

A G E N D A

National Collegiate Athletic Association

Division II Legislation Committee

Indianapolis Marriott Downtown
Indianapolis, Indiana

June 7-8, 2010

1. Welcome and announcements. (Ann Martin)
2. Approve NCAA Division II Legislation Committee reports from March in-person meeting and May teleconference. [Supplement Nos. [1-a](#) and [1-b](#)] (Martin) [**Action anticipated.**]
3. Review the NCAA Division II Presidents Council and NCAA Division II Management Council April 2010 Summary of Actions. [[Supplement No. 2](#)] (Martin)
4. Approve subcommittee minutes.
 - a. NCAA Interpretations Subcommittee of the Division II Legislation Committee. [[Supplement No. 3](#)] (Diana Kling) [**Action anticipated.**]

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 March must receive approval by the full committee.*

- b. NCAA Legislative Review Subcommittee of the Division II Legislation Committee. [[Supplement No. 4](#)] (Carol Rivera) [**Action anticipated.**]

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. All concepts recommended by the subcommittee must receive approval by the full committee.*

5. Review information regarding Phase II of the Life in the Balance initiative.
 - a. Update regarding feedback submitted to lifeinthebalance@ncaa.org. [[Supplement No. 5](#)] (Jill Waddell)
 - b. Update on feedback received from coaches associations. [See Supplement Nos. 6, 7, 8, 9 and 10 of joint meeting materials]
 - c. Discussion regarding the development of a metric tool to measure the impact of the Life in the Balance initiative. (Gregg Summers) [Supplement No. 6 to be delivered at the meeting.]
 - d. Review the legislative form of the concepts anticipated for recommendation of sponsorship for the 2011 Convention.
 - (1) Annual and discretionary exemptions. [[Supplement No. 7](#)] (Jenn Fraser)
 - (2) Nonchampionship segment. (Fraser)
 - (a) Baseball and softball: adding two dates of competition in the nonchampionship segment. [[Supplement No. 8](#)]
 - (b) Baseball and softball: adding four dates of competition in the nonchampionship segment. [[Supplement No. 9](#)]
 - (c) Men's lacrosse: adding five dates of competition in the nonchampionship segment. [[Supplement No. 10](#)]
 - (d) Exception to the use of a season of competition for participation in competition during the nonchampionship segment. [[Supplement No. 11](#)]
 - (e) Start date for spring championship sports. [[Supplement No. 12](#)]
 - (3) 20/8-hour rule; skill instruction outside the playing season; and start date for winter sports.
 - (a) 20/8-hour rule. [[Supplement No. 13](#)] (Alvida Alford)
 - (b) Skill instruction - full team activities and skill instruction -- sports other than football -- option one. [[Supplement No. 14](#)] (Alford)

- (c) Skill instruction -- full team activities -- sports other than football -
- option two. [[Supplement No. 15](#)] (Alford)
- (d) Start date for winter championship sports. [Supplement Nos. [16-a](#),
[16-b](#), [16-c](#) and [16-d](#)] (Stephanie Smith)

- 6. Update on feedback regarding the flexibility of dates in the winter break as adopted in NCAA Division II Proposal 2010-7. (Smith)
- 7. Discussion regarding possible exceptions to the winter break period. [[Supplement No. 17](#)] (Fraser)

Background: *NCAA Proposal No. 2010-7 established a one-week winter break period, from December 20 through 26. Since the adoption of the legislation multiple questions have arisen. The committee will discuss possible exceptions to the winter break period (e.g., community engagement activities, promotional activities).*

- 8. Update from the NCAA Eligibility Center's amateurism certification staff. [Mike DeCesare]
- 9. Discussion of recently adopted NCAA Division I legislation. [[Supplement No. 18](#)] (Alford/Fraser) [**Action anticipated.**]

Background: *Provided for review are the Division I proposals adopted by the NCAA Division I Board of Directors in January and April. The committee will review the proposals in order to determine if Division II should consider sponsorship of the same or similar legislative changes.*

- 10. Discussion of recently adopted NCAA Division III legislation. [[Supplement No. 19](#)] (Smith) [**Action anticipated.**]

Background: *Provided for review are the Division III proposals adopted by Division III since January 2010. The committee will review the proposals in order to determine if Division II should consider the sponsorship of the same or similar legislative changes.*

- 11. Review 2011 NCAA Convention Division II Presidents Council-sponsored proposals. [[Supplement No. 20](#)] (Alford)

Background: *Provided for review are the 2011 NCAA Convention Presidents Council-sponsored proposals. The committee will review the proposals in order to determine if any of the proposals can be noncontroversial legislation. The committee will also review the effective dates and begin the development of the Question and Answer Guide for the Convention.*

12. Review of NCAA Division II compliance forms. [Supplement Nos. [21-a](#), [21-b](#), [21-c](#), [21-d](#), [21-e](#), [21-f](#), [21-g](#) and [21-h](#)] (Fraser) [**Action anticipated.**]

Background: *The committee will review and approve the 2010-11 Division II compliance forms. If any changes are recommended, staff will make such changes prior to releasing the forms to the membership Tuesday, July 1.*

13. Review possible updates to the NCAA Division II Legislation Committee Policies and Procedures.

- Discussion of a possible time limit for institutions to request an appeal of an interpretation. [[Supplement No. 22](#)] (Fraser) [**Action anticipated.**]

14. Review of Division II interpretations that were redrafted based on newly adopted legislation. [[Supplement No. 23](#)] (Alford) [**Action anticipated.**]

15. Discussion of referral from the NCAA Executive Committee regarding concussion management issues. [[Supplement No. 24](#)] (Smith) [**Action anticipated.**]

16. Discussion regarding the unethical conduct legislation. [[Supplement No. 25](#)] (Fraser)

17. Discussion of the timing of the release of the NCAA Division II Coaches Certification Test. (Alford) [[Supplement No. 26](#)]

Background: *Currently, the coaches certification test is released in late March or early April. This provides institutions the ability to administer the test prior to the end of the academic year and also give coaches multiple opportunities to pass the test before the previous year's certification expires. The committee will consider a change in the timing of the release of the test to coincide with the submission of the sports sponsorship and demographic form and the release of the NCAA Division II Manual so that all*

information used for the test is accurate and up to date.

18. Update on NCAA Division I Amateurism Cabinet – Task Force on Commercial Activity. (Smith)
19. Review of enforcement statistics. [Supplement Nos. [27-a](#) and [27-b](#)] (Fraser)
20. Preparation for Wednesday joint meeting with the NCAA Division II Championships Committee regarding the alignment of NCAA Bylaw 17 (playing and practice seasons) and championships policies with the Division II Strategic Positioning Platform. [[Supplement No. 28](#)] (Martin)
21. Review 2009-12 NCAA Division II Strategic Plan. [Supplement Nos. [29-a](#) and [29-b](#)] (Martin)
22. Election of chair of the Legislation Committee. (Martin) **[Action Anticipated.]**

Background: *Current chair Ann Martin's tenure expires August 31, 2010, thus, the committee will elect a new chair for the full committee. The new chair will begin his or her term September 1, 2010, for the November 2010 meeting.*
23. Future meeting dates.
 - a. November 3-4, 2010 (Indianapolis, Indiana);
 - b. January 13, 2011 (San Antonio, Texas); and
 - c. Discussion of 2011 meeting dates. [[Supplement No. 30](#)]
24. Other business.
25. Adjournment.

**REPORT OF THE
NCAA DIVISION II LEGISLATION COMMITTEE
MARCH 18-19, 2010, MEETING**

ACTION ITEMS.

1. Legislative Action Items.

a. 2011 NCAA Convention Legislation – NCAA Bylaw 13.6.1.2 – Recruiting – Official (Paid) Visit – Number of Official Visits – Prospective Student-Athlete Limitation.

- (1) Recommendation. Sponsor legislation for the 2011 NCAA Convention to amend NCAA Bylaw 13.6.1.2 (number of official visits – prospective student-athlete limitation) to specify that a prospective student-athlete may take an unlimited number of official visits to Division II institutions, with no more than one official visit permitted to any single institution.
- (2) Effective Date. August 1, 2011.
- (3) Rationale. At the 2010 Convention, the Division II membership adopted NCAA Division II Proposal No. 2010-10 (recruiting – official visits – written notice), which eliminated the requirement that an institution provide written notification of the five official visit limitation to prospective student-athletes prior to an official visit. During the discussion regarding Proposal No. 2010-10, the Division II membership discussed whether a limit on official visits was necessary for the division. Institutional representatives believe that prospective student-athletes are not taking the maximum of five official visits, and by eliminating the cap for official visits to Division II institutions, highly recruited prospective student-athletes will be permitted to take five official visits to Division I institutions and have additional visits available to Division II institutions. This will likely provide greater recruiting opportunities for Division II institutions.
- (4) Estimated Budget Impact. Will vary by institution depending on the number of official visits that are provided to prospective student-athletes.
- (5) Student-Athlete Impact. None.

b. 2011 Convention Legislation – Bylaw 13.12.1.5.1 – Recruiting – Sports Camps and Clinics – Institution's Sports Camps and Clinics – Employment of Prospective Student-Athletes– Prospective Student-Athlete.

- (1) Recommendation. Sponsor legislation for the 2011 Convention to amend Bylaw 13.12.1.5.1 (prospective student-athlete) to specify that an institution may employ a prospective student-athlete at an institutional camp or clinic, provided all compensation received is for work actually performed and at a rate commensurate with the going rate in that locality for similar services; further, to specify that the employment of a prospective student-athlete at an institutional camp or clinic may not begin before the completion of the prospective student-athlete's senior year in high school.
- (2) Effective Date. August 1, 2011.
- (3) Rationale. Under current Division II legislation, an institution, members of its staff or a representative of its athletics interests are not permitted to employ any individual who has started classes for the ninth grade in an institutional sports camp or clinic. In recent years, the Division II membership has adopted proposals that give institutions greater access to prospective student-athletes during the summer prior to their initial full-time enrollment at a collegiate institution. For example, institutions may arrange for employment of a prospective student-athlete, may pay fees associated with facility use during the summer for voluntary workouts and prospective student-athletes may attend an institution's camp or clinic. In light of the other permissible activities, it is time to allow institutions with the opportunity to employ prospective student-athletes at institutional camps and clinics. Further, by limiting the employment to prospective student-athletes to those who have completed their senior year in high school, the recruiting advantages will be minimal.
- (4) Estimated Budget Impact. Will vary by institution.
- (5) Student-Athlete Impact. None.

c. 2011 Convention Legislation – Bylaw 16.1.6.2 – Awards and Benefits – Expenses to Receive Noninstitutional Awards – Established Regional, National or International Awards.

- (1) Recommendation. Sponsor legislation for the 2011 Convention to amend Bylaw 16.1.6.2 (established regional, national or international awards) to specify that a Division II institution, in addition to an outside organization, may provide actual and necessary expenses for a student-athlete and his or her relative(s) or legal guardian(s) to travel to a banquet designed to recognize the individual's accomplishments as an athlete for the student-

athlete to receive an established regional, national or international award that is permitted by NCAA legislation.

- (2) Effective Date. Immediate.
- (3) Rationale. Under current legislation, only an outside organization (other than a professional sports organization) is permitted to provide actual and necessary expenses for a student-athlete and his or her relatives or legal guardians to travel to a banquet designed to recognize the athletics accomplishments of a student-athlete. This proposal gives institutions the ability to provide actual and necessary expenses for a student-athlete's travel to a banquet where he or she will be recognized with an established regional, national or international award for athletics accomplishments. In addition, an institution will be permitted to provide actual and necessary travel expenses for the student-athlete's relatives or legal guardians to attend the banquet where the student-athlete is being recognized. Allowing the institution to provide the benefit will enhance the student-athlete experience. This is a permissive change to the legislation, which gives institutions the ability to decide whether or not to provide the actual and necessary expenses.
- (4) Estimated Budget Impact. Will vary by institution.
- (5) Student-Athlete Impact. Student-athletes will have the benefit of being recognized in-person for regional, national or international awards when an outside organization does not provide actual and necessary travel expenses.

d. Noncontroversial Legislation – Bylaw 17.1.6.6.1 – Playing Seasons – General Playing Season Regulations – Additional Restrictions – No Class Time Missed for Practice Activities.

- (1) Recommendation. Adopt noncontroversial legislation to amend Bylaw 17.1.6.6.1 (no class time missed for practice activities) to permit a student-athlete representing the host institution at a championship event to miss class for practice in conjunction with a conference or NCAA championship event(s).
- (2) Effective Date. Immediate.
- (3) Rationale. Current legislation is clear that a student-athlete may not miss class to participate in practice activities unless the practice is in conjunction with an away-from-home contest. The visiting institutions at

conference and NCAA championships are permitted to participate in practice activities at the competition site; however, the host team is not permitted to practice if it results in missed class time. Since it is often difficult for the conference or an NCAA championship committee to schedule practice times on a weekday without student-athletes missing some class time, this proposal seeks to put the team from the host institution in the same standing as other teams participating in the championship, by enabling the host team to participate in a full practice without concerns regarding missed class time issues.

- (4) Estimated Budget Impact. None.
- (5) Student-Athlete Impact. Student-athletes representing the host institution will be provided the same practice opportunities as other student-athletes representing visiting institutions during conference and NCAA championships.

e. Noncontroversial Legislation – Bylaw 30 – Consolidation of Administrative Regulations into Other Articles.

- (1) Recommendation. Adopt noncontroversial legislation to move Bylaw 30 and its subsections to other sections of the constitution and bylaws, as specified.
- (2) Effective Date. Immediate.
- (3) Rationale. By moving Bylaw 30 and its subsections to other sections of the constitution and bylaws, the NCAA Division II Manual is more "user friendly." All three divisions examined their respective Manuals and identified sections of Bylaw 30 that could be removed and placed in a policies and procedures manual, and identified other bylaws that could be consolidated, eliminated or revised. All three divisional Manuals will be amended in this manner.
- (4) Estimated Budget Impact. None.
- (5) Student-Athlete Impact. None.

f. Incorporation of Interpretation into the Division II Manual.

- (1) Recommendation. Incorporate the following interpretation into the Division II Manual:

Definition of Institutional Staff Member. (II) The unethical-conduct provisions set forth in NCAA Bylaw 10.1 applicable to institutional staff members include any individual who performs work for the institution or the athletics department, even if the individual is a student at the institution (e.g., student manager, student trainer) and/or does not receive compensation from the institution for performing such services (e.g., volunteer coaches, undergraduate assistant coaches and graduate assistant coaches). [References: Bylaws 10.1 and 10.1-(b) (unethical conduct), and official interpretation 09/25/00, Item No. 1]

- (2) Effective Date. Immediate.
- (3) Additional Information. Currently, a review of Bylaw 10.1 (unethical conduct) is being done to ensure consistency in all three divisions, when applicable. Division I incorporated the interpretation to define who is considered an institutional staff member. At that time Divisions II and III did not incorporate the interpretation; however, the change is necessary to bring consistency to all three divisions.

g. Incorporation of Interpretation into the Division II Manual.

- (1) Recommendation. Incorporate the following interpretation into the Division II Manual:

Practice Subsequent to Last Scheduled Contest or Date of Competition. (II) The NCAA Interpretations Subcommittee of the Division II Legislation Committee determined that it is not permissible for an institution to continue to practice in a sport beyond its last regular season contest or date of competition, including the conference championship (if any), unless the institution has reason to believe it is under consideration for selection to participate in the championship. Further, an institution not selected to participate in the championship or an institution that loses in the championship may not continue to practice until the conclusion of the championship event. [Reference: NCAA Bylaws 17.1.6-(b) (NCAA or NAIA championships participation in team sports), 17.1.6-(c) (NCAA championships participation in individual sports), 17.1.6-(d) (post-NCAA championships participation), 17._.1 (length of playing season) and 17._.4 (end of regular season).]

- (2) Effective Date. Immediate.
- (3) Additional Information. The incorporation is necessary to alleviate the confusion regarding whether a team may continue to practice or compete

until the end of a championship if there is time remaining in the declared playing season. The legislation is written in a manner that would not inherently cause institutional staff members to search for an interpretation clarifying the legislation; however, the interpretation exists and is contrary to the legislation which has caused significant confusion in the Division II membership.

h. Incorporation of Interpretation into the Division II Manual.

- (1) Recommendation. Incorporate the following interpretation into the Division II Manual:

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) Effective Date. Immediate.

- (3) Additional Information. The Division II membership adopted Proposal No. 2010-7-1 (playing and practice seasons – winter break – return travel) at the 2010 Convention. The amendment-to-amendment provides flexibility for institutions to travel December 20 following an away-from-home competition that took place December 19 provided it was the earliest practical opportunity. Incorporating the interpretation provides even greater flexibility, inasmuch as the opportunity to travel December 20 would not be limited to competitions that take place December 19. Rather, institutions would be permitted to travel December 20 following an away-from-home competition, provided it is the earliest practical opportunity to return to campus and all contact between institutional staff members and student-athletes ceases on arrival to campus.

2. Nonlegislative Action Items.

- None.

INFORMATIONAL ITEMS.

1. **Discussion Regarding the Phase II of the Life in the Balance Initiative.** The NCAA Division II Legislation Committee continued its discussion of Phase II of the Life in the Balance initiative. The committee focused its efforts on four key areas, including: (1) a continued review of the maximum number of contests and dates of competition in for sports that did not receive a recommended reduction in Phase I of the initiative; (2) annual and discretionary exemptions; (3) nonchampionship segment activities; and (4) the 20/8-hour rule. The committee reviewed three academic years (2006-07, 2007-08, 2008-09) of data collected from the championships score reporting system regarding the number of contests institutions were playing in football and the number of football contests that were played on Thursdays during same three academic year period. In addition, data was collected from the championship's score reporting system for the review of men's and women's tennis, and the committee discussed the dates of competition used by Division II institutions over the last three academic years. Based on the data, the committee agreed that the current legislation regarding the maximum number of contests in football and the maximum dates of competition in tennis should not be amended at this time. Therefore, the committee did not recommend any reductions to the maximum limits for football and tennis. The committee also reviewed data collected through a questionnaire regarding the number of annual and discretionary exemptions institutions have used over the past three academic years and the number of dates of competition used during the nonchampionship segment over the same three-year period, in all Division II championship sports. Further, staff shared feedback it has received during meetings with different Division II sport committees and various coaches' associations. The committee discussed possible legislative amendments, including combining the list of annual and discretionary exemptions, modifying the application of the countable athletically related activities in the nonchampionship segment, changing the design of skill instruction and moving the start date for winter and spring championship sports. The committee directed staff to continue gathering feedback from Division II constituencies, and to draft possible legislative options that address the concerns raised by the committee for further review at its joint meeting with the NCAA Division II Championships Committee in June for possible legislative recommendations.

2. **Discussion Regarding the Amateurism Certification Process – Institutional Responsibilities – Sharing Information and Reporting Discrepancies – Consideration of Eligibility Before the Championship.** The committee discussed the issue of institutional responsibility for notifying the NCAA Eligibility Center when it receives additional information, or otherwise has cause to believe, that a previously certified prospective student-athlete's amateur status has been jeopardized. Since the inception of the amateurism clearinghouse in 2006, which transitioned to the Eligibility Center in 2007, there have been a few instances in which institutions reported additional

information and/or potential discrepancies related to a student-athlete's final amateurism certification days prior to the start of championship play, which causes stress to the institution, student-athlete(s) and NCAA and Eligibility Center staffs. The committee directed staff to discuss a possible legislative change to establish a specified period of time in which additional information or discrepancies provided by an institution would not be reviewed until after the institution completes its championship play, and the consequences of such a change, with the Eligibility Center, agents, gambling and amateurism staff, enforcement and championships staffs. The feedback shall be brought back to the committee for further discussion at its June in-person meeting.

3. **Issuance of Official Interpretation.** The committee discussed the issue of a student-athlete establishing or owning his or her own business. The committee determined that a Division II student-athlete may establish his or her own business, provided that the student-athlete's name, photograph, appearance or athletics reputation are not used to promote such a business be issued. In addition, the committee noted that it remains impermissible for a student-athlete with eligibility remaining to conduct his or her own camp or clinic or operate a concession in conjunction with an institutional camp or clinic. The committee agreed to issue an official interpretation to clarify the application of Bylaw 12.5.2.1, as follows:

Student-Athlete Establishing His or Her Own Business. (II) The Division II Legislation Committee determined that a student-athlete may establish his or her own business, provided the student-athlete's athletics reputation is not used to promote such a business. [References: Bylaws 12.5.2.1 (advertisements and promotions subsequent to enrollment), and a staff interpretation (2/13/91, Item No. b), which has been archived]

4. **Issuance of Official Interpretation.** The committee discussed an issue regarding lodging for a prospective student-athlete and relatives or legal guardian(s) of the prospective student-athlete during an official visit. The committee determined that it is permissible for an institution to provide lodging accommodations to a prospective student-athlete and separate accommodations for relatives or legal guardian(s) accompanying the prospective student-athlete during the official visit. The committee agreed to issue an official interpretation to clarify the application of Bylaw 13.6.7, as follows:

Separate Lodging Accommodations for Prospective Student-Athlete and Relatives or Legal Guardian(s) During an Official Visit. (II) The Division II Legislation Committee determined that an institution may provide separate lodging accommodations to a prospective student-athlete and the relative(s) or legal guardian(s) who are accompanying the prospective student-athlete during an official visit [e.g., one hotel room for the prospective student-athlete and a separate room for the relative(s) or legal guardian(s)]

accompanying the prospective student-athlete]. [References: Bylaws 13.6.7 (entertainment on official visit for relatives or legal guardian(s) of prospective student-athlete) and 13.6.8 (lodging for additional persons)]

5. **Issuance of Official Interpretation.** The committee discussed the issue of a group consisting of prospective student-athletes, performing and/or displaying athletics ability during an institution's contest. The committee agreed that a group consisting of prospective student-athletes may perform or display athletics ability during an institution's contest without the activity being considered a tryout, provided the institution does not sponsor the sport at the varsity intercollegiate level. The committee decided to issue an official interpretation to clarify the application of Bylaw 13.11.3.9, as follows:

Prospective Student-Athletes Performing or Displaying Athletics Ability at an Institution's Competition. (II) The Division II Legislation Committee determined that a group consisting of prospective student-athletes may perform and/or display athletics ability (e.g., jump-roping, tumbling) during an institution's contest (e.g., timeout, halftime) without the activity being considered a tryout, provided the institution does not sponsor the sport at the varsity intercollegiate level. [References: Bylaws 13.11.1 (prohibited activities), 13.11.1.1 (definition of "prospective student-athlete" for tryout-rule purposes) and 13.11.3.9 (use of facilities for activities related to a nonsponsored sport)]

6. **Discussion Regarding Activities of Student Managers.** The committee directed staff to issue an editorial revision consisting of a figure to be incorporated into the Division II Manual to enumerate the permissible and nonpermissible activities of a student manager. Currently, the Manual and associated interpretations do not provide a clear picture of who may serve as a student manager and the activities that those individuals may engage in while serving in that capacity. Creating a figure from current legislation, interpretations and educational columns will provide institutions with a better resource for applying the legislation.

