of competition 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 17.8 unchanged.]

D. Bylaws: Amend 17.9, as follows:

17.9 FOOTBALL. Regulations for computing the football playing season are set forth in Bylaw 17.1, General Playing Season Regulations. (See Figure 17-1 and Figure 17-2.)

[17.9.1 unchanged.]

17.9.2 Preseason Practice.

17.9.2.1 First Practice Date — Championship Segment. A member institution shall not commence official preseason football practice sessions in the championship segment, for the varsity, junior varsity or freshman team before 21 days prior to the first permissible ~~date of competition~~ **contest or seven days prior to the first day of classes, whichever is earlier.**

[17.9.2.2 through 17.9.2.2.1 unchanged.]

17.9.2.3 Preseason Activities After Five-Day Acclimatization Period. The remaining preseason practice period shall be conducted as follows:

[17.9.2.3-(a) through 17.9.2.3-(b) unchanged.]

(c) Student-athletes shall not engage in more than five hours of on-field practice activities on those days during which more than one practice is permitted. **Any on-field practice activities shall not exceed three hours in length;** and

[17.9.2.3-(d) through 17.9.2.3.2 unchanged.]

17.9.3 First Contest — Championship Segment. A member institution shall not play its first contest with outside competition in the championship segment before the Thursday preceding ~~August 30~~ **September 6.**

[Remainder of 17.9 unchanged.]

E. Bylaws: Amend 17.10, as follows:

17.10 GOLF. Regulations for computing the golf playing season are set forth in Bylaw 17.1, General Playing-Season Regulations. (See Figure 17-1 and Figure 17-2.)

[17.10.1 through 17.10.5 unchanged.]

17.10.5.1 Exception — Alternate Playing Season. An institution that is a member of a conference that conducts its only conference champions or plays the majority of its conference matches during the fall; or an institution that declares fall as its institution's championship segment per Bylaw 20.10.4.3, may use the playing season dates for sports that conduct a fall championship. Multi-day tournaments (up to a maximum of five tournaments) may count as one date of the 24 practice or competition dates, regardless of the number of

days of the tournament. Further, an institution that uses this exception and discontinues its championship segment activities by November 1 (instead of November 15) may add 15 calendar days to the period of 45 consecutive calendar days available during the nonchampionship segment. The institution is eligible for the NCAA championship.

	Fall (Championship)	S p r i n g (Championship)
Practice	17 days prior to the first permissible date of competition <u>or five days prior to the first day of classes, whichever is earlier</u>	February 15
Competition	Thursday preceding <i>August 30</i> <u>September 6</u>	February 15
End date for November 15 practice and competition		Seven days prior to final examination period.

17.10.5.1.1 Alternative Playing Season — Preseason Activities Prior to the First Day of Classes. During the preseason practice period prior to the first day of classes, student-athletes shall not engage in more than six hours of countable athletically related activities per day, only five of which may be devoted to physical activities (e.g., practice, weight training, conditioning). In addition, any session with physical activities shall not exceed three hours in length. Student-athletes must be provided with at least three continuous hours of recovery time between any session occurring that day. During this time, student-athletes may not attend any meetings or engage in other athletically related activities (e.g., weight-lifting); however, time spent receiving medical treatment and eating meals may be included as part of the recovery time.

[Remainder of 17.10 unchanged.]

F. Bylaws: Amend 17.19, as follows:

17.19 SOCCER. Regulations for computing the soccer playing season are set forth in Bylaw 17.1, General Playing-Season Regulations. (See Figure 17-1 and Figure 17-2.)

[17.19.1 unchanged.]

17.19.2 Preseason Practice.

17.19.2.1 First Date of Practice — Championship Segment. a member institution shall not commence practice sessions in soccer in the championship segment before 17 days prior to the first permissible date of competition **or five days prior to the first day of classes, whichever is earlier.**

17.19.2.2 Preseason Activities Prior to the First Day of Classes. During the preseason practice period prior to the first day of classes, student-athletes shall not engage in more than six hours of countable athletically related activities per day, only five of which may be devoted to physical activities (e.g., practice, weight training, conditioning). In addition, any session with physical activities shall not exceed three hours in length. Student-athletes must be provided with at least three continuous hours of recovery time between any session occurring that day. During this time,

student-athletes may not attend any meetings or engage in other athletically related activities (e.g., weight-lifting); however, time spent receiving medical treatment and eating meals may be included as part of the recovery time.

17.19.3 First ~~Date of Competition~~ **Contest** — Championship Segment. A member institution shall not play its first contest with outside competition in the championship segment before the Thursday preceding ~~August 30~~ **September 6**.

[17.19.3.1 unchanged.]

[17.19.4 through 17.19.6 unchanged.]

17.19.7 Number of Contests and Dates of Competition.

17.19.7.1 Maximum Limitations — Institutional. A member institution shall limit its total playing schedule with outside competition during the institution's soccer playing season in any one year to ~~20~~ **18** contests during the segment in which the NCAA championship is conducted and five dates of competition during another segment, except for those contests and/or dates of competition excluded under Bylaws 17.19.7.3, 17.19.7.4 and 17.19.7.5.

[17.19.7.1.1 unchanged.]

17.19.7.2 Maximum Limitations — Student-Athlete. An individual student-athlete may participate in each academic year in not more than ~~20~~ **18** soccer contests during the segment in which the NCAA championship is conducted and five dates of competition in soccer during another segment. 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 17.19 unchanged.]

G. Bylaws: Amend 17.23, as follows:

17.23 TENNIS. Regulations for computing the tennis playing season are set forth in Bylaw 17.1, General Playing-Season Regulations. (See Figure 17-1 and Figure 17-2.)

[17.23.1 through 17.23.5 unchanged.]

17.23.5.1 Exception — Alternate Playing Season. An institution that is a member of a conference that conducts its only conference championship or plays the majority of its conference matches during the fall; or an institution that declares fall as its institution's championship segment per Bylaw 20.10.4.3, may use the playing season dates for sports that conduct a fall championship. Further, an institution that uses this exception and discontinues its championship segment activities by November 1 (instead of November 15) may add 15 calendar days available during the nonchampionship segment. The institution is eligible for the NCAA championship.

	Fall (Championship)	Spring (Nonchampionship)
Practice	17 days prior to the first permissible date of February 15 competition <u>or five days prior to the first day of classes, whichever is earlier</u>	
Competition	Thursday preceding August 30 <u>September 6</u>	February 15
End date for November 15 practice and competition		Seven days prior to final examination period.

17.23.5.1.1 Alternative Playing Season — Preseason Activities Prior to the First Day of Classes. During the preseason practice period prior to the first day of classes, student-athletes shall not engage in more than six hours of countable athletically related activities per day, only five of which may be devoted to physical activities (e.g., practice, weight training, conditioning). In addition, any session with physical activities shall not exceed three hours in length. Student-athletes must be provided with at least three continuous hours of recovery time between any session occurring that day. During this time, student-athletes may not attend any meetings or engage in other athletically related activities (e.g., weight-lifting); however, time spent receiving medical treatment and eating meals may be included as part of the recovery time.

[Remainder of 17.23 unchanged.]

H. Bylaws: Amend 17.25, as follows:

17.25 VOLLEYBALL, MEN'S AND WOMEN'S. Regulations for computing the volleyball playing season are set forth in Bylaw 17.1, General Playing-Season Regulations. (See Figure 17-1 and Figure 17-2.)

[17.25.1 through 17.25.1.9.1 unchanged.]

17.25.2 Volleyball — Women's.

[17.25.2.1 unchanged.]

17.25.2.2 Preseason Practice.

17.25.2.2.1 First Date of Practice — Championship Segment — Women. A member institution shall not commence practice sessions in women's volleyball in the championship segment before 17 days prior to the first permissible date of competition **or five days prior to the first day of classes, whichever is earlier.**

17.25.2.2.2 Preseason Activities Prior to the First Day of Classes. During the preseason practice period prior to the first day of classes, student-athletes shall not engage in more than six hours of countable athletically related activities per day, only five of which may be devoted to physical activities (e.g., practice, weight training, conditioning). In addition, any session with physical activities shall not exceed three hours in length. Student-athletes must be provided with at least three continuous hours of recovery time between any session occurring that day. During this time,

student-athletes may not attend any meetings or engage in other athletically related activities (e.g., weight-lifting); however, time spent receiving medical treatment and eating meals may be included as part of the recovery time.

17.25.2.3 First Date of Competition — Championship Segment — Women. a member institution shall not engage in its first date of competition with outside competition in the championship segment before the Thursday preceding ~~August 30~~ **September 6**.

[17.25.3.1 unchanged.]

[17.25.2.4 through 17.25.2.6 unchanged.]

17.25.2.7 Number of Dates of Competition — Women.

17.25.2.7.1 Maximum Limitations — Institutional — Women. A member institution shall limits its total playing schedule with outside competition during the institution's women's volleyball playing season to ~~28~~ **26** dates of competition during the segment in which the NCAA championship is conducted and four during another segment, except for those dates of competition excluded under Bylaws 17.25.2.7.3, 17.25.2.7.4 and 17.25.2.7.5.

[17.25.2.7.1.1 unchanged.]

17.25.2.7.2 Maximum Limitations — Student-Athlete — Women. An individual student-athlete may participate each academic year in ~~28~~ **26** dates of competition in women's volleyball during the segment in which the NCAA championship is conducted and four during another segment. This limitation includes those dates of competition in which the student-athlete represents the institution in accordance with Bylaw 17.02.8, including competition as a member of the varsity, junior varsity or freshman team of the institution.

[Remainder of 17.25 unchanged.]

Source: NCAA Division II Presidents Council [Management Council (Championships Committee and Legislation Committee)].

Effective Date: August 1, 2010; however, contracts signed before August 6, 2009, for contests or dates of competition occurring between August 26, 2010, and September 1, 2010, may be honored.

Rationale: Following the 2009 Convention, the presidents and chancellors directed the governance structure to review the playing and practice seasons legislation to ensure its alignment with the division's Strategic Positioning Platform and the principle of "life in the balance." The proposal amends the start date of the preseason practice period, the first date of competition and the maximum number of contests or dates of competition in specific sports. The proposal also adds limitations on physical activities during the preseason practice period before the first day of classes to reduce the risk of student-athlete injury and heat-related illnesses. The proposal strengthens the principle of balance because it will reduce the number of days that student-athletes are on campus prior to classes beginning at the institution. In addition, the proposed changes will likely result in less missed class time, missed study time and time away from campus. The proposed reductions in specified sports are necessary due to the fall sports season occurring with one less week overall. Finally, the change will have the incidental benefit of reducing costs for

institutions for expenses associated with housing and feeding student-athletes prior to the general student-body arriving on campus, travel and/or game related expenses.

No. 2-12 PLAYING AND PRACTICE SEASONS — SPRING SPORTS

Intent: In baseball, to reduce the maximum number of contests from 56 to 50 and in golf, to reduce the maximum number of dates of competition from 24 to 21; further, in softball, to eliminate the tournament dates legislation.

A. Bylaws: Amend 17.2, as follows:

17.2 BASEBALL. Regulations for computing the baseball playing season are set forth in Bylaw 17.1, General Playing-Season Regulations. (See Figure 17-1 and Figure 17-2.)

[17.2.1 through 17.2.6 unchanged.]

17.2.7 Number of Contests.

17.2.7.1 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~~ **50** contests (games and scrimmages), except for those contests excluded under Bylaws 17.2.7.3, 17.2.7.4, 14.7.5.

[17.2.7.1.1 unchanged.]

17.2.7.2 Maximum Limitations — Student-Athlete. An individual student-athlete may participate in each academic year in ~~56~~ **50** 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 or freshman team of the institution.

[Remainder of 17.2 unchanged.]

B. Bylaws: Amend 17.10.7, as follows:

17.10 GOLF. Regulations for computing the golf playing season are set forth in Bylaw 17.1, General Playing-Season Regulations. (See Figure 17-1 and Figure 17-2.)

[17.10.1 through 17.10.6 unchanged.]

17.10.7 Number of Dates of Competition.

17.10.7.1 Maximum Limitations — Institutional. A member institution shall limit its total playing schedule with outside competition during the permissible golf playing season to ~~24~~ **21** dates of competition, except for those dates of competition excluded under Bylaws 17.10.7.3, 17.10.7.4 and 17.10.7.5 (see Bylaw 20.10.3.5 for minimum contests and participants requirements).

[17.10.7.1.1 through 17.10.7.1.3, unchanged.]

17.10.7.2 Maximum Limitations — Student-Athlete. An individual student-athlete may participate in each academic year in ~~24~~ **21** dates of competition in golf. This limitation includes those dates of competition 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 17.10 unchanged.]

C. Bylaws: Amend 17.20, as follows:

17.20 SOFTBALL. Regulations for computing the softball playing season are set forth in Bylaw 17.1, General Playing-Season Regulations. (See Figure 17-1 and Figure 17-2.)

[17.20.1 through 17.20.6 unchanged.]

17.20.7 Number of Contests.

17.20.7.1 Maximum Limitations — Institutional. A member institution shall limit its total playing schedule with outside competition in softball during the institution's softball playing season to 56 contests (games and scrimmages), except for those contests excluded under Bylaws 17.20.7.3, 17.20.7.4 and 17.20.7.5.

~~17.20.7.1.1 Tournament Dates. Each date of a softball tournament shall be counted as one contest, and not more than 10 tournaments shall be scheduled in an academic year. For purposes of this legislation, a tournament shall be defined as an intercollegiate athletics event in which all the following conditions are satisfied:~~

~~(a) The event is a series of consecutive athletics contests that culminate in the designation of one team champion. Teams may advance through a single elimination, double elimination or pool play bracket structure;~~

~~(b) The event is not longer than five days in duration with a maximum of four contests per team scheduled on any one day. Competition may be held at more than one site; and~~

~~(c) Competing teams are selected (and may be seeded according to athletics ability) in advance of the competition.~~

[17.20.7.1.2 renumbered as 17.20.7.1.1, unchanged.]

17.20.7.2 Maximum Limitations — Student-Athlete. An individual student-athlete may participate in each academic year in 56 softball 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).

~~17.20.7.2.1 Tournament Dates. Each date of a softball tournament shall be counted as one contest, and not more than 10 tournaments may be scheduled in an academic year.~~

[Remainder of 17.20 unchanged.]

Source: NCAA Division II Presidents Council [Management Council (Championships Committee and Legislation Committee)].

Effective Date: August 1, 2010

Rationale: Following the 2009 Convention, the presidents and chancellors directed the governance structure to review the playing and practice seasons legislation to ensure its alignment with the

division's Strategic Positioning Platform and the principle of "life in the balance." This proposal reduces the maximum number of contests in baseball and golf by approximately 10 percent. In addition, the proposal amends how an institution shall count contests in softball. Specifically, the change would require institutions to count each softball contest in a tournament as one contest against the maximum limitations. The proposed changes would likely result in less missed class time, missed study time and time away from campus for baseball, golf and softball student-athletes, which should contribute to improved academic performance overall. Finally, the change will have the incidental benefit of reducing costs for institutions for expenses associated with travel and/or game related expenses.

No. 2-13 PLAYING AND PRACTICE SEASONS — WINTER SPORTS — BASKETBALL

Intent: In basketball, to reduce the maximum number of contests from 27 to 26.

Bylaws: Amend 17.3, as follows:

17.3 BASKETBALL. Regulations for computing the basketball playing season are set forth in Bylaw 17.1, General Playing-Season Regulations. (See Figure 17-1 and Figure 17-2.)

[17.3.1 through 17.3.4.1 unchanged.]

17.3.5 Number of Contests.

17.3.5.1 Maximum Limitations — Institutional. A member institution shall limit its total regular-season playing schedule with outside competition in basketball in any one year to ~~27~~ **26** contests (games or scrimmages), except for those contests excluded under Bylaws 17.3.5.3, 17.3.5.4, 17.3.5.5 and 17.3.5.6.

17.3.5.2 Maximum Limitations — Student-Athlete. An individual student-athlete may participate each academic year in not more than ~~27~~ **26** basketball contests. This limitation includes those contests in which the student-athlete represents the institution in accordance with Bylaw 17.02.8, including competition as a member of the varsity, junior varsity or freshman team of the institution. Further, an individual student-athlete may participate each year in only one postseason basketball tournament as a member of the institution's varsity, junior varsity or freshman team.

[Remainder of 17.3 unchanged.]

Source: NCAA Division II Presidents Council.

Effective Date: August 1, 2010

Rationale: Following the 2009 Convention, the presidents and chancellors directed the governance structure to review the playing and practice seasons legislation to ensure its alignment with the division's Strategic Positioning Platform and the principle of "life in the balance." This proposal reduces the maximum number of contests in basketball from 27 to 26. This reduction is necessary due to the recommended proposal for the winter break, which would establish a "dead" period in basketball during which it would not be permissible for an institution to have practice, competition, other countable athletically related activities or voluntary athletically related activities on campus from December 20 through December 26, thus shortening the overall length of the basketball

playing season by one week. Finally, the proposal would likely result in less missed class time, missed study time and time away from campus for basketball student-athletes, which should contribute to improved academic performance overall.

No. 2-14 (1-3) PLAYING AND PRACTICE SEASONS — BASKETBALL — FIRST CONTEST

Intent: In basketball, to specify that a member institution shall not play its first contest (game or scrimmage) with outside competition prior to the second Friday of November.

Bylaws: Amend 17.3.3, as follows:

17.3.3 First Contest. A member institution shall not play its first contest (game or scrimmage) with outside competition in basketball ~~before~~ **prior to the second Friday of** November ~~15~~, except as provided under Bylaw 17.3.3.1.

Source: Peach Belt Conference, Mid-America Intercollegiate Athletics Association and West Virginia Intercollegiate Athletic Conference.