7. **Discussion of Division II Legislation Adopted at the 2010 Convention.** The committee reviewed the proposals that were adopted at the 2010 Convention.

- a. **Proposal No. 2010-1 (Recruiting – Offers and Inducements – Summer Facility Fees for Prospective Student-Athletes).**

- (1) **Issuance of Official Interpretation.** The committee discussed the definition of summer to determine when a prospective student-athlete may participate in voluntary athletically related activities and receive the

benefit of an institution paying fees associated with the use of facilities, provided the prospective student-athlete has signed a National Letter of Intent (NLI) or written offer of admission and/or financial aid. The committee agreed that an institution may pay fees associated with the use of an institutional facility, provided a prospective student-athlete has completed all competition for the academic year in that sport, and the summer term had started as published in the institutional catalogues from the prospective student-athlete's high school or institution and the certifying institution. The committee agreed to issue an official interpretation to clarify the application of Bylaw 13.2.9, as follows:

Definition of Summer for Institutions Paying Fees Associated with Facility Use During the Summer Prior to Initial Enrollment. (II) The Division II Legislation Committee determined that an institution may pay fees associated with the use of institutional practice or competition facilities by a prospective student-athlete who has signed a National Letter of Intent or written offer of admission/financial aid during the summer prior to initial enrollment at the certifying institution, provided the following criteria are met:

- a. The prospective student-athlete has completed all competition for the academic year in their sport;
- b. The summer term has started, as published in the prospective student-athlete's high school's or institution's catalog; and
- c. The summer term has started, as published in the certifying institution's catalog.

[Reference: Bylaw 13.2.9 (summer facility fees for prospective student-athletes)]

- (2) The committee reviewed and approved a best practices document regarding permissible and nonpermissible activities for prospective student-athletes who have signed an NLI or written offer of admission or financial aid (e.g., employment, summer financial aid, transportation). The committee directed staff to place the document on the NCAA Web site and to disseminate it through other means to the membership.

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

- (1) The committee discussed whether the legislation should be amended to prohibit specific activities (e.g., community engagement activities,

promotional activities, camps and clinics) from taking place during the winter break period. The committee directed staff to do a thorough review of the legislation that could be amended, and possible consequences of this change and bring the concept back for further discussion at the June in-person meeting.

- (2) The committee discussed how Proposal No. 2010-7 impacted Division I sports and National Collegiate Championship sports that are sponsored by a Division II institution. The committee re-affirmed that the winter break legislation is only applicable to sports that conclude with a Division II championship. Thus, the rule does not apply to Division I sports or National Collegiate Championship sports. The committee was concerned that extending the application of the rule would put those sports at a competitive disadvantage.
- (3) The committee discussed two possible legislative changes to provide institutions the flexibility to determine the seven consecutive-day period of the winter break. One concept was to allow Division II conferences to determine the seven consecutive-day period of the winter break for all member institutions in their conference. This would allow for ease in scheduling and give consideration to regional and geographic difficulties that some conferences face. A second concept would provide institutions with the opportunity to determine the seven consecutive-day period provided the dates of December 24, 25 and 26 were included in the period. While the committee found value in each of the concepts, it directed staff to discuss the concepts with the Management Council and other constituency groups and bring feedback to the June in-person meeting for further discussion.

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

- (1) **Issuance of Official Interpretation.** The committee discussed the application of the high school graduation date for late graduates. The committee agreed that an individual who graduates late from high school as the result of a required repeat year will become a member of that class and the date of graduation for the individual is the expected date of that class, provided an academic authority from the individual's secondary school certifies in writing that the individual was required to repeat an entire year of high school for academic reasons. The committee noted that the individual will receive a one-year grace period following high school

graduation. The committee agreed to issue an official interpretation to clarify the application of Bylaw 14.2.4.2.1.1.2, as follows:

Determining the Date of High School Graduation for Late Graduates due to a Required Repeat Year. (II) The Division II Legislation Committee determined that under the organized competition prior to collegiate enrollment legislation, an individual who graduates late from high school as the result of a required repeat year will become a member of that class and the date of graduation for the individual is the expected date of that class, provided an academic authority from the individual's secondary school certifies in writing that the individual was required to repeat an entire year of high school for academic reasons.

[Reference: Bylaw 14.2.4.2.1.1.2 (late high school graduation – required repeat year)]

- (2) **Issuance of Official Interpretation.** The committee discussed the application of the high school graduation date for individuals who discontinue high school enrollment. The committee agreed that the date of high school graduation for an individual who discontinues high school enrollment will be the actual date that the individual discontinued enrollment at his or her secondary school. As such, an individual who discontinues enrollment on March 13 of his or her senior year of high school will have a graduation date of March 13 of the year in which enrollment is discontinued. The committee noted that discontinued enrollment is within the control of the individual, and that the individual will still receive a one-year grace period following his or her date of high school graduation. The committee agreed to issue an official interpretation to clarify the application of Bylaw 14.2.4.2.1.1.3, as follows: Determining the Date of High School Graduation for an Individual Who Discontinues High School Enrollment. (II) The Division II Legislation Committee determined that under the organized competition prior to collegiate enrollment legislation, the date of high school graduation for an individual who discontinues high school enrollment will be the actual date that the individual discontinued enrollment at his or her secondary school.

[Reference: Bylaw 14.2.4.2.1.1.3 (discontinued high school enrollment)]

- (3) The committee discussed the application of the high school graduation date for early graduates. The committee re-affirmed that an individual who graduates early from high school becomes a member of that class and the date of graduation for that individual is the expected date of that class. The committee noted that early graduation is within the control of the

individual, and that the individual will still receive a one-year grace period following his or her date of high school graduation.

- (4) The committee received an update from the NCAA academic and membership affairs staff regarding the implementation of Proposal No. 2010-11. The Eligibility Center is notifying all prospective student-athletes, via e-mail, who are active on Division II institutional request lists of the newly adopted legislation. In addition, the Eligibility Center staff is going through continuing education and will begin certifying prospective student-athletes with the new legislation April 1, 2010.
- (5) Throughout the discussion regarding Proposal No. 2010-11, the Division II membership inquired about the two-year exception for the sport of skiing. The committee reviewed a letter submitted by the NCAA Men's and Women's Skiing Committee, which highlighted the necessity for the two-year grace period. Specifically, the Skiing Committee noted student-athletes who delay enrollment attend in-residence skiing academies or participate directly in national team programs. National team participation requires a commitment from November through March making full-time college enrollment difficult. In addition, approximately half of the student-athletes who qualified for the 2009 NCAA championships in alpine skiing enrolled in college after a delay of two or more years.

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

- **Issuance of Official Interpretation.** The committee discussed the issue of when a basketball conference challenge event must take place in order for the two contests to be exempted from an institution's maximum number of contests. At the 2009 Convention, the Division II membership adopted Proposal No. 2009-13, which established the conference challenge event legislation. When the legislation was adopted, the first permissible date of competition was November 15. The question and answer guide, which became an educational column following the adoption of the legislation, specified that if November 15 was a Friday or Saturday, the first day of the conference challenge event must take place November 15 in order for institutions to exempt a maximum of two contests. The adoption of Proposal No. 2010-14 amended the first permissible contest date to the second Friday in November. The committee agreed that the conference challenge event must be played the weekend of the first permissible contest date in order for institutions to exempt a maximum of two contests. The committee issued an official interpretation to clarify the application of Bylaw 17.3.5.5, as follows:

Timing of Basketball Conference Challenge Events. (II) The Division II Legislation Committee determined that a conference challenge event must take place on the weekend immediately following the first permissible contest date in order for institutions to exempt a maximum of two contests. The event does not have to commence on the second Friday in November; however, it must occur during that weekend and conclude by Sunday of the same weekend.

[References: Bylaw 17.3.5.5 (once-in-three-years exemption – conference challenge event) and an educational column (1/16/09, Item No. 12, questions one and two), which have been archived]

- e. **Proposal Nos. 2010-3 (Recruiting – Tryout Exceptions – Use of Institutional Facilities), 2010-5 (Playing and Practice Seasons – Fall Sports) and 2010-12 (Financial Aid, Playing and Practice Seasons and Division Membership – Sand Volleyball).** The committee reviewed Proposal Nos. 2010-3, 2010-5 and 2010-12 and determined that no action was necessary at this time.

- 8. **Review of Minutes Issued by the Interpretations Subcommittee of the Legislation Committee.** The committee approved the minutes of the Interpretations Subcommittee since its last in-person meeting in November 2009. The committee approved the minutes from the following dates: December 14, 2009, and February 22, 2010.

- 9. **Update Regarding the NCAA Eligibility Center and the Amateurism Certification Process.** The committee visited the Eligibility Center and received an overview of the operations for initial-eligibility certifications. In addition, the committee received an update from the high school and core course review staff, the academic certification staff and the amateurism certification staff.

- 10. **Discussion Regarding the Importance of Compliance Administrators.** The committee reviewed an article, which highlighted the importance of having a full-time compliance administrator. The committee directed staff to create a model compliance office document to be added to the Division II resource Web site and to survey Division II conference offices to determine how many compliance officers have responsibilities in addition to compliance oversight. The committee will review the data during the June 2010 in-person meeting.

11. Division II Editorial Revisions. The committee reviewed the following editorial revisions:

- a. Postseason Events – Postseason Football – Permissible Football Games.** The committee reviewed an editorial revision to amend Bylaw 18.7.1 to clarify that postseason bowl games are not conducted in Division II football. Further, the reference to Bylaw 30.9 (postseason bowl licensing) should be removed as it is a Division I provision and does not exist in the Division II Manual.
- b. Playing and Practice Seasons – Lacrosse – Number and Dates Of Competition – Maximum Limitations – Institutional.** The committee reviewed an editorial revision to amend Bylaw 17.13.7.1 to bring consistency to the legislation for the maximum number of dates of competition for men's lacrosse. The maximum limitation on dates of competition for an institution should be the same as the maximum limitation for student-athletes in men's lacrosse. This modification corrects an error in the drafting of Proposal Nos. 2000-43 and ER-2005-24.
- c. Awards and Benefits – Benefits, Gifts and Services – Coaching and Athletics Administration Career Educational Programs.** The committee reviewed an editorial revision to Bylaw 16.11.1.10 to bring consistency to the legislation regarding an institution or conference providing actual and necessary expenses for a student-athlete to attend coaching and/or athletics administration career educational programs. The provision exists in Division I and II and the language should be consistent in the two divisions.
- d. Ethical Conduct – Unethical Conduct – Failure to Provide Complete Information to the NCAA Eligibility Center.** The committee reviewed an editorial revision to bring consistency to Bylaw 10.1 in Divisions I and II. This revision clarifies that complete and accurate academic information must be provided to the Eligibility Center, just as complete and accurate information related to an individual's amateur status must be provided. This change was made by Division I in Proposal No. ER-2007-30.
- e. Ethical Conduct – Sport Wagering Activities – Scope of Application – Prohibition Applicable to Any Institutional Practice or Any Competition.** The committee reviewed an editorial revision to amend Bylaw 10.3.1 to incorporate changes made by Divisions I and III due to the common provision.
- f. Recruiting – Recruiting Materials – Printed Recruiting Materials – Reproducing Printed Recruiting Materials in Any Electronic Format.** The committee reviewed an editorial revision to amend Bylaw 13.4.1.1.2 to eliminate duplicative provisions from the definitions and applications section and move

other provisions to the appropriate bylaw regarding recruiting activities for student-athletes.

- g. Legislative Process – Other Legislative and Amendment Procedures – Appeal of Staff Interpretation – Senior Compliance Administrator.** The committee reviewed an editorial revision to amend NCAA Constitution 5.4.1.2.1.1.1 to modify the title of compliance coordinator to senior compliance administrator since it better encapsulates the role of the individual who handles compliance on campus. The revision does not require that Division II institutions change the title of compliance personnel on campus to reflect the Manual reference.
- i. Eligibility – Transfer Regulations – Competition in Year of Transfer – Graduate Student/Postbaccalaureate/Second Baccalaureate Participation.** The committee reviewed an editorial revision to amend Bylaw 14.5.5.4 to clarify that a student-athlete who has completed his or her degree (and has eligibility remaining) and transfers to a Division II institution during the playing season shall not be eligible to compete at the certifying institution during the segment that concludes with the NCAA championship if the student-athlete has competed during that segment of the same academic year in that sport at the previous four-year institution.
- j. Recruiting – Unofficial (Nonpaid) Visits – Meals.** The committee reviewed an editorial revision to amend Bylaw 13.7.2.1.1 to clarify that during an unofficial visit, a prospective student-athlete may receive one meal. An institution may provide the meal at an on-campus dining facility or at an off-campus dining facility when all on-campus dining facilities are closed.
- k. Playing and Practice Seasons – Field Hockey and Soccer – Preseason Practice – Championship Segment.** The committee reviewed an editorial revision to amend Bylaws 17.8.2.1 and 17.19.2.1 to correct an omission in drafting Proposal No. 2010-5. The word "permissible" was inadvertently omitted and is necessary for the application of the first day of practice for institutions that sponsor field hockey and soccer. In addition, the revision helps to maintain consistency for the start of preseason practice with other fall sports and the playing and practice season legislation.
- l. Ethical Conduct – Sports Wagering Activities – Sanctions.** The committee reviewed an editorial revision to amend Bylaw 10.3.2 to incorporate changes made by Divisions I and III due to the common provision.

12. Discussion Regarding the 2009-12 NCAA Division II Strategic Plan. The committee reviewed the action steps for the priorities in which it has oversight that were developed at the November 2009 in-person meeting, and discussed the development of a timeline for completion of each of the action steps.

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 User's Guide for Institutions that are not currently Using NCAA Compliance Assistant. The committee received an update from staff regarding the number of institutions that are currently using Compliance Assistant. A majority of Division II institutions are using the program, but to varying degrees. Further, staff informed the committee that a technology initiative is being explored which may lead to a new version of Compliance Assistant. The committee agreed to take no further action on the development of a user's guide for Compliance Assistant until it is determined whether a new version of the program is being developed.
- (2) Create a Tutorial for Building a Bridge from Compliance Assistant to Institutional Student-Tracking Systems. The committee received an update on the number of institutions that have a bridge from Compliance Assistant to its student-tracking system. The committee agreed to refrain from reaching out to institutional staff members until it was determined whether a new version of Compliance Assistant is being developed.
- (3) Conference Access to Compliance Assistant. Similar to the other action steps involving Compliance Assistant, the committee agreed to take no further action on establishing conference access to Compliance Assistance until it is determined whether a new version of the program is being developed.
- (4) 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). The committee directed staff to continue its educational efforts to ensure that institutions are aware that the tools and resources are available through the Division II Commissioners Update, Regional Rules Seminars and conference contact program.

- (5) Promote Use of Legislative Services Database for the Internet (LSDBi). The committee established an action step related to the use of Legislative Services Database for the Internet (LSDBi). The committee agreed that institutions are not using LSDBi to its full extent due to a lack of understanding of the services that the database has to offer. The committee directed staff to create an educational resource for institutions to better understand how to use LSDBi. Further, the committee directed staff to explore offering Webinars to the membership. The committee agreed that by the 2011 Convention, the educational resources should be available to the Division II membership.

13. Committee Staffing Issues. The committee discussed issues related to staffing of the committee:

- **Subcommittee Appointment.** The Legislation Committee appointed Jill McCartney, Washburn University of Topeka, to the Legislative Review Subcommittee.

Committee Chair: Ann Martin, Regis University

Staff Liaisons: Alvida Alford, Academic and Membership Affairs

Jennifer Fraser, Academic and Membership Affairs

**REPORT OF THE
NCAA DIVISION II LEGISLATION COMMITTEE
APRIL 21, 2010, AND MAY 12, 2010, TELECONFERENCES**

ACTION ITEMS.

1. Legislative Action Items.

- **Noncontroversial Legislation -- NCAA Bylaws 17.3.4, 17.22.4, 17.24.4 and 17.27.4 – Playing and Practice Seasons – Limitations on Countable Athletically Related Activities-Winter Break – Transportation After and Away-From-Home Competition.**
 - (1) Recommendation. Adopt noncontroversial legislation to amend NCAA Bylaws 17.3.4 (basketball – limitations on countable athletically related activities-winter break), 17.22.4 (swimming and diving – limitations on countable athletically related activities-winter break), 17.24.4 (track and field, indoor/outdoor – limitations on countable athletically related activities-winter break) and 17.27.4 (wrestling – limitations on countable athletically related activities-winter break) to specify that an institution may travel December 20 following an away-from-home competition, provided that is the earliest practical opportunity to return to campus.
 - (2) Effective Date. Immediate.
 - (3) Rationale. NCAA Proposal No. 2010-7, which was adopted at the 2010 NCAA Convention, established a winter break period from December 20 through December 26 where there shall be no countable athletically related activities, including travel. That proposal was amended by Proposal No. 2010-7-1 which permits an institution to travel December 20 after an away-from-home competition December 19, provided that was the earliest practical opportunity to return home. The amendment-to-amendment restricts an institution's ability to travel December 20 only after a competition December 19; however, institutions are permitted to provide actual and necessary travel expenses for up to 36 hours after the completion of a competition. Expanding the scope of the legislation will give institutions the ability to travel December 20 following an away-from-home competition regardless of when that competition was played, provided it is the earliest practical opportunity.
 - (4) Estimated Budget Impact. None.
 - (5) Student-Athlete Impact. None.

2. Nonlegislative Action Item.

- **None.**

INFORMATIONAL ITEMS.

1. Discussion of the Legislative Concepts for Phase II of the Life in the Balance Initiative. The committee reviewed legislative concepts that were developed as part of Phase II of the Life in the Balance initiative. The committee requested that the following concepts continue to be reviewed. The following areas currently under review include the following:

- a. Annual and Discretionary Exemptions. The committee reviewed the draft legislative concept which would amend the annual and discretionary exemptions legislation by maintaining conference championships, season-ending tournaments and independents championships as annual exemptions, moving all remaining exemptions to the list of discretionary exemptions and increasing the number of discretionary exemptions a team may use each year from three to four. The committee did not recommend any changes to the draft. The committee noted that it would prefer to keep this concept in the review process; however, at this time would not recommend any changes to the legislation.
- b. Nonchampionship Segment. The committee reviewed four concepts regarding the nonchampionship segment. In addition to reviewing the concepts, the committee reiterated the importance of the nonchampionship segment to Division II. The committee also requested that staff draft a legislative concept to add five dates of competition in the nonchampionship segment in men's lacrosse. The other areas that were reviewed are as follows:
 - (1) Baseball and softball: adding two dates of competition in the nonchampionship segment. The committee agreed to keep this concept in the review process and did not recommend any changes to the draft legislative concept.
 - (2) Baseball and softball: adding four dates of competition in the nonchampionship segment. The committee agreed to keep this concept in the review process and did not recommend any changes to the draft legislative concept.
 - (3) Exception to the use of a season of competition for participation in competition during the nonchampionship segment: The committee agreed

to keep this concept in the review process and recommended that the concept be drafted to provide the benefit to all student-athletes who compete in sports that have dates of competition in the nonchampionship segment.

- (4) Start date for winter championship sports: The committee agreed to keep this concept in the review process and did not recommend any changes to the draft legislative concept which amends the start date for winter championship sports to September 7 or the fourth day of classes, whichever is later.

c. 20/8-Hour Rule; Skill Instruction Outside the Playing Season; and Start Date for Winter Sports.

- (1) 20/8-hour rule: The committee reviewed the figure regarding what activities are considered countable athletically related activities and requested that the figure be restructured to have the activities that are countable together, and in alphabetical order and the noncountable activities together, and in alphabetical order.
- (2) Skill instruction - full team activities -- basketball: The committee reviewed the concept that was drafted specifically for basketball and recommended that the concept be drafted for all sports.
- (3) Skill instruction -- full team activities -- sports other than football: The committee agreed to keep this concept in the review process and did not recommend any changes to the draft legislative concept.
- (4) Start date for spring championship sports: The committee agreed to keep this concept in the review process and did not recommend any changes to the draft legislative concept which amends the start date for spring championship sports.

- 2. **NCAA Division II Legislation Committee Policies and Procedures.** During an April 22, 2010, teleconference, the committee approved adding language to the policy and procedure document regarding an institution's appeal of an interpretation prior to submitting a legislative relief waiver, student-athlete reinstatement waiver or reporting of a secondary violation.

3. **Review of the 2010-11 NCAA Division II Compliance Forms.** The committee received the 2010-11 Division II Compliance Forms for review. The committee will approve the compliance forms on the June 2010 in-person meeting.

Committee Chair: Ann Martin, Regis University

*Staff Liaisons: Alvida Alford, Academic and Membership Affairs
Jennifer Fraser, Academic and Membership Affairs
Stephanie Smith, Academic and Membership Affairs*

SUMMARY OF SPRING 2010 QUARTERLY MEETINGS**The National Collegiate Athletic Association**

Division II Management Council April 12-13, 2010 Indianapolis, IN	Division II Presidents Council April 28-29, 2010 Indianapolis, IN
ATTENDEES	ATTENDEES
Bob Boerigter, Northwest Missouri State University Kathleen Brasfield, Angelo State University (<i>chair</i>) Clint Bryant, Augusta State University Brenda Cates, Mount Olive College Rick Cole Jr., Dowling College Bob Fortosis, Eckerd College Barbara Hannum, Hawaii Pacific University Leonza Loftin, Fayetteville State University Ann Martin, Regis University Wendy Taylor May, University of California, San Diego Sandy Michael, Holy Family University Jim Naumovich, Great Lakes Valley Conference Frances Nee, Indiana University of Pennsylvania Erin O'Connell, Seattle Pacific University Lloyd Raymond, Northern Sun Intercollegiate Conference (<i>vice chair</i>) David Riggins, Mars Hill College Julie Ruppert, Northeast-10 Conference Suzanne Sanregret, Michigan Tech University (<i>absent Tuesday</i>) Tim Selgo, Grand Valley State University Karen Soto, University of Puerto Rico Mayaguez Bren Stevens, University of Charleston Glenn D. Stokes, Columbus State University Kathy Turner, Oklahoma Panhandle State University Willie Washington, Benedict College	Drew Bogner, Molloy College (<i>chair</i>) Mickey Burnim, Bowie State University Stephen Jordan, Metropolitan State College of Denver Dorothy Leland, Georgia College and State University Ernest McNealey, Stillman College Carolyn Mahoney, Lincoln University (Missouri) Nancy Moody, Tusculum College Cheryl Norton, Southern Connecticut State University J. Patrick O'Brien, West Texas A&M University Beverley Pitts, University of Indianapolis (<i>vice chair</i>) David F. Rankin, Southern Arkansas University Hamid Shirvani, California State University, Stanislaus Albert Walker, Bluefield State University
ABSENTEES	ABSENTEES
	Philip Gerbino, University of the Sciences in Philadelphia Judith Ramaley, Winona State University

OTHER PARTICIPANTS	OTHER PARTICIPANTS
Alvida Alford, NCAA Shonna Brown, NCAA Elsa Cole, NCAA Bernard Franklin, NCAA Jennifer Fraser, NCAA Tamara Gingerich, NCAA Kevin Lennon, NCAA Delise O'Meally, NCAA Stacey Osburn, NCAA Robert Page, NCAA David Pickle, NCAA Mike L. Racy, NCAA Ruth Reinhardt, NCAA, <i>recording secretary</i> Stephanie Smith, NCAA Terri Steeb, NCAA Gregg Summers, NCAA	Alvida Alford, NCAA Kathleen Brasfield, NCAA Elsa Cole, NCAA Mark Emmert, NCAA President-Elect Kim Ford, NCAA Jennifer Fraser, NCAA Maritza Jones, Consultant David Klossner, NCAA Delise O'Meally, NCAA Karen Morrison, NCAA Stacey Osburn, NCAA David Pickle, NCAA Mike Racy, NCAA Ruth Reinhardt, NCAA, <i>recording secretary</i> Wally Renfro, NCAA Stephanie Smith, NCAA Terri Steeb, NCAA Gregg Summers, NCAA Charlotte Westerhaus, NCAA

[Note: This summary reflects only actions (formal votes or “sense of meeting”), in accordance with the established policy governing minutes of all NCAA entities. The only discussion included is that ordered by the chair or a member of the group.]

1. WELCOME AND ANNOUNCEMENTS.

Management Council. The meeting was called to order at 8:03 a.m. by the chair, Kathleen Brasfield. The chair welcomed those Council members who had attended the post-Convention Management Council meeting, as well as Leonza Loftin, who was elected at the January meeting. It was noted that the April meeting would be Karen Soto’s final Management Council meeting, as she was changing positions at her institution. Three Council members--Rick Cole, Jim Naumovich and Willie Washington--were absent from the start of the meeting, but were expected to arrive prior to the afternoon session.

Presidents Council. The meeting was called to order at 8 a.m. by the chair, Drew Bogner. The chair welcomed Council members in attendance, noting the absence of Phil Gerbino and Judith Ramaley. He also acknowledged Albert Walker, Bluefield State College, who was attending his first meeting on the Council. The chair informed the Council that the president-elect, Mark Emmert, would be joining the meeting shortly.

Additionally, the chair noted that Cheryl Norton would be taking a sabbatical from Southern Connecticut but wished to remain on the Presidents Council during that time. Bylaw 21.8.1.1.2 makes such a provision possible. The chair thanked Dr. Norton for her continued commitment to the Council.

2. REVIEW OF PREVIOUS MINUTES.

a. Management Council Meeting—January 13; Presidents Council Meeting—January 14; and post-Convention Management Council Meeting—January 16.

Management Council. The Management Council approved the meeting summary from the January 13 and January 16 meetings, as presented.

Presidents Council. The Presidents Council approved the meeting summary from the January 14 meeting, as presented.

b. Executive Committee Meeting—January 16.

Management Council. The Management Council reviewed the minutes of the January 16 Executive Committee meeting. No formal action was necessary.

Presidents Council. The Presidents Council reviewed the minutes of the January 16 Executive Committee, noting the information concerning St. Andrews Presbyterian College and the Division II Presidents Council report to the Committee. No formal action was necessary.

c. Administrative Committee.

Management Council. The Management Council approved the minutes of the February 3 teleconference and all interim actions taken, as presented.

Presidents Council. The Presidents Council approved the minutes of the February 3 teleconference and all interim actions taken, as presented.

3. 2010 Division II Priorities.

Management Council. The Management Council reviewed the 2010 Division II priorities and received an update on the accomplishments thus far in 2010. No action was necessary.

Presidents Council. As part of the vice president's report, the Presidents Council reviewed the 2010 Division II priorities and the accomplishments noted thus far in 2010. No formal action was taken.

4. Committee Recommendations Affecting Division II.

a. Association-Wide and Common Committees.

(1) Competitive Safeguards and Medical Aspects of Sports.

(a) Sport Playing Rule—Concussions.

Management Council. The Management Council agreed to refer the following to the NCAA Playing Rules Oversight Panel for review and possible action.

A recommendation to consider a common sport playing rule for concussion management in all NCAA sports for which the NCAA writes rules and to consider adopting a modification to playing rules not governed by the NCAA.

The intent of the rule is similar to the rules pertaining to blood across sports and charges the official to remove a student-athlete if they see a noticeable sign of a possible head injury. The medical care and return to play decisions are an institutional responsibility as with other medical conditions. Specifically, the committee recommends the adoption of a rule that states:

- (a) “An athlete who exhibits signs, symptoms, or behaviors consistent with a concussion (such as unconsciousness, amnesia, headache, dizziness, confusion, or balance problems), either at rest or exertion, shall be immediately removed from practice or competition and shall not return to play until cleared by a physician or her/his designee.”
- (b) “Athletes who are rendered unconscious or have amnesia or persistent confusion shall not be permitted to continue for the remainder of the day. These athletes shall not return to any participation until cleared by a physician.”

Presidents Council. No action was necessary.

(b) Sport Playing Rule—Soccer.

Management Council. The Management Council agreed to refer the following to the NCAA Soccer Rules Committee for review and possible action: to consider a new rule that allows (a) a student-athlete to leave the game for evaluation of an apparent head injury in the first half; (b) a substitute to replace that injured athlete while he/she is being evaluated; and (c) the injured athlete to return if medically cleared. The concept would be part of the current stoppage of play rules for substitution and restart (i.e., goal kicks and throw-ins).

Presidents Council. No action was necessary.

(c) Sport Playing Rule—Wrestling.

Management Council. The Management Council agreed to refer the following to the NCAA Wrestling Rules Committee for review and possible action: a recommendation to modify a current rule pertaining to the unconscious contestant.

Presidents Council. No action was necessary.

(d) Institutional Responsibility for Drug Use Deterrence.

Management Council. The Management Council was informed that the committee will not make any formal recommendation on a referral that was sent back to the committee by the Council on a proposal to specify that institutions designate a person or persons to serve as the athletics resource for student-athletes' nutritional supplement questions or review.

Presidents Council. No action was necessary.

(e) Marijuana Positives at Championships Sites.

Management Council. The Management Council discussed the issue of drug testing at championships sites, specifically, the increase in positive tests by Division II student-athletes. The Council agreed to have further discussions at its July meeting, following the spring championships, and to determine the appropriate next steps, where necessary.

Presidents Council. No action was necessary.

(2) Minority Opportunities and Interests Committee.

Management Council. The Management Council reviewed the committee's report, noting that Dawn Reynolds, University of Miami, and William Smith, University of Utah, had assumed the positions of chair and vice-chair, respectively. No formal action was taken.

Presidents Council. No action was necessary.

(3) Postgraduate Scholarship Committee.

Management Council. The Management Council reviewed the fall sports awardees. No action was taken.

Presidents Council. No action was necessary.

(4) Committee on Women's Athletics.

Management Council. The Management Council reviewed the committee's report, noting the status of sand volleyball, squash and equestrian on the current emerging sports list, and discussed other possible sports that may make application to be added to the list of emerging sports. No formal action was taken.

Presidents Council. No action was necessary.

b. Division II Committees.

(1) Academic Requirements Committee.

(a) Bylaw 14.3.1.2.2—Eligibility—Freshman Academic Requirements—Eligibility for Financial Aid, Practice and Competition—Core-Curriculum Requirements—Nontraditional Courses.

Management Council. The Management Council agreed to recommend that the Presidents Council sponsor legislation for the 2011 Convention to amend Bylaw 14.3.1.2.2 (nontraditional courses) to specify that for purposes of using a nontraditional course to satisfy NCAA core-course requirements, the course must be one in which the instructor and the student have ongoing access to one another and regular interaction with one another for purposes of teaching, evaluating and providing assistance to the student throughout the duration of the course; the student's work (for example, exams, papers, assignments) is available for review and validation; and a defined time period for completion of the course is included, effective August 1, 2011, for any student enrolling at a collegiate institution on or after August 1, 2011.

Presidents Council. The Presidents Council discussed this legislative concept in depth, but had several questions about procedure and terminology contained within the recommendation. The Presidents Council voted to defer action on the legislative concept and requested members of the academic team of the NCAA academic and membership affairs staff and representatives of the NCAA Eligibility Center to join them at their June meeting to discuss the proposal in greater detail.

(b) NCAA Constitution 4.7.2.3 and Bylaw 14.3.1.5—Organization—Duties of the NCAA Division II Management Council Subcommittee and Other Management Council-Authorized Waivers.

Management Council. The Management Council agreed to sponsor noncontroversial legislation to amend Constitution 4.7.2.3 (duties of the Management Council Subcommittee) and Bylaw 14.3.1.5 (other Management Council-authorized waivers) to specify that the NCAA Division II Academic Requirements Committee shall have the authority to waive initial-eligibility requirements based on objective evidence that demonstrates circumstances that warrant the waiver of the normal application of those regulations; further, to establish the Academic Requirements Committee as the final authority for initial-eligibility and progress-toward-degree waivers and to eliminate the duty of the Management Council Subcommittee to hear and act on appeals regarding decisions of the Academic Requirements Committee on initial-eligibility and progress-toward-degree waivers involving Division II student-athletes.

Presidents Council. No action was necessary.

(c) **Bylaws 14.4.1.1, 14.5.1.5 and 14.5.5.3.2—Eligibility—Transfer Regulations—Exchange Student Exception.**

Management Council. The Management Council agreed to sponsor noncontroversial legislation to amend Bylaws 14.4.1.1 (bona fide foreign exchange student), 14.5.1.5 (foreign institution transfers) and 14.5.5.3.2 (exchange student exception) to specify that a foreign exchange student or other exchange student may qualify for an exception to the one-year transfer residence requirement, provided he or she is enrolled in the certifying institution for a specified period of time as an exchange student participating in a formal and established educational exchange program recognized by the institution's academic authorities.

Presidents Council. No action was necessary.

(d) **Issuance of an Official Interpretation.**

Management Council. The Management Council agreed to issue an official interpretation stating that a non-remedial course(s) completed at a four-year collegiate institution in English or math will satisfy the transferable English and math requirement of NCAA Division II Proposal No. 2011-1.

Presidents Council. No action was necessary.

(e) **Transfer Student-Athlete Referral.**

Management Council. The Management Council noted a previous recommendation made by the Academic Requirements Committee that recommended the sponsorship of legislation regarding transfers

who were suspended from the previous institution's team for disciplinary reasons. Specifically, the committee discussed the possibility for unintended consequences and the difficulty in establishing an appropriate appeals process. After additional consideration, the committee determined that legislation would not be the most effective approach to this issue because each institution and athletics department has unique rules, and establishing a necessary appeals process would be troublesome because it involves making judgments about a particular institution's values. The committee decided that rather than recommending legislation, it would be more appropriate to modify the division's philosophy statement to specify the behavioral expectations appropriate for Division II athletics. The Management Council agreed with this approach and noted that a recommendation would be forthcoming following the committee's September meeting.

Presidents Council. No action was necessary.

(f) APC Data Submission.

Management Council. The Management Council received information concerning institutions that had failed to submit their APC data by the deadline. Of the 12 institutions that failed to submit data by the deadline, a one-time waiver request was granted to Fort Lewis University. Waiver requests were denied to: Arkansas Tech University; Chaminade University; Chowan University; Elizabeth City State University; Florida Southern College; Lees-McRae College; Lenoir-Rhyne College; Miles College; Newberry College; Pfeiffer University, and Tuskegee University. These institutions will not be eligible for institutional enhancement funds for the 2010-11 academic year, pursuant to Bylaw 30.1.1.

The Council also received a presentation from the research staff on an analysis of 2009 Division II APC data.

Presidents Council. No action was necessary.

(g) Creation of a Pilot Program to Collect Additional Academic Data on All Two-Year College Transfer Student-Athletes.

Management Council. The Management Council noted that the committee discussed a previous recommendation made by the committee regarding the development of a two-year pilot program to collect additional data on all two-year college transfer students in baseball, men's and women's basketball, and football in the NCAA Division II Academic Performance Census (APC). Previously, the Management Council was concerned about the institutional burden involved in the proposed data collection effort. The committee received an update on a similar data collection in the Division I Academic Per-

formance Program and discussed whether that data could be used in lieu of a Division II collection. The NCAA Research Committee suggested the Division I data could be applicable to Division II, or at least could help narrow the data collection to a few key variables. The committee agreed at this time to use Division I data in future discussions regarding eligibility requirements for two-year college transfers.

Presidents Council. No action was necessary.

(2) **Championships Committee.**

(a) **Committee Appointments and Reappointments.**

Management Council. The Management Council ratified the following committee appointments and reappointments, effective immediately.

- (i) NCAA Division II Men's Basketball. **Eric Schoh**, athletics director, Wayne State College (Nebraska), to replace Steve Kirkham, athletics director, University of Colorado, Colorado Springs; and **Ken Tyler**, athletics director, West Virginia Wesleyan College, to replace Claudie Mackey, faculty athletics representative, Elizabeth City State University.
- (ii) NCAA Division II Women's Basketball. **Wendee Saint-sing**, head coach, Barton College, to replace Dean Walsh, head coach, Carson-Newman College.
- (iii) NCAA Division II Women's Field Hockey. **Stacy Gaudette**, head coach, Mercyhurst College, to replace Betty Wesner, head coach, Kutztown University of Pennsylvania.
- (iv) NCAA Division II Men's Football. **Tom Kirinovic**, athletics director, Ferris State University, be reappointed; and **Brad Edwards**, athletics director, Newberry College, to replace Timothy Clifton, head coach, Mars Hill College.
- (v) NCAA Division II Division II Men's Golf. **Reid Amos**, head coach, West Liberty State College, be reappointed.
- (vi) NCAA Division II Women's Lacrosse. **Tom Emberley**, assistant commissioner/director of championships, East Coast Conference, to replace Tom Campolettano, head coach, Molloy College.
- (vii) NCAA Division II Men's Soccer. **Thomas Lang**, head coach, Southern Connecticut State University, be reappointed; and

- Jerry Riggs**, head coach, Mount Olive College, to replace Van Taylor, head coach, Lander University.
- (viii) NCAA Division II Softball. **Beth Watson**, head coach, Cameron University, to replace Kevin Blaskowski, head coach, West Texas A & M University.
 - (ix) NCAA Division II Men's and Women's Tennis. **John Black**, head coach, Grand Valley State University, be reappointed.
 - (x) NCAA Division II Men's and Women's Track and Field. **She-lana Poindexter**, associate director of athletics/compliance/student-athlete welfare, Georgian Court University, to replace Adam Siepiola, head coach, Adelphi University.
 - (xi) NCAA Division II Women's Volleyball. **Stephanie Dragan**, head coach/senior woman administrator, Franklin Pierce University, to replace Robin Salters, head coach, University of New Haven.
 - (xii) NCAA Division II Men's Wrestling. **Marc Bauer**, head coach, University of Nebraska at Kearney, to replace Dan Lewis, associate athletics director, Colorado School of Mines.
 - (xiii) NCAA Division II Men's Baseball Rules Committee. **Greg Weisenstein**, president, West Chester University of Pennsylvania, to replace Jerry Hughes, athletics director, Central Missouri State University.
 - (xiv) NCAA Division II Women's Basketball Rules Committee. **Tom Shirley**, head coach/athletics director, Philadelphia University, to replace Lynn Griffin, associate athletics director, University of Indianapolis.
 - (xv) NCAA Division II Men's Football Rules Committee. **Keith Allen**, head coach, Southwest Baptist University, to replace William (Rocky) Rees, head coach, Shippensburg University of Pennsylvania.
 - (xvi) NCAA Division II Softball Rules Committee. **Patti Gerckens**, University of California, San Diego, be reappointed.

Presidents Council. No action was necessary.

(b) National Committee Representative on Selection Calls.

Management Council. The Management Council reviewed information concerning whether the national committee representative can remain on the selection call while their team is being discussed. The committee will discuss this issue further at its summer meeting with the intention of sponsoring legislation that will clarify the rule in By-laws 31.3.3.5 and 31.3.3.5.1. No action was taken by the Council.

Presidents Council. No action was necessary.

(c) Charter Protocol.

Management Council. The Management Council noted that the committee has asked staff to create a list of mandatory individuals responsible for attending championships to determine if the official travel party size should be increased to accommodate additional individuals. The committee has already determined that, at this time, amendments to the official travel party size will not include an increase in the number of student-athletes permitted. No formal action was taken by the Council.

Presidents Council. No action was necessary.

(d) 2013 NCAA National Championships Festival Dates.

Management Council. The Management Council noted that the committee voted that the 2013 NCAA Division II National Championships Festival shall be conducted March 6-9, 2013. The participating sports include wrestling, men's and women's swimming and diving, and men's and women's indoor track and field. The championship date is one week earlier than the original date formula for wrestling and men's and women's swimming and diving. The committee noted student-athlete well-being as a concern if the indoor track and field season were to overlap with the outdoor season more than it currently does. The same coaches are used to coach both indoor and outdoor track and field. The greater overlap would require less oversight of the outdoor track and field student-athletes, which could lead to injury and lost opportunities to qualify for the outdoor championship.

Presidents Council. No action was necessary.

(e) Selection Shows.

Management Council. The Management Council noted that the committee approved that all Division II championship sports conduct a selection show; and sport committees may request that the Cham-

pionships Committee make exceptions. The committee approved the following guidelines that all sports must follow: (a) each sport must set a start time for the selection show and make this time known to the membership (by posting online and through e-mail) at least one week prior to selections, beginning winter 2010; (b) selection shows must begin before 10 p.m. Eastern time; and (c) all completed regions will be announced at the time advertised. If there are regions that have not been completed, they will be released and added to the Web site upon completion.

Presidents Council. No action was necessary.

(f) Field Size Cap Limits for Swimming and Diving.

Management Council. The Management Council noted that a cap was set for men's and women's swimming and diving that established an overall field size cap of 365 participants, effective with the 2011 NCAA Division II Men's and Women's Swimming and Diving Championships. All swimmers and divers who are invited to the meet will be counted toward the total number of participants allowed, not to exceed the following limits: men—160 participants; and women—205 participants. The Division II Men's and Women's Swimming and Diving Committee looked at sport sponsorship numbers for the past four years (2005-2009) for the sports of men's and women's swimming and diving, and the overall participation ratios for Division II individual/team sports and determined that a ratio of 1:7 should be used to determine specific gender participant opportunities within the established overall cap of 365. In recommending the overall and gender-specific final field size limits, the committee felt that it was able to successfully balance the directive from the Division II Championships Committee to establish participation limits that would continue to be aligned with previous championship years and establish an "A" cut time for the 1000 event.

Presidents Council. No action was necessary.

(g) "A" Cut Time for 1000 Event for Swimming.

Management Council. The Management Council noted that an "A" cut time was established for the 1000 event, effective with the 2011 NCAA Division II Men's and Women's Swimming and Diving Championships. The Division II Men's and Women's Swimming and Diving Committee determined that, as part of its work to establish a field size cap limit for the championships, it was also an appropriate time to request an "A" cut time for the 1000 event be added to the championships schedule of events. The 1000 event is currently contested during dual meets throughout the regular season and at all conference championship meets. The 1000 event was initially added to

the NCAA Division II championships meet schedule in 2001, and has been swum every year since that time at the championships. Currently, the field for the 1000 event is filled by participants who have achieved an "A" cut time in another qualifying event, and then gained entrance into the 1000 by achieving a "B" cut time. The committee noted that when making its overall field size limit recommendation of 365 student-athletes, it accounted for the three to five additional student-athletes who would gain access to the meet through achieving an "A" cut time for the 1000.

Presidents Council. No action was necessary.

(h) 2010 Fall Championships Festival.