Effective Date: August 1, 2010

Rationale: Currently, an institution shall not play its first contest against outside competition prior to November 15, aside from exceptions outlined in Bylaw 17.3.3.1. This proposal does not change that date substantially, it simply allows institutions to schedule that first contest on a weekend night. This proposal will not allow an institution to compete earlier than what is allowed under current legislation as most Division II basketball teams compete in exempted contests on or soon after November 1. The proposal will only change the date for the first permissible "countable" contest. This change will also provide a benefit to student-athletes as no season-opening games or events will take place during the week and teams can also schedule "countable" games earlier in the season to provide flexibility for conference playing dates that occur during final examination periods. Further, this change is easy to administer as all schools can easily determine when the second Friday is and coaches can better schedule knowing the season starts on a weekend every year. Adoption of this proposal will likely result in all Division II basketball teams officially starting their season on the same day.

Appendix A

Legislative Proposal Number Changes

This appendix lists proposals that are included in the Second Publication of Proposed Legislation and gives their corresponding numbers in the Initial Publication of Proposed Legislation. Please note that not all proposals that appear in the Second Publication of Proposed Legislation were included in the Initial Publication of Proposed Legislation.

SPOPL	IPOPL	SPOPL	IPOPL
1	—	8	—
2	—	9	—
3	—	10	2
4	1	11	—
5	—	12	—
6	—	13	—
7	—	14	3

Appendix B

Request for Interpretation

Member institutions and conferences are encouraged to contact primary contact persons, and if necessary, to request interpretations of the proposed legislation in this Second Publication of Proposed Legislation. Please use this form to submit such request(s) and send it to the Division II Interpretations Subcommittee, P.O. Box 6222, Indianapolis, Indiana 46206-6222. Use duplicate copies of the form for additional requests.

Proposal No._____, **Amending Constitution/Bylaw**_____

Question(s): _____

Submitted by _____

Name

Title

Title

Institution

Institution

**2010 NCAA Convention Division II Legislative Proposals
Question and Answer Guide**

NCAA Division II Proposal No. 2010-1 – Recruiting – Offers and Inducements – Summer Facility Fees for Prospective Student-Athletes

Question: Would a prospective student-athlete who has not signed a National Letter of Intent (NLI) or an institution's written offer of admission/financial aid be permitted to receive this benefit?

Answer: No. Only prospective student-athletes who have signed an NLI or an institution's written offer of admission/financial aid would be permitted to receive this benefit.

Question: Would a prospective student-athlete who has submitted a room deposit to the institution in lieu of signing a written offer of admission/financial aid be permitted to receive this benefit?

Answer: Yes. The NCAA academic and membership affairs staff has determined that a staff interpretation [Reference: 5/27/98, Item No. i] would apply to this benefit in the same manner as it applies to publicity.

Prospective Student-Athlete's Signed Acceptance of Admission Offer

Date Published: May 27, 1988

Item No.: i

Prospective Student-Athlete's Signed Acceptance of Admission Offer: Determined that per Bylaw 1-4-(b) [publicity released by an institution about the commitment of a prospective student-athlete], a room deposit submitted to an institution in response to the institution's written offer of admission to a prospective student-athlete could be utilized as a substitute in lieu of the student-athlete's signed acceptance of a written offer of admission.

Question: If the prospective student-athlete uses an institution's facilities during the summer prior to enrollment and the institution pays for that use, is the prospective student-athlete covered by the institution's insurance policy?

Answer: Institutional policy will dictate whether or not a prospective student-athlete is covered by the institution's insurance policy. However, the institutional policy must apply to any individual using the facility and not be specific to prospective student-athletes.

Question: If a prospective student-athlete uses an institution's facilities during the summer prior to enrollment and the institution pays for that use, is the prospective student-athlete considered a transfer if he or she does not enroll at that institution for the fall semester and attends a different NCAA institution?

Answer: Provided a prospective student-athlete does not trigger transfer status per NCAA Bylaw 14.5.2, the prospective student-athlete would not be considered a transfer if after the summer the individual decided not to enroll at the Division II institution.

Question: How does an institution determine the start of the summer for a prospective student-athlete?

Answer: The start of the summer is determined by what is published in the institution's official catalogue.

Question: Does a prospective student-athlete have to be enrolled in summer school at the institution?

Answer: No. Proposal No. 2010-1 does not require a prospective student-athlete to be enrolled in an institution's summer term to receive the benefit.

Question: Are two-year and four-year college transfer prospective student-athletes eligible for this benefit?

Answer: Yes. Two-year and four-year college transfer prospective student-athletes are eligible for the benefit provided the prospective student-athlete has signed an NLI or institution's written offer of admission/financial aid.

Question: Is an institution permitted to pay fees associated with facilities that are located off campus?

Answer: Yes. An institution may pay fees associated with the use of an off-campus facility provided the facility is a regular institutional practice or competition facility.

Question: Does Proposal No. 2010-1 apply to a student-athlete who is continuing at the Division II institution?

Answer: No. However, continuing student-athletes may be provided the benefit based on the sport-specific legislation found in Bylaw 17 under the title "Summer Practice."

Question: If Proposal No. 2010-1 is adopted, would an institution be permitted to pay fees associated with the use of an off-campus facility (e.g., private or public golf course, tennis facility)?

Answer: Yes. As long as the facility is the regular institutional practice or competition facility in that sport.

Question: How often does an institution have to use the facility to make it an "institutional facility?"

Answer: The definition of an "institutional facility" is left to institutional discretion.

Proposal No. 2010-2 – Recruiting and Eligibility – Admissions and Graduation Data, Banned Drug List and Initial-Eligibility Standards – Reports and Notification – Eligibility Center

Question: Will a prospective student-athlete receive multiple notifications based on the multiple facets of Proposal No. 2010-2?

Answer: Yes. The NCAA Eligibility Center will provide the banned drug list and initial-eligibility standards to the prospective student-athlete and his or her parents or legal guardians following a prospective student-athlete's registration. After an institution places a prospective student-athlete on the Institutional Request List (IRL) the Eligibility Center will provide the admissions and graduation data report to the prospective student-athlete and his or her parents or legal guardians.

Question: How will the Eligibility Center provide the admissions and graduation data, banned drug list and initial-eligibility standards to prospective student-athlete and his or her parents or legal guardians?

Answer: Once a prospective student-athlete registers with the Eligibility Center, the prospective student-athlete will receive an e-mail notification with confirmation of registration. That e-mail will contain information pertaining to the banned drug list and initial-eligibility standards. A second e-mail will be sent with admissions and graduation data when an institution places a prospective student-athlete on an IRL.

Question: Will responsibility for notification of banned substances, initial-eligibility standards and admissions and graduations rates sit solely with the Eligibility Center or will institutions continue to have responsibility for the notifications?

Answer: If Proposal No. 2010-2 is adopted, institutions will no longer be legislatively obligated to provide the notification. However, the expectation is that institutions share the responsibility with the Eligibility Center to ensure that prospective student-athletes are aware of the initial-eligibility standards, banned substance list, nutritional supplements and admissions and graduation data.

Question: Will the Eligibility Center send notification to the institution that the requirements have been met?

Answer: Yes. The institutional contact will be copied on the e-mail sent to the prospective student-athlete and his or her parents or guardians containing the admissions and graduation data, following the date the prospective student-athlete is added to the IRL.

Proposal No. 2010-3 – Recruiting – Tryout Exceptions – Use of Institutional Facilities

Question: How would Proposal No. 2010-3 change the current rule?

Answer: There are currently several different exceptions to the prohibition against tryouts. This proposal would change the specific exception which allows activities not involving institution's staff. While this exception is the broadest in terms of activities the prospective student-athlete may engage in on an institution's campus, it is the most restrictive in terms of the involvement athletics staff may have with the activity. Under the current rule the exception would allow activities so long as staff was not involved in the conduct, promotion or administration of the activity. This proposal would maintain the current limitation regarding promoting an event but would provide greater latitude regarding the conduct and administration of the event. Tryouts are not limited to sport-specific activities but rather involve prospective student-athletes engaging in physical activities generally. This proposal creates another exception that focuses on the type of activity and whether the institution sponsors a sport related to that activity. If the physical activity is related to a sport that the institution does not sponsor, then the physical activity would not be considered an impermissible tryout.

Question: Under Proposal No. 2010-3 athletics staff may not be involved with the promotion of the activity. May a group the staff is a member of be involved with the promotion of the activity?

Answer: If the event is otherwise permissible under this proposed exception, the athletics staff or representative of institution's athletics interest may be affiliated with a group or organization that promotes the event but he or she may not have a role in the promotion of the specific event either individually or through their role with the group or organization.

Question: What limits are set forth in Proposal No. 2010-3 regarding the solicitation of outside organizations by athletics staff?

Answer: Under the exception in this proposal, the role of the athletics staff in soliciting outside organizations is limited by institutional policy. Such a role would only have to be consistent with institutional policy. Athletics staff however, may not solicit specific individual prospective student-athletes.

Question: Under the Proposal No. 2010-3, will the athletics staff, student-athletes or boosters be permitted to work concession stands?

Answer: Yes. Athletics staff, student-athletes and boosters would be able to work concessions (and other operational activities) if the event is permissible under the exception set forth in this proposal.

Question: Under Proposal No. 2010-3 what recruiting restrictions apply?

Answer: Normal Division II recruiting legislation would apply. Thus, athletics staff or representatives of athletics interests would be permitted to have contact with prospects during the event only within the context of the event. Any specific recruiting contact may not occur until completion of the event and in accordance with Bylaw 13.1.

Question: Under Proposal No. 2010-3 how would institutions determine if the sport is related to a sport that is not sponsored by the institution?

Answer: The proposal would permit activities if those activities are not related to a sport that the institution sponsors. While usually this is a straightforward analysis, there are activities that are not as easily defined. This has already occurred with respect to determining if two activities are the same sport for amateurism purposes. Examples are futsal and soccer, or box lacrosse and lacrosse.

Question: Under Proposal No. 2010-3 are athletics staff permitted to be involved with these types of activities?

Answer: Yes. The proposal does not limit athletics staff from being involved with the activities permitted under the proposal. The limitation of athletics staff involvement that often causes confusion is only relevant to one specific and separate exception and does not apply to any of the other tryout exceptions, including the one set forth in this proposal. The exception in this proposal would allow athletics staff to organize the event, administer the event and work concessions, in addition to any other activities associated with the event.

Proposal No. 2010-4 – Eligibility – Freshman Academic Requirements – Prueba De Aptitud Academica

Question: The NCAA has established a comparable score on the Prueba de Aptitud Academica (PAA) as the basis for Proposal No. 2010-4. What measures will the NCAA use to ensure that a score of 730 remains comparable to the minimum ACT/SAT initial-eligibility standards?

Answer: The NCAA data and research staff will monitor the comparability between the PAA and ACT/SAT through the Academic Performance Census data that Division II institutions are required to submit annually. If adjustment is necessary the NCAA data and research department will make a recommendation to the NCAA Division II Academic Requirements Committee.

Question: Can a prospective student-athlete who takes the PAA use the score to meet initial-eligibility standards for participation at an institution located outside the territory of Puerto Rico?

Answer: No. Proposal No. 2010-4 specifies that a prospective student-athlete entering an institution located in Puerto Rico may use the PAA. Therefore, a prospective student-athlete entering an institution outside the territory of Puerto Rico must meet the minimum test-score requirement with either the ACT or SAT.

Question: If a prospective student-athlete is added to an IRL by an institution located in Puerto Rico and an institution located outside the territory of Puerto Rico will that individual receive two certifications based on the score from the PAA and either the ACT or SAT?

Answer: Yes. A prospective student-athlete who appears on a Puerto Rican institution's IRL and an IRL for an institution located outside the territory of Puerto Rico will receive two certifications based on the minimum test-score requirement legislation.

Question: Will the NCAA explore accepting other versions of standardized tests to meet initial-eligibility standards?

Answer: At this time the initial-eligibility standards must be met by achieving the minimum test score on either the ACT or SAT, and the NCAA is not aware of any proposal that would expand that to other versions of standardized tests.

Proposal No. 2010-5 – Playing and Practice Seasons – Fall Sports

[Note: At the end of this guide you can find charts which outline the start and end dates for fall sports should Proposal No. 2010-5 be adopted.]

Question: Why does Proposal No. 2010-5 not include a reduction to the maximum number of contests permissible in football?

Answer: The NCAA Division II Championships Committee agreed to adjust the date of the football championship to one week later in the season. Based on that decision, a reduction in football contests was not necessary because the number of weeks in the season was not decreased. In addition, football does not have any discretionary exemptions to the maximum permissible number of contests.

Question: Why does Proposal No. 2010-5 not include a reduction to the maximum number of contests permissible in cross country?

Answer: The maximum number of dates of competition for cross country is seven. At this time it is not necessary to reduce the number of dates of competition because many cross country meets take place on the weekends which do not require student-athletes to miss class and seven dates of competition are easily spread across the fall sports playing season.

Question: If Proposal No. 2010-5 is adopted, will there be modifications made to the championships selection criteria for those sports which will have the maximum number of contests reduced?

Answer: No. The Championships Committee decided to make no changes to the current minimum number of contests for selection criteria purposes. The committee agreed to review this subject as the Life in the Balance initiative is a multiyear initiative, and future changes may be necessary.

Question: In future years will legislation be proposed to decrease the minimum number of contests required to meet sports sponsorship requirements?

Answer: The minimum number of contests will be reviewed and legislation will be proposed in future legislative cycles if data and research determines that reductions to the minimum number of contests/dates of competition need to move in concert with reductions to the maximum number of contests/dates of competition.

Question: How will an institution monitor participation in countable athletically related activities during the preseason and prior to classes beginning?

Answer: Institutions may implement policies and procedures similar to those used to monitor student-athletes participation in countable athletically related activities during the regular academic year.

Question: Does the effective date permit an institution to participate in contests prior to the first permissible contest date as adopted in Proposal No. 2010-5?

Answer: The effective date provides relief for the 2010-11 academic year. If an institution signed a multiyear contract prior to August 6, 2009, for contests or dates of competition occurring prior to the first permissible date after the 2010-11 academic year, the institution may seek relief through the Committee for Legislative Relief process and waivers will be reviewed on a case-by-case basis.

Question: Is review of game film considered a countable athletically related activity?

Answer: The definition of countable athletically related activities can be found in Bylaw 17.02.1 (countable athletically related activities). Review of game film at the direction of, or supervised by, any member of the coaching staff is considered countable athletically related activities and must counted in the daily and weekly hour limitations.

Question: If Proposal No. 2010-5 is adopted may an institution play in contests or dates of competition in excess of the maximum number proposed?

Answer: No. The effective date permits an institution that signed a contract prior to August 6, 2009, to keep scheduled contests or dates of competition that occur between August 26 and September 1, 2010; however, it does not permit an institution to schedule or play more than the permissible number of contests or dates of competition.

Question: What is the option if an institution has contests or dates of competition scheduled that cause the institution to go beyond the maximum number of contests in Proposal No. 2010-5?

Answer: An institution can file a Committee for Legislative Relief waiver if it can demonstrate that there is mitigation warranting relief of the legislation.

Question: Does Proposal No. 2010-5 amend Bylaw 17.28.1 (practice and playing seasons)?

Answer: No. Bylaw 17.28.1 will not be amended if Proposal No. 2010-5 is adopted. Therefore, member institutions located in Alaska, Hawaii and Puerto Rico will be permitted to begin preseason practice and competition prior to the legislated start date, provided the amount of practice and number of contests engaged in does not exceed the amount of practice and number of contests in each sport other members of the Association are permitted.

Proposal No. 2010-6 – Playing and Practice Seasons – Spring Sports

Question: Is an institution's softball team permitted to participate in tournaments?

Answer: Yes. Proposal No. 2010-6 only eliminates the tournament exception from the softball playing and practice seasons legislation in the context of how those contests are counted against the maximum number of contests. A softball team may participate in a tournament, but will have to count each contest against the maximum number of contests permitted in Bylaw 17.

Question: What is the minimum number of contests or dates of competition for baseball, softball and golf to meet the sports sponsorship requirement?

Answer: In baseball and softball, the minimum number of contests is 24 and in golf the minimum number of dates of competition is six.

Question: How are the dates of competition counted for the sport of golf?

Answer: If Proposal No. 2010-6 is adopted an institution will be permitted to participate in a maximum of 21 dates of competition. A date of competition will be counted when one or more student-athletes participates on behalf of an institution on a particular date.

Question: In golf, may institutions use a dual meet to meet the sports sponsorship requirement as a date of competition?

Answer: If Proposal No. 2010-6 is adopted an institution, will be permitted to participate in a maximum of 21 dates of competition. A date of competition will be counted when one or more student-athletes participates on behalf of an institution on a particular date. Please see the Division II men's and women's golf selection criteria for additional information.

Question: If Proposal No. 2010-6 is adopted, will there be modifications made to the championships selection criteria for those sports which will have the maximum number of contests reduced?

Answer: No. The Championships Committee decided to make no changes to the current minimum number of contests for selection criteria purposes. The committee agreed to review this subject as the Life in the Balance initiative is a multiyear initiative, and future changes may be necessary.

Proposal No. 2010-7 – Playing and Practice Seasons – Winter Break

Question: May a student-athlete travel to or from campus December 20 or 26?

Answer: Yes. A student-athlete is permitted to travel December 20 or 26 provided he or she pays for the travel expenses. An institution is not permitted to pay for travel expenses during the period of time set forth in Proposal No. 2010-7.

Question: An institution's weight room is closed during the institution's winter break. May student-athletes workout in the weight room December 20 through 26 if a coach opens the facility for them?

Answer: No. In order for it to be permissible for student-athletes to workout at a campus facility December 20 through 26 that facility must be open to the general student-body.

Question: Would it be permissible for an athletic trainer to treat student-athletes who were injured while participating in voluntary activities during the winter break?

Answer: Yes. Provided the athletic trainer is available and on campus.

Question: Would it be permissible for an athletic trainer to provide on-going treatment to student-athletes who are injured during the winter break?

Answer: Yes. Provided the athletic trainer is available, on campus and the student-athletes do not participate in any voluntary or countable athletically related activities.

Question: Would it be permissible for a team to participate in a foreign tour during the winter break period?