Management Council. The Management Council received an update on the 2010 Fall Championships Festival, to be conducted in Louisville, Kentucky November 30 through December 4. The Council was informed that a SharePoint site would be available at diichampionships.ncaa.org for the membership to access information on the Championships Festival. No action was taken by the Council.

Presidents Council. No action was necessary.

(3) Committee on Infractions.

(a) Bylaw 19.5.2.4.2—Review Prior to Restoration of Membership Rights and Privileges.

Management Council. The Management Council agreed to sponsor noncontroversial legislation to amend Bylaw 19.5.2.4.2 (review prior to restoration of membership rights and privileges) to clarify what duties the director of the Committees on Infractions is required to perform prior to an institution being restored to full rights and privileges of membership at the conclusion of a probationary period. The new bylaw will be found at Bylaw 19.5.3.6.

Presidents Council. No action was necessary.

(b) Bylaw 19.02.2.1—Types of Violations—Violation, Secondary.

Management Council. The Management Council agreed to sponsor noncontroversial legislation to amend Bylaw 19.02.2.1 (types of violations—violation, secondary) to clarify and specify what constitutes a secondary violation, as follows:

A secondary violation is a violation that is isolated or ~~inadvertent~~ **inadvertent** in nature, provides or is intended to provide only a minimal recruiting, competitive or other advantage and does not include any

significant ~~recruiting inducement or extra benefit~~ **impermissible benefit (including, but not limited to, extra benefit, recruiting inducement, preferential treatment, financial aid)**. Multiple secondary violations by a member institution may collectively be considered as a major violation.

Presidents Council. No action was necessary.

(4) Committee for Legislative Relief.

(a) Guidelines for Relief of Bylaw 14.2.4.2.

Management Council. The Management Council approved the new guidelines for review of requests seeking relief of Bylaw 14.2.4.2 and specified that the guidelines shall be used when reviewing requests submitted for individuals who are issued a final amateurism certification by the NCAA Eligibility Center on or after April 1, 2010.

Presidents Council. No action was necessary.

(b) Archival of Previous Cases.

Management Council. The Management Council noted that, with the approval of the new guidelines for review of Bylaw 14.2.4.2 requested, all previous cases involving Bylaw 14.2.4.2 would be archived so that such cases cannot be used as precedent in future requests seeking relief of Bylaw 14.2.4.2. No action was taken.

Presidents Council. No action was necessary.

(c) Modifications to Application Procedures—Cases involving Misinformation, a Lack of Information or Institutional Error.

Management Council. The Management Council was advised that the committee had revised its current policies and procedures to specify that a copy of the written statement provided to the NCAA from the institutional staff member responsible for misadvisement must accompany the staff's notification to the president or chancellor. This change will serve as a deterrent to institutional coaching or compliance staff from providing false information and allow for chancellors and presidents to be able to more directly identify the source of the misguidance and address the situation as they deem appropriate. No action was taken.

Presidents Council. No action was necessary.

(5) **Legislation Committee.**

(a) **NCAA Bylaw 13.6.1.2—Recruiting—Official (Paid) Visit—Number of Official Visits—Prospective Student-Athlete Limitation.**

Management Council. The Management Council agreed to recommend that the Presidents Council sponsor legislation for the 2011 NCAA Convention to amend NCAA Bylaw 13.6.1.2 (number of official visits—prospective student-athlete limitation) to specify that a prospective student-athlete may take an unlimited number of official visits to Division II institutions, with no more than one official visit permitted to any single institution, effective August 1, 2011.

Presidents Council. The Presidents Council agreed to sponsor the legislation for the 2011 Convention.

(b) **Bylaw 13.12.1.5.1—Recruiting—Sports Camps and Clinics—Institution's Sports Camps and Clinics—Employment of Prospective Student-Athletes—Prospective Student-Athlete.**

Management Council. The Management Council agreed to recommend that the Presidents Council sponsor legislation for the 2011 Convention to amend Bylaw 13.12.1.5.1 (prospective student-athlete) to specify that an institution may employ a prospective student-athlete at an institutional camp or clinic, provided all compensation received is for work actually performed and at a rate commensurate with the going rate in that locality for similar services; further, to specify that the employment of a prospective student-athlete at an institutional camp or clinic may not begin before the completion of the prospective student-athlete's senior year in high school, effective August 1, 2011.

Presidents Council. The Presidents Council agreed to sponsor the legislation for the 2011 Convention.

(c) **Bylaw 16.1.6.2—Awards and Benefits—Expenses to Receive Non-institutional Awards—Established Regional, National or International Awards.**

Management Council. The Management Council agreed to recommend that the Presidents Council sponsor legislation for the 2011 Convention to amend Bylaw 16.1.6.2 (established regional, national or international awards) to specify that a Division II institution, in addition to an outside organization, may provide actual and necessary expenses for a student-athlete and his or her relative(s) or legal guardian(s) to travel to a banquet designed to recognize the individual's accomplishments as an athlete for the student-athlete to receive an es-

established regional, national or international award that is permitted by NCAA legislation, effective immediately.

Presidents Council. The Presidents Council agreed to sponsor the legislation for the 2011 Convention.

(d) **Bylaw 17.1.6.6.1—Playing Seasons—General Playing Season Regulation—Additional Restrictions—No Class Time Missed for Practice Activities.**

Management Council. The Management Council agreed to sponsor noncontroversial legislation to amend Bylaw 17.1.6.6.1 (no class time missed for practice activities) to permit a student-athlete representing the host institution at a championship event to miss class for practice in conjunction with a conference or NCAA championship event(s).

Presidents Council. No action was necessary.

(e) **Bylaw 30—Consolidation of Administrative Regulations into Other Articles.**

Management Council. The Management Council agreed to sponsor noncontroversial legislation to move Bylaw 30 and its subsections to other sections of the constitution and bylaws, as specified.

Presidents Council. No action was necessary.

(f) **Incorporation of Interpretations into the Division II Manual.**

Management Council. The Management Council agreed to incorporate the following interpretations into the Division II Manual, effective immediately:

- (i) Definition of Institutional Staff Member. (II) The unethical-conduct provisions set forth in NCAA Bylaw 10.1 applicable to institutional staff members include any individual who performs work for the institution or the athletics department, even if the individual is a student at the institution (e.g., student manager, student trainer) and/or does not receive compensation from the institution for performing such services (e.g., volunteer coaches, undergraduate assistant coaches and graduate assistant coaches). [References: Bylaws 10.1 and 10.1-(b) (unethical conduct), and official interpretation 09/25/00, Item No. 1]
- (ii) Practice Subsequent to Last Scheduled Contest or Date of Competition. (II) The NCAA Interpretations Subcommittee of the Division II Legislation Committee determined that it is

not permissible for an institution to continue to practice in a sport beyond its last regular season contest or date of competition, including the conference championship (if any), unless the institution has reason to believe it is under consideration for selection to participate in the championship. Further, an institution not selected to participate in the championship or an institution that loses in the championship may not continue to practice until the conclusion of the championship event. [Reference: NCAA Bylaws 17.1.6-(b) (NCAA or NAIA championships participation in team sports), 17.1.6-(c) (NCAA championships participation in individual sports), 17.1.6-(d) (post-NCAA championships participation), 17._.1 (length of playing season) and 17._.4 (end of regular season).]

- (iii) 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)]

[Note that, although the Management Council agreed to incorporate this interpretation into the Manual, it did ask that the incorporation be referred back to the Legislation Committee for clarification on what the term 'all contact' means within the confines of the interpretation.]

Presidents Council. No action was necessary.

(6) Management Council Subcommittee to Review Infractions Penalties.

- (a) NCAA Bylaws 19.5.1 and 19.5.2—Penalties for Secondary Infractions--Penalties for Major Infractions—Presumptive Penalties and Disciplinary Measures.**

Management Council. The Management Council agreed to recommend that the Presidents Council sponsor legislation for the 2011 NCAA Convention to amend NCAA Bylaws 19.5.1 (penalties for secondary violations), 19.5.2.1 (presumptive penalty) and 19.5.2.2 (disciplinary measures) to 1) introduce the penalty sections; 2) clarify that the enforcement staff has the authority to administer secondary infractions cases and impose appropriate penalties for their commission; 3) combine the presumptive penalties and disciplinary measures; and 4) renumber certain bylaw sections, remove certain penalties and

add new bylaw sections, effective immediately, for any institution that receives a Notice of Inquiry after the conclusion of the Division II Business Session on January 15, 2011.

Presidents Council. The Presidents Council agreed to sponsor the legislation for the 2011 Convention.

(b) Bylaw 21.8.5.3.1—Committee on Infractions—Composition.

Management Council. The Management Council agreed to sponsor noncontroversial legislation to amend Bylaw 21.8.5.3.1 (composition) to increase the composition of the Committee on Infractions from five to seven members; further, to specify that the composition of the committee shall consist of one representative of the Division II Management Council, one individual from the general public who is not associated with a collegiate institution, conference, professional or similar sports organization or who represents coaches or athletes in any manner and five members from the Division II membership.

Presidents Council. No action was necessary

(c) Bylaw 20.2 and Bylaw 21.8.5.7.2—Authority of Membership Committee.

Management Council. The Management Council agreed to sponsor noncontroversial legislation to amend Bylaws 20.2 (establishment of and compliance with division criteria) and 21.8.5.7.2 (membership committee-duties) to clarify that the Membership Committee shall be the committee that reviews issues surrounding membership requirements (e.g., sports sponsorship) that are discovered during the enforcement process and shall impose, when necessary, any penalties for not satisfying membership requirements.

Presidents Council. No action was necessary.

(7) Membership Committee.

(a) NCAA Constitution 6.3.1, NCAA Bylaw 20.10.5 and Bylaw 21.8.5.7.2—Audit of Institutional Self-Study Report, Minimum Financial Aid and Minimum Sports-Sponsorship Reports.

Management Council. The Management Council agreed to recommend that the Presidents Council sponsor legislation for the 2011 NCAA Convention to amend Constitution 6.3.1 (self-study report), Bylaw 20.10.5 (audit of membership requirements) and Bylaw 21.8.5.7.2 (duties) to specify that the NCAA Division II Membership Committee may audit the results and action plans of an institution's completed Institutional Self-Study Guide (ISSG) and the information

contained in an institution's minimum financial aid report and minimum sports-sponsorship report. Further, to amend the committee's duties as specified, effective August 1, 2011, for an institution that completes the ISSG on or after June 1, 2011, and the minimum financial aid and minimum sports-sponsorship reporting for the 2010-11 academic year by August 15, 2011, and thereafter.

Presidents Council. The Presidents Council agreed to sponsor the legislation for the 2011 Convention.

(b) Multiple Sections of Bylaw 17—Number of Contests or Dates of Competition—Annual Exemptions—Hawaii, Alaska, Puerto Rico—Active Member Institution Located in Canada.

Management Council. The Management Council agreed to recommend that the Presidents Council sponsor legislation for the 2011 NCAA Convention to amend Bylaw 17 (playing and practice seasons) and its subsections to specify that a member institution located outside of Canada may exempt contest(s) or dates of competition in Canada from the maximum number of contests or dates of competition in that sport when the institution plays in a contest(s) or date of competition either against or under the sponsorship of an active member institution located in Canada, effective August 1, 2011.

Presidents Council. The Presidents Council agreed to sponsor the legislation for the 2011 Convention.

(c) Bylaw 20.3—Division II Membership Process—Institution Providing Erroneous Information During the Membership Process—Restricted Membership and Appeal Process.

Management Council. The Management Council agreed to recommend that the Presidents Council sponsor legislation for the 2011 NCAA Convention to amend Bylaw 20.3 (Division II membership process) to specify that an institution that provides erroneous information to the committee during the membership process that is material, intentional and fallacious, and would have impacted the committee's decision to move the institution forward in the membership process, shall be subject to restricted-membership status for a period of one academic year for its entire athletics program (both men's and women's sports) following the time of discovery. Further, to specify that the NCAA Division II Management Council shall hear and act on an institution's appeal of a decision made by the committee, effective August 1, 2011.

Presidents Council. The Presidents Council agreed to sponsor the legislation for the 2011 Convention.

(d) Multiple Sections of Bylaw 20—Application of Restricted-Membership Status.

Management Council. The Management Council agreed to sponsor noncontroversial legislation to amend Bylaw 20.2.5.1.1 (minimum one-year compliance period), Bylaw 20.2.5.1.2.2 (application of restricted-membership status), Bylaw 20.2.5.1.3 (voting privileges and eligibility for championships), Bylaw 20.2.5.1.4 (no voluntary selection of "restricted-membership" category), Bylaw 20.2.5.1.5 (removal of "restricted-membership" status), Bylaw 20.2.5.2 (waivers of division membership criteria), Bylaw 20.2.5.2.3 (effective date of waiver), Bylaw 20.2.5.2.3.1 (maximum three-year waiver period), Bylaw 20.2.5.2.4 (rejection of waiver request), Bylaw 20.10.1.2.4.2 (application of restricted-membership status), and Bylaw 20.10.3.3 (waiver of minimum women's sports-sponsorship criteria), to specify that an institution placed in restricted-membership status indicates the loss of any or all of the benefits of membership, including championships eligibility, voting privileges, enhancement funds (equal distribution part) and committee service. Further, to add cross references to Bylaw 20.02.5 (restricted membership).

Presidents Council. No action was necessary.

(e) Bylaw 20.5.1--Reclassification Process.

Management Council. The Management Council agreed to sponsor noncontroversial legislation to amend Bylaw 20.5.1 (reclassification process) to specify that a Division I institution seeking to reclassify its entire athletics program to Division II shall not be required to go through the three-year membership reclassification process as outlined in Bylaw 20.3.2 (Division II membership process – provisional and reclassifying institutions). Further, the reclassification process shall be determined by the committee as specified.

Presidents Council. No action was necessary.

(f) Division II Institutional Self-Study Guide (ISSG).

Management Council. The Management Council noted that the ISSG was undergoing an overhaul to split it into two distinct documents, with one section called the Strategic Initiatives Document and the other called Compliance Related Requirements. A copy of the ISSG was presented to the Presidents Council at its April meeting, and a final version should be distributed at the 2010 Chancellors and Presidents Summit.

Presidents Council. The Presidents Council received a copy of the ISSG and affirmed the reorganization of the document. The docu-

ment will be distributed to Chancellors and Presidents during the 2010 Chancellors and Presidents Summit.

(g) Compliance Blueprint Review Cancellation Penalty.

Management Council. The Management Council noted that the staff has created a policy that will be added to the committee's policies and procedures manual to charge a cancellation fee of \$1,500 if an institution that requests a review cancels 60 days or after notification that it has been added to the blueprint schedule. If the cancellation occurs after 120 days of notification, the institution will be subject to a \$3,000 penalty. The policy is effective for the 2010-11 blueprint class. Staff will report back to the committee after it discusses how the fees can be directed to vendors who incur actual and necessary expenses for preparing for the compliance blueprint.

Presidents Council. No action was necessary.

(h) Review of the Number of Minimum Contests Required to Meet Sports-Sponsorship Requirements in Basketball, Baseball, Field Hockey, Golf, Soccer and Women's Volleyball.

Management Council. At the NCAA Convention in January, the membership approved Phase I of the Life in the Balance Package. Part of this legislation provided for a reduction in the maximum number of contests or dates of competition in basketball, baseball, field hockey, golf, soccer and women's volleyball. Due to the reduction in the maximum number of contests or dates of competition in these sports, the Membership Committee discussed whether changes should be made to the minimum number of contests requirements in those affected sports. The committee reviewed a legislative history of when those minimums were enacted and, after discussion on the topic, the committee decided that no changes were necessary at this time.

Presidents Council. No action was necessary.

(i) Institutions in the Division II Membership Process.

Management Council. The Management Council noted that, currently, there are 17 institutions in the Division II membership process. The eight candidacy year one institutions are Academy of Arts University (CA), Cedarville University (OH), Lambuth University (TN), Minot State University (ND), Notre Dame College (OH), Simon Fraser University (BC), University of Sioux Falls (SD) and William Jewell College (MO). The four candidacy year two institutions are Cal State East Bay, Dominican University (CA), Maryville University (MO) and Ohio Dominican University (OH). The five provisional institutions are King College (TN), Lincoln University (PA), University

of Arkansas, Fort Smith, University of Illinois, Springfield, and Urbana University.

Presidents Council. No action was necessary.

(8) Nominating Committee.

(a) Committee Reappointments.

Management Council. The Management Council agreed to recommend that the Presidents Council approve the following Division II committee reappointments:

- (i) Division II Committee on Infractions. **Bridget Lyons**, associate director of athletics, Barry University.
- (ii) Division II Legislation Committee. **Dean Johnson**, associate director of athletics, Caldwell College.
- (iii) Division II Committee for Legislative Relief. **Brian DeAngelis**, director of athletics, East Central University, and **Natasha Oakes**, assistant to the commissioner, Mid-America Intercollegiate Athletics Association.
- (iv) Division II Committee on Student-Athlete Reinstatement. **Will Lynch**, faculty athletics representative, Armstrong Atlantic State University, and **Paul Engelmann**, faculty athletics representative, Central Missouri State University).

Presidents Council. The Presidents Council approved the reappointments, as recommended.

(b) Committee Appointments.

Management Council. The Management Council agreed to recommend that the Presidents Council approve the following committee appointments, effective September 1, 2010.

- (i) Minority Opportunities and Interests Committee. **Jeffrey McLeod**, associate commissioner, Central Intercollegiate Athletic Association.
- (ii) Research Committee. **Brian Crow**, faculty athletics representative, Slippery Rock University of Pennsylvania.
- (iii) Division II Academics Requirements Committee (two vacancies). **Keith Vitense**, faculty athletics representative, Came-

ron University, and **Denisha Hendricks**, director of athletics, Kentucky State University.

- (iv) Division II Championships Committee (two vacancies). **David Sharp**, director of athletics/head men's golf coach, Ouachita Baptist University, and **Claudie Mackey**, faculty athletics representative, Elizabeth City State University.
- (v) Division II Membership Committee (two vacancies). **Daniel Mara**, commissioner, Central Atlantic Collegiate Conference, and **Sue Willey**, director of athletics, University of Indianapolis.
- (vi) Division II Nominating Committee. **Walter Moore, Jr.**, assistant director of athletics, Grand Valley State University.

Presidents Council. The Presidents Council approved the appointments, as recommended.

(9) Planning and Finance Committee—Budget-to-Actual Report.

Management Council. The Management Council reviewed the budget-to-actual report, as of February 28. No formal action was taken.

Presidents Council. The Presidents Council reviewed the budget-to-actual report, as of February 28. No formal action was taken.

As part of the vice chair's report, the Presidents Council also received an update on actions that had taken place at the Planning and Finance Committee meeting the previous day. Highlights of the meeting included a decision by the committee to continue the conference television grants for an additional year at the \$10,000 level; a decision to make the submission of an audit letter a part of the conference grant review process; and a decision to divert funds that originally were budgeted to go directly to Arbiter as subsidies for the registration fees by coaches to Division II conferences for officiating enhancements.

Additionally, the Planning and Finance Committee presented a recommendation to the Presidents Council regarding the distribution of enhancement funds to member schools and conferences. The recommendation included the elimination of the prong related to success in the men's and women's basketball championship. Further, the recommendation included a formula that would send 75 percent of the fund to conference offices based on sports sponsorship (as measured by the number of championships conferences offer in NCAA sports) and 25 percent of the fund to member schools based on equal distribution. The Planning and Finance Committee will consider this recommendation again during its August meeting before it seeks final approval.

from the Presidents Council later this summer. No formal action was taken by the Council.

(10) Student-Athlete Advisory Committee.

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

Presidents Council. No action was necessary.

(11) Student-Athlete Reinstatement Committee.

(i) NCAA Bylaw 14.2.5.2.3.5 (Hardship Waiver—Transfer Student-Athletes).

Management Council. The Management Council agreed to sponsor noncontroversial legislation to amend NCAA Bylaw 14.2.5.2.3.5 (transfer student-athletes) to allow a transfer student-athlete to use either all elements of the legislation from the division in which the injury or illness occurred or all elements of the NCAA Division II legislation.

Presidents Council. No action was necessary.

(ii) Term of Office for Chair.

Management Council. The Management Council agreed to recommend that the Presidents Council extend the term of **Suzanne Sanregret** as the chair of the committee, effective until January 2011.

Presidents Council. The Presidents Council approved the term extension, as recommended.

5. NCAA Convention and Legislation.

a. Presidents Council-Sponsored Proposals for the 2011 Convention.

Management Council. The Management Council reviewed the legislative drafts of the proposals for the 2011 Convention. All proposals had previously been approved in legislative format; no formal action was necessary.

Presidents Council. The Presidents Council reviewed the legislative drafts of the proposals for the 2011 Convention. All proposals had previously been approved in legislative format; no formal action was necessary.

b. Noncontroversial Legislation Per Constitution 5.3.1.1.1.

Management Council. The Management Council approved the legislative form of the noncontroversial proposals, as presented.

Presidents Council. No action was necessary.

c. Modification of Wording to Conform to the Intent,

Management Council. The Management Council reviewed the legislative form of the modification of wording. No formal action was necessary.

Presidents Council. No action was necessary.

d. Inclusion of Proposals into the Division II Manual.

Management Council. The Management Council agreed to recommend that the Presidents Council approve including into the Manual the legislative proposals approved in legislative form and in concept that are considered the “running supplements” of noncontroversial, administrative regulations, incorporations and modifications based on intent.

Presidents Council. The Presidents Council approved the recommendation.

6. Division II Project Teams.

a. Convention Planning Project Team.

Management Council. It was the consensus of the Management Council that the format of the Division II education sessions at the 2011 Convention should be varied this year and include one session for the entire membership (excluding presidents and chancellors) in a one-hour time slot, followed by three breakout sessions running concurrently for the second hour allotment. Topics for the various sessions will be reviewed and approved at the Council’s summer meeting.