Answer: No. Participation on a foreign tour would constitute countable athletically related activities and would not be permissible during the winter break for any Division II teams.

Question: What is the definition of voluntary athletically related activities?

Answer: NCAA Bylaw 17.02.1.2 defines voluntary athletically related activities.

17.02.1.2 Voluntary Athletically Related Activities.

In order for any athletically related activity to be considered "voluntary," all of the following conditions must be met:

- (a) The student-athlete must not be required to report back to a coach or other athletics department staff member (e.g., strength coach, trainer, manager) any information related to the activity. In addition, no athletics department staff member who observes the activity (e.g., strength coach, trainer, manager) may report back to the student-athlete's coach any information related to the activity;
- (b) The activity must be initiated and requested solely by the student-athlete. Neither the institution nor any athletics department staff member may require the student-athlete to participate in the activity at any time. However, it is permissible for an athletics department staff member to provide information to student-athletes related to available opportunities for participating in voluntary activities (e.g., times when the strength and conditioning coach will be on duty in the weight room or on the track). In addition, for students who have initiated a request to engage in voluntary activities, the institution or an athletics department staff member may assign specific times for student-athletes to use institutional facilities for such purposes and inform the student-athletes of the time in advance;
- (c) The student-athlete's attendance and participation in the activity (or lack thereof) may not be recorded for the purposes of reporting such information to coaching staff members or other student-athletes; and
- (d) The student-athlete may not be subjected to penalty if he or she elects not to participate in the activity. In addition, neither the institution nor any athletics department staff member may provide recognition or incentives (e.g., awards) to a student-athlete based on his or her attendance or performance in the activity.

[Note: Coaching staff members may be present during permissible skill-related instruction pursuant to Bylaw 17.1.6.2.1.]

Question: How does Proposal No. 2010-7 apply to a Division II institution that sponsors a Division I sport?

Answer: Proposal No. 2010-7 applies only sports that Division II sponsors a championship for. Therefore, the winter break will not apply to a Division I sport that is sponsored by a Division II institution or a Division II sport that participates in a National Collegiate Championship.

Question: Is an institution permitted to hold a camp or clinic on campus during the winter break?

Answer: The intent behind Proposal No. 2010-7 is to provide a work-life balance for institution's coaches, administrators, staff members and student-athletes. During the winter break of December 20 through 26 an institution would be permitted to host a camp or clinic; however, student-athlete's cannot be required to work or volunteer at the camp or clinic.

Question: May a team travel to or from competition on either December 20 or 26?

Answer: The intent behind Proposal No. 2010-7 is for student-athletes to have a seven-day period of time where there is are countable athletically related activities taking place. While travel is not considered a countable athletically related activity, a team should make every practical opportunity to return to campus prior to December 20 and should not leave for competition prior to December 27. The NCAA Division II Legislation Committee issued the following official interpretation which will be applicable if the legislation is adopted:

Proposal No. 2010-8 – Playing and Practice Seasons – Winter Sports – Basketball

Question: What is the minimum number of contests in the basketball to meet the sports sponsorship requirement?

Answer: The minimum number of contests in basketball an institution must complete to meet the sports sponsorship requirement is 22.

Question: If Proposal No. 2010-8 is adopted, will there be modifications made to the championships selection criteria for those sports which will have the maximum number of contests reduced?

Answer: No. The Championships Committee decided to make no changes to the current minimum number of contests for selection criteria purposes. The committee

agreed to review this subject as the Life in the Balance initiative is a multiyear initiative, and future changes may be necessary.

Proposal No. 2010-9 – Personnel – Conduct of Athletics Personnel – Sports-Safety Training

Question: Under Proposal No. 2010-9, are only full-time coaches required to have the specified certifications?

Answer: The proposal requires each head coach and all other coaches who are employed full time to at an institution to maintain the specified certifications, regardless of their specific employment designation.

Question: Under Proposal No. 2010-9, are head coaches required to be present for all athletically related activity?

Answer: No. There is no requirement under this proposal that the head coach be present for any or all athletically related activity. The proposal only requires the certifications for head coaches and all other coaches who are full-time employees, and does not establish any other requirements.

Question: Does Proposal No. 2010-9 require all institutions to have an automatic external defibrillator (AED) accessible by the certified individual?

Answer: No. Although this proposal does not require an AED to be accessible by the certified individual, the NCAA Sports Medicine Handbook guidelines state that: "AEDs have become a common, safe and effective means of reviving persons in cardiac arrest. An AED should be considered a part of your sideline equipment. However, CPR should never be delayed while searching for an AED." For more information about AED use on campus, please review the NCAA Sports Medicine Handbook Guideline, No. 1-(d), at www.ncaa.org/health-safety. Further, Division II institutions should note they may request funding for an AED through the Division II Strategic Initiatives Grant Program operated through Division II conferences.

Question: Why does Proposal No. 2010-9 require AED certification if there is no requirement that the institution purchase an AED?

Answer: AED certification is included as part of modern CPR certification courses; therefore, it is not an additional requirement as the certification types are one in the same.

Question: What are the specific certification requirements?

Answer: The proposal would require that each head coach and all other coaches who are employed full time at an institution be certified in first aid, CPR and AED use. The proposal does not regulate appropriate certifying agencies. Determining the appropriate certifying agency would be left to the discretion of the institution.

Question: Under Proposal No. 2010-9, what happens if there is a coaching change during the season?

Answer: The proposal requires all head coaches and all other coaches who are employed full time at an institution to be certified. The proposal does not permit a grace period for an uncertified head coach hired and/or designated midseason. If an institution replaces a coach midseason and the coach does not have the required certifications, this would result in a violation. If circumstances require the institution to designate a coach without the certifications required under the proposal, the institution may appeal for a waiver through the NCAA Division II Committee for Legislative Relief. The Committee for Legislative Relief reviews waiver applications on a case-by-case basis. To be in compliance with the proposed requirement, head coaches and all other coaches who are employed full time at an institution should receive certification prior to working with the respective teams.

Question: When does Proposal No. 2010-9 require newly hired coach, either head coach or full-time employee at the institution, achieve the certifications mandated by the proposal?

Answer: A newly hired coach must be certified (as designated in the proposal) prior to the first athletically related activity in the sport in which he or she is the designated a coach. Once the coach is certified the coach must maintain that certification so long as he or she is the head coach or a coach that is a full-time employee of the institution.

Question: Does Proposal No. 2010-9 increase legal liability for the institutions?

Answer: Because training in first aid, CPR and AED is generally readily available at NCAA institutions, this proposal should not significantly increase the expectation that head coaches would be trained in them.

Question: Is there NCAA funding available to assist institutions in paying for individuals to be certified?

Answer: Yes, the NCAA Division II Conference Grant Program, which directs Division II funding directly to Division II conferences includes funding for student-athlete well-being initiatives and could be used to subsidize expenses related to these requirements. The conference directs these funds to its members at the conference's discretion.

Question: Does Proposal No. 2010-9 permit an exception for institutions that might object to the requirements of this proposal for established religious reasons?

Answer: This proposal does not have a specific religious exception; however, if an institution has a specific objection based on established religious customs, that institution could seek relief by requesting a waiver through the Committee for Legislative Relief.

Question: Under Proposal No. 2010-9, is a requirement that the institution's strength and conditioning coach or athletic training staff members be certified in first aid, CPR and AED use?

Answer: No. This proposal does not specify that the certification is a requirement for any individuals other than each head coach and all other coaches who are employed full time at an institution. As such, the only way that it would be required for these individuals to be certified is if they were also a head coach or a coach that is a full-time employee, specifically, for one of the institution's teams.

Question: An assistant coach is considered a full-time employee at an university, and the job responsibilities are split between athletics (45 percent) and admissions (55 percent), is he or she required to be certified under the proposal?

Answer: Yes. The assistant part-time coach is a full-time employee at the university and will be required to be certified.

Question: What is the penalty if a coach performs coaching duties without being certified?

Answer: If a coach performs coaching duties without being certified it would be an institutional violation and the institution must self-report the violation.

Question: If Proposal No. 2010-9 is adopted, will institutions be required to submit a form to the NCAA for proof that all head coaches and all other full-time coaches were certified?

Answer: No. Institutions will be required to monitor that all head coaches and all other full-time coaches are certified and meeting the requirements of Proposal No. 2010-9.

Proposal No. 2010-10 – Recruiting – Official Visit – Written Notice

Question: If Proposal No. 2010-10 is adopted how will prospective student-athletes be notified of the five-visit limitation?

Answer:

Question: What is the penalty if a prospective student-athlete takes more than five official visits?

Answer: A prospective student-athlete's eligibility would not be affected. However, it would be an institutional violation.

Question: Will institutions be required to continue monitoring the five-visit limit for each prospective student-athlete?

Answer: Yes.

Proposal No. 2010-11 – Eligibility – Criteria for Determining Season of Competition – Participation in Organized Competition Prior to Initial Collegiate Enrollment

Question: Proposal No. 2010-11 redefines what is considered organized competition. Will a prospective student-athlete be subject to the organized-competition legislation when he or she engages in all of the items listed in the definition or will participation in only one of the activities subject an individual to the legislation?

Answer: An individual will be subject to the organized-competition legislation if he or she participates in any of the athletics activities considered organized in Proposal No. 2010-11 after the grace period and prior to initial full-time collegiate enrollment.

Question: What is the definition of "official" pursuant to official score being kept as proposed in Proposal No. 2010-11?

Answer: As defined in other areas of Division II legislation, official scoring has occurred under any of the following conditions:

- (a) The signing of a scorebook by an official;
- (b) The score is released to the media or other appropriate entities; or
- (c) The score is used for individual or seasonal statistics.

Question: Is it permissible for a prospective student-athlete to be a professional athlete during the one-year grace period and prior to enrolling in a collegiate institution without being subject to the organized-competition legislation?

Answer: Pursuant to Bylaw 12.1.2 (amateur status) prior to initial full-time collegiate enrollment an individual may use his or her athletics skill for pay, accept pay or the promise of pay, sign a contract, receive a salary or financial assistance from a professional sports organization or compete on a professional team. An individual would jeopardize his or her amateur status if he or she enters into an agreement with an agent.

Question: Is it permissible for a prospective student-athlete to agree to be represented by an agent during the one-year grace period and prior to enrolling in a collegiate institution without being subject to the organized-competition legislation?

Answer: Pursuant to Bylaw 12.3 (use of agents) an individual would jeopardize his or her amateur status if he or she enters into an agreement with an agent (orally or in writing) at any time prior to exhausting his or her intercollegiate eligibility.

Question: Does an individual have to be classified as on active duty to use the U.S. Armed Services exception?

Answer: The exception states that the individual must be in the U.S. Armed Services to use the exception to the organized-competition legislation. It does not include a stipulation that the individual is classified as "active duty."

Question: If Proposal No. 2010-11 is adopted will it be applied retroactively to student-athletes who are currently enrolled at Division II institutions, have eligibility remaining and were subject to the previous organized-competition legislation?

Answer: No. The effective date for Proposal No. 2010-11 applies to prospective student-athletes who have a final amateurism certification issued by the Eligibility Center on or after April 1, 2010. Student-athletes who have enrolled at an NCAA institution and have a final amateurism certification will not be recertified.

Question: Why is the responsibility for notifying prospective student-athletes and their parents or legal guardians about the organized-competition legislation not included in Proposal No. 2010-2 (recruiting and eligibility – admissions and graduation data, banned drug list and initial-eligibility standards – reports and notification – Eligibility Center) as a responsibility of the Eligibility Center?

Answer: Often times, prospective student-athletes become subject to the organized-competition legislation prior to registering with the Eligibility Center. Institutions have access to prospective student-athlete and their parents and legal guardians earlier than the Eligibility Center, and could save them from triggering the legislation. Institutions have the responsibility to educate prospective student-athletes and their parents or legal guardians on a variety of NCAA eligibility subjects.

Question: How does the one-year grace period apply to a prospective student-athlete who graduates from a nontraditional education system (e.g., November, December graduation)?

Answer: The one-year grace period would begin following the prospective student-athlete's graduation. The next opportunity to enroll would be the winter/spring semester/quarter following the one-year period.

Question: Why is the postgraduate preparatory school exception being eliminated in Proposal No. 2010-11?

Answer: The expansion of the grace period to one-year removes the necessity for the postgraduate preparatory school exception due to the exception applying only to the initial year of enrollment at a preparatory school.

Question: Do the two semesters or three quarters of full-time collegiate enrollment have to be consecutive semesters or quarters to meet the exception to the academic year in residence requirement for two- or four-year transfer students?

Answer: No. The prospective student-athlete is only required to have spent a minimum of two semesters or three quarters at a collegiate institution; however, Proposal No. 2010-11 does not require those semesters or quarters to be consecutive. In addition, to use the exception, a prospective student-athlete must satisfactorily complete an average of at least 12 semester or 12 quarter hours of transferable degree credit for each full-time academic term of attendance at the two-year or four-year collegiate institution.

Question: May a prospective student-athlete who is subject to the organized-competition legislation in Proposal No. 2010-11 enroll at a collegiate institution and compete during his or her initial year, then transfer to a Division II institution be immediately eligible if he or she meeting the exception to the year in residence requirement?

Answer: Yes. A prospective student-athlete may use the exception even if he or she competes at a collegiate institution as long as he or she spent at least two semesters or three quarters at the institution and completed an average of at least 12 semester or 12 quarter hours of transferable degree credit for each full-time academic term of attendance at the two-year or four-year collegiate institution.

Question: How will the exception in Proposal No. 2010-11 for transfer student-athletes be applied?

Answer: Institutions will be required to work with the Eligibility Center. Institutions will certify that the student-athlete is eligible for the exception and notify the Eligibility Center so an accurate certification can be rendered.

Question: May an institution provide a prospective student-athlete with the information regarding the organized-competition legislation electronically?

Answer: Yes. An institution may provide prospective student-athletes, their parents or legal guardians with the information regarding the organized-competition legislation in hard-copy or electronic form (e.g., electronic mail, link to a Web site).

Question: May an institution file a waiver for a prospective student-athlete who is subject to the organized-competition legislation?

Answer: Yes. An institution may file a Committee for Legislative Relief waiver to retain seasons of competition and immediate eligibility when mitigating circumstances are present.

Question: May an institution file a Committee for Legislative Relief waiver for a student-athlete who was previously certified by the Eligibility Center and was subject to the organized-competition legislation that was in effect at the time of certification by the Eligibility Center?

Answer: A student-athlete who was previously certified by the Eligibility Center under the rule in effect at that time may not receive relief through the waiver process based on the adoption of Proposal No. 2010-11.

Question: If Proposal No. 2010-11 is adopted when will the Eligibility Center begin applying the legislation?

Answer: The Eligibility Center will apply the newly adopted legislation immediately for all prospective student-athletes who are enrolling for the first time at an NCAA institution on or after August 1, 2010.

Question: How would a certification of a prospective student-athlete change if Proposal No. 2010-11 is adopted, compared to a certification under the current organized-competition legislation?

Answer: The table below shows a comparison of the key components of the current rule and Proposal No. 2010-11:

	Current Rule	Proposal No. 2010-11
Grace Period	<ul style="list-style-type: none"> • <u>Traditional Date of High School Graduation (e.g., May/June):</u> Summer following high school graduation prior to first opportunity to enroll full time in college in the fall term. • <u>Nontraditional Date of High School Graduation (e.g., November/December):</u> Week(s) following high school graduation prior to first opportunity to enroll full time in college in the winter/spring term. 	<ul style="list-style-type: none"> • <u>Traditional Date of High School Graduation (e.g., May/June):</u> Summer plus the next academic year following high school graduation prior to the first opportunity to enroll full time in college in the fall term. • <u>Nontraditional Date of High School Graduation (e.g., November/December):</u> Week(s) plus the calendar year following high school graduation prior to the first opportunity to enroll in the winter/spring term.
Definition	<ul style="list-style-type: none"> • Low threshold. • Activities that constitute organized competition defined by compensation, including actual and necessary expenses. • Professionalism issues (e.g., drafts, practice or competition with a professional team). 	<ul style="list-style-type: none"> • Much lower threshold. • Athletics competition shall be organized if one of the following conditions exist (NOT EXHAUSTIVE LIST): <ul style="list-style-type: none"> - Official score is kept; - Individual/team standings or statistics are maintained; - Official timer or game officials are used;

	Current Rule	Proposal No. 2010-11
Year in Residence		<ul style="list-style-type: none"> - Admission is charged; - Teams are regularly formed; or - Team uniforms are used.
	<ul style="list-style-type: none"> • Individual required to serve an academic year in residence at any NCAA institution if he or she is charged a season(s) of competition under the rule. 	<ul style="list-style-type: none"> • Same base rule, unless the individual meets the exception for transfer students.
Exceptions	<ul style="list-style-type: none"> • U.S. Armed Services exception. • National/international competition exception. • Preparatory school exception. • Skiing exception. 	<ul style="list-style-type: none"> • Elimination of preparatory school exception. • Addition of a waiver provision, outlining circumstances outside the control of the individual.

Proposal No. 2010-12 – Financial Aid, Playing and Practice Seasons and Division Membership – Sand Volleyball

Question: If a student-athlete who participates in volleyball and sand volleyball has a financial aid agreement that is written as 100 percent sand volleyball athletics aid, how will that student-athlete's aid be counted against the volleyball equivalency?

Answer: If Proposal No. 2010-12 is adopted, the athletics aid award for a student-athlete who participates in volleyball and sand volleyball will count against the volleyball equivalency regardless of how the financial aid agreement is written.

Question: How does the Division I override vote relating to adding sand volleyball to the emerging sports for women list affect Division II?

Answer: At the 2009 NCAA Convention, the Division II membership adopted Proposal No. 2009-5 which added sand volleyball to the list of emerging sports for women. The Division I override vote does not affect Division II or the requirement to move forward with establishing legislation for sand volleyball as an emerging sport for women because the divisions are federated.

Question: What are the sand volleyball playing rules?

Answer: With regard to playing rules, early concepts regarding sport playing rules include ensuring 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. Additional playing rules are being developed by the NCAA Playing Rules Oversight Panel.

Question: Would indoor volleyball student-athletes 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. 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.

Question: What options does an institution have to count sand volleyball contests to meet the minimum contest requirement for sports sponsorship?

Answer: Proposal No. 2010-12 provides a few avenues to meet minimum sports sponsorship requirements. One option is dual competition where Institution A competes against Institution B. Each team is comprised of five two-person teams that will compete in head-to-head competition. An institution must have a minimum of three dual competitions to meet the minimum sports sponsorship requirement. An institution may also participate in multi-opponent competitions (e.g., tournament). Each tournament would count as one date of competition as long as all five two-person teams participate in competition with all other participating institutions and one institution is crowned champion of the tournament based on the performance of its five two-person teams.

Question: How is sand volleyball considered a team sport if it carries a minimum number of participants requirement to meet sports sponsorship?

Answer: The minimum participant requirement was established to ensure that institutions field five two-person teams which would then permit an institution to participate in competitions to meet minimum contest requirements.

Question: If a student-athlete, who is receiving athletically related aid, participates in both volleyball and sand volleyball during their initial year of collegiate enrollment at a Division II institution and then only sand volleyball during year two of enrollment, would the student-athlete's financial aid still be counted against the volleyball equivalency?

Answer: A student-athlete's financial aid will only be counted against the volleyball equivalency if she participates in both volleyball and sand volleyball during any one academic year. Therefore, a student-athlete who receives athletically related aid and only participates in sand volleyball would count only against the sand volleyball equivalency.

Question: Are volleyball and sand volleyball considered the same sport under the amateurism legislation?

Answer: Insert interpretation after approved by staff.

Proposal No. 2010-13 – Playing and Practice Seasons – Golf – Out-of-Season and Nonchampionship Segment Athletically Related Activities – Nonchampionship Segment Activities – 60-Consecutive Calendar Day Period

Question: Does Proposal No. 2010-13 apply to other sports (e.g., tennis)?

Answer: No.

Question: Will the start date for the spring nonchampionship segment be amended to account for 75 days if Proposal No. 2010-13 is adopted?

Answer:

Proposal No. 2010-14 – Playing and Practice Seasons – Basketball – First Contest

Question: What is the earliest date under Proposal No. 2010-14 that an institution would be permitted to play its first contest in basketball?

Answer: The earliest date that an institution would be permitted to play its first contest with outside competition, depending on the given year, would be November 8 (e.g., 2013, 2019 and 2024).

Question: What is the latest date under Proposal No. 2010-14 that that an institution would be permitted to play its first contest in basketball?

Answer: The latest date that an institution would be permitted to play its first contest with outside competition, depending on the given year, would be November 14 (e.g., 2014, 2025).

Question: If Proposal No. 2010-14 is adopted, will it increase or decrease the number of weekends in the college basketball season?

Answer: It would increase by one weekend from the current schedule depending on when the second Friday in November falls.

Division II Fall Sports
2010 Start and End Dates

Sport	Practice Start Date	Maximum Number of Contests or Dates of Competition	Competition Start Date	Championship Start Date	Championship End Date
Cross Country	17 days prior to the first permissible contest or date of competition; <i>August 16, 2010</i> OR Five days prior to the first day of classes (whichever is earlier).	7 dates of competition	Thursday Preceding September 6 <i>September 2, 2010</i>	Two weeks prior to Finals <i>November 6, 2010</i>	Saturday prior to Thanksgiving <i>November 20, 2010*</i>
Field Hockey		18 contests		Saturday prior to Finals <i>November 6, 2010</i>	Two weeks prior to Thanksgiving (Friday to Sunday) <i>November 12-14, 2010*</i>
Soccer		18 contests		Second weekend prior to Thanksgiving <i>November 12-14, 2010</i>	Weekend after Thanksgiving <i>December 3-5, 2010</i>
Women's Volleyball		26 dates of competition		Thursday to Saturday or Friday to Sunday prior to Thanksgiving weekend <i>November 18-21, 2010</i>	Thursday to Saturday after Thanksgiving weekend <i>December 2-4, 2010</i>
Football	21 days prior to the first permissible contest; <i>August 12, 2010</i> OR 7 days prior to the first day of classes (whichever is earlier).	11 contests		Saturday of the 12 th week after the first permissible date of competition <i>November 20, 2010</i>	Saturday of the 16 th week after the first permissible date of competition <i>December 18, 2010</i>

Contest – A countable contest for a member institution is any contest by the member institution against an outside team in that sport.

Date of Competition – A date of competition is a single date on which any game(s), match(es), meet(s), exhibition(s), scrimmage(s) or joint practice session(s) with another institution's team takes place.

*Does not reflect date change for the 2010 Fall Championships Festival.

Division II Fall Sports
2011 Start and End Dates

Sport	Practice Start Date	Maximum Number of Contests or Dates of Competition	Competition Start Date	Championship Start Date	Championship End Date
Cross Country	17 days prior to the first permissible contest or date of competition; <i>August 15, 2011</i> OR Five days prior to the first day of classes (whichever is earlier).	7 dates of competition	Thursday Preceding September 6 <i>September 1, 2011</i>	Two weeks prior to Finals <i>November 5, 2011</i>	Saturday prior to Thanksgiving <i>November 19, 2011</i>
Field Hockey		18 contests		Saturday prior to Finals <i>November 5, 2011</i>	Two weeks prior to Thanksgiving (Friday to Sunday) <i>November 11-13, 2011</i>
Soccer		18 contests		Second weekend prior to Thanksgiving <i>November 11-13, 2011</i>	Weekend after Thanksgiving <i>December 2-4, 2011</i>
Women's Volleyball		26 dates of competition		Thursday to Saturday or Friday to Sunday prior to Thanksgiving weekend <i>November 17-20, 2011</i>	Thursday to Saturday after Thanksgiving weekend <i>December 1-3, 2011</i>
Football	21 days prior to the first permissible contest; <i>August 11, 2011</i> OR 7 days prior to the first day of classes (whichever is earlier).	11 contests		Saturday of the 12 th week after the first permissible date of competition <i>November 19, 2011</i>	Saturday of the 16 th week after the first permissible date of competition <i>December 17, 2011</i>

Contest – A countable contest for a member institution is any contest by the member institution against an outside team in that sport.

Date of Competition – A date of competition is a single date on which any game(s), match(es), meet(s), exhibition(s), scrimmage(s) or joint practice session(s) with another institution's team takes place.

Division II Fall Sports
2012 Start and End Dates

Sport	Practice Start Date	Maximum Number of Contests or Dates of Competition	Competition Start Date	Championship Start Date	Championship End Date
Cross Country	17 days prior to the first permissible contest or date of competition; <i>August 13, 2012</i> OR Five days prior to the first day of classes (whichever is earlier).	7 dates of competition	Thursday Preceding September 6 <i>August 30, 2012</i>	Two weeks prior to Finals <i>November 3, 2012</i>	Saturday prior to Thanksgiving <i>November 17, 2012</i>
Field Hockey		18 contests		Saturday prior to Finals <i>November 3, 2012</i>	Two weeks prior to Thanksgiving (Friday to Sunday) <i>November 9-11, 2012</i>
Soccer		18 contests		Second weekend prior to Thanksgiving <i>November 9-11, 2012</i>	Weekend after Thanksgiving <i>November 30-December 2, 2012</i>
Women's Volleyball		26 dates of competition		Thursday to Saturday or Friday to Sunday prior to Thanksgiving weekend <i>November 15-18, 2012</i>	Thursday to Saturday after Thanksgiving weekend <i>November 29-December 1, 2012</i>
Football	21 days prior to the first permissible contest; <i>August 9, 2012</i> OR 7 days prior to the first day of classes (whichever is earlier).	11 contests		Saturday of the 12 th week after the first permissible date of competition <i>November 17, 2012</i>	Saturday of the 16 th week after the first permissible date of competition <i>December 15, 2012</i>

Contest – A countable contest for a member institution is any contest by the member institution against an outside team in that sport.

Date of Competition – A date of competition is a single date on which any game(s), match(es), meet(s), exhibition(s), scrimmage(s) or joint practice session(s) with another institution's team takes place.

Division II Fall Sports
2013 Start and End Dates

Sport	Practice Start Date	Maximum Number of Contests or Dates of Competition	Competition Start Date	Championship Start Date	Championship End Date
Cross Country	17 days prior to the first permissible contest or date of competition; <i>August 19, 2013</i> OR Five days prior to the first day of classes (whichever is earlier).	7 dates of competition	Thursday Preceding September 6 <i>September 5, 2013</i>	Two weeks prior to Finals <i>November 9, 2013</i>	Saturday prior to Thanksgiving <i>November 23, 2013</i>
Field Hockey		18 contests		Saturday prior to Finals <i>November 9, 2013</i>	Two weeks prior to Thanksgiving (Friday to Sunday) <i>November 15-17, 2013</i>
Soccer		18 contests		Second weekend prior to Thanksgiving <i>November 15-17, 2013</i>	Weekend after Thanksgiving <i>December 6-8, 2013</i>
Women's Volleyball		26 dates of competition		Thursday to Saturday or Friday to Sunday prior to Thanksgiving weekend <i>November 21-24, 2013</i>	Thursday to Saturday after Thanksgiving weekend <i>December 5-7, 2013</i>
Football	21 days prior to the first permissible contest; <i>August 15, 2013</i> OR 7 days prior to the first day of classes (whichever is earlier).	11 contests		Saturday of the 12 th week after the first permissible date of competition <i>November 23, 2013</i>	Saturday of the 16 th week after the first permissible date of competition <i>December 21, 2013</i>

Contest – A countable contest for a member institution is any contest by the member institution against an outside team in that sport.

Date of Competition – A date of competition is a single date on which any game(s), match(es), meet(s), exhibition(s), scrimmage(s) or joint practice session(s) with another institution's team takes place.

Division II Fall Sports
2014 Start and End Dates

Sport	Practice Start Date	Maximum Number of Contests or Dates of Competition	Competition Start Date	Championship Start Date	Championship End Date
Cross Country	17 days prior to the first permissible contest or date of competition; <i>August 18, 2014</i> OR Five days prior to the first day of classes (whichever is earlier).	7 dates of competition	Thursday Preceding September 6 <i>September 4, 2014</i>	Two weeks prior to Finals <i>November 8, 2014</i>	Saturday prior to Thanksgiving <i>November 22, 2014</i>
Field Hockey		18 contests		Saturday prior to Finals <i>November 8, 2014</i>	Two weeks prior to Thanksgiving (Friday to Sunday) <i>November 14-16, 2014</i>
Soccer		18 contests		Second weekend prior to Thanksgiving <i>November 14-16, 2014</i>	Weekend after Thanksgiving <i>December 5-7, 2014</i>
Women's Volleyball		26 dates of competition		Thursday to Saturday or Friday to Sunday prior to Thanksgiving weekend <i>November 20-23, 2014</i>	Thursday to Saturday after Thanksgiving weekend <i>December 4-6, 2014</i>
Football	21 days prior to the first permissible contest; <i>August 14, 2014</i> OR 7 days prior to the first day of classes (whichever is earlier).	11 contests		Saturday of the 12 th week after the first permissible date of competition <i>November 22, 2014</i>	Saturday of the 16 th week after the first permissible date of competition <i>December 20, 2014</i>

Contest – A countable contest for a member institution is any contest by the member institution against an outside team in that sport.

Date of Competition – A date of competition is a single date on which any game(s), match(es), meet(s), exhibition(s), scrimmage(s) or joint practice session(s) with another institution's team takes place.

Division II Fall Sports
2015 Start and End Dates

Sport	Practice Start Date	Maximum Number of Contests or Dates of Competition	Competition Start Date	Championship Start Date	Championship End Date
Cross Country	17 days prior to the first permissible contest or date of competition; <i>August 17, 2015</i> OR Five days prior to the first day of classes (whichever is earlier).	7 dates of competition	Thursday Preceding September 6 <i>September 3, 2015</i>	Two weeks prior to Finals <i>November 7, 2015</i>	Saturday prior to Thanksgiving <i>November 21, 2015</i>
Field Hockey		18 contests		Saturday prior to Finals <i>November 7, 2015</i>	Two weeks prior to Thanksgiving (Friday to Sunday) <i>November 13-15, 2015</i>
Soccer		18 contests		Second weekend prior to Thanksgiving <i>November 13-15, 2015</i>	Weekend after Thanksgiving <i>December 4-6, 2015</i>
Women's Volleyball		26 dates of competition		Thursday to Saturday or Friday to Sunday prior to Thanksgiving weekend <i>November 19-22, 2015</i>	Thursday to Saturday after Thanksgiving weekend <i>December 3-5, 2015</i>
Football	21 days prior to the first permissible contest; <i>August 13, 2015</i> OR 7 days prior to the first day of classes (whichever is earlier).	11 contests		Saturday of the 12 th week after the first permissible date of competition <i>November 21, 2015</i>	Saturday of the 16 th week after the first permissible date of competition <i>December 19, 2015</i>

Contest – A countable contest for a member institution is any contest by the member institution against an outside team in that sport.

Date of Competition – A date of competition is a single date on which any game(s), match(es), meet(s), exhibition(s), scrimmage(s) or joint practice session(s) with another institution's team takes place.

Division II Fall Sports
2016 Start and End Dates

Sport	Practice Start Date	Maximum Number of Contests or Dates of Competition	Competition Start Date	Championship Start Date	Championship End Date
Cross Country	17 days prior to the first permissible contest or date of competition; <i>August 15, 2016</i> OR Five days prior to the first day of classes (whichever is earlier).	7 dates of competition	Thursday Preceding September 6 <i>September 1, 2016</i>	Two weeks prior to Finals <i>November 5, 2016</i>	Saturday prior to Thanksgiving <i>November 19, 2016</i>
Field Hockey		18 contests		Saturday prior to Finals <i>November 5, 2016</i>	Two weeks prior to Thanksgiving (Friday to Sunday) <i>November 11-13, 2016</i>
Soccer		18 contests		Second weekend prior to Thanksgiving <i>November 11-13, 2016</i>	Weekend after Thanksgiving <i>December 2-4, 2016</i>
Women's Volleyball		26 dates of competition		Thursday to Saturday or Friday to Sunday prior to Thanksgiving weekend <i>November 17-20, 2016</i>	Thursday to Saturday after Thanksgiving weekend <i>December 1-3, 2016</i>
Football	21 days prior to the first permissible contest; <i>August 11, 2016</i> OR 7 days prior to the first day of classes (whichever is earlier).	11 contests		Saturday of the 12 th week after the first permissible date of competition <i>November 19, 2016</i>	Saturday of the 16 th week after the first permissible date of competition <i>December 17, 2016</i>

Contest – A countable contest for a member institution is any contest by the member institution against an outside team in that sport.

Date of Competition – A date of competition is a single date on which any game(s), match(es), meet(s), exhibition(s), scrimmage(s) or joint practice session(s) with another institution's team takes place.

Division II Fall Sports
2017 Start and End Dates

Sport	Practice Start Date	Maximum Number of Contests or Dates of Competition	Competition Start Date	Championship Start Date	Championship End Date
Cross Country	17 days prior to the first permissible contest or date of competition; <i>August 14, 2017</i> OR Five days prior to the first day of classes (whichever is earlier).	7 dates of competition	Thursday Preceding September 6 <i>August 31, 2017</i>	Two weeks prior to Finals <i>November 4, 2017</i>	Saturday prior to Thanksgiving <i>November 18, 2017</i>
Field Hockey		18 contests		Saturday prior to Finals <i>November 4, 2017</i>	Two weeks prior to Thanksgiving (Friday to Sunday) <i>November 10-12, 2017</i>
Soccer		18 contests		Second weekend prior to Thanksgiving <i>November 10-12, 2017</i>	Weekend after Thanksgiving <i>December 1-3, 2017</i>
Women's Volleyball		26 dates of competition		Thursday to Saturday or Friday to Sunday prior to Thanksgiving weekend <i>November 16-19, 2017</i>	Thursday to Saturday after Thanksgiving weekend <i>November 30-December 2, 2017</i>
Football	21 days prior to the first permissible contest; <i>August 10, 2017</i> OR 7 days prior to the first day of classes (whichever is earlier).	11 contests		Saturday of the 12 th week after the first permissible date of competition <i>November 18, 2017</i>	Saturday of the 16 th week after the first permissible date of competition <i>December 16, 2017</i>

Contest – A countable contest for a member institution is any contest by the member institution against an outside team in that sport.

Date of Competition – A date of competition is a single date on which any game(s), match(es), meet(s), exhibition(s), scrimmage(s) or joint practice session(s) with another institution's team takes place.

Division II Fall Sports
2018 Start and End Dates

Sport	Practice Start Date	Maximum Number of Contests or Dates of Competition	Competition Start Date	Championship Start Date	Championship End Date
Cross Country	17 days prior to the first permissible contest or date of competition; <i>August 13, 2018</i> OR Five days prior to the first day of classes (whichever is earlier).	7 dates of competition	Thursday Preceding September 6 <i>August 30, 2018</i>	Two weeks prior to Finals <i>November 3, 2018</i>	Saturday prior to Thanksgiving <i>November 17, 2018</i>
Field Hockey		18 contests		Saturday prior to Finals <i>November 3, 2018</i>	Two weeks prior to Thanksgiving (Friday to Sunday) <i>November 9-11, 2018</i>
Soccer		18 contests		Second weekend prior to Thanksgiving <i>November 9-11, 2018</i>	Weekend after Thanksgiving <i>November 30-December 2, 2018</i>
Women's Volleyball		26 dates of competition		Thursday to Saturday or Friday to Sunday prior to Thanksgiving weekend <i>November 15-18, 2018</i>	Thursday to Saturday after Thanksgiving weekend <i>November 29-December 1, 2018</i>
Football	21 days prior to the first permissible contest; <i>August 9, 2018</i> OR 7 days prior to the first day of classes (whichever is earlier).	11 contests		Saturday of the 12 th week after the first permissible date of competition <i>November 17, 2018</i>	Saturday of the 16 th week after the first permissible date of competition <i>December 15, 2018</i>

Contest – A countable contest for a member institution is any contest by the member institution against an outside team in that sport.