Presidents Council. The Presidents Council reviewed the results from the 2010 Convention survey and agreed with the Management Council that a theme and speaker for the Convention should continue to be a part of the division’s Convention format. The Convention Planning Project Team will meet again prior to the June Presidents Council meeting to finalize sessions and Convention format.

b. Identity Subcommittee.

Management Council. The Management Council was presented with an oral report from the meeting that was held Tuesday morning. A specific topic that was discussed with the Management Council was the development of a strategic communications project that would assist the division and CoSIDA in their messaging efforts. More will be discussed concerning this project during future teleconferences and meetings of the Identity Subcommittee. No formal action was taken by the Council.

Presidents Council. No action was needed.

7. “Life in the Balance” Initiative—Phase II.

Management Council. As an ongoing commitment to providing student-athletes with a college experience that balances academics, athletics and social pursuits, the Management Council met in round tables to discuss Phase II of the “Life in the Balance” initiative. Although no votes were taken, the following concepts were presented to the Presidents Council for its consideration:

- a. Annual or discretionary exemptions.
 - (1) No changes to the current legislation.
 - (2) Maintain the following as annual exemptions: conference championship; independents championship; season-ending tournament; and the Alaska, Hawaii, Puerto Rico exemptions. Move the remaining annual exemptions (e.g., alumni contest, fundraising activity) to the list of discretionary exemptions. Increase the number of discretionary exemptions from three to four, and give institutions the choice of how to use those exemptions.
- b. Nonchampionship segment.
 - (1) Baseball and softball.
 - (a) No changes to the current legislation.
 - (b) Add two dates of competition in the nonchampionship segment.
 - (c) Add four dates of competition in the nonchampionship segment.
 - (d) Permit student-athletes to engage in nonchampionship segment competition without using a season of competition (must be academically eligible).
 - Note: These concepts for the nonchampionship segment will be for sports (e.g., baseball, softball, lacrosse) that currently do not have this exception, and the focus will be on contests that do not count for championships selections purposes.
 - (2) Amend the start date of the nonchampionship segment for spring sports (current rule – September 7 or the first day of classes, whichever is earlier).
 - (a) No changes to the current legislation.
 - (b) September 7 or the fourth day of classes, whichever is earlier.
- c. 20/8 hour rule; skill instruction outside the playing season; start date for winter sports. (One option or a combination of options may be considered.)

- (1) 20/8 hour rule – Clarify what does and does not constitute a countable athletically related activity by creating a figure that will be included in the NCAA Division II Manual.
- (2) Skill instruction outside of the playing season – sports other than football.
 - (a) No changes.
 - (b) Basketball only.
 - (i) Permit full team activities (skill instruction or practice) outside of the season for no more than two hours per week from the first permissible date of preseason conditioning through October 15; and
 - (ii) Outside of the playing season after the Division II basketball championship to one week prior to the beginning of the institution's final examination period at the conclusion of the academic year, a student-athlete may participate in no more than two hours per week of skill instruction.
 - (c) All sports other than football (including basketball).
 - (i) Permit full team activities (skill instruction or practice) outside of the season for no more than two hours per week; and
 - (ii) Remaining six hours per week outside of the season are limited to participation in weight-training and conditioning.
- (3) Amend the start date for winter sports, including basketball (current rule = September 7 or the first day of classes, whichever occurs first).
 - (a) September 7 or the fourth day of classes, whichever is earlier.
 - (b) September 15.
 - (c) September 15 or the first day of classes, whichever is later.
 - (d) Reduce the length of playing season by one week (seven days).

Presidents Council. The Presidents Council reviewed the legislative concepts put forth by the Management Council on Phase II of the "Life in the Balance" initiative. The concepts will be further reviewed by the Division II Championships and Legislation Committees at their joint meeting in June. The Presidents Council will determine which concepts to sponsor for the 2011 NCAA Convention at their meetings this summer.

8. Division II Management Council.

a. Division II Coaches' Enhancement Grant.

Management Council. The Management Council reviewed the coaching enhancement grants for the 18 Division II institutions, to create new assistant coaching positions. No action was taken.

Presidents Council. No action was necessary.

b. Management Council/Student-Athlete Advisory Committee Summit.

Management Council. The Management Council discussed topics that it might want to be on the agenda for the summer Division II Management Council/Student-Athlete Advisory Committee Summit. Topics included health and safety issues (e.g., concussions); educational affairs updates (e.g., leadership academies tailored for Division II); and strength and conditioning issues. No formal action was taken.

Presidents Council. No action was necessary.

9. Division II Presidents Council.

a. Vice Chair Election. The Presidents Council elected Pat O'Brien as vice chair of the Council, replacing Beverley Pitts and effective September 1. The Council thanked Dr. Pitts for her leadership on the Council and, specifically, the Planning and Finance Committee.

b. NCAA President-Elect. Mark Emmert, who had just been named president elect of the NCAA the previous day, joined the Council to introduce himself and briefly summarize his thoughts and goals for the near future. No action was taken.

c. Chancellors and Presidents Oversight Summary. The Presidents Council received a supplement and brochure concerning chancellor/president oversight of athletics. The summary document is an effort to enhance and support presidential commitment, oversight, and involvement in the intercollegiate athletics program and is intended to assist Division II chancellors and presidents in evaluating their position in conjunction with the strategic position and philosophy of Division II intercollegiate athletics. It was the consensus of the Council that this is an excellent document. A suggestion was made to create a Web site that could be continuously updated with best practices, as determined by presidents and chancellors. The oversight summary document will be debuted at the 2010 Chancellors and Presidents Summit in June.

10. Affiliated Association updates.

a. Division II Athletics Directors Association (ADA).

Management Council. The Management Council was updated on the work of the Division II Athletics Directors Association, specifically, the Division II/ADA mentoring program for females and minorities. No action was taken.

Presidents Council. No action was necessary.

b. Division II Conference Commissioners Association (CCA).

Management Council. The Management Council was updated on the work of the Division II Conference Commissioners Association, noting that as of July 1, Butch Raymond would become president and Steve Murray would be vice president. No action was taken.

Presidents Council. No action was necessary.

c. Co-SIDA.

Management Council. The Management Council was updated on the recent teleconferences between Division II staff and representatives from CoSIDA. No formal action was taken.

Presidents Council. No action was necessary.

d. Faculty Athletics Representative Association (FARA).

Management Council. The Management Council was updated on the work of FARA, noted that the annual meeting would be held November 11-13. The annual sixth Division II FAR Institute will be conducted in Indianapolis October 29-31.

Presidents Council. No action was necessary.

e. Minority Opportunity Athletics Administrators Association (MOAA).

Management Council. The Management Council received an update on the MOAA/Division II Governance Academy that will be conducted at the NACDA Convention June 21-22. No formal action was taken.

Presidents Council. No action was necessary.

f. National Association for Collegiate Women Athletics Administrators (NACWAA).

Management Council. The Management Council was updated on the work of NACWAA, nothing an article about Patti Phillips being selected as the new executive director. No formal action was taken.

Presidents Council. No action was necessary.

11. National office staff updates.

a. Community Engagement Award of Excellence.

Management Council. The Management Council was reminded of the deadline, Friday, April 23, for submission of ideas for the Division II Community Engagement Award of Excellence. No action was taken.

Presidents Council. No action was necessary.

b. Update on 2010 Presidents and Chancellors Summit.

Management Council. The Management Council was updated on the schedule and agenda for the 2010 Presidents and Chancellors Summit. No formal action was taken.

Presidents Council. The Presidents Council was updated on the Summit. No action was taken.

c. Litigation Update.

Management Council. The Management Council received an update on cases in which the NCAA is involved. No formal action was taken.

Presidents Council. The Presidents Council received an update on cases in which the NCAA is involved. No formal action was taken.

d. Concussion Presentation.

Presidents Council. The Presidents Council reviewed a power point on concussions and noted that the Executive Committee may vote to establish a policy for the Association on concussions. No action was taken.

e. Diversity and Inclusion.

Presidents Council. The Presidents Council received a report on diversity and inclusion from several members of the staff, as well as Carolyn Mahoney, chair of the Executive Committee Subcommittee on Gender and Diversity Issues. The Council agreed to continue discussions at future meetings. No action was taken.

f. Best practices on engagement with student affairs.

Management Council. The Management Council received an update on a project that the staff is working on to provide a framework for individual campuses in Division II to organize a forum that addresses the needs of its student-athletes and enhances collaboration. The Management Council was asked to provide any feedback via e-mail. No formal action was taken.

Presidents Council. No action was necessary.

g. Division II Long-Range Projections Task Force.

Presidents Council. The Presidents Council approved the creation of a Division II Long-Range Projections Task Force, to be created immediately. Pat O'Brien agreed to be chair of the task force and Presidents Council members Mickey Burnim and David Rankin agreed to serve. Other members of the task force will include Management Council, Championships Committee and Membership Committee representatives. The initial charge of the task force is to review current Division II budget practices and budget projections and to offer a long-range (10-14 years) budget framework to the Division II Planning and Finance Committee and Division II Presidents Council.

12. Meeting recap/things to report back to conferences.

Management Council. The Management Council was given a list of items that needed to be communicated to conference offices and member institutions, including: "Life in the Balance" Phase II information; Division II Membership Fund deadline; Community Engagement Award of Excellence deadline and information; Division II FAR Institute in October; and the CoSIDA meeting in July.

Presidents Council. No action was necessary.

13. Future meetings.

Management Council. The Management Council reviewed the future meetings, noting the four-day meeting in July; the Woman of the Year Dinner Sunday, October 17, just prior to the Management Council meeting; and the dates for the 2011 NCAA Convention in San Antonio. No formal action was taken.

Presidents Council. The Presidents Council noted the upcoming meeting, specifically the 2010 Division II Chancellors and Presidents Summit and the teleconference August 12. No formal action was taken.

14. Adjournment.

Management Council. The Management Council adjourned at 12:15 p.m. Tuesday afternoon.

Presidents Council. The Presidents Council adjourned at 12:45 p.m. that afternoon.

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

Teleconference No. 2

April 19, 2010

Participants:

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

Jay Newton, University of Southern Indiana, was unable to attend.

[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 a Division III interpretation regarding an institution's policy for awarding academic credit to student-athletes for participation in athletics. The Subcommittee determined that the confirmation is applicable in Division II. The interpretation reads, as follows:

Awarding Academic Credit for Athletics Participation (II)

Date Issued: April 19, 2010

Item No.:

Interpretation:

The NCAA Division II Interpretations Subcommittee confirmed that an institution may award academic credit to student-athletes for participation in athletics, provided it is

consistent with institutional policy for other extra- or co-curricular activities or is a course available to all students. Further, such credit may be used in determining full-time enrollment, including the 12-semester or quarter-hour requirement for competition, consistent with institutional policy. [Reference: NCAA Division II Bylaw 14.1.8.1 (requirement for practice or competition)]

2. Adjournment.

#

A G E N D A

The National Collegiate Athletic Association

Legislative Review Subcommittee of the

Division II Legislation Committee

Indianapolis Marriott Downtown
Indianapolis, Indiana

June 7, 2010

1. Welcome and announcements.
2. Legislative referrals.
 - a. Amateurism – General Regulations – Amateurism Certification Process – Institutional Responsibilities – Sharing Information and Reporting Discrepancies. [[Attachment A](#)] (Stephanie Smith)
 - b. Eligibility – Seasons of Competition – Criteria for Determining Season of Eligibility – Participation in Organized Competition Prior to Initial Collegiate Enrollment – Men’s Ice Hockey. [[Attachment B](#)] (Jenn Fraser)
 - c. Eligibility – Seasons of Competition – Hardship Waiver. [[Attachment C](#)] (Smith)
3. Incorporation of interpretations.
 - a. June 25, 1993, staff interpretation (graduate student-athlete seeking second baccalaureate degree). [[Attachment D](#)] (Alvida Alford)
 - b. August 14, 2008, official interpretation (conditions for reduction or cancellation of athletically related financial aid during the period of the award). [[Attachment E](#)] (Smith)
4. Division II editorial revisions. [[Attachment F](#)] (Alford)
5. Review of recently adopted Division I editorial revisions. [[Attachment G](#)] (Fraser)

6. Review of recently adopted Division III editorial revisions. [[Attachment H](#)] (Smith)
7. Other business.
8. Adjournment.

NCAA Bylaw 12.1.1.1.2.2 – Amateurism – Amateurism Certification Process – Institutional Responsibilities – Sharing Information and Reporting Discrepancies – Consideration of Eligibility Before the Championship

Issues:

Whether the NCAA Division II Legislation Committee should recommend sponsorship of legislation for the 2011 NCAA Convention to amend NCAA Division II Bylaw 12.1.1.1.2.1 (sharing information and reporting discrepancies)?

Background and Analysis:

At the 2006 Convention, the membership adopted legislation which created an amateurism clearinghouse, currently referred to as the NCAA Eligibility Center (see NCAA Division II Proposal No. 2006-19). The clearinghouse was designed to address the membership's concerns about amateurism issues related to both international and domestic prospective student-athletes. This proposal required member institutions to use the clearinghouse to certify the amateur status of any prospective student-athlete, (including two-year or four-year transfers from non-NCAA institutions) initially enrolling at an NCAA Division II institution. The intent of the clearinghouse was to assist in maintaining competitive equity in recruiting and promoting student-athlete well-being.

It was acknowledged very early on in the development of the amateurism certification process that the sharing of information between institutions and the clearinghouse was critical. Thus, under the current Division II legislation, an institution is responsible for notifying the Eligibility Center when it receives additional information, or otherwise has cause to believe, that a previously certified prospective student-athlete's amateur status has been jeopardized (see Bylaw 12.1.1.1.2.2). In addition, institutions have an obligation to promptly report to the Eligibility Center all discrepancies in information related to a student-athlete's amateurism certification.

The amateurism clearinghouse, or Eligibility Center, began certifying the amateur status of prospective student-athletes for the 2007 fall term. Since that time, there have been a couple of instances in which institutions reported additional information and/or potential discrepancies related to a student-athlete's final amateurism certification days prior to the start of championship play. The timing of reporting such information has a dramatic effect on the student-athlete(s) and his or her institution. In addition, many different staffs at the NCAA national office (e.g., Eligibility Center, academic and membership affairs, agents, gambling and amateurism, enforcement, championships) become involved in the review, and it takes a significant amount of time to render a conclusion depending on the type of information provided by the reporting institution. In these situations, the information could have been provided at an earlier date.

Under current policy, the Eligibility Center will review a final amateurism certification on receipt of additional information or discrepancies related to the certification regardless of when that information is provided.

Update on Discussions since March 2010:

In May, the liaisons met with individuals from the Eligibility Center amateurism certification process team, the academic and membership affairs legislative relief team, student-athlete reinstatement, enforcement, championships and the agents, gambling and amateurism staff to discuss this issue. During the meeting, the following items were discussed: (1) What is the process for communicating a potential eligibility issue with internal groups at the national office when additional information is received from an institution; (2) Should the legislation be changed or should it be handled via policy; (3) What is the appropriate deadline for receipt of additional information (e.g., 48 or 72 hours prior to the start of a championship); and (4) What happens if a student-athlete participates in a championship because the rule/policy that information provided 48 or 72 hours prior to the championship will not be reviewed until after the championship, and it is subsequently discovered that he or she was ineligible to compete?

While recognizing that this has been an issue for many years, there was not a consensus by the group on the direction to proceed. However, it was noted that under the current rule, it is not a violation if an institution fails to promptly report additional information or discrepancies in information.

Conclusions:

1. The Legislation Committee **recommends** that the NCAA Division II Management Council sponsor legislation for the 2011 Convention to amend Bylaw 12.1.1.1.2.2, effective August 1, 2011, to specify that violations of Bylaw 12.1.1.1.2.2 shall be considered institutional violations per Constitution 2.8.1; however, they shall not affect a student-athlete's eligibility.
2. The Legislation Committee **recommends** that the staff continue discussing the potential consequences of creating a period of time in which additional information or discrepancies provided by an institution would not be reviewed until after the institution completes its championship play (e.g., providing information at any time during the championship or 72 hours immediately before the championship)? The feedback shall be brought back to the committee for further discussion at its November in-person meeting.
3. The Legislation Committee **does not recommend** that the Management Council sponsor legislation for the 2011 Convention to amend Bylaw 12.1.1.1.2.2.

Associated References:

Division II Bylaw

12.1.1.1.2.2 Sharing Information and Reporting Discrepancies. An institution is responsible for notifying the NCAA Eligibility Center when it receives additional information, or otherwise has cause to believe, that a previously certified prospective student-athlete's amateur status has been jeopardized. Further, an institution is responsible for promptly reporting all discrepancies in information related to a student-athlete's amateurism certification to the NCAA Eligibility Center.

Division II Proposals

AMATEURISM -- GENERAL REGULATION -- VALIDITY OF AMATEUR STATUS -- PROSPECTIVE OR TRANSFER STUDENT-ATHLETE

Convention Year: 2006

Date Submitted: August 8, 2005

Effective Date: August 1, 2006, for all final certifications for student-athletes initially enrolling at a Division II institution on or after August 1, 2007.

IPOPL Number:

SPOPL Number: 4

Official Notice Number: 2006-19

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

Category: Presidents Council

Topical Area: Amateurism

Status: Adopted

Intent: To require NCAA certification of the amateur status of any prospective student-athlete (including two-year and four-year transfers) initially enrolling at an NCAA Division II institution.

A. Bylaws: Amend 12.1 by adding new 12.1.1, pages 64-67, as follows:

[Roll Call]

12.1 GENERAL REGULATIONS.

12.1.1 Validity of Amateur Status. As a condition and obligation of membership, it is the responsibility of an institution to determine the validity of the information on which the

amateur status of a prospective student-athlete (e.g., including a two-year and four-year college transfer initially enrolling at an NCAA Division II institution) is based. An institution is responsible for notifying the NCAA when it receives additional information, or otherwise has cause to believe, that a prospective or transfer student-athlete's amateur status that has been previously certified has been jeopardized (See Bylaw 14.01.3).

12.1.1.1 Amateurism Certification Clearinghouse. An institution shall utilize an amateurism clearinghouse approved by the Executive Committee to determine the validity of the information on which the amateur status of a student-athlete is based.

12.1.1.1.1 Participation Before Certification -- Recruited and Nonrecruited Student-Athlete. If a recruited or nonrecruited student-athlete reports for athletics participation before the student-athlete's amateur status has been certified, the student-athlete may practice, but not compete, for a maximum of 45 days, provided the student-athlete is enrolled full time or has been accepted for enrollment as a regular full-time student. After this 45-day period, the student shall have established minimum requirements as an amateur (as certified by the NCAA Amateurism Clearinghouse) to continue practicing or to compete.

[12.1.1 through 12.1.2 renumbered as 12.1.2 through 12.1.3, unchanged.]

B. Bylaws: Amend 14.01, page 107, as follows:

[Roll Call]

14.01 General Principles.

[14.01.1 through 14.01.2 unchanged.]

14.01.3 Compliance with Other NCAA and Conference Legislation. To be eligible to represent an institution in intercollegiate athletics competition, a student-athlete shall be in compliance with all applicable provisions of the constitution and bylaws of the Association and all rules and regulations of the institution and the conference(s), if any, of which the institution is a member. Specific attention is called to legislation affecting eligibility in the following areas.

14.01.3.1 Amateurism. A student-athlete shall not be eligible for participation in an intercollegiate sport if the individual takes or has taken pay, or has accepted the promise of pay in any form, for participation in that sport, or if the individual has violated any of the other regulations related to amateurism set forth in Bylaw 12 (**See Bylaw 12.1.1**).

[Remainder of 14.01 unchanged.]

C. Bylaws: Amend 21.7.6.5.2, page 295-296, as follows:

[Roll Call]

21.7.6.5.2 Duties. The Committee shall:

[21.7.6.5.2-(a) through -21.7.6.5.2-(d) unchanged.]

(e) Review and consider legislative issues of those portions of the Association's constitution and bylaws that relate to the principles governing financial aid and amateurism, professional sports relations, recruiting, personnel limitations, and playing and practice seasons; *and*

(f) Review and consider issues regarding rules education and compliance resources; **and**

(g) Determine facts related to the certification of amateur status per Bylaw 12.01.1.

Rationale: This proposal, which creates an amateurism clearinghouse, is designed to address the membership's concerns about amateurism issues related to both international and domestic prospects. This proposal will require member institutions to use the clearinghouse to certify the amateur status of any prospective student-athlete, (including two-year or four-year transfers from non NCAA institutions) initially enrolling at an NCAA Division II institution. The amateurism clearinghouse will assist in maintaining competitive equity in recruiting and promoting student-athlete well-being. A centralized clearinghouse for amateurism issues will ensure that consistent information is gathered for each prospective student-athlete; thus, no institution has an advantage over another based on resources available (e.g., staffing, funding) to investigate the prospect's situation. The amateurism clearinghouse will make certification decisions for all student-athletes, both domestic and international, prior to initial participation in intercollegiate athletics at a Division II member institution, which should allow institutions to be more fiscally responsible in the recruiting process.

AMATEURISM -- VALIDITY OF AMATEUR STATUS -- SCOPE AND INSTITUTIONAL RESPONSIBILITIES

Convention Year: 2008

Date Submitted: May 4, 2007

Effective Date: Immediate

Official Notice Number: ER-2008-13

Source: NCAA Staff

Proposal Category: Editorial Revision

Topical Area: Amateurism
Status: Adopted

Intent: na

Bylaws: Amend 12.1.1, as follows:

12.1.1 Validity of Amateur Status. As a condition and obligation of membership, it is the responsibility of an institution to determine the validity of the information on which the amateur status of a prospective student-athlete (e.g., including a two-year and four-year college transfer initially enrolling at an NCAA Division II institution) and student-athlete is based. ~~An institution is responsible for notifying the NCAA when it receives additional information, or otherwise has cause to believe, that a prospective or transfer student athlete's amateur status that has been previously certified has been jeopardized. Further, an institution is responsible for promptly reporting all discrepancies in information related to a student-athlete's amateurism certification to the Initial Eligibility Clearinghouse.~~ (See Bylaw 14.01.3.)

12.1.1.1 Amateurism Certification Process. An institution shall use an eligibility center approved by the Executive Committee to determine the validity of the information on which the amateur status of a student-athlete is based.

12.1.1.1.1 Scope. The certification of amateur status issued by the NCAA Eligibility Center is limited to activities that occur prior to a prospective student-athlete requesting a final amateurism certification or his or her initial full-time collegiate enrollment at an NCAA Division II institution, whichever occurs earlier.

12.1.1.1.2 Institutional Responsibilities.

12.1.1.1.2.1 Amateur Status after Certification. An institution is responsible for certifying the amateur status of a prospective student-athlete (including two-year and four-year college transfers initially enrolling at an NCAA Division II institution) from the time he or she requests a final certification be issued by the NCAA Eligibility Center or he or she initially enrolls as a full-time student at an NCAA Division I or II institution (whichever occurs earlier).

12.1.1.1.2.2 Sharing Information and Reporting Discrepancies. An institution is responsible for notifying the NCAA Eligibility Center when it receives additional information, or otherwise has cause to believe, that a previously certified prospective student-athlete's amateur status has been jeopardized. Further, an institution is responsible for promptly reporting all discrepancies in information

related to a student-athlete's amateurism certification to the NCAA Eligibility Center.

12.1.1.1.3 Eligibility for Practice and Competition. Prior to engaging in practice or competition, a student-athlete shall receive a certification of amateur status for activities that occur prior to the certification or initial full-time enrollment at an NCAA Division II institution (whichever occurs earlier).

12.1.1.1.3.1 Participation Before Certification -- Recruited and Nonrecruited Student-Athlete.. If a recruited or nonrecruited student-athlete reports for athletics participation before the student-athlete's amateur status has been certified, the student-athlete may practice, but not compete, for a maximum of 45 days, provided the student-athlete is enrolled full time or has been accepted for enrollment as a regular full-time student. After this 45-day period, the student shall have established minimum requirements as an amateur (as certified by the NCAA Eligibility Center) to continue practicing or to compete.

Additional Information:

The revisions clarify which individuals are subject to the amateurism certification process, an institution's responsibilities associated with a prospective student-athlete's amateur certification and a student-athlete's eligibility for practice or competition prior to receiving a certification of amateur status for activities prior to initial full-time enrollment.

Division I Educational Column

Ethical Conduct and Amateurism -- Unethical Conduct and Validity of Amateur Status --
Institutional Responsibility (I)

Item Ref: 4

Date Issued: January 6, 2007

Date Published: January 6, 2007

Educational Column:

Question: What is the responsibility of an institution to report discrepancies in the information related to a student-athlete's amateurism certification that are under institutional review?

Answer: Once an institutional staff member is aware of any discrepancy in a student-athlete's amateurism certification information, it must be reported to the NCAA Initial-Eligibility Clearinghouse as soon as possible regardless of whether the institution will conduct further review or investigation. This standard is the same as the current requirement to report any discrepancies in a student-athlete's initial academic certification.

**NCAA Bylaw 14.2.4.2 – Eligibility – Criteria for Determining Season of Eligibility –
Participation in Organized Competition Prior to Initial Collegiate Enrollment – Men's Ice
Hockey**

Issue:

Whether or not the NCAA Division II Legislation Committee should recommend sponsorship of legislation for the 2011 NCAA Convention to amend NCAA Bylaw 14.2.4.2.2 (exceptions to participation in organized competition).

Legislative History:

From 2001 through 2010 Division II's organized competition legislation used compensation as a trigger. Individuals were expected to enroll at their first opportunity following high school graduation, and if there was any delay in that enrollment and the individual participated in organized competition activities he or she would be subject to the use of seasons of competition and required to serve an academic year in residence on enrollment at a member institution.

That legislation included a fee exception which allowed individuals who paid a fee to participate in organized competition activities to not be subject to the legislation, provided: (1) the fee was required of all individuals on the team or club; (2) the fee was the same amount for all individuals on the team or club; (3) the fee was directly used for expenses of the team or club; and (4) the fee was not earmarked for a specific individual or individuals.

At the 2010 Convention the membership adopted Proposal No. 2010-11 (eligibility – criteria for determining season of eligibility – participation in organized competition prior to initial collegiate enrollment). The proposal added a grace year, after high school graduation and prior to initial collegiate enrollment where individuals could participate in organized competition activities without being subject to the legislation, and a new definition of what constitutes organized competition. The new definition of organized competition established clear triggers for the legislation (e.g., official score is kept, uniforms are worn). With the expansion of the grace period and the elimination of compensation as a trigger, the fee exception was no longer necessary and was eliminated. Regardless of whether an individual pays a fee to participate in organized competition activities, if those activities continue after the grace period the individual will be subject to the legislation.

Analysis:

Currently, six institutions sponsor men's ice hockey at the Division II level and the institutions are all members to the same conference. Due to the number of institutions participating, the NCAA does not sponsor a championship for the sport nor is there an NCAA men's ice hockey committee. The teams play a majority of their games against other members of their conference and Division III teams.

Under the previous organized competition legislation, a majority of the Division II men's ice hockey student-athletes were not subject to the legislation because they met the fee exception. Prospective student-athletes are delaying full-time enrollment for one to three years, in most cases. The newly adopted organized competition legislation, which does not include the fee exception subjects the individuals who delay for more than one year to the use of seasons of competition.

It has been argued by the member institutions, and the conference office, that the teams are disadvantaged by the new legislation. The Division III organized competition rule, this being who the Division II institutions are playing and recruiting against, permits student-athletes to participate in organized competition after high school graduation and prior to initial collegiate enrollment provided: (1) none of the participants receive more than actual and necessary expenses; (2) pay based on place or finish does not exceed actual and necessary expenses; (3) no competition pursuant to signing a contract or entering a professional draft takes place; or (4) no competition funded by a representative of an institution's athletics interest that is not open to all participants take place.

In addition, Division I recently adopted Proposal No. 2009-22 which modified the pre-enrollment amateurism legislation, and the organized competition legislation for all sports except men's ice hockey and skiing. Men's ice hockey and skiing maintained the 21st birthday rule which does not subject an individual to the organized competition legislation until after his or her 21st birthday. The NCAA Division I Amateurism Cabinet determined that men's ice hockey and skiing should be treated differently based on the culture surrounding the sports. One of the reasons given by the NCAA Division I Men's Ice Hockey Committee for not capturing the sport under the one-year grace period portion of the rule is that many student-athletes delay for longer than one year, and it would be detrimental to the sport.

In Division II, skiing has a two-year grace period under the organized competition legislation. Skiing is a National Collegiate Championship sport and the skiing community put forward a position on Division I Proposal No. 2009-22. That position stated that in order to be successful in the sport, individuals are required to compete during a season that lasted from November through April, which does not provide an opportunity to enroll at the first opportunity. In addition, the exception in Bylaw 14.2.4.2.2.3 (skiing exception) only applies to competition that is sanctioned by the U.S. Skiing Association and its international counterparts.

Conclusions:

1. The Legislation Committee **recommends** that the NCAA Division II Management Council sponsor legislation for the 2011 Convention to amend Bylaw 14.2.4.2.2, effective August 1, 2012.

2. The Legislation Committee **does not recommend** that the Management Council sponsor legislation for the 2011 Convention to amend Bylaw 14.2.4.2.2.

Associated References:

Division II Bylaws

14.2.4.2 Participation in Organized Competition Prior to Initial Collegiate Enrollment. 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 (the next opportunity to enroll after the one calendar-year period has elapsed) 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 per Bylaw 14.2.4.2.1.2.

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.

14.2.4.2.1.1 U.S. Armed Services Exception. Participation in organized competition per Bylaw 14.2.4.2.1.2 during time spent in the U.S. Armed Services shall be excepted as long as the competition is organized and administered by the military.

14.2.4.2.2.2 National/International Competition Exception. For a maximum of one year, participation in organized competition per Bylaw 14.2.4.2.1.2 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).

14.2.4.2.2.3 Skiing Exception. For a maximum of two years, participation in organized competition per Bylaw 14.2.4.2.1.2 shall be excepted in skiing when such participation is part of competition sanctioned by the U.S. Skiing Association and its international counterparts.

Division III Bylaws

14.2.4.3 Participation in Organized Competition Prior to Initial Collegiate Enrollment. An individual who does not enroll in a collegiate institution as a full-time student from the date of the next opportunity for collegiate enrollment after high school graduation (or the international equivalent as specified in the NCAA Guide to International Academic Standards for Athletics Eligibility) shall use a season of intercollegiate participation for each calendar year or sport season (following that date) in which the individual has engaged in activities that meet the criteria set forth in Bylaw 14.2.4.3.2.

14.2.4.3.1 Academic Year in Residence. An individual who uses a season(s) of participation in a particular sport, per Bylaw 14.2.4.3.2, shall fulfill an academic year in residence prior to being eligible to represent the institution in intercollegiate competition in that sport.

14.2.4.3.2 Activities Constituting Use of Season. An individual shall use a season of participation per Bylaw 14.2.4.3 if the individual engages in activities that meet any of the following criteria:

- (a) Any team competition or training in which pay in any form is provided to any of the participants above actual and necessary expenses;
- (b) Any individual competition or training in which the individual accepts pay in any form based on his or her place finish or any competition or training in which the individual accepts pay in any form above actual and necessary expenses;
- (c) Any competition pursuant to the signing of a contract for athletics participation or entering a professional draft; or
- (d) Any competition funded by a representative of an institution's athletics interest that is not open to all participants.

14.2.4.3.2.1 Competition Exceptions. A maximum one-time, one-year exception for participation in the following activities:

(a) Preparatory School Exception. Participation in organized competition while enrolled in a postgraduate college preparatory school shall be exempted; and

(b) Athletics Activity Exception:

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

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

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

14.2.4.3.3 Major Junior A Ice Hockey. An individual who participates on a Major Junior A ice hockey team shall use a season of intercollegiate participation for each calendar year or sport season in which the individual participates, regardless of when such participation occurs (including participation during high school enrollment). The individual must also fulfill an academic year in residence prior to being eligible to represent the institution in intercollegiate competition in the sport of ice hockey.

Division I Legislative Proposals

Proposal Number: 2009-22

AMATEURISM AND ELIGIBILITY -- INVOLVEMENT WITH PROFESSIONAL TEAMS -- EXCEPTION -- PRIOR TO INITIAL FULL-TIME COLLEGIATE ENROLLMENT -- DELAYED ENROLLMENT -- SEASONS OF COMPETITION -- SPORTS OTHER THAN MEN'S ICE HOCKEY AND SKIING

Intent: In sports other than men's ice hockey and skiing, to specify that prior to initial full-time collegiate enrollment, an individual may enter into an agreement to compete on a professional team and compete on a professional team, provided the agreement does not guarantee or promise payment (at any time) in excess of actual and necessary expenses to participate on the team;

further, in sports other than men's ice hockey, skiing, tennis, swimming and diving and women's volleyball, to specify that a student-athlete who does not initially enroll full-time in a collegiate institution within one year (six months for tennis) or the next opportunity to enroll following his or her high school graduation date or the graduation date of his or her class, whichever occurs earlier, and participates in organized events after the specified time period shall be charged with a season of intercollegiate competition for each year of participation and shall fulfill an academic year in residence on matriculation at the certifying institution before being eligible to represent the institution in intercollegiate competition.

14.2.3.5 Participation After 21st Birthday -- Men's Ice Hockey and Skiing. In men's ice hockey and skiing, any participation as an individual or a team representative in organized sports competition by a student during each 12 month period after the student's 21st birthday and prior to initial full-time enrollment in a collegiate institution shall count as one year of varsity competition in that sport. Participation in organized competition during time spent in the U.S. armed services shall be expected.

Position Statement: After reviewing feedback from the men's ice hockey community, the Amateurism Cabinet agreed that the legislative changes included in the proposal would be detrimental to men's ice hockey prospective student-athletes, to Division I institutions that sponsor men's ice hockey and to the performance of United States national teams. If the proposal were adopted with men's ice hockey included, many more prospective student-athletes would likely elect to participate in Major Junior A hockey prior to initial collegiate enrollment. They would likely jeopardize their eligibility status by being influenced to accept more than actual and necessary expenses, to sign with an agent, or to sign a professional contract. Further, participation in Major Junior A hockey would likely be detrimental to prospective student-athletes' academic success given the demands of participation in that league. In addition, it is very common for men's ice hockey prospective student-athletes to compete in junior hockey for more than one year after high school graduation and before initial collegiate enrollment. Positive Academic Progress Rates (APR) in the sport may be attributed to the maturity level of incoming student-athletes and the fact that those who elect not to participate in Major Junior A hockey have a clear commitment to earning a college degree.

Eligibility – Season of Competition – Hardship Waiver

NCAA Division II Committee on Student-Athlete Reinstatement continued discussion of hardship waiver criteria

Reviewed during the NCAA Division II Student-Athlete Reinstatement Committee May 12-14, 2010, meeting. (Staff notes only)

- ***Request from the Pac West Conference regarding the percent calculation of an institution's completed contests or dates of competition.*** The committee reviewed a request to consider amending the hardship waiver legislation to increase the maximum permissible number of contests or dates of competition in which a student-athlete may participate in a season and remain eligible for a hardship waiver to 30 percent of the institution's completed contests or dates of competition or 30 percent of the maximum permissible number of contests or dates of competition set forth in Bylaw 17 in the sport. The conference believes that the reductions to the maximum number of contests or dates of competition in ten sports that were adopted at the 2010 NCAA Convention as part of Phase I of the Life in the Balance initiative will have an impact on a student-athlete's ability to qualify for a hardship waiver. The committee is comfortable with the legislation as written, and believes that if the membership wants to amend the rule a legislative change can be sponsored through the membership-sponsored proposal process.

Excerpt from the report of the NCAA Division II Student-Athlete Reinstatement Committee June 9-11, 2009, meeting.

- ***Administration of Hardship Waiver for Injury or Illness Occurring at a non-NCAA Institution (NCAA Division II Bylaw 14.2.5.1.1).*** The committee reviewed a request to consider amending the hardship waiver legislation as it relates to the administration of the hardship waiver for an injury or illness occurring at a non-NCAA institution (Bylaw 14.2.5.1.1). The committee believes that the legislation ensures consistency in the application of the hardship waiver across all Division II institutions. The committee noted a staff interpretation that was incorporated into the NCAA Division II Manual specifically addressing the application of the hardship waiver. The committee believes that maintaining the legislation as written strongly supports the beliefs of the Division II membership.

Excerpt from the report of the NCAA Division II Student-Athlete Reinstatement Committee December 8-10, 2008, meeting.

- ***Request from the California Community College Athletic Association (CCCCAA).*** The committee reviewed a request submitted by the CCCCCAA to consider amending the hardship waiver legislation as it relates to the administration of the hardship waiver for an injury or illness occurring at a non-NCAA institution (Bylaw 14.2.5.1.1). The

committee appreciated the proposal recommended by the CCCAA and understands that advising transfer student-athletes on the intricacies of legislation across multiple divisions can be difficult. However, the committee is comfortable with the legislation as written and believes that it maintains consistency in the waiver process and is most beneficial to Division II student-athletes. Further, the committee felt that maintaining the legislation as written strongly supports the current beliefs of the membership.

Interpretation - 1 Interpretation

Title:

Satisfactory-progress exception for an individual seeking a second baccalaureate or equivalent degree

Date Issued: June 25, 1993

Date Published: June 25, 1993

Type: Staff Interpretation

Item Ref: c

Interpretation:

c. Satisfactory-progress exception for an individual seeking a second baccalaureate or equivalent degree. A student-athlete who graduates and returns for a second baccalaureate degree or who is taking course work that would lead to the equivalent of another major or degree is not subject to NCAA satisfactory-progress regulations. [References: 14.1.8.2 (postbaccalaureate), 14.5.5.4 (graduate student exception) and 14.1.6.2.2.1 (full-time enrollment -- first semester/quarter)] [This minute incorporates the 01/22/92 staff minutes, item c, which has been archived.]

References

Legislative References			Other
Div.	Number	Title	
II	14.4.3.4	Exceptions to Progress-Toward-Degree Rule.	
II	14.1.9	Graduate Student/Postbaccalaureate/Second Baccalaureate Participation.	

Interpretation - 1 Interpretation

Title:

Conditions for Reduction or Cancellation of Athletically Related Financial Aid During the Period of the Award (II)

Date Issued: June 24, 2008

Date Published: August 14, 2008

Type: Official Interpretation

Item Ref: 4

Interpretation:

The committee confirmed that, in addition to the legislated conditions by which a student-athlete's financial aid may be reduced or cancelled during the period of the award, an institution may include other nonathletically related conditions (e.g., compliance with academic policies or standards, compliance with team rules or policies) in its financial aid agreements. The committee noted that regardless of the reason for reduction or cancellation, the student-athlete must be provided the opportunity for a hearing before the aid is reduced or cancelled.

[References: Division II Bylaws 15.3.2.4 (hearing opportunity), 15.3.4.1 (reduction or cancellation permitted) and 15.3.4.3 (reduction or cancellation not permitted) and a staff interpretation (8/22/07, Item No. 1), which has been archived]

References

Legislative References			Other
Div.	Number	Title	References Interpretations: 1
II	15.3.4.1	Reduction or Cancellation Permitted.	
II	15.3.4.3	Reduction or Cancellation Not Permitted.	
II	15.3.2.4	Hearing Opportunity.	



NCAA Division II Editorial Revisions

Title: FINANCIAL AID -- GENERAL PRINCIPLES -- INSTITUTIONAL FINANCIAL AID
PERMITTED -- OTHER FINANCIAL ASSISTANCE

Convention Year: 2011

Effective Date: Immediate

Official Notice Number: ER-2010-10

Source: NCAA Staff.

Category: Editorial Revision

Topical Area: Financial Aid

Status: Adopted

A. Bylaws: Amend 15.1, as follows:

15.1 MAXIMUM LIMIT ON FINANCIAL AID -- INDIVIDUAL. A student-athlete shall not be eligible to participate in intercollegiate athletics, if he or she receives financial aid that exceeds the value of a full grant-in-aid as defined in Bylaw 15.02.5. **A student-athlete may receive institutional financial aid based on athletics ability (per Bylaw 15.02.4.1), outside financial aid for which athletics participation is a major criterion (per Bylaw 15.2.5.4) and educational expenses awarded per Bylaw 15.2.5.6 up to the value of a full grant-in-aid, plus any other financial aid unrelated to athletics ability up to the cost of attendance.** (See Bylaws 15.01.7, 16.3, 16.4 and 16.12.)

[Remainder of 15.1 unchanged.]

B. Bylaws: Amend 15.2, as follows:

15.2 ELEMENTS OF FINANCIAL AID.

[15.2.1 through 15.2.3 unchanged.]

15.2.4 Other Expenses Related to Attendance. An institution may provide a student-athlete financial aid that covers other expenses related to attendance in combination with other permissible elements of financial aid (per Bylaw 15.2) up to the cost of attendance (see Bylaws 15.02.2, 15.1, 16.3, 16.4 and 16.12.)

[15.2.4 through 15.2.7.2 renumbered as 15.2.5 through 15.2.8.2, unchanged.]

Additional Information: This revision clarifies that a student-athlete may receive the benefits listed in the cross referenced bylaws in addition to the permissible educational expenses set forth in Bylaw 15.

Title: RECRUITING -- TRANSPORTATION -- COACH TRANSPORTING PROSPECTIVE STUDENT-ATHLETE AND PROSPECTIVE STUDENT-ATHLETE'S RELATIVES TO/FROM SITE OF COMPETITION TO CAMPUS

Convention Year: 2011

Effective Date: Immediate

Official Notice Number: ER-2010-11

Source: NCAA Staff.

Category: Editorial Revision

Topical Area: Recruiting

Status: Adopted

A. Bylaws: Amend 13.5.2.5.1, as follows:

13.5.2.5.1 Coach Transporting Prospective Student-Athlete and Prospective Student-Athlete's ~~Parent(s) or Legal Guardian(s)~~ **Relatives or Legal Guardian(s)** To/From Site of Competition to Campus. A coach, who is certified through the annual certification requirement to recruit and evaluate prospective student-athletes off campus, may transport a prospective student-athlete and his or her ~~parent(s) or legal guardian(s)~~ **relatives or legal guardians** in any vehicle to and from the site of competition to campus on an official visit, provided the conditions regarding contact restrictions at specified sites are satisfied (see Bylaw 13.1.7) and the transportation provided does not exceed the distance between the locale of the prospective student-athlete's home to the institution's campus. The 48-hour time limitation of the official visit shall begin if entertainment (e.g., meal) is provided to the prospective student-athlete or the prospective student-athlete's ~~parent(s) or legal guardian(s)~~ **relatives or legal guardians** while providing such transportation.

B. Bylaws: Amend 13.5.2.6.1, as follows:

13.5.2.6.1 Coach Transporting Prospective Student-Athlete and Prospective Student-Athlete's ~~Parent(s) or Guardian(s)~~ **Relatives or Legal Guardian(s)** From Educational Institution to Campus. A coach, who is certified through the annual certification requirement to recruit and evaluate prospective student-athletes off campus, may transport a prospective student-athlete and his or her ~~parent(s) or legal guardian(s)~~ **relatives or legal guardians** in any vehicle to and from the prospective student-athlete's educational institution to campus on an official visit, provided the conditions regarding the contact restrictions at specified sites are satisfied (see Bylaw 13.1.7) and the transportation provided does not exceed the distance between the locale of the prospective student-athlete's home to the institution's campus. The 48-hour time limitation of the official visit shall begin if entertainment (e.g., meal) is provided to the prospective student-athlete or the prospective student-athlete's ~~parent(s) or legal guardian(s)~~ **relatives or legal guardians** while providing such transportation.