Date of Competition – A date of competition is a single date on which any game(s), match(es), meet(s), exhibition(s), scrimmage(s) or joint practice session(s) with another institution's team takes place.

Division II Fall Sports
2019 Start and End Dates

Sport	Practice Start Date	Maximum Number of Contests or Dates of Competition	Competition Start Date	Championship Start Date	Championship End Date
Cross Country	17 days prior to the first permissible contest or date of competition; <i>August 19, 2019</i> OR Five days prior to the first day of classes (whichever is earlier).	7 dates of competition	Thursday Preceding September 6 <i>September 5, 2019</i>	Two weeks prior to Finals <i>November 9, 2019</i>	Saturday prior to Thanksgiving <i>November 23, 2019</i>
Field Hockey		18 contests		Saturday prior to Finals <i>November 9, 2019</i>	Two weeks prior to Thanksgiving (Friday to Sunday) <i>November 15-17, 2019</i>
Soccer		18 contests		Second weekend prior to Thanksgiving <i>November 15-17, 2019</i>	Weekend after Thanksgiving <i>December 6-8, 2019</i>
Women's Volleyball		26 dates of competition		Thursday to Saturday or Friday to Sunday prior to Thanksgiving weekend <i>November 21-24, 2019</i>	Thursday to Saturday after Thanksgiving weekend <i>December 5-7, 2019</i>
Football	21 days prior to the first permissible contest; <i>August 15, 2019</i> OR 7 days prior to the first day of classes (whichever is earlier).	11 contests		Saturday of the 12 th week after the first permissible date of competition <i>November 23, 2019</i>	Saturday of the 16 th week after the first permissible date of competition <i>December 21, 2019</i>

Contest – A countable contest for a member institution is any contest by the member institution against an outside team in that sport.

Date of Competition – A date of competition is a single date on which any game(s), match(es), meet(s), exhibition(s), scrimmage(s) or joint practice session(s) with another institution's team takes place.

Division II Fall Sports
2020 Start and End Dates

Sport	Practice Start Date	Maximum Number of Contests or Dates of Competition	Competition Start Date	Championship Start Date	Championship End Date
Cross Country	17 days prior to the first permissible contest or date of competition; <i>August 17, 2020</i> OR Five days prior to the first day of classes (whichever is earlier).	7 dates of competition	Thursday Preceding September 6 <i>September 3, 2020</i>	Two weeks prior to Finals <i>November 7, 2020</i>	Saturday prior to Thanksgiving <i>November 21, 2020</i>
Field Hockey		18 contests		Saturday prior to Finals <i>November 7, 2020</i>	Two weeks prior to Thanksgiving (Friday to Sunday) <i>November 13-15, 2020</i>
Soccer		18 contests		Second weekend prior to Thanksgiving <i>November 13-15, 2020</i>	Weekend after Thanksgiving <i>December 4-6, 2020</i>
Women's Volleyball		26 dates of competition		Thursday to Saturday or Friday to Sunday prior to Thanksgiving weekend <i>November 19-22, 2020</i>	Thursday to Saturday after Thanksgiving weekend <i>December 3-5, 2020</i>
Football	21 days prior to the first permissible contest; <i>August 13, 2020</i> OR 7 days prior to the first day of classes (whichever is earlier).	11 contests		Saturday of the 12 th week after the first permissible date of competition <i>November 21, 2020</i>	Saturday of the 16 th week after the first permissible date of competition <i>December 19, 2020</i>

Contest – A countable contest for a member institution is any contest by the member institution against an outside team in that sport.

Date of Competition – A date of competition is a single date on which any game(s), match(es), meet(s), exhibition(s), scrimmage(s) or joint practice session(s) with another institution's team takes place.

Questions Received Regarding the 2010 NCAA Convention Division II Legislative Proposals

Proposal No. 2-5 Playing and Practice Seasons -- Fall Sports

- Proposed change No. 5 establishes limitations of six hours per day on student-athletes participation in countable athletically related activities during the preseason practice period while classes are not in session. By limiting coach contact, will "team captains" then begin to hold more conditioning or workouts unsupervised? Does this not go against recent NCAA concerns of safety arising during unsupervised team workouts? I understand this proposal is being made to address a concern, but is it creating an issue instead?

Proposal No. 2-7: Playing and Practice Seasons -- Winter Break

- How will this proposal affect sports that do not participate in Division II championships?
- May a basketball team schedule a youth tournament for a fundraiser during the proposed dead period of December 20-26?
- May institutions travel on December 20 or 26 if 2-9 is adopted?

Proposal No. 2-11: Eligibility -- Criteria for Determining Season of Eligibility -- Participation in Organized Competition prior to Initial Collegiate Enrollment

- How will this affect men's ice hockey and specifically will Division II schools be in contrast to Division III rules in this regard?



I chose
Division II

Division II Strategic Plan
January 2009 through January 2012

Endorsed by: NCAA Division II Management Council, NCAA Division II Presidents Council



POSITIONING STATEMENT

Life in the Balance. Higher education has lasting importance on an individual's future success. For this reason, the emphasis for the student-athlete experience in Division II is a comprehensive program of learning and development in a personal setting. The Division II approach provides growth opportunities through academic achievement, learning in high-level athletic competition and development of positive societal attitudes in service to community. The balance and integration of these different areas of learning opportunity provide Division II student-athletes a path to graduation while cultivating a variety of skills and knowledge for life ahead.

Attributes Highlighted in a NCAA Division II Student-Athlete Experience:

Learning: multiple opportunities to broaden knowledge and skills

Service: positive societal attitude through contributions to community

Passion: enthusiastic dedication and desire in effort

Sportsmanship: respect for fairness, courtesy; ethical conduct toward others

Resourcefulness: versatile skill set drawn from broad range of experiences

Balance: emphasis on collective knowledge; integration of skills

Reasons to Believe in NCAA Division II:

- Academic Success and Graduation Rates
- Athletics Scholarships/Unique Fiscal Model
- Championships Opportunities
- Community Partnerships
- Proud Alumni and Fans
- Innovative Solutions
- High-Level Athletics

Goal One: Academics and Life Skills

Provide Division II student-athletes a path to graduation while cultivating skills and knowledge for life ahead; learning in high-level athletics competition; and developing positive societal attitudes through service to community.

Goal One stresses the importance of promoting and honoring student-athlete success, protecting student-athlete well-being, developing positive societal attitudes through contributions to community, providing opportunities for student-athletes to have an active role in the governance process, and fostering partnerships to enhance the success of both student-athletes and the student body.

Goal Two: Athletics Operations and Compliance

Commit to institutional control by establishing a system for operations and compliance that is engaged and functioning.

Goal Two emphasizes presidential commitment and involvement, leadership and professional development opportunities for athletics personnel, coaches and faculty and commits conferences and institutions to effective, engaging and functioning compliance programs.

Goal Three: Game Day and Conference and National Championships

Provide fair and equitable competition and a quality, positive and rewarding game day and conference and national championship experiences.

Goal Three emphasizes the need to promote and enhance a quality student-athlete experience in Division II athletics competition and conference and national championships and to ensure game environments are competitive, safe, positive, respectful and entertaining.

Goal Four: Membership and Positioning Initiatives

Utilize the uniqueness of the Division II model to establish Division II as a membership destination and to ensure long-lasting stability.

Goal Four supports a commitment to fiscal responsibility and to the allocation of athletics funds and resources consistent with the identity of Division II. Additionally, Goal Four emphasizes the importance of attracting and retaining members that support the strategic position and philosophy of Division II intercollegiate athletics; promoting the Division II identity through collaborative partnerships and relationships; and strengthening the public's knowledge and appreciation for Division II.

Goal Five: Diversity and Inclusion

Promote diversity and foster an environment of inclusion.

Goal Five supports the importance, value, benefits and role of diversity and inclusion in higher education and intercollegiate athletics.

Goal One: Academics and Life Skills

Provide Division II student-athletes a path to graduation while cultivating skills and knowledge for life ahead; learning in high-level athletics competition; and developing positive societal attitudes through service to community.

- Priority 1.1: Promote and honor academic measures of success and retention, including graduation rates
Oversight: Division II Academic Requirements Committee
- Priority 1.2: Analyze and assess research to establish requirements that impact and advance the academic success of student-athletes.
Oversight: Division II Academic Requirements Committee
- Priority 1.3: Provide leadership, development and service opportunities for student-athletes
Oversight: NCAA Educational Affairs staff, Division II Student-Athlete Advisory Committee
- Priority 1.4: Promote and honor student-athlete service, achievement and success through various Division II platforms (e.g., championships, convention)
Oversight: NCAA Honors Committee, Division II Faculty Athletics Representatives, Division II Academic Requirements Committee, Division II Championships Committee
- Priority 1.5: Enhance student-athlete communications and voice in the governance process at the local, conference and national levels
Oversight: Division II Student-Athlete Advisory Committee
- Priority 1.6: Protect the health, safety and well-being of student-athletes
Oversight: NCAA Educational Affairs staff, NCAA Committee on Competitive Safeguards and Medical Aspects of Sport, Division II Student-Athlete Advisory Committee, Division II Committee for Legislative Relief
- Priority 1.7: Enhance the partnerships and the integration among the conference and campus community to support and foster the success of student-athletes and the student body.
Oversight: Campus and Conferences SAACs, Division II Faculty Athletics Representatives, Division II Directors of Athletics, Division II Student-Athlete Advisory Committee

Primary Standards and/or Metrics of Measure for Goal One

- Academic Success Rate
- Federal Graduation Rate
- Academic Performance Census
- GOALS survey data
- SCORE survey data

Goal Two: Athletics Operations and Compliance

Commit to institutional control by establishing a system for operations and compliance that is engaged and functioning

- Priority 2.1: Continue to enhance and support presidential commitment and involvement in the affairs of athletics at the local, conference and national levels
Oversight: Division II Presidents Council, Division II Committee on Infractions
- Priority 2.2: Provide leadership and development opportunities for athletics administrators, coaches and faculty
Oversight: Division II Diversity Project Team, Division II Nominating Committee, Division II Management Council
- Priority 2.3: Involve, enhance and recognize the role of athletics administrators, coaches and faculty in the governance process at the local, conference and national levels
Oversight: Division II Conferences, Division II Nominating Committee, Division II Management Council, Division II Faculty Athletics Representatives
- Priority 2.4: Develop the role of Division II conference offices as leaders and advocates for rules compliance and academic achievement
Oversight: Division II Conference Commissioners Association, Division II Conference Office Compliance Administrators
- Priority 2.5: Develop, enhance and increase educational materials, resources (e.g., technology), tools and services that support and maintain an effective compliance system
Oversight: Division II Committee for Legislative Relief, Division II Legislation Committee, Division II Student-Athlete Reinstatement Committee

Primary Standards and/or Metrics of Measure for Goal Two

- Number of Division II schools using the NCAA compliance assistant for internet (CAi) or other compliance software
- Secondary infractions reporting by Division II institutions
- Number of national and conference office conducted compliance reviews
- Attendance by presidents/chancellors at annual NCAA conventions

Goal Three: Game Day and Conference and National Championships

Provide fair and equitable competition and a quality, positive and rewarding game day and conference and national championship experiences

- Priority 3.1: Provide game environments and atmospheres that are competitive, safe, fun, positive, respectful and entertaining
Oversight: Division II Conferences, Division II Directors of Athletics, Division II Student-Athlete Advisory Committee
- Priority 3.2: Enhance and increase the opportunities to strengthen the experience for game day, conference championships and national championships for Division II student-athletes, coaches, officials, fans and spectators.
Oversight: Division II Directors of Athletics, Division II Identity Subcommittee, Division II Championships Committee
- Priority 3.3: Commit to fair and equitable regional and national competition by developing appropriate and disseminated selection, seeding and bracketing processes, policies and guidelines.
Oversight: Division II Championships Committee
- Priority 3.4: Strengthen partnerships and relationships with host communities, schools, coaches associations, media and sponsors at the local, regional and national levels
Oversight: Division II Championships Committee
- Priority 3.5: Provide opportunities to develop and establish consistent standards in officiating and increase the pool of qualified officials
Oversight: Division II Conferences, Division II Championships Committee
- Priority 3.6: Enhance and increase the use of resources (e.g., technology), tools and services to improve the effectiveness and efficiencies of game day, conference and national championships' operations
Oversight: Division II Championships Committee

Primary Standards and/or Metrics of Measure for Goal Three

- Experience by student-athletes at conference and national championships (post-championship surveys)
- Experience by attendees at Division II National Championships Festivals (survey)
- Number of Division II championships on national television and/or broadband technology
- Total attendance at Division II sporting events (aggregate numbers)
- Number of ideas that work on game environment website
- Game environment award nominees and winners

Goal Four: Membership and Positioning Initiatives

Utilize the uniqueness of the Division II model to establish Division II as a membership destination and to ensure long-lasting stability

- Priority 4.1: Commit to fiscal responsibility at the local, conference, regional and national levels
Oversight: Division II Institutions, Division II Conferences, Division II Planning and Finance Committee, Division II Championships Committee
- Priority 4.2: Allocate funds and resources in a manner that recognizes and supports the unique characteristics and attributes of Division II
Oversight: Division II Planning and Finance Committee, Division II Management Council
- Priority 4.3: Analyze and assess budget policies and procedures to position for new media contracts for the division and the Association
Oversight: Division II Media Advisory Group, Division II Planning and Finance Committee
- Priority 4.4: Attract and retain members that support the strategic position and philosophy of Division II intercollegiate athletics
Oversight: Division II Membership Committee
- Priority 4.5: Commit to develop tools and resources that assist active member institutions and conferences with evaluating its position in conjunction with the strategic position and philosophy of Division II intercollegiate athletics
Oversight: Division II Legislation Committee, Division II Membership Committee, Division II Presidents Council
- Priority 4.6: Promote the use of tools and resources that assess the value of Division II intercollegiate athletics and strengthen the awareness of Division II and its characteristics and attributes
Oversight: Division II Membership Committee, Division II Identity Subcommittee
- Priority 4.7: Enhance communication and partnerships with the media and other organizations to provide opportunities for communicating the unique characteristics and attributes of Division II membership
Oversight: Division II Institutions, Division II Conferences, Division II Management Council
- Priority 4.8: Recognize outstanding achievements with strategic initiatives (e.g., community engagement) by Division II institutions and conferences.
Oversight: Division II Identity Subcommittee

Primary Standards and/or Metrics of Measure for Goal Four

- Numbers (e.g., website hits) using game environment website
- Numbers (e.g., website hits) using community engagement website
- Division II stories in local, regional and national papers
- Number of active Division II schools and conferences
- Number of schools in the Division I, II and III membership processes
- Community engagement award nominees and winners
- Partnership with Make-A-Wish – participation numbers by conference/institution and total dollars raised

Goal Five: Diversity and Inclusion

Promote diversity and foster an environment of inclusion

- Priority 5.1: Continue to partner and build collaborative relationships with other organizations to support and enhance the diversity of administrators, coaches and student-athletes at the local, conference and national levels
Oversight: NCAA Diversity and Inclusion Staff, Division II Diversity Project Team, Division II Conferences, Division II Institutions
- Priority 5.2: Enhance commitment by presidents/chancellors, athletics administrators, coaches, faculty and student-athletes to be advocates for establishing environments that foster diversity and inclusion
Oversight: NCAA Diversity and Inclusion Staff, Division II Diversity Project Team, Division II Nominating Committee, Division II Conferences, Division II Institutions
- Priority 5.3: Analyze and assess research and current programming to provide programs, tools and resources that support environments of diversity and inclusion
Oversight: NCAA Diversity and Inclusion Staff, Division II Diversity Project Team
- Priority 5.4: Provide tools and resources that assist schools and conferences in recruiting, hiring and retaining diverse groups and individuals
Oversight: NCAA Diversity and Inclusion Staff, Division II Diversity Project Team
- Priority 5.5: Provide tools and resources to schools and conferences that provide education on the importance, value, benefits and role of diversity and inclusion in higher education and intercollegiate athletics
Oversight: NCAA Diversity and Inclusion Staff, Division II Diversity Project Team, Division II Nominating Committee

Primary Standards and/or Metrics of Measure for Goal Five

- Number of Division II coaches by gender and ethnicity
- Number of Division II administrators by gender and ethnicity
- Number of Division II student-athletes by gender and ethnicity
- Nominees and awardees for the Division II assistant coaches grant
- Nominees and awardees for the Division II strategic alliance matching grant
- Number of Division II schools requesting programming from the NCAA Diversity and Inclusion staff
- Gender and ethnicity representation on Division II committees

NCAA Division II Strategic Plan By Oversight Group

	Oversight Group	Priority(ies)
1	Division II Academic Requirements Committee Maritza Jones (NCAA), Gregg Summers (NCAA)	1.1, 1.2, 1.4
2	NCAA Educational Affairs staff Becky Ahlgren-Bedics, Robyn Bailey, Jill Corlette, Jaime Fluker, Terrie Hall, Mark Herrmann, Curtis Hollomon, David Klossner, Sarah MacInnis, Mandy Madden, Robert Vowels, Mary Wilfert, Angela Williams, Maricela Shukie	1.3, 1.6
3	Division II SAAC Jaime Fluker (NCAA), John Baldwin (NCAA), Leslie Schuemann (NCAA)	1.3, 1.5, 1.6, 1.7, 3.1
4	NCAA Honors Committee Sharon Tufano (NCAA), Allison Bowman (NCAA)	1.4
5	Division II FARs	1.4, 1.7, 2.3
6	Division II Championships Committee Roberta Page (NCAA), Shonna Brown (NCAA)	1.4, 3.2, 3.3, 3.4, 3.5, 3.6, 4.1
7	NCAA Committee on Competitive Safeguards and Medical Aspects of Sports Mary Wilfert (NCAA), Dave Klossner (NCAA)	1.6
8	Division II Committee for Legislative Relief Jenn Fraser (NCAA), Vanessa Fuchs (NCAA)	1.6, 2.5
9	Campus SAACs	1.7
10	Conferences SAACs	1.7

	Oversight Group	Priority(ies)
11	Division II ADs	1.7, 3.1, 3.2,
12	Division II Presidents Council Mike Racy (NCAA), Terri Steeb (NCAA)	2.1, 4.5,
13	Division II Committee on Infractions Shep Cooper (NCAA), Jim Elworth (NCAA), Chris Strobel (NCAA)	2.1
14	Division II Diversity Project Team Mike Racy (NCAA), Terri Steeb (NCAA)	2.2, 5.1, 5.2, 5.3, 5.4, 5.5
15	Division II Nominating Committee Sharon Tufano (NCAA), Allison Bowman (NCAA)	2.2, 2.3, 5.2, 5.5
16	Division II Management Council Mike Racy (NCAA), Terri Steeb (NCAA), Ruth Reinhardt (NCAA)	2.2, 2.3, 4.2, 4.7,
17	Division II Conferences	2.3, 3.1, 3.5, 4.1, 4.7, 5.1, 5.2
18	Division II Conference Commissioners Association Jim Naumovich (GLVC), Butch Raymond (NSIC)	2.4
19	Division II Conference Office Compliance Administrators	2.4
20	Division II Legislation Committee Stephanie Quigg (NCAA), Maritza Jones (NCAA), Jenn Fraser (NCAA)	2.5, 4.5
21	Division II Student-Athlete Reinstatement Committee Danielle Teetzel (NCAA), Nino Berticelli (NCAA)	2.5
22	Division II Identity Subcommittee David Pickle (NCAA)	3.2, 4.6, 4.8

	Oversight Group	Priority(ies)
23	Division II Institutions	4.1, 4.7, 5.1, 5.2
24	Division II Planning and Finance Committee Tamara Gingerich (NCAA)	4.1, 4.2, 4.3
25	Division II Media Advisory Group Mike Racy (NCAA), Greg Weitekamp (NCAA)	4.3
26	Division II Membership Committee Jess Rigler (NCAA), Leslie Schuemann (NCAA)	4.4, 4.5, 4.6
27	NCAA Diversity and Inclusions staff Troy Arthur, James Bellamy, Ira Childress, Kina Davis, Jocelyn Fisher, Kim Ford, Chris Ruckdaschel, Teaera Strum, Charlotte Westerhaus	5.1, 5.2, 5.3, 5.4, 5.5

Goal Two: Athletics Operations and Compliance

Commit to institutional control by establishing a system for operations and compliance that is engaged and functioning.

Priority 2.5: Develop, enhance and increase educational materials, resources (e.g., technology), tools and services that support and maintain an effective compliance system.

Oversight: Division II Legislation Committee

Action Step 1.1:

[Outline and describe the specific step (e.g., the initiative, activity, project, release of information, creation of tool, creation of resource) that will be done to accomplish the priority and, ultimately, the overall goal.]

PHASE ONE

Research/Data Summary:

[Outline/Summarize any relevant research or data that will be used, collected and/or analyzed for this action step.]

[If necessary, attach the relevant research as a supplement.]

Strengths/Opportunities:

[Using the data and the details provided with the action step, please describe the strengths and opportunities for using this as an action step for accomplishing the goal and, ultimately, the overall priority.]

[Be specific with your rationale statement, noting which group(s) will benefit and how they will benefit from this action step.]

Challenges/Barriers:

[Describe any specific challenges and/or barriers to executing the action step.]

[Be specific regarding any budget concerns, personnel concerns or governance and/or membership reaction to the action step.]

PHASE TWO

Summary of Progress:

[Note any specific actions taken related to accomplishing and/or completing the specific action step.]

[If something was not accomplished/completed, note any reasons/rationale.]

[If implemented over a period of time, include relevant dates and timelines.]

Standards/Metrics of Measure:

[Using one of the primary standards/metrics of measure as outlined in the Division II strategic plan, include any relevant data, research or findings from one of those standards that supports the accomplishment and/or progress of the action step.]

[If necessary, attach the relevant research/data as a supplement.]

Goal Four: Membership and Positioning Initiatives

Utilize the uniqueness of the Division II model to establish Division II as a membership destination and to ensure long-lasting stability.

Priority 4.5: Commit to develop tools and resources that assist active member institutions and conferences with evaluating its position in conjunction with the strategic position and philosophy of Division II intercollegiate athletics.

Oversight: Division II Legislation Committee

Action Step 1.1:

[Outline and describe the specific step (e.g., the initiative, activity, project, release of information, creation of tool, creation of resource) that will be done to accomplish the priority and, ultimately, the overall goal.]

PHASE ONE

Research/Data Summary:

[Outline/Summarize any relevant research or data that will be used, collected and/or analyzed for this action step.]

[If necessary, attach the relevant research as a supplement.]

Strengths/Opportunities:

[Using the data and the details provided with the action step, please describe the strengths and opportunities for using this as an action step for accomplishing the goal and, ultimately, the overall priority.]

[Be specific with your rationale statement, noting which group(s) will benefit and how they will benefit from this action step.]

Challenges/Barriers:

[Describe any specific challenges and/or barriers to executing the action step.]

[Be specific regarding any budget concerns, personnel concerns or governance and/or membership reaction to the action step.]

PHASE TWO

Summary of Progress:

[Note any specific actions taken related to accomplishing and/or completing the specific action step.]

[If something was not accomplished/completed, note any reasons/rationale.]

[If implemented over a period of time, include relevant dates and timelines.]

Standards/Metrics of Measure:

[Using one of the primary standards/metrics of measure as outlined in the Division II strategic plan, include any relevant data, research or findings from one of those standards that supports the accomplishment and/or progress of the action step.]

[If necessary, attach the relevant research/data as a supplement.]

**Progress Report of the
NCAA Eligibility Center Amateurism Certification Process (ACP)**

What we have seen (as of October 30, 2009).

1. 2009-10 DII Penalties:
2. 2009-10 Penalties Total:
3. 2008-09 DII Penalties at this time last year:
4. 2008-09 DII Penalties Total:
5. 2009-10 Completed Certifications Total:

Most Common Division II Penalties By Sport.

1. Men's Soccer:
2. Men's Tennis:
3. Women's Tennis:
4. Men's Basketball:

NCAA Division II Proposal No. 2010-6 – Anticipated Impact on New Registration System.

1. New system vs. old system – changes in requested prospective student-athlete (PSA) information.
2. “Flipping the switch” – how the effective date will largely drive the manner in which the system will be constructed to incorporate the new proposal (if adopted).
3. Sport specific questions.
4. Continued impact of high school graduation date determinations.

NCAA Division II Proposal No. 2010-6 – Eligibility Center Communication Plan for Current Organized Competition.

1. Monitoring January vote.
2. Effective date defines first impacted enrolling class.
3. Shared responsibility: Institutional awareness during recruiting process **plus** necessary Eligibility Center operational amendments.
4. Use of Regional Rules Seminars and other communication tools.

NCAA Bylaw 17 – Annual and Discretionary Exemptions

Issue:

Whether or not the NCAA Division II Legislation Committee should recommend sponsorship of legislation for the 2011 NCAA Convention to amend NCAA Bylaw 17 (playing and practice seasons) relating to annual and discretionary exemptions.

History:

In the current iteration of the NCAA Division II Manual, there are eight annual exemptions and three discretionary exemptions that span across all sports. There are also six additional annual exemptions that are specific to an individual sport and one additional discretionary exemption specific to basketball.

Exemptions have been in existence as long as restrictions have been placed on playing and practice seasons. Some of the exemptions have been legislated since before the 1970s. These exemptions focused on football and basketball because at the time, they were the only sports with a legislated maximum number of contests (11 for football and 26 for basketball).

In 1980, legislation was adopted limiting the number of contests in soccer to 22; and, in 1981, legislation was adopted that added soccer to the exemptions that previously existed only for football and basketball. Since then, whenever new restrictions were placed on playing and practice seasons, exemptions were subsequently added.

Analysis:

The issues of annual and discretionary exemptions and maximum number of allowable contests are interrelated. In the past, attempts to reign in the number of contests have always been followed up by compromises that would allow more contests to be played without counting towards the maximum number.

Previous attempts to define or limit playing and practice seasons were premised on two main purposes: (1) to reduce the time student-athletes spend away from their studies; and (2) to economize. Often these proposed reductions were based on data collected regarding the length of seasons and on membership surveys. The proposals were also often met by criticism and challenge from coaches associations.

The similarities of situations in the past to the Life in the Balance initiative of today are striking. The Life in the Balance initiative is grounded in the NCAA Division II Strategic Positioning Platform, which advocates for a balance between athletics and academics, while also acknowledging the potential incidental economic benefits.

Reviewing annual and discretionary exemptions is a necessary step to ensuring that Division II's policies align with the Strategic Positioning Platform. It must be noted however that each individual exemption has arguable merit and should not be hastily removed. Viewing this process through the lens of total possible number of contests (including both the maximum allowable number and exemptions) may be useful in determining which, if any exemptions to reconsider. Because the opposition to these types of changes typically come from constituent groups such as coaches associations, allowing them input into this review would be beneficial as well.

Conclusions:

1. The Legislation Committee **recommends** that the Division II committee structure continue its discussions regarding the development of legislation for the 2011 Convention that amends annual and discretionary exemptions.
2. The Legislation Committee **does not recommend** that the Division II committee structure continue its discussions regarding the development of legislation for the 2011 Convention that amends annual and discretionary exemptions.

Associated References:

ANNUAL EXEMPTIONS	LEGISLATIVE HISTORY
Conference Championship	(Adopted 8/1/85; Revised 1/14/86, 1/9/87)
Independents Championship	(Adopted 1/10/05)
Season-Ending Tournament	(Adopted 8/1/85; Revised 1/14/86, 1/9/87)
Alumni Game	(Adopted 8/1/85; Revised 1/9/87)
Hawaii, Alaska, Puerto Rico	(Revised 1/14/81, 1/16/85, 9/1/86, 8/1/87)
Fundraising Activity	(Adopted 1/14/86; Revised 1/12/04; 4/29/04)
Celebrity Sports Activity	(Adopted 1/14/86; Revised 1/10/05)
U.S. National Team	(Adopted 1/14/02)
Tip-Off Classic (Basketball)	(Adopted 1/9/96)
Spring Game (Football)	(Adopted prior to 1971-72)
Postseason Bowl Game (Football)	(Adopted prior to 1971-72)
College-Am Event (Golf)	(Revised 1/10/91)
College All-American Golf Classic (Golf)	(Adopted 10/21/08)
U.S. Rowing Association Championship (Rowing)	(Adopted 1/9/96)

DISCRETIONARY EXEMPTIONS	LEGISLATIVE HISTORY
Foreign Team in U.S.	(Adopted 1/14/02; Revised 4/29/04)
Non-Division II Four-Year Collegiate Institution	(Adopted 1/14/02; Revised 1/12/04)
Scrimmages	(Adopted 1/14/02)
USA Club Team (Basketball)	(Adopted 1/14/02)

ONCE-IN-FOUR-YEARS EXEMPTIONS	LEGISLATIVE HISTORY
Foreign Tours	(Revised 1/12/77, 8/1/81, 8/1/85)

NCAA Bylaw 17 – Nonchampionship Segment

Issue:

Whether or not the NCAA Division II Legislation Committee should recommend sponsorship of legislation for the 2011 NCAA Convention to amend bylaws relating to the nonchampionship segment.

History:

In the current iteration of the NCAA Division II Manual, the following sports include legislation regarding the nonchampionship segment: baseball, cross country, field hockey, football, golf, lacrosse, women's rowing, soccer, softball, tennis and volleyball. In addition, all sports have legislation regarding out-of-season athletically related activities.

A weekly hour limitation outside of the playing season was adopted in 1991 and revised in 1995, 1997, 2002 and 2008. This limitation stipulates a maximum of eight hours per week of athletically related activities such as weight training, conditioning, individual skill instruction, and review of game film (football only), with not more than two hours being individual skill instruction.

Legislation regarding out-of-season and nonchampionship athletically related activities has been revised three times since 1991, including the most recent changes which were ratified in 2002. This includes changes to the first and last dates of practice and competition, as well as the 45 consecutive day window in which 24 days of allowable practice or competition may occur.

These changes were brought about by the Legislation Committee as a means to simplify NCAA Bylaw 17, particularly confusing legislation related to start dates, calculation of practice opportunities, end dates, declaration of playing season segments and how to recoup lost days due to bad weather, among other issues. The goal was to create legislation that is easy to interpret and that all institutions should be able to apply consistently to most sports. It also allowed institutions more flexibility in determining nonchampionship segment activities while not increasing out-of-season practice opportunities. It was noted in the rationale for these changes that they potentially alleviate concerns regarding time student-athletes spend in activities out of season and avoid possible future proposals to eliminate nonchampionship segment practice and competition.

Currently, field hockey (five dates of competition), women's lacrosse (five dates of competition), soccer (five dates of competition) and women's volleyball (four dates of competition) allow contests or dates of competition during the nonchampionship segment in addition to the maximum number in the championships segment.

Analysis:

The legislation regarding the nonchampionship segment has been simplified in the relatively recent past. This was done to alleviate concerns that the legislation was too complex and hard to understand. What was not specifically noted in the rationale for these changes was the amount of time student-athletes are spending out of season and how the nonchampionship segment impacts the balance that Division II espouses throughout its Strategic Positioning Platform.

The value that nonchampionship segment athletically related activities have on the athletics experience is clear. Student-athletes benefit athletically from time spent weight training, conditioning and receiving skill instruction. Individuals and teams also benefit athletically from time spent in competition.

Reviewing the nonchampionship segment is a necessary step in the Life in the Balance initiative. Each sport has unique characteristics and as such there may be different reasons for reducing or not reducing the nonchampionship segment.

Conclusions:

1. The Legislation Committee **recommends** that the Division II committee structure continue its discussions regarding the development of legislation for the 2011 Convention that amends the nonchampionship segment.
2. The Legislation Committee **does not recommend** that the Division II committee structure continue its discussions regarding the development of legislation for the 2011 Convention that amends the nonchampionship segment.

Associated References:

Division II Bylaws

17.1.6.2 Weekly Hour Limitations—Outside of Playing Season. Outside of the playing season during the academic year, only a student-athlete's participation in weight-training, conditioning, individual skill instruction and, in football, review of game film shall be permitted. A student-athlete's participation in such activities shall be limited to a maximum of eight hours per week, of which not more than two hours per week may be spent on individual skill workouts set forth in Bylaw 17.1.6.2.1 and, in football, review of game film. All countable athletically related activities outside the playing season are prohibited one week prior to the beginning of the final examination period through the conclusion of the institution's final examinations. Participation in voluntary individual workouts monitored by strength and conditioning personnel for safety purposes per Bylaw 17.02.1.1 shall not count against the weekly hour limitation.

Nonchampionship Competition Opportunities in Division I Baseball and Softball

Issue:

Whether or not the NCAA Division II Legislation Committee should recommend sponsorship of legislation for the 2011 NCAA Convention to amend bylaws relating to nonchampionship competition opportunities in baseball and softball.

History:

Current legislation in the NCAA Division I Manual allows for competition opportunities during the nonchampionship segment in baseball and softball. These same opportunities are not permitted under Division II rules. The playing season in both baseball and softball is defined as a 132-day season, which may consist of two segments (championship and nonchampionship).

During the nonchampionship segment, Division I baseball and softball are allowed 45 consecutive calendar days during the months of September, October and November, provided that days used for practice or competition are counted toward the 132-day playing season. The days during which athletically related activities are limited solely to required conditioning and/or skill-related instruction are not required to count toward the 132 days. In addition there is a limit on athletically related activities of four hours per day and 20 hours per week. This legislation was adopted in 2006 for Division I baseball and in 2008 for Division I softball. In the rationale for the baseball proposal it was noted that the legislation was modeled after the spring football practice structure and provides greater flexibility in the use of days toward the 132-day season.

Division I baseball teams, therefore, are allowed to compete in contests or scrimmages during the nonchampionship segment provided that it occurs during the 132-day playing season and that they count toward the 56 contest maximum. Division I softball is allowed eight contests (games or scrimmages) during the nonchampionship segment. This legislation was adopted in 2007 with the intent to allow flexibility and equity for institutions in different regions to be able to gain competitive experience in the fall.

Analysis:

The Division I rules regarding the nonchampionship segment in baseball and softball were adopted or revised fairly recently. Division II would be required to legislate new policies regarding the nonchampionship segment in these sports if it wishes to mirror Division I. Is this legislation in line with the Life in the Balance initiative?

It is worth noting that one of the underlying purposes of the Life in the Balance initiative and the NCAA Division II Strategic Positioning Platform is claiming a Division II identity, one which is distinguishable from both Divisions I and III. While the athletic benefits of competition opportunities during the nonchampionship segment are apparent, how those possible benefits

could be reconciled with the balance Division II is seeking through enactment of new legislation would need further review.

Conclusions:

1. The Legislation Committee **recommends** that the Division II committee structure continue its discussions regarding the development of legislation for the 2011 Convention to permit competition opportunities during the nonchampionship segment in baseball and softball.
2. The Legislation Committee **does not recommend** that the Division II committee structure continue its discussions regarding the development of legislation for the 2011 Convention to permit competition opportunities during the nonchampionship segment in baseball and softball.

Associated References:

Division I Bylaws

Baseball:

17.2.1 Length of Playing Season. The length of an institution's playing season in baseball shall be limited to a 132-day season, which may consist of two segments.

17.2.1.2 Nonchampionship Segment. An institution's nonchampionship segment shall be conducted within a period of 45 consecutive calendar days during the months of September, October and November under the following conditions:

- (a) Days used for practice or competition must be counted toward the 132-day season, but are not required to be consecutive;
- (b) Days during which countable athletically related activities are limited solely to required conditioning activities and/or in skill-related instruction are not required to count toward the 132-day season;
- (c) During any week in which practice or competition occurs, a student-athlete's involvement in countable athletically related activities shall be limited to a maximum of four hours per day and 20 hours per week and all countable athletically related activities are prohibited during one calendar day per week; and

(d) Any week in which practice or competition does not occur shall be considered outside the playing season (see Bylaw 17.1.6.2).