C. Bylaws: Amend 13.5.2.8.1, as follows:

13.5.2.8.1 Coach Transporting Prospective Student-Athlete and Prospective Student-Athlete's ~~Parent(s) or Legal Guardian(s)~~ **Relatives or Legal Guardian(s)** To and From an Official Visit. A coach, who is certified through the annual certification requirement to recruit and evaluate prospective student-athletes off-campus, may transport a prospective student-athlete and his or her ~~parent(s) or legal guardian(s)~~ **relatives or legal guardians** to and from the prospective student-athlete's home to campus on an official visit, in any vehicle, regardless of whether a visit occurs during or outside a permissible contact period.

Additional Information: In 2006, the Division II membership adopted Proposal No. 2006-1, which amended the legislation to include family members under the collective umbrella of "relatives" to bring consistency to the legislation since "relatives" of student-athletes or prospective student-athletes may include spouses, children, parents, legal guardians, siblings and others. This change is necessary to maintain consistency throughout the legislation with regard to family members.

Title: PLAYING AND PRACTICE SEASONS -- FIELD HOCKEY AND SOCCER --
PRESEASON PRACTICE -- CHAMPIONSHIP SEGMENT

Convention Year: 2011

Effective Date: August 1, 2010

Official Notice Number: ER-2010-12

Source: NCAA Staff.

Category: Editorial Revision

Topical Area: Playing and Practice Seasons

A. Bylaws: Amend 17.8.2, as follows:

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** contest or five days prior to the first day of classes, whichever is earlier.

[Remainder of 17.8.2 unchanged.]

B. Bylaws: Amend 17.19.2, as follows:

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** contest or five days prior to the first day of classes, whichever is earlier.

[Remainder of 17.19.2 unchanged.]

Additional Information: This revision corrects an omission in drafting Proposal No. 2010-5. The word "permissible" was inadvertently omitted and is necessary for the application of the first day of practice for institutions that sponsor field hockey and soccer. In addition, the revision helps to maintain consistency for the start of preseason practice with other fall sports and the playing and practice season legislation.

Title: ETHICAL CONDUCT -- SPORTS WAGERING ACTIVITIES -- SANCTIONS

Convention Year: 2011

Effective Date: Immediate

Official Notice Number: ER-2010-13

Source: NCAA Staff.

Category: Editorial Revision

Topical Area: Ethical Conduct/Institutional Control

Status: Adopted

Bylaws: Amend 10.3, as follows:

[Common provision, all divisions, divided vote]

10.3 SPORTS WAGERING ACTIVITIES. The following individuals shall not knowingly participate in sports wagering activities or provide information to individuals involved in or associated with any type of sports wagering activities concerning intercollegiate, amateur or professional athletics competition:

[10.3-(a) through 10.3-(d) unchanged.]

[10.3.1 through 10.3.1.1 unchanged.]

10.3.2 Sanctions. The following sanctions for violations of Bylaw 10.3 shall apply:

(a) A student-athlete who engages in activities designed to influence the outcome of an intercollegiate contest or in an effort to affect win-loss margins (i.e., "point shaving") or who ~~solicits or accepts a bet or~~ participates in any sports wagering activity involving the student-athlete's institution shall permanently lose all remaining regular-season and postseason eligibility in all sports.

(b) A student-athlete who participates in any sports wagering activity through the Internet, a bookmaker, or a parlay card shall be ineligible for all regular-season and postseason competition for a minimum period of one year from the date of the institution's determination that a violation ~~has~~ occurred and shall be charged with the loss of a minimum of one season of eligibility. If the student-athlete is determined to have been involved in a violation of any portion of Bylaw 10.3, the student-athlete shall permanently lose all remaining regular-season and postseason eligibility in all sports.

Additional Information: This is a common provision and therefore this proposal incorporates the changes made by Division I (2006-17-A) and Division III (2007-1).

Title: ELIGIBILITY AND AWARDS, BENEFITS AND EXPENSES -- RELIGIOUS ORGANIZATION

Convention Year: 2011

Effective Date: Immediate

Official Notice Number: ER-2010-14

Source: NCAA Staff.

Category: Editorial Revision

Topical Area: Eligibility

Status: Adopted

A. Bylaws: Amend 14.02.2, as follows:

14.02.2 *Church* **Religious** Mission, Official. An official *church* **religious** mission is one that is required by the *church* **religious organization** of which the individual is a member and that results in the individual's being unable to attend a collegiate institution during the period of the mission.

B. Bylaws: Amend 14.2.1, as follows:

14.2.1 Collegiate Enrollment Concurrent with Service Assignment. Any time in which a student-athlete is enrolled for a minimum full-time load as a regular student in a collegiate institution while simultaneously on active duty in the U.S. military, on an official *church* **religious** mission or with a recognized foreign aid service of the U.S. government shall count against the 10 semesters **or 15 quarters** in which the four seasons of eligibility must be completed.

C. Bylaws: Amend 14.5.5.3.5, as follows:

14.5.5.3.5 Military Service, *Church* **Religious** Mission Exception. The student returns from at least 12 months of active service in the armed forces of the United States, or from at least 12 months of active service on an official *church* **religious** mission.

14.5.5.3.5.1 Collegiate Enrollment Concurrent with Military Service **or Religious Mission**. The amount of time that an individual is enrolled as a regular student in a collegiate institution while concurrently on active military duty or engaged in active service on an official *church* **religious** mission may not be counted as a part of the 18-month active-duty period that qualifies a student for an exception to the transfer residence requirement.

D. Bylaws: Amend 16.10.1.2, as follows:

16.10.1.2 ~~FCA/AIA~~ **Service or Religious Organization** Encampments. Nationally recognized service organizations and *church* **religious** groups (~~including the Fellowship of Christian Athletes and Athletes in Action~~) may underwrite the actual and necessary

expenses of student-athletes attending ~~*Fellowship of Christian Athletes or Athletes in Action*~~ **such** encampments. Neither the institution nor an athletically related organization may underwrite such expenses.

Additional Information: This revision removes religious references that may be considered discriminatory and a redundant provision regarding service or religious organization encampments.

Title: INSTITUTIONAL CONTROL -- SELF-STUDY AND EVALUATION -- SELF-STUDY REPORT

Convention Year: 2011

Effective Date: Immediate

Official Notice Number: ER-2010-15

Source: NCAA Staff.

Category: Editorial Revision

Topical Area: Institutional Control

Status: Adopted

Constitution: Amend 6.3.1, as follows:

6.3.1 Self-Study Report. Institutions shall conduct a comprehensive self-study and evaluation of their intercollegiate athletics programs at least once every five years, using the Institutional Self-Study Guide (ISSG). The report of the self-study and supporting documentation shall be available for examination on request by an authorized representative of the Association. Subjects covered by the self-study shall include:

(a) ~~Institutional purpose and athletics philosophy;~~ **Compliance-related topics:**

(1) Institutional oversight;

(2) Budgetary control;

(3) Ethical conduct;

(4) Recruiting;

(5) Eligibility;

(6) Financial aid;

(7) Rules compliance;

(8) Health and safety; and

(b) ~~The authority of the president or chancellor in personnel and financial affairs;~~
Strategic-initiative related topics:

(1) Philosophy statement;

(2) Institutional control and responsibility;

(3) Athletics operations;

(4) Student-athlete well-being;

(5) Health and safety;

(6) Life in the balance/overall educational experience; and

(7) Cultural diversity and gender equity.

~~(c) Athletics organization and administration;~~

~~(d) Finances;~~

~~(e) Personnel;~~

~~(f) Sports programs;~~

~~(g) Recruiting policies;~~

~~(h) Services for student athletes; and~~

~~(i) Student athlete profiles.~~

Additional Information: This change modifies the list of subjects covered in the self-study guide for consistency with it being separated into two separate and distinct sections; section one covers compliance-related matters and section two covers strategic-initiative related matters. The change to the structure of the ISSG was approved by the Division II Presidents Council and Membership Committee at the April 2010 meetings.

Title: LEGISLATIVE AUTHORITY AND PROCESS -- ADMINISTRATIVE BYLAWS --
INFRACTIONS APPEALS COMMITTEE POLICIES AND PROCEDURES

Convention Year: 2011

Effective Date: Immediate

Official Notice Number: ER-2010-16

Source: NCAA Staff.

Category: Editorial Revision

Topical Area: Legislative Process

Status: Adopted

Constitution: Amend 5.2.3.3, as follows:

5.2.3.3 Enforcement Policies and Procedures. The Committee on Infractions is empowered to adopt or revise policies and procedures for the conduct of the Association's enforcement program, subject to approval by the Management Council. These policies and procedures shall be developed by the Committee on Infractions, shall not be inconsistent with the provisions of the constitution and bylaws and shall be subject to amendment by the membership. **In Division I and Division II, the Infractions Appeals Committee may adopt or revise enforcement policies and procedures set forth in Bylaws 32.10 and 32.11 that relate directly to the infractions appeals process, subject to review and approval by the Division I Board of Directors or the Division II Presidents Council. Such policies and procedures shall not be inconsistent with the provisions of the constitution and bylaws and shall be subject to amendment by the membership.**

Additional Information: This revision clarifies that the Infractions Appeals Committee is authorized to adopt or revise enforcement policies and procedures set forth in Bylaws 32.10 and 32.11 pursuant to the administrative bylaws legislative procedure. Such authority is also found in Bylaw 19.2.1.3.

Title: PLAYING AND PRACTICE SEASONS -- DEFINITIONS AND APPLICATIONS --
PRACTICE OPPORTUNITIES -- WOMEN'S RUGBY AND MEN'S WATER POLO

Convention Year: 2011

Effective Date: Immediate

Official Notice Number: ER-2010-17

Source: NCAA Staff.

Category: Editorial Revision

Topical Area: Playing and Practice Seasons

Status: Adopted

Bylaws: Amend 17.02.12, as follows:

17.02.12 Practice Opportunities. For women's rugby and men's water polo, ~~in~~ in determining the number of practice opportunities to establish the starting date for preseason practice, there shall be counted one for each day beginning with the opening of classes, one for each day classes are not in session in the week of the first scheduled intercollegiate contest and two for each other day in the preseason practice period, except that the institution shall not count any days during the preseason when all institutional dormitories are closed, the institution's team must leave campus, and practice is not conducted.

Additional Information: This change is necessary to clarify that the practice opportunities legislation is applicable to women's rugby and men's water polo in Division II.

Title: ELIGIBILITY -- DEFINITIONS AND APPLICATIONS -- ACADEMIC YEAR OF RESIDENCE

Convention Year: 2011

Effective Date: Immediate

Official Notice Number: ER-2010-18

Source: NCAA Staff.

Category: Editorial Revision

Topical Area: Eligibility

Status: Adopted

A. Bylaws: Amend 14.02.11, as follows:

14.02.11 Residence. Residence is enrollment in a full-time academic program (as defined by the institution) at a collegiate institution during a regular term of an academic year. ~~To satisfy an academic year of residence, a student shall meet the requirements of Bylaw 14.5.1.1.~~ A summer term may not be used to satisfy ~~a~~ **an academic** term **or year** of residence. **Any student-athlete (e.g., qualifier, nonqualifier, transfer student) admitted after the 12th class day may not use that semester or quarter for the purpose of satisfying an academic term or year of residence.**

14.02.11.1 Academic Year of Residence. To satisfy an academic year of residence, a student shall:

(a) Be enrolled in and complete a minimum full-time program of studies for two full semesters or three full quarters; or

(b) Be enrolled in a minimum full-time program of studies for two full semesters or three full quarters and pass a number of hours (including hours earned at the certifying institution during a summer term) that is at least equal to the sum total of the minimum load of each of the required terms.

B. Bylaws: Amend 14.3.4, as follows:

14.3.4 Residence Requirement -- Partial Qualifier or Nonqualifier. A partial qualifier must fulfill an academic year of residence in order to be eligible to compete and to practice away from the institution. A nonqualifier must fulfill an academic year of residence in order to be eligible for practice, competition and financial aid other than that permitted per Bylaw 14.3.2.2.1. **(see Bylaw 14.02.11 regarding the requirements that must be met to fulfill and academic year in residence).** ~~The requirements that must be met to fulfill an academic year of residence are set forth in Bylaw 14.5.1.1.~~

C. Bylaws: Amend 14.5.1, as follows:

14.5.1 Residence Requirement -- General Principle. A student who transfers (see Bylaw 14.5.2) to a member institution from any collegiate institution is required to complete one full academic year of residence (see Bylaw 14.02.11) at the certifying institution before being eligible to compete for or to receive travel expenses from the member institution (see Bylaw 16.8.1.2), unless the student satisfies the applicable transfer requirements or receives an exception or waiver as set forth in this bylaw.

~~14.5.1.1 Determination of Year in Residence. To satisfy an academic year of residence, a student shall:~~

~~(a) Be enrolled in and complete a minimum full time program of studies for two full semesters or three full quarters; or~~

~~(b) Be enrolled in a minimum full time program of studies for two full semesters or three full quarters and pass a number of hours that is at least equal to the sum total of the minimum load of each of the required terms.~~

~~14.5.1.1.1 Summer Term. A summer term shall not be used to satisfy a term of residence, but hours earned at the certifying institution during the summer may be used to satisfy the requirements of Bylaw 14.5.1.1 (b) above.~~

[14.5.1.2 through 14.5.1.5.1 renumbered as 14.5.1.1 through 14.5.1.4.1, unchanged.]

D. Bylaws: Amend 14.5.4, as follows:

14.5.4 Two-Year College Transfers. A student who transfers to a member institution from a two-year college or from a branch school that conducts an intercollegiate athletics program must complete an academic year of residence (see Bylaw 14.02.11), unless the student meets the following eligibility requirements applicable to the division of which the certifying institution is a member. ~~Further, a transfer student athlete admitted after the 12th class day may not use that semester or quarter for the purpose of establishing residency.~~ (See Bylaw 14.4 for progress-toward-degree requirements for transfer student-athletes.)

[Remainder of 14.5.4 unchanged.]

E. Bylaws: Amend 14.5.5.1, as follows:

14.5.5.1 General Rule. A transfer student from a four-year institution shall not be eligible for intercollegiate competition at a member institution until the student has fulfilled a residence requirement of one full academic year (two full semesters or three full quarters) at the certifying institution. (see Bylaw 14.02.11). ~~Further, a transfer student athlete admitted after the 12th class day may not use that semester or quarter for the purpose of establishing residency.~~

[Remainder of 14.5.5.1 unchanged.]

Additional Information: This revision clarifies that the definition of an academic year of residence applies to the references to the phrase throughout Bylaw 14, rather than just Bylaw 14.5. In addition, this revision eliminates redundant provisions.

Title: ELIGIBILITY -- CRITERIA FOR DETERMINING SEASON OF ELIGIBILITY -- PARTICIPATION IN ORGANIZED COMPETITION PRIOR TO INITIAL COLLEGIATE ENROLLMENT -- TRANSFER STUDENT EXCEPTION TO THE ACADEMIC YEAR IN RESIDENCE

Convention Year: 2011

Effective Date: Immediate

Official Notice Number: ER-2010-20

Source: NCAA Staff.

Category: Editorial Revision

Topical Area: Eligibility

Status: Adopted

Intent: To specify that the exception to the academic year in residence for two-year and four-year college transfers who are subject to the organized competition prior to initial collegiate enrollment legislation shall not apply to the use of season(s) of intercollegiate competition.

Bylaws: Amend 14.2.4.2.1.3.1, as follows:

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 before being eligible to represent the certifying institution in that specific sport in intercollegiate competition. **This exception shall not apply to the use of season(s) of intercollegiate competition for each 12-month period after the one-year time period and before initial full-time collegiate enrollment in which an individual participates in organized competition per Bylaw 14.2.4.2.1.2.** (See Bylaws 14.4 and 14.5 for progress-toward-degree and transfer requirements.)

Additional Information: Although the exception is a subset of the academic year in residence requirement set forth in Bylaw 14.2.4.2.1.3, this editorial revision eliminates any possible confusion within the membership by specifying that the exception does not apply to the use of season(s) of competition.



NCAA Division I Editorial Revisions Adopted Since March 2010

Proposal Number: ER-2010-6

Title: AWARDS, BENEFITS AND EXPENSES -- ENROLLED STUDENT-ATHLETES --
PERMISSIBLE GIFT CARDS

Bylaws: Amend 16.1.1, as follows:

16.1.1 Application of Awards Legislation.

[16.1.1.1 unchanged.]

16.1.1.2 Awards Received by a Student-Athlete While Enrolled as a Full-Time Student. The awards limitations of Bylaw 16.1 apply to awards received by a student-athlete while enrolled during the academic year (from the beginning of the fall term through completion of the spring term, including any intervening vacation period) as a regular student in a minimum full-time academic load, or awards received by a student-athlete while representing the student-athlete's institution at any other time. Such awards may not include cash, gift certificates, gift cards that are redeemable for cash (original amount or any balance thereof), a cash-equivalent award (an item that is negotiable for cash or trade or other services, benefits or merchandise) for athletics participation, or a country club or sports club membership.

16.1.1.3 Student-Athlete Not Regularly Enrolled. Awards received by a student-athlete participating in an event while not enrolled as a regular student during the academic year, or received during the summer while not representing his or her institution, shall conform to the regulations of the recognized amateur organization that governs the competition. Such awards may include gift certificates and gift cards, but may not include cash.

16.1.1.4 After Completion of Athletics Eligibility. Awards limitations apply to enrolled student-athletes who have exhausted their collegiate athletics eligibility. An institution shall be held responsible through the Association's enforcement procedures for the provision of improper awards to graduating seniors by the institution or its booster organizations. Awards to graduating seniors may not include cash, gift certificates, gift cards that are redeemable for cash (original amount or any balance thereof), a cash-equivalent award (an item that is negotiable for cash or trade or other services, benefits or merchandise) for athletics participation, or country club or sports club membership.

Source: NCAA Staff

Effective Date: Immediate

Category: Editorial

Topical Area: Awards, Benefits and Expenses

History

Apr 28, 2010: Submit; Submitted for consideration.

Apr 28, 2010: Adopted; This revision clarifies that enrolled student-athletes may not receive gift cards that are redeemable for cash. The legislation is intended to preclude the use of gift certificates or other instruments, such as gift cards, as a means to transfer cash to student-athletes.



Other Editorial Revisions Adopted by Division I found not to be Applicable in Division II or Already Adopted in Division II

Proposal Number	Title	Status	Source	Effective Date	Notes
ER-2010-1	ADMINISTRATIVE REGULATIONS -- BASKETBALL EVENT CERTIFICATION -- ACCIDENT MEDICAL INSURANCE	Adopted - Final	NCAA Staff	Immediate	Not Applicable in Division II
ER-2010-2	RECRUITING -- RECRUITING MATERIALS -- VIDEO/AUDIO MATERIALS -- TIMING AND MEDIA AVAILABLE TO ALL STUDENTS	Adopted - Final	NCAA Staff	Immediate	Not Applicable in Division II
ER-2010-3	RECRUITING, ELIGIBILITY, FINANCIAL AID AND AWARDS, BENEFITS AND EXPENSES -- RELIGIOUS ORGANIZATION	Adopted - Final	NCAA Staff	Immediate	Adopted in Division II
ER-2010-4	LEGISLATIVE AUTHORITY AND PROCESS -- ADMINISTRATIVE BYLAWS -- INFRACTIONS APPEALS COMMITTEE POLICIES AND PROCEDURES	Adopted - Final	NCAA Staff	Immediate	Adopted in Division II
ER-2010-5	ELIGIBILITY -- DEFINITIONS AND APPLICATIONS -- ACADEMIC YEAR OF RESIDENCE	Adopted - Final	NCAA Staff	Immediate	Adopted in Division II
ER-2010-9	CONSOLIDATION OF ADMINISTRATIVE REGULATIONS INTO OTHER ARTICLES	Adopted - Final	NCAA Staff	Immediate	Adopted in Division II

NCAA Division III Editorial Revisions

Title: RECRUITING -- HIGH SCHOOL ALL-STAR GAMES -- USE OF INSTITUTIONAL FACILITIES

Convention Year: 2011

Effective Date: Immediate

Official Notice Number: ER-2010-3

Source: NCAA Staff.

Category: Editorial Revision

Topical Area: Recruiting

Status: Adopted

A. Bylaws: Amend 13.11.3, as follows:

[13.11.3 through 13.11.3.4 unchanged.]

13.11.3.5 High School All-Star Games. A member institution's facilities may be made available for a high school all-star game provided the provisions of Bylaw 13.13.1 are met.

B. Bylaws: Amend 13.13, as follows:

[13.13 through 13.13.1.1 unchanged.]

13.13.2 - Use of Institutional Facilities. A member institution's facilities ~~shall not~~ **may** be made available for a high school all-star game ~~unless~~ **provided** the provisions of Bylaw ~~13.13.1~~ **13.13.1** are met. 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.

[13.13.3 unchanged.]

Additional Information: 2010 Convention Proposal No. 3, deregulated the tryout legislation for Division III. The tryout deregulation was not intended to deregulate the provision that addresses high school all-star games. The legislation, however, refers back to the tryout legislation to determine the permissibility for having a high school all-star game on an institution's campus. Because that provision has been deregulated the reference is no longer instructive. This revision clarifies the accurate reference.



Other Proposals Adopted by Division III found not to be Applicable in Division II or Already Adopted in Division II

Proposal Number	Title	Status	Source	Effective Date	Notes
ER-2010-2	ETHICAL CONDUCT -- GENERAL PRINCIPLES -- RESPONSIBILITY FOR VIOLATIONS OF NCAA REGULATIONS	Adopted	NCAA Staff.	Immediate	Not Applicable in Division II
ER-2010-4	ELIGIBILITY -- DEFINITIONS AND APPLICATIONS -- ACADEMIC YEAR OF RESIDENCE	Adopted	NCAA Staff.	Immediate	Adopted in Division II
ER-2010-5	RECRUITING, ELIGIBILITY, FINANCIAL AID AND AWARDS, BENEFITS AND EXPENSES -- RELIGIOUS ORGANIZATION	Adopted	NCAA Staff.	Immediate	Adopted in Division II
ER-2010-6	RECRUITING -- SPORTS CAMPS AND CLINICS -- EMPLOYMENT AT CAMP OR CLINIC -- CONCESSION ARRANGEMENT	Adopted	NCAA Staff.	Immediate	Adopted in Division II

Summary of Comments
LifeintheBalance@ncaa.org

In an effort to serve the membership, an e-mail box was established and the membership was given an opportunity to submit feedback regarding Phase II of the Life in the Balance initiative. The inbox was created after concerns that Phase I of the initiative was not vetted properly and not enough constituencies were given the opportunity to comment.