17.2.5.1 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 contests (games and scrimmages), except for those contests excluded under Bylaws 17.2.5.3 and 17.2.5.4.

Softball:

17.20.1 Length of Playing Season. The length of an institution's playing season in softball shall be limited to a 132-day season, which may consist of two segments.

17.20.1.2 Nonchampionship Segment. An institution's nonchampionship segment shall be conducted within a period of 45 consecutive calendar days during the months of September, October and November under the following conditions:

(a) Days used for practice or competition must be counted toward the 132-day season, but are not required to be consecutive;

(b) Days during which countable athletically related activities are limited solely to required conditioning activities and/or in skill-related instruction are not required to count toward the 132-day season;

(c) During any week in which practice or competition occurs, a student-athlete's involvement in countable athletically related activities shall be limited to a maximum of four hours per day and 20 hours per week and all countable athletically related activities are prohibited during one calendar day per week; and

(d) Any week in which practice or competition does not occur shall be considered outside the playing season (see Bylaw 17.1.6.2).

17.20.5.1 Maximum Limitations—Institutional. A member institution shall limit its total playing schedule with outside competition in softball during the institution's softball playing season to 56 contests (games and scrimmages) during the segment in which the NCAA championship is conducted and eight contests (games and scrimmages) during the nonchampionship segment, except for those contests excluded under Bylaws 17.20.5.3 and 17.20.5.4. No class time shall be missed for competition during the nonchampionship segment, including activities associated with competition (e.g., travel and other pregame or postgame activities) conducted during the nonchampionship segment.

Division I Proposals:

Proposal Number: 2005-91-B

Title: PLAYING AND PRACTICE SEASONS -- BASEBALL

Intent: To amend the baseball playing and practice season as follows: (a) to specify that the nonchampionship segment shall be conducted in a 45-day window during the months of September, October and November, as specified; (b) to establish February 1 as the first permissible practice date in the championship segment; and (c) to establish the Friday in February that is 13 weeks before the Friday immediately preceding Memorial Day as the first permissible contest date in the championship segment.

A. Bylaws: Amend 17.4.1, page 252, as follows:

"17.4.1 Length of Playing Season. The length of an institution's playing season in baseball shall be limited to a 132-day season, which may consist of two segments. ~~each~~

"17.4.1.1 Championship Segment. An institution's championship segment must consist of consecutive days and which may exclude only required off days per Bylaw 17.1.5.4 and official vacation, holiday and final-examination periods during which no practice or competition shall occur. "

"17.4.1.2 Nonchampionship Segment. An institution's nonchampionship segment shall be conducted within a period of 45 consecutive calendar days during the months of September, October and November under the following conditions:

"(a) Days used for practice or competition must be counted toward the 132-day season, but are not required to be consecutive;

"(b) Days during which countable athletically related activities are limited solely to required conditioning activities and/or in skill-related instruction are not required to count toward the 132-day season;

"(c) During any week in which practice or competition occurs, a student-athlete's involvement in countable athletically related activities shall be limited to a maximum of four hours per day and 20 hours per week and all countable athletically related activities are prohibited during one calendar day per week; and

"(d) Any week in which practice or competition does not occur shall be considered outside the playing season (see Bylaw 17.1.5.2)."

B. Bylaws: Amend 17.4.2, page 252, as follows:

"17.4.2 Preseason Practice. A member institution shall not commence practice sessions in baseball prior to **the following dates:**

"(a) Nonchampionship Segment. September 7 or the institution's first day of classes, whichever is earlier.

"(b) Championship Segment. February 1."

C. Bylaws: Amend 17.4.3, page 252, 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:**

"(a) Nonchampionship Segment. September 7 or the institution's first day of classes, whichever is earlier.

"(b) Championship Segment. The Friday in February that is 13 weeks before the Friday immediately preceding Memorial Day."

Source: NCAA Division I Board of Directors [Management Council (Pacific-10 Conference)].

Effective Date:

Category: Amendment

Topical Area: Playing and Practice Seasons

Rationale: Proposal No. 2005-91-A would move the NCAA Division I Baseball Championship selections and the championship one week later when vagaries in the calendar result in only 12 weeks between the last Friday in February and the established baseball selection date of the Sunday before Memorial Day. The College World Series should not move even further into the summer and it would be preferable to begin the season one week earlier in such years. The nonchampionship segment is modeled after the spring football practice structure and provides greater flexibility in the use of days toward the 132-day season.

Budget Impact: None.

Impact on S-A's Time: Reduction in time spent engaged in athletics competition in January and February. Possible increase in time spent in countable athletically related activities in the nonchampionship segment.

History

Oct 14, 2005: Submit; Submitted for consideration as an alternative to Proposal No. 2005-91-A.

Jan 08, 2006: Mgmt Council 1st Review, Approved; Approved proposal as amended. - (Yea=39, Nay=12, Abstain=0, Not Present=0)

Jan 08, 2006: Mgmt Council 1st Review; Defeated Part D of original proposal, which would have reduced the maximum number of contests from 56 to 52. - (Yea=10, Nay=39, Abstain=0, Not Present=2)

Jan 08, 2006: Mgmt Council 1st Review, Approved; Amended to specify that the nonchampionship segment shall be conducted in a 45-day window during the months of

September, October and November, as specified. - (Yea=40, Nay=9, Abstain=0, Not Present=1)

Jan 09, 2006: Board Consideration, Adopted; (Unanimous Voice Vote) In addition, the Board of Directors used its authority under Constitution 5.3.2.2.2.1 to restore part D of Proposal No. 2005-91-B to the current legislative cycle for further review and comment. Part D was restored to the cycle as Proposal No. 2006-2.

Jan 09, 2006: Adopted, Override Period; Start of Override Period

Mar 12, 2006: Adopted, Override Period; End of Override Period; (Number of Override Request = 3)

Mar 12, 2006: Adopted; Adopted - Final

Proposal Number: 2006-89

Title: PLAYING AND PRACTICE SEASONS -- NUMBER OF CONTESTS --
TOURNAMENT DATES AND NONCHAMPIONSHIP CONTESTS -- SOFTBALL

Intent: In softball, to specify that each contest of a tournament in which an institution participates shall count as one contest toward the institutional and student-athlete maximum contest limitations; further, to specify that an institution shall limit its total playing schedule with outside competition during the playing season to 56 contests (games and scrimmages) during the segment in which the NCAA Championship is conducted and eight contests (games and scrimmages) during another segment, provided no class time is missed for competition during the nonchampionship segment, including activities associated with competition (e.g., travel and other pregame or postgame activities) conducted during the nonchampionship segment.

Bylaws: Amend 17.21.5, as follows:

"17.21.5 Number of Contests

"17.21.5.1 Maximum Limitations -- Institutional. A member institution shall limit its total playing schedule with outside competition in softball during the institution's softball playing season to 56 contests (games and scrimmages) during the segment in which the NCAA Championship is conducted and eight contests (games and scrimmages) during the nonchampionship segment, except for those contests excluded under Bylaws 17.21.5.3, 17.21.5.4 and 17.21.5.5. No class time shall be missed for competition during the nonchampionship segment, including activities associated with competition (e.g., travel and other pregame or postgame activities) conducted during the nonchampionship segment.

~~"17.21.5.1.1 Tournament Dates — Institutional. Each date of a softball tournament shall be counted as one contest, and not more than 10 tournaments shall be scheduled in an academic year. For purposes of this legislation, a tournament shall be defined~~

~~as an intercollegiate athletics event in which all of the following conditions are satisfied:~~

~~"(a) The event is a series of consecutive athletics contests that culminate in the designation of one team champion. Teams may advance through a single elimination, double elimination or pool play bracket structure;~~

~~"(c) Competing teams are selected (and may be seeded according to athletics ability) in advance of the competition.~~

[17.21.5.1.2 through 17.21.5.1.3 renumbered as 17.21.5.1.1 through 17.21.5.1.2, unchanged.]

"17.21.5.2 Maximum Limitations -- Student-Athlete. An individual student-athlete may participate each academic year in not more than 56 softball contests **during the segment in which the NCAA Championship is conducted and eight contests during the nonchampionship segment** (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).

~~"17.21.5.2.1 Tournament Dates -- Student Athlete. Each contest of a softball tournament shall be counted one contest, and not more than 10 tournaments may be scheduled in an academic year."~~

[17.21.5.2.2 renumbered as 17.21.5.2.1 unchanged.]

[Remainder of 17.21.5 unchanged.]

Source: Mountain West Conference.

Effective Date:

Category: Amendment

Topical Area: Playing and Practice Seasons

Rationale: The maximum number of softball contests that can be played is 56. Counting each date of a softball tournament as one contest adds additional games, increases student-athlete time demands and missed class time. During the 2004-05 softball season, some teams played as many as 82 games while others played as few as 39. This proposal furthers the principle of student-athlete well-being by reducing missed class time. In addition, it brings parity to the number of games played and to the level of preparation for the NCAA tournament. As a result, the comparison of NCAA tournament selection criteria and selections for national recognition will be more equitable since the statistics will be more balanced. This treatment is consistent with the manner in which tournament contests are counted in baseball. The amendment to allow eight contests in the nonchampionship segment (provided no class time is missed) allows flexibility and equity for institutions in different regions to be able to gain competitive experience in the fall. The missed class time provision is similar to that proposed

in Proposal No. 2006-82 for other sports that include a legislated number of contests or dates of competition in the nonchampionship segment.

Budget Impact: Cost savings varies depending on number of tournaments played.

Impact on S-A's Time: Decreased missed class time and decreased demand on student-athlete's time.

Position Statement(s)

Championships/Competition Cabinet: The cabinet opposes Proposal No. 2006-89. The cabinet discussed the proposal and a recommendation from the NCAA Division I Women's Softball Committee, which would permit four dates of competition during the fall nonchampionship segment in addition to eliminating the tournament dates exception. The cabinet was not compelled to add another sport with separate dates of competition limits for the nonchampionship segment and agreed the status quo was most appropriate given the nature of the sport of softball. In light of the different proposals, the cabinet members did not believe there is consensus about softball's playing and practice season. It was agreed that more dialogue was necessary between the softball committee, the membership and the coaches association. [Vote count to oppose: 30.5-17.5-0.]

History

Jul 10, 2006: Submit; Submitted for consideration.

Sep 21, 2006: Championships/Competition Cabinet, Recommends Defeat; See position statement.

Jan 07, 2007: Mgmt Council 1st Review, Forwarded for Membership Comment

Jan 07, 2007: Mgmt Council 1st Review, Amended the Proposal; Amended to allow eight contests during the nonchampionship season, provided no class time is missed. (Unanimous Voice Vote.)

Jan 09, 2007: Comment Period; Start of Comment Period

Mar 09, 2007: Comment Period; End of Comment Period; (Official Comment Totals: Support = 11, Oppose = 17, Abstain = 4)

Apr 16, 2007: Mgmt Council 2nd Review; Effective date amended from August 1, 2007 to August 1, 2008. (Unanimous Voice Vote.)

Apr 16, 2007: Mgmt Council 2nd Review, Approved - (Yea=39, Nay=8, Abstain=0, Not Present=2)

Apr 26, 2007: Board Consideration, Adopted

Apr 27, 2007: Adopted, Override Period; Start of Override Period

Jun 25, 2007: Adopted, Override Period; End of Override Period; (Number of Override Request = 1)

Jun 25, 2007: Adopted; Adopted - Final

Permissible Activities for Prospective Student-Athletes

This sheet is intended to outline the permissible and impermissible activities for prospective student-athletes pursuant to NCAA Bylaws 13 (recruiting) and 16 (awards and benefits); however, it should only be used as a quick reference guide. For additional information, please refer to the NCAA Division II Manual or the NCAA Legislative Services Database for the *Internet* (LSDBi) at www.ncaa.org.

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. [Bylaw 13.02.11]

<i>Category</i>	<i>Activity</i>	<i>Is this permissible?</i>	<i>Bylaw(s)</i>
Academic Support Services / Use of Training Room Facilities	For prospective student-athletes enrolled in the institution's summer term before initial full-time enrollment	Yes	13.2.7
Awards			
	From sources other than an institution	Yes	16.1.1.1
	From an institution for outstanding athletics accomplishments	No	13.2.3-(a)
	From an institution, presented at regularly scheduled high school, preparatory school and two-year college athletics contests or matches (up to \$50 in value)	Yes	13.2.3-(c) and 13.11.3.5
Benefits	From an institutional staff member or representative of an institution's athletics interests (other than those expressly permitted by NCAA regulations)	No	13.2.1
Camp or Clinics			
	Employment	No	13.12.1.5.1
	Free or reduced admissions	No	13.12.1.5.1
	Payment of expenses by a representative of an institution's athletics interests	No	13.12.1.5.2
	Concession arrangement	No	13.12.1.5.3.1
	Receipt of awards	Yes	13.12.1.5.4
Employment			
	Arrangement of employment by an institution after the conclusion of the prospective student-athlete's senior year in high school	Yes	13.2.4.1
	Arrangement of employment by an institution of a two-year college prospective student-athlete after the prospective student-athlete has withdrawn from or has completed graduation requirements at the two-year college	Yes	13.2.4.1.1

<i>Category</i>	<i>Activity</i>	<i>Is this permissible?</i>	<i>Bylaw(s)</i>
Entertainment			
	On official visit	Yes	13.6.6.1
	On unofficial visit	No	13.7.2
	Complimentary admissions to campus athletics event on unofficial visit	Yes	13.7.2
Loans	Arrangement of educational loans by an institution prior to completion of senior year in high school	No	13.2.5
Lodging and Meals			
	On official visit	Yes	13.6.5 and 13.6.6.7
	One meal on unofficial visit	Yes	13.7.2.1.1
	Lodging on unofficial visit at prospective student-athlete's expense	Yes	13.7.2.1.2
Precollege Expenses	Offered, provided or arranged by an institution or representative of its athletics interests	No	13.15.1
Preseason Practice and Competition	Prospective student-athlete who is not enrolled, but who has been accepted for admission	Yes	13.11.2.2
Promotional Activities	Involvement in institutional fundraiser or promotional activity	No	13.2.2-(k)
Recreational Activities	Participation during a visit to an institution's campus	Yes	13.11.2.3
Summer Housing	Rent at the regular institutional rate	Yes	13.2.6 and 16.5.1-(a)
Tokens of Support	In the event of death or life-threatening injury or illness of prospective student-athlete's relatives or legal guardians, provided prospective student-athlete has signed a National Letter of Intent or written offer of admission or financial aid	Yes	13.2.8
Transportation			
	To summer job	No	13.2.4.2
	On official visit	Yes	13.5.2
	On unofficial visit	No	13.5.3
	On unofficial visit to view practice and competition sites in the prospective student-athlete's sport, other institutional facilities and to attend an institution's home athletics contest	Yes	13.5.3
	To enroll	No	13.5.4
Tryouts	On the institution's campus or at a site at which it normally conducts practice or competition, under specified conditions	Yes	13.11.2.1

Recently Issued Interpretations

Division II Interpretation:

Six-Hour Requirement for Eligible Student-Athletes Who Transfer During an Academic Term (II)

Date Issued: September 30, 2009

Date Published: October 7, 2009

Item Ref: b

Interpretation:

The academic and membership affairs staff determined that a student-athlete who transfers to the certifying institution during the same regular academic term in which he or she was enrolled full time at the previous institution (e.g., fall semester to fall semester or quarter) is not required, upon transfer, to have completed six hours of academic credit during the same regular academic term at the previous institution.

[NCAA Division II Bylaws 14.4.3.1 (fulfillment of credit-hour requirements) and 14.4.3.1.1 (transfer student -- six-hour requirement), 14.5.4 (two-year college transfers), 14.5.5.3.10 (one-time transfer exception) and staff interpretation (01/02/1991, item a), that has been archived]

Division I Interpretations:

1. Provision of Electronic Media Guides to Prospective Student-Athletes (I)

Date Issued: August 12, 2009

Date Published: August 14, 2009

Item Ref: 1

Interpretation:

The academic and membership affairs staff determined it is permissible for an institution to provide prospective student-athletes with a media guide on a digital media storage device (e.g., compact disc, flash drive, memory disk), provided the storage device does not include any content other than an exact reproduction of the media guide. Further, any images or information on the packaging (e.g., label, insert) is limited to a reproduction of the image(s) contained on the cover of the media guide or other identification of the institution (e.g., name, logo) and the media guide (e.g., sport). Finally, storage devices used for this purpose must not exceed the minimum standard capacity necessary to store the media guide (e.g., a media guide of 103 megabytes should be stored on a standard 128 megabyte flash drive).

[References: NCAA Division I Bylaws 13.2.1 (general regulations) and 13.4.1.1 (printed recruiting materials)]

2. Transfer Students who Fulfills a Residence Requirement at the Certifying Institution with Enrollment in Nonconsecutive Terms (I)

Date Issued: September 23, 2009

Date Published: October 2, 2009

Item Ref: c

Interpretation:

The committee confirmed a student-athlete who fulfills a residence requirement by enrolling in nonconsecutive terms (e.g., fall terms of consecutive academic years, while missing the interim spring term), must meet all applicable progress-toward-degree requirements prior to competing in the semester following fulfillment of the residence requirement.

[References: Bylaws 14.4.3.1 (fulfillment of credit-hour requirements), 14.4.3.1.2 (transfer), 14.4.3.1.4 (application of rule), 14.4.3.2 (fulfillment of percentage of degree requirements), 14.4.3.2.2 (application of rule to transfer student), 14.4.3.3 (fulfillment of minimum grade-point average requirements), 14.4.3.3.1.1 (application of rule to transfer student), 14.5.1.1 (determination of year of residence), and a staff interpretation (2/6/09, Item No. d), which has been archived]

REPORT OF THE
NCAA DIVISION II LEGISLATION COMMITTEE
NOVEMBER 2-3, 2009, MEETING

ACTION ITEMS.

1. Legislative Action Item.

- **Modification of Wording – NCAA Division II Proposal No. 2010-7 – Playing and Practice Seasons – Winter Break.**
 - (1) Recommendation. Adopt a modification of wording based on intent to clarify that in basketball, swimming and diving, indoor track and field and wrestling, an institution shall not provide travel expenses or transportation December 20 through December 26 in conjunction with away-from-home competition.
 - (2) Effective Date. Immediate; with the adoption of Proposal No. 2010-7.
 - (3) Rationale. This modification clarifies that institutions may not provide travel expenses or transportation December 20 through December 26 in conjunction with away-from-home competition. The intent of Proposal No. 2010-7 is to provide student-athletes, coaches, administrators and institutional staff members with a consecutive seven-day break without transportation in conjunction with away-from-home competition infringing on that time period
 - (4) Estimated Budget Impact. None.
 - (5) Student-Athlete Impact. Student-athletes will be ensured a consecutive seven-day break between December 20 and 26.

2. Nonlegislative Action Item.

- **Legislative Referral to Other Division II Committee.**
 - (1) Recommendation. That the NCAA Division II Management Council refer the following concept to the NCAA Division II Championships Committee and the NCAA Division II Baseball and Softball Sports Committees for review and possible action:
 - NCAA Bylaws 17.2.7.1 (Baseball – Maximum Limitations – Institutional) and 17.20.7.1 (Softball – Maximum Limitations – Institutional). Whether the Division II membership should

consider adding additional contests for baseball and softball during the nonchampionship segment.

- (2) Rationale. The NCAA Division II Legislation Committee discussed recommending legislation for the 2011 NCAA Convention to increase the maximum number of contests for baseball and softball that would be permitted during the nonchampionship segment due to the reduction of contests should Proposal No. 2010-6 (playing and practice seasons – spring sports) be adopted at the 2010 Convention. The committee expressed concerns that sponsoring legislation for the 2011 Convention would be premature as a vote has yet to be taken on the proposed legislation. In addition, the committee determined that it would be appropriate for the Baseball and Softball Committees to review the issue and recommend a course of action to the Championships Committee. The committee also noted that this recommendation should be discussed as part of Phase II of the Life in the Balance discussions, and possibly be reviewed during the committee's March 2010 in-person meeting.
- (3) Estimated Budget Impact. Will vary by institution based on the number of contests that are played during the nonchampionship segment and the location of those contests.
- (4) Student-Athlete Impact. Student-athletes may spend time away from campus during the nonchampionship segment.

INFORMATIONAL ITEMS.

- 1. **Discussion on Proposal No. 2010-7 (Playing and Practice Seasons – Winter Break).** Based on a referral from the Management Council to review team travel issues during the proposed winter break in Proposal No. 2010-7, the committee issued an official interpretation to clarify the application of Bylaws 17.1.6.6.3 (limitations on voluntary athletically related activities – winter break), 17.3.4 (limitations on voluntary athletically related activities – winter break), 17.22.4 (limitations on voluntary athletically related activities – winter break), 17.24.4 (limitations on voluntary athletically related activities – winter break) and 17.27.4 (limitations on voluntary athletically related activities – winter break). The committee agreed with the Council that the issue should be addressed through a common-sense approach. The official interpretation issued by the committee reads as follows:

Transportation From an Away-From-Home Competition During the Winter Break. (II)
The Legislation Committee determined that an institution may return to campus on

December 20 following the completion of an away-from-home competition, provided the team departs the competition location at the earliest practical opportunity, but not later than 11:59 p.m. (local time) December 19, and all contact between institutional staff members (e.g., coaches) and student-athletes ceases on arrival to campus.

[Reference: Proposal No. 2010-7 (playing and practice seasons – winter break)]

2. Committee Positions on 2010 Convention Division II Amendment-to-Amendments. The committee reviewed two amendment-to-amendments that were submitted by the membership in accordance with the provisions of NCAA Constitution 5.3.4.2 (amendment-to-amendment).

a. Proposal No. 2010-5-1 (Playing and Practice Seasons – Fall Sports – Field Hockey – Maximum Number of Contests – Effective Date). The committee agreed to oppose this amendment-to-amendment. The committee noted that historically, all sports that conclude a season in an NCAA Division II National Championships Festival have to adjust the championship season schedules. In the years when the festival takes place, institutions must adjust their schedules accordingly to account for the festival dates. The committee further noted that although the fall sports proposal will change how institutions that sponsor field hockey traditionally schedule contests in the championship segment, the amendments in the fall sports proposal will impact all fall sports. As such, the proposal should be voted on in its entirety for a fair and balanced treatment to all fall sports.

b. Proposal No. 2010-7-1 (Playing and Practice Seasons – Winter Break – Return Travel). The committee agreed to oppose this amendment-to-amendment. The committee noted that the intent of the proposal is to have a full seven-day break, and this change reduces that benefit for winter sport student-athletes, coaches and athletics administrators. The committee further noted that a common-sense approach should be used when scheduling a contest or date of competition prior to the winter break. Institutions are encouraged to schedule away-from-home contests or dates of competition with in-region or conference opponents that are located geographically closest to their campuses, as to avoid any return travel issues.

3. Review of 2010 Convention Legislation and the Legislative Proposal Question and Answer Guide. The committee reviewed the 2010 Convention proposals and the Legislative Proposal Question and Answer Guide in an attempt to resolve all possible questions prior to the 2010 Convention Division II business session January 16, 2010.

The committee also discussed a noncontroversial proposal approved by the Management Council amending the effective date of Proposal No. 2010-11 (eligibility – criteria for determining season of eligibility – participation in organized competition prior to initial collegiate enrollment). The proposal changes the effective date of the legislation, if adopted by the membership, from August 1, 2010, to August 1, 2010, for individuals who are issued a final amateurism certification by the NCAA Eligibility Center on or after April 1, 2010. Staff provided the committee with an update on the release of the Question and Answer Guide. The Question and Answer Guide for the four Life in the Balance proposals will be released to the membership November 20. The complete Question and Answer Guide will be released January 6, 2010. The guide for the 2010 Convention will only be produced electronically, so the committee directed staff to send the document to the top five at each institution in addition to the Division II conference commissioners and conference compliance administrators.

4. **Discussion Regarding Phase II of the Life in the Balance Initiative.** The committee began its discussion of Phase II of the Life in the Balance initiative. The committee agreed to focus its efforts on a few key areas, including: (1) a continued review of the maximum number of contests and dates of competition for sports that did not receive a recommended reduction in Phase I of the initiative; (2) annual and discretionary exemptions; and (3) nonchampionship segment activities. Similar to Phase I, the committee directed staff to reach out to member institutions, faculty athletics representatives, the Division II Conference Commissioners Association, the Division II Athletics Directors Association, coaches associations and student-athletes for feedback during the Phase II discussion.
 - a. **Additional Reductions to the Maximum Number of Contests or Dates of Competition.** The committee continued its discussions regarding possible reductions to the maximum number of contests or dates of competition for sports that did not receive a reduction in Phase I. The committee agreed that no reductions regarding emerging sports for women (e.g., equestrian, rugby) and National Collegiate Championships sports (e.g., bowling, gymnastics, water polo) should be recommended. The committee noted that it wants to grow the emerging sports for women, and reducing the maximum number of contests or dates of competition in those sports may be detrimental. In addition, institutions that participate in National Collegiate Championships sports compete against institutions in Divisions I and III. Therefore, the maximum number of contests or dates of competition in those sports should reflect the legislation of the other divisions. The committee agreed to continue discussions regarding football and tennis at its March 2010 in-person meeting.

- b. Annual and Discretionary Exemptions.** The committee began discussions on whether to amend the legislation regarding annual and discretionary exemptions to better align with the NCAA Division II Strategic Positioning Platform. The committee will focus its review on all sports for which a Division II championship is conducted. In addition, the committee directed staff to initiate a research project in December to determine how many and which annual and discretionary exemptions have been used during the last three years (i.e., 2006-07, 2007-08 and 2008-09). The committee will review the data at its March 2010 in-person meeting.
 - c. Discussion Regarding the Nonchampionship Segment.** The committee began discussions on whether to amend the legislation regarding nonchampionship segment activities to better align with the Strategic Positioning Platform. Areas of review include: (1) amending the structure of the nonchampionship segment (e.g., 24 in 45 days); (2) amending the 20/8-hour rule (e.g., amend how hours are counted); (3) amend the skill-instruction legislation to permit institutions to conduct full practice sessions; and (4) amend the start date for out-of-season activities and the nonchampionship segment. The committee also directed staff to initiate a research project in December to determine the number of nonchampionship segment contests or dates of competition used during the last three years (i.e., 2006-07, 2007-08 and 2008-09). The committee will review the data at its March 2010 in-person meeting.
- 5. Review of Minutes Issued by the Interpretations Subcommittee of the Legislation Committee.** The full committee approved the minutes of the Interpretations Subcommittee since its last in-person meeting in June 2009. The committee approved the minutes from July 13, August 24 and September 21.
- 6. Review of Recently Issued Division II Staff Determination.** The committee reviewed and approved a recently issued staff determination for Division II:

 - Six-Hour Requirement for Eligible Student-Athletes Who Transfer During an Academic Term. (II) The academic and membership affairs staff determined that a student-athlete who transfers to the certifying institution during the same regular academic term in which he or she was enrolled full time at the previous institution (e.g., fall semester to fall semester or quarter) is not required, upon transfer, to have completed six hours of academic credit during the same regular academic term at the previous institution.

[NCAA Division II Bylaws 14.4.3.1 (fulfillment of credit-hour requirements) and 14.4.3.1.1 (transfer student – six-hour requirement), 14.5.4 (two-year college transfers), 14.5.5.3.10 (one-time transfer exception) and staff interpretation (01/02/1991, item a), that has been archived]

7. Review of Recently Issued Division I Staff and Official Interpretations. The committee reviewed recently issued Division I staff and official interpretations and determined that the following interpretations are applicable in Division II:

- a. Provision of Electronic Media Guides to Prospective Student-Athletes. (II) The Legislation Committee determined it is permissible for an institution to provide prospective student-athletes with a media guide on a digital media storage device (e.g., compact disc, flash drive, memory disk), provided the storage device does not include any content other than an exact reproduction of the media guide. Further, any images or information on the packaging (e.g., label, insert) is limited to a reproduction of the image(s) contained on the cover of the media guide or other identification of the institution (e.g., name, logo) and the media guide (e.g., sport). Finally, storage devices used for this purpose must not exceed the minimum standard capacity necessary to store the media guide (e.g., a media guide of 103 megabytes should be stored on a standard 128 megabyte flash drive).

[References: Bylaws 13.2.1 (general regulations) and 13.4.1 (printed recruiting materials)]

- b. Transfer Student who Fulfills a Residence Requirement at the Certifying Institution with Enrollment in Nonconsecutive Terms. (II) The Legislation Committee confirmed a student-athlete who fulfills a residence requirement by enrolling in nonconsecutive terms (e.g., fall terms of consecutive academic years, while missing the interim spring term), must meet all applicable progress-toward-degree requirements prior to competing in the semester following fulfillment of the residence requirement.

[References: Bylaws 14.4.3.1 (fulfillment of credit-hour requirements), 14.4.3.1.2 (academic year in residence), 14.4.3.2.3 (application of rule to transfer and continuing student), 14.4.3.2 (fulfillment of minimum grade-point average requirements), 14.4.3.2.2 (application of rule to transfer student), 14.4.3.3.1.1 (application of rule to transfer student) and 14.5.1.1 (determination of year of residence)]

8. **Issuance of Official Interpretation Regarding the Men's Basketball Recruiting Calendar.** The committee discussed the issue of whether Division II men's basketball coaches should be prohibited from evaluating prospective student-athletes at a high school all-star game that occurs during the NCAA Division I Men's Basketball Championship, which is designated as a dead period to encourage coaches to attend the National Association of Basketball Coaches Convention. The committee agreed that even though Division I currently prohibits its institutions from these types of activities, there is no reason for amending the current legislation. The committee directed staff to reach out to both the men's and women's basketball coaches associations and obtain data regarding the number of Division II coaches that have been attending the national conventions for the past three years. The committee will review this issue again at a future meeting to determine if a legislative change is necessary. The committee also issued an official interpretation to clarify the application of Bylaws 30.11.1 (basketball, men's) and 30.11.2 (basketball, women's), as follows:

Evaluation of Prospective Student-Athletes at a High School All-Star Game that Takes Place During a Dead Period. (II) The Legislation Committee determined that the Division II men's and women's basketball recruiting calendars would not prohibit a Division II men's or women's basketball coach from evaluating prospective student-athletes at a high school all-star game that occurs within the state in which the member institution is located when the all-star contest occurs in the dead period between the Thursday before the Division I Men's Basketball Championship game to noon Tuesday after the game.

[References: Bylaws 30.11.1 (basketball, men's) and 30.11.2 (basketball, women's)]

9. **Update Regarding the Eligibility Center and Amateurism Certification Trends in Division II.** Staff from the Eligibility Center provided an update regarding amateurism certification trends in Division II. The report also included the number of amateurism certification cases processed by the Eligibility Center through October 30, 2009. When meeting with the Eligibility Center staff, the committee also discussed ways in which it can assist the Eligibility Center with day-to-day operations such as communication of new policies to the membership and other education initiatives. The committee directed staff to arrange for a tour of the Eligibility Center at its in-person meeting in March 2010.
10. **Review Best Practices Document Developed by Staff Outlining Permissible Activities for Prospective Student-Athletes Pursuant to Bylaw 13 (Recruiting) and Bylaw 16 (Awards and Benefits).** The committee reviewed and approved a best practices document outlining permissible activities for prospective student-athletes. The committee directed staff to add pertinent Bylaw 15 (financial aid) references (e.g.,

financial aid prior to initial full-time enrollment) to the document and place it on the NCAA Web site and to disseminate it through other means to the membership. The committee agreed that the document should remain as a best practices document rather than a chart or figure in the NCAA Division II Manual.

11. **Update Regarding the NCAA Manual Consistency Project.** The committee received an update regarding the work that is being done by the NCAA academic and membership affairs legislative team on the Manual consistency project. The Manual consistency project was initiated in an effort to make the divisional Manuals more user friendly and bring a greater level of efficiency and consistency them. Specifically, the committee was provided the communication plan to inform member institutions, conferences, committees and related organizations of the structural changes that will be taking place. The committee will continue to receive updates on the status of the project at future meetings.
12. **Editorial Revision.** The committee reviewed the following editorial revision:
 - **Executive Regulations – Selection of Teams and Individuals for Championships Participation – Automatic Qualification – Earned Access – Football.** The committee reviewed an editorial revision to amend Bylaw 31.3.4.7 (earned access – football) to clarify that when the Division II regionalization model was adopted in 2008, the eight-region model was modified to four super regions. With the reduction in the number of regions, the Division II Championships Committee approved a recommendation by the Division II Football Committee to require a conference representative to finish in the top eight of the final regional ranking to secure earned access to the Division II football postseason.
13. **Discussion Regarding the 2009-12 NCAA Division II Strategic Plan.** The committee discussed the development of action steps for the priorities in which it has oversight.
 - a. The committee developed the following action steps related to Priority 2.5 [Develop, enhance and increase educational materials, resources (e.g., technology), tools and services that support and maintain an effective compliance system.]:
 - (1) Create a New Users Guide for Institutions that are not currently Using NCAA Compliance Assistant. The committee directed staff to work with the Division II Conference Compliance Administrators Compliance

Administrators (CCACA) to gather data to determine the number of institutions that are using Compliance Assistant, and to the extent the institutions are using the software. The committee believes that while change can be difficult, the overall consistency of rules application and increased efficiency for institutions will be a great benefit.

- (2) Create a Tutorial for Building a Bridge from Compliance Assistant to Student-Tracking Systems. The committee directed staff to identify institutions that have successfully built a bridge between Compliance Assistant and student tracking systems (e.g., Banner, People Soft) and create a "how-to" guide for institutions that are interested in building a bridge. The committee identified a few challenges with this action step, namely that information technology systems differ from one campus to the next and resources vary; however, the committee felt that if the tutorial was made available it would make the transition and building process smoother.
- (3) Give Conferences Access to Compliance Assistant. Often times when institutional personnel have questions regarding Compliance Assistant their first call is to the conference office. Currently, the conference office does not have direct access to Compliance Assistant and can only access information if an institution provides access, including a user name. The committee directed staff to explore the possibility of granting read-only access to conference personnel for ease in communication and reporting.

b. The committee developed the following action steps related to Priority 4.5 [Commit to develop tools and resources that assist active member institutions and conferences with evaluating its position in conjunction with the strategic position and philosophy of Division II intercollegiate athletics.]:

- (1) Provide Conferences and Institutions with Logos and Design Tools. The committee viewed the Central Collegiate Athletic Conference's Web site, which was recently redesigned by using the Strategic Positioning Platform as the model. The committee will encourage conference offices to use the strategic positioning logos and initiatives on their Web sites in an effort to have that information accessible to each member institution. The committee's goal is for institutions to have greater understanding of the Division II positioning initiatives.
- (2) Create Educational Tools for Coaches Associations. Data received through a survey, clearly showed that coaches are the least informed and aware of the Division II strategic positioning initiatives. The committee

directed staff to create educational tools specifically designed for coaches associations in all sports to better inform coaches about current and future initiatives.

- (3) Promote Use of the Compliance Blueprint Program and the Compliance Audit Guide. The committee believes that institutions would benefit greatly from using various evaluation tools that are made available to the Division II membership (e.g., compliance blueprint program, compliance audit guide). There is a negative perception surrounding the evaluation process, and the committee believes that if more institutions use the tools that are available there would be greater understanding and acceptance of the usefulness of the exercises.

Committee Chair: Ann Martin, Regis University

Staff Liaisons: Jennifer Fraser, Academic and Membership Affairs

Stephanie Quigg Smith, Academic and Membership Affairs