The feedback regarding Phase II centered on two main topics: (1) the nonchampionship segment; and (2) the 20/8-hour rule. Most of the feedback received was in favor of maintaining the structure of the nonchampionship segment and most importantly, not eliminating the segment. It was noted that the nonchampionship segment is important for teambuilding and student-athlete development preparation for the following year's championships segment. Regarding the 20/8-hour rule, the comment centered on what is considered a countable activity.

Attached is all of the feedback received in the lifeinthebalance@ncaa.org e-mail box since it was established in fall 2009.

Feedback from LifetheBalance@ncaa.org

E-Mail No. 1:

I've spent time with our coaches and student-athletes on some of the issues that Phase II is likely to address. Our students overwhelmingly feel the non-championship segment is important for team-building and giving them goals to work on during the off-season. Volleyball, women's soccer, baseball and softball players all have strong preference to continue to allow scrimmages in the segment. It is I'm sure no shock to you that coaches want this as well.

I agree with our students in that scrimmages or exhibitions are important, can serve as a goal to work towards and certainly can help build team chemistry and prepare for the championship segment. I would not be opposed, however, to a modest reduction in the number that would be allowed. I am completely opposed to eliminating all non-championship segment competition. I think that would actually create more problems with morale and diminish the overall student-athlete experience in Division II. Competition is why these students play, and off-season competition is fun and challenging without the stress of the season. Students really, really enjoy these games, at least at [REDACTED].

On the 20/8 limitations, I guess I would need to see proposals before I could say one way or another. I personally believe we have a good balance right now and it seems to work. I would just as soon lift the individual limit and leave the decision up to the coaches in a sport whether an S-A or a team would benefit more from individual or team workouts. I'm probably in the minority on that one.

I also believe football could be cut to a 10 game schedule with no dramatic impact on the majority of the schools in Division II. However, at [REDACTED] I try to use that 11th game as a 6th home game to generate extra revenue. I'd prefer we stay at 11, but 10 isn't going to change the world. I don't think football players miss much class as it is, so cutting to a 10 game schedule would be a financial decision only. If the proposal comes up to limit football to 10 games, I'd make sure that it is not framed as a balance or an academic issue. It won't stand up in my opinion.

E-Mail No. 2:

I will try and keep this brief. I voted no on the first life in the balance legislation, not because I disagreed with it, but because I think athletic directors and CEO's of each institution need to stand up and be counted. We had already implemented all of these proposals at [REDACTED] when I became Athletic Director 10 years ago. A few years back, the NCAA went through deregulation and used the statement (and I am paraphrasing) "let's not legislate for only 10% of schools if 90% are doing correctly." Likewise, I felt that different regions and schools have different issues, and each institution needs to decide what is in their best interest for their student-athletes. I thought the schools in the West adequately explained why legislation concerning strict dates over the Christmas holidays were problem for them.

As for phase II, I think there are several issues to address. First, with the reduction in contests, I believe you will find more schools using exempted contests, so any data you collect for past years may not be valid. I know exempted contests are only allowed before first date of contest, but schools that scheduled their first regular season competitions against lesser opponents and only had 1 or 2 scrimmages, I believe will now schedule more exempted contests. I think a better solution is having a set number of contests, that include scrimmages during traditional season, and let schools decide how many scrimmages or actual contest they wish to play. This would also simplify the NCAA manual.

Second, I am a big supporter of doing away with the 8 hour rule outside of the playing season. Particularly as the rule stands now, you can be in season during one day of the week and out of season on another day of same week during your 45-day window. I am in favor of legislation that would give coaches a minimum of 50 days in a 70-day window in the non-championship season to work with their students. In addition, limit the hour activity to 15 hours for the week and this would include any countable activity. I would include in this legislation that practice could not start until after the second week of the semester and could not be conducted at least one week prior to end of semester. This proposal would actually give students more opportunity to interact in a variety of activities, plus it gives coaches the ability to decide what is important for their team to be doing (conditioning, skill work or tactics) and simplify the tracking of practice hours in the non-traditional season. As the rules are currently, each student's practice time (at most schools) change all the time during the non-traditional season. In addition, we do not tell a chemistry professor that he/she must spend "x" amount of time on a particular area, why do we mandate that coaches must only conduct skill instruction during the two hours of the eight that they are allowed. This proposal would allow for more consistent practice times, thus making it easier for scheduling of studies and outside interest for students.

E-Mail No. 3:

I would like to thank you for allowing us to make comments on the Balance in the Life initiatives. I would like to make a few general comments on the logic that is being used to create these policies.

The idea that reduced opportunities is a positive for the student athlete is submitting to the theory that today's youth do not want to be involved with extra curricular activities; or that being involved with these extra curricular activities is somehow detrimental to the welfare of the student athlete. I conducted my Master research (which I would be glad to make available to the NCAA) on the performance of student athletes academically and socially in the championship segment versus the non-traditional segment. A quick summary of the findings were that student athletes perform slightly better academically when they are in season versus during the off-season. The most interesting or should I say alarming finding is that student athletes in the non-

traditional segment were getting into trouble for negative social behaviors at nearly a 4-1 rate versus while they were competing in the championship segment.

The reason we have a marriage between education and athletics simply harkens back to the early education system in England Boarding Schools where they found that the teenage boys were getting into a lot of trouble, they found that by creating games and sports after school they noticed a reduction of incidents as the boys could work off a lot of the excess energy. We know today and boast in the NCAA that student athletes graduate at a higher rate than the non-student athletes. The marriage of sport and education is a productive and successful marriage.

Those that are responsible for making these decisions on reducing opportunities I hope they are also parents of children. I think every parent wants their child to be involved with extracurricular activities for many of the reasons I have stated above. The proposals on reducing the amount of contest, the non traditional opportunities, and scrimmages can only be considered a positive for those looking at the bottom line. These Balance in the Life proposals are only about budget, not the welfare of the student athlete.

Lets discuss the budget issues, which I believe are the driving force behind these initiatives. I work as a coach at a private NCAA Division II institution and I coach the sport of women's soccer. The first round of the Balance in the Life initiatives impacted minor sports the most. Major sports were minimally impacted or not at all in terms of reduction of contest. At our institution those two major sports have never maintained or boasted the highest grade point averages versus our minor sports, nor do those student athletes pay tuition and room and board cost to the extent of the minor sports, nor does any of our major sports boast of being a revenue sport for the institution. **Revenue is generated by private institutions by enrollment.** I am asked to carry a roster of 28 student athletes and have only 4 scholarships to recruit with. This revenue is what helps to make our sport a positive for the institution financially. I would think that this is the model which most private NCAA Division II institutions operate. Fielding athletic teams helps to drive the enrollment which in turn helps to bring in revenue for the institutions. There are likely no revenue producing sports at any NCAA Division II institutions, thus revenue is generated by those with the least amount scholarships and the largest full pay students. *Ironically these seem to be the sports that were hit the hardest by the Balance in the Life initiative.*

I hope that NCAA decision makers will look at what might happen if they reduce or take away opportunities from NCAA Division II student athletes. I am confident they will see "over time" reduced enrollment at Division II schools as more student athletes will look to go to NCAA Division I or NAIA schools where they can compete in more contest and through out the full academic year; as opposed to attending Division II institutions. This will ultimately result in smaller roster sizes and the impact will mean less revenue for especially private colleges. The state institutions that fully fund all sports and do not require specific roster sizes, may see these reductions of opportunities as cost savers for their schools and that it makes perfect fiscal sense to save money from their minor sports. Enrollment may not be the concern for some of those large state schools with enrollment of 20,000 plus students. NCAA Division II has institutions

that have only a few hundred students and schools that have 30,000 plus students thus the financial landscape is totally different. The Presidents and policy makers of those smaller private institutions will hopefully fully understand what they are voting for, as any reductions and limitations on opportunities for their student athletes may have a big negative impact on their long term revenue that is generated by enrollment.

I would hope that we have a thoughtful discussion of the difference's of each institution within Division II and truly make sound decisions **for all** recognizing that the private colleges are counting on their athletic teams to increase enrollment while larger state schools are less concerned with enrollment. If the larger state schools need to find a way to save monies and to solve budget issues, they should look first to the amount of athletic scholarships they are committing to those sports and consider either reducing the amount that they fund via athletic scholarships or request roster sizes to be increased. I know in the region we compete that there is a huge disparity on scholarships between state versus private institutions. Many of the large state schools in our region fully fund all their sports, while the private institutions compete in conferences that cap the amount of scholarship you can provide per sport, which is well short of the equivalencies that are permitted in NCAA Division II.

Lets not look at any further reduction of opportunities for NCAA Division II student athletes. Student athletes love the opportunity to compete in their sport, they benefit academically by being involved, they get is less trouble socially, and any reduction will only impact negatively the enrollment at NCAA Division II institutions. I want to thank you for the opportunity to express my opinions.

E-Mail No. 4:

Please consider DII Men's Ice Hockey where competitive equity issues exist in many many aspects of legislation. There are only 6 NCAA DII MIH programs (all in the Northeast-10 conference). All of these schools must play predominately DIII schools because of the small number of DII schools offering MIH. Shouldn't MIH be added to the list of sports that should not be reviewed because of the competitive equity issue?

There are other more pressing concerns about other aspects of DII legislation that govern DII MIH even though there is no championship in DII Hockey. Currently DII MIH teams are held to stricter recruiting rules than DIII....causing DII schools to submit many waivers as situation develop. Does in not make sense to do away with DII MIH legislation (since there is no championship), and require DII MIH to comply with DIII legislation?

E-Mail No. 5:

I have been fortunate to have been a part of intercollegiate athletics now for over 30 years. During that time I have also worked with a tremendous amount of student athletes who represented themselves and their individual institutions and the NCAA at the highest levels. I do believe that in sports that have contests that fall between 25-50 games a year that our student athletes do struggle with balancing all the aspects of being a student. At the same time those students involved in Cross Country or track and field, who are double or even sometimes triple counters end up training year around.

The real question for all of our student athletes is how much is too much? This is a question that should be answered in a sport by sport context. Our educational institutions have long celebrated diversity and inclusiveness for all types of students. Yet, I find the current trend is not to consider each sport on its own merits or demands that make them so different.

I have tried to get firm data from anyone within the NCAA, the AD's or even SAAC to help my student athletes involved in soccer to understand why their sport that only has 20 contests is reduced by the same percentage as a sport that has 55 contests. Soccer as a sport according to the NCAA latest study in relation to the ASR has the highest GPA and success rate of any team sport (81 % for the women and 64% for the men.) At the same time if you look at our overall calendar for the year, we still train, compete and interact with our athletes at an already lesser amount than most sports.

Soccer on per cost basis is one of the least expensive sports to sponsor, yet remains one of the most popular sports by participation. At the same time soccer on the women's side is one of the sports used most often to balance title IX in terms of gender equity.

Phase I challenges all of us to evaluate the process for gathering information. Our students are also athletes. They chose to come to our respective institutions to compete at the NCAA Division II level. They did not come to play intra murals or play on club teams. At the same time the success that all of our student athletes have had in the classroom and in being able to graduate in a timely manner is far greater than the regular student population. Given the lack of success of many students who are not athletes why would we want to take away from our student athletes present success.

Because of the changes brought on by bylaw 17 now the championship committee must address the criteria that is no longer valid for our sport and in essence has changed our abilities to compete in the post season. Competing and training is a major reason students want to participate in intercollegiate sports, now that too has become a challenge in a sport that has less post season berths than most other sports with more contests.

The SAAC chose to abstain from endorsing the fall reductions. If our SAAC committee as students did not endorse it fully then this area should of gone under review. I would encourage all of us who are involved to challenge the NCAA, our presidents, AD's and the SAAC to review

sport by sport what changes need to be made to allow our student athletes to continue to experience athletics and education in a positive way.

All of us care about our student athletes and our respective sports. I know how much coaches and athletes in other sports have to work to compete given their respective schedules. Soccer has always been a sport that is student friendly. Our success rate in terms of academic success and graduation rates is well documented.

Again, I challenge anyone to show me data or rationale that suggests our student athletes do not want to be just that and how that has hurt their success in relation to the normal student experience.

While I have only seen opinions that have been positive for the Life in Balance Initiatives it would be great to see an opinion that opposes the initiative's. I am sure though that this opinion along with the many others that must have been received will not be posted to see what support they might have.

E-Mail No. 6:

I have a lot of concerns dealing with the Life in the Balance. My biggest is that we keep taking away from the Student Athletes what keeps them excited and involved in school. Taking away from athletics which is one of the greatest learning experiences that a Student Athlete can have before entering the "Real World." Isn't college supposed to be the last thing that they do to get them ready. Right? Here are just a few things that help student athletes preparing for life that athletics teaches. Being on time for practices/schedule (real world= meetings) held to standard GPA course credits(real world= quotas meeting what is ask of you to keep your job, constantly learning about your business to stay ahead of competition), proper dress for practice/games/travel (real world=dress for success), attitude with teammates and coaches(Real world=dealing with co-workers and bosses from all over to achieve a common goal). Winning and losing (Real World= working under pressure to be successful, conflict resolution, if we lose how do we get better, If we win let's keep winning to stay on top). If we keep taking away from our athletes what do we think that they will be doing with the time that they have? Lets don't be naïve! Athletics is one of the best tools at a university to help the Student Athletes to be successful in life. Isn't that what we are here to do for them? You have already taken away what is most exciting for them with the games in the championship season lets don't keep hurting them with taking more things away that they look forward to. Thank you for your time and listening to us I really appreciate it.

E-Mail No. 7:

Thank you for allowing input on Phase II of Life in the Balance. First I would suggest that future requests for data be sent not only to Compliance Coordinators, but also to Athletic Directors. I think that would greatly improve the rate of return, as many times Compliance Coordinators are constantly supplying information to the NCAA, but also other campus divisions and academic studies that require a lot of extra time. Also, some Compliance Coordinators may not understand the importance of why certain decisions are made with regards to some of the data requested.

With regards to the importance of playing Division I basketball guarantee games, I believe many institutions utilize that revenue for Athletic Scholarships for Student-athletes and to reduce that opportunity would have a very negative impact on student-athletes receiving athletic aid. Second the opportunity to showcase your program with alumni and boosters, by playing Division I exhibition games can also increase fundraising opportunities by entertaining them at these events. I think the current reduction in number of regular season basketball games combined with up to 3 exhibition or scrimmage opportunities should remain as it is. If you want to give teams the option to play in Region Showcase Tournaments, featuring teams in two different conferences playing each other, then that should be included as part of the 3 exempted contests, exhibitions or scrimmages. Schools can then make the choice as to what best benefits their school.

With regards to the adding individual skill time in the off-season to compensate for reducing games, I don't see this as a positive for student-athletes. The main focus of our student-athletes is to play the games. I know coaches always want more time to practice with their student-athletes, and some student-athletes like it and some don't. but I've never heard a student-athlete complain about having too many games to play.

E-Mail No.8:

As a golf coach and compliance officer, I would strongly encourage you to consider the proposal I am bringing forward to you. As Division II is moving forward in aligning Bylaw 17 and its mission statement, I feel it is a good time to look closer at the golf playing season in Division II. I coach golf in the North region of the country where weather is a big concern for our season each year. The fall is the best weather for us to play in and the spring is really unpredictable. It can be very challenging for coaches to set up a schedule and on the student athletes as there are many last minutes changes to the schedule especially in the spring season. Currently Division II golf is split into a Championship segment and a Non Championship segment. It is structured similar to other sports. However, golf is unique in the fact that all competitions held during both segments are considered a part of the regular season schedule and are treated the same for regional selection purposes. In the other sports, they may play competition in the Non Championship segment but it doesn't count for regional selection purposes and there overall record for the year. Because golf uses both segments to get regular season competitions in, I am proposing to make it one playing season with a maximum day limit and allowing teams to split the days however they

want between the fall and spring season. Everyone would have the same amount of practice opportunities and competition opportunities but it allows flexibility in setting up your schedule depending on each institution's situation. This proposal would not add any days to the total season but just give more flexibility of when to use the days. The proposal could mirror the current Division I bylaw which is listed below.

Division I Bylaw for Golf

The length of an institution's playing season in golf shall be limited to a 144-day season, which may consist of two segments (each consisting of consecutive days) and which may exclude only required days off per Bylaw 17.1.6.4 and official vacation, holiday and final examination periods during which no practice or competition shall occur.

I am not concerned that the season needs to be 144 days but I like the day limit on the season and the flexibility to adjust your season according to your institution's situation. Looking at the practice opportunities for the current championship segment and non championship segment legislation, I believe it can be very unfair to our student athletes. The practice opportunities between the two segments have 80% during the championship segment and 20% during the non championship segment. Ideally you would want the percentages for practice opportunities and competition played to be similar to allow each student athlete to be prepared for competition. In our situation which is the case for many northern teams, we have to play about 50% of our competition in the fall just to meet the minimum required rounds each year since in the spring our season is really short because of weather. As it is currently, during our non championship segment the student athletes are competing more than practicing. If we play 50% of our competition in the non championship segment, which is a necessity for us, and take a practice round at the competition site, our student athletes are playing more competition days than practice days which I believe is unfair to our student athletes. I believe we can fix this problem without giving an advantage or disadvantage to any team regardless of the region they live in since each school can select when they want to play and have the same practice day opportunities. This proposal would also be a significant budget savings for the northern schools. We could play more competition locally which is cheaper than having to travel significant distances in the spring just to get practice and competitions in. In our situation, our home golf course has on average opened for the season in the middle of April each year. Our college golf season is done at the end of April. We are lucky to be able to practice outside at our home facility for 2 weeks during the spring season. Because of this, we have to travel many miles south just to practice and compete in the spring. My last point is that we can also avoid missed class time in my proposal. We play all of our tournaments in the fall on weekends so we don't miss classes. In the spring, we play half of our tournaments on weekends and half during the weekdays which our student athletes miss class. In addition, with the crazy spring weather we get tournaments get rescheduled last minute and typically more class time is missed and it affects our academic success of our student athletes. I understand that this is not the case for every region of the country, but by giving everyone flexibility would help all parties involved. Please consider this proposal as you look at the life in balance legislation. Feel free to contact me with any questions you may have. Thank you for your consideration.

E-Mail No. 9:

I have coached tennis at [REDACTED] for 44 years. Our teams have been to nationals 38 times. My players are scholar Athletes and all but 2 of my players have not graduated. I am also a full time math professor.

My players do better in the classroom during the championship segment, spring. They are also into non-tennis related activities on campus during both segments. Give me the opportunity to work with them for a maximum of 8 hours per week. 4-two hour sessions per week for the fall semester. Being with my kids allows me to teach

E-Mail No. 10:

Clarification is essential to having competitive divisions. Where I believe some schools count things such as 1) lifting, 2) captains practices, 3) individual skills coaching, 4) watching films in addition to team practices, I believe that some schools do not count most of these activities in their overall limits. For the student who is clearly there as a Student first and athlete second, this time requirement is almost impossible to meet and still be able to accomplish GPA's that are necessary to continue on to post graduate studies.

Please address this issue first and foremost.

E-Mail No. 11:

I just have a quick comment about the section that talks about the non-championship season. It talks about not allowing any athletic related (weight lifting and conditioning) outside the 45 days. I think this is a bad idea because I feel that it would lead to athlete's getting injured. There are 2 reasons they would end up getting injured. First off, they are still going to workout and lift on their own, therefore now they are doing this without supervision. Secondly, once the 45 days start they will be expected to be able to play games without really having trained for them. I think having less hours to weight train and condition is fine, but eliminating them will cause athlete's more harm then good. Let's face these are college-athlete's so they are still going to lift and run, but now they are going to do it without somebody making sure they are doing it CORRECTLY.

E-Mail No. 12:

My name is [REDACTED] and I'm the head women's soccer coach at [REDACTED].

First I want to thank you for the approach to Phase II of the Balance Effort. I feel like you have engaged all of the appropriate communities.

I have feedback on two items.

First, on the item regarding maintaining 24 dates during a 45 day period but precluding athletically related activities during the remaining 21 days.

I've actually tried this approach. And while I thought it was positive it actually did not received positive feedback from the players. This type of approach really requires trying to do everything in a very short period of time (weight training as well as practice) and it does not lend itself to taking our time and developing the players physically, athletically and mentally.

For example, we like to spend time in the spring doing leadership workshops or team building exercises. Imagine trying to fit that in with weight training and practice. It becomes very difficult.

One alternative might be to just require 3 days off per week (instead of the 2 currently required).

With regard to the 8 hours per week rule I feel very strongly that the 2 hours per week should be done with the entire team. I only have 1 assistant coach. The number of small group sessions we need to schedule in a week is very challenging. Especially when class schedules and work schedules are considered.

In addition I've found players prefer to be together.

I would personally still do small group work but if the entire team could work at the same time I could roam from group to group and assist them or do workouts in stations.

E-Mail No. 13:

I hope the only changes that are made will allow for more time with the players, be it skill instruction, weight room, or practice, it seems like my players just want to play more soccer. As well, it's documented in our program that student-athlete GPAs are better in the fall than spring...

E-Mail No. 14:

Not in favor of exemptions for Hawaii, Alaska, and Puerto Rico. Great Alaska Shootout gives Anchorage huge recruiting advantages and those of us who can't afford to go to an exempt event are really penalized. Would favor (20/8) one hour individual work and one hour of practice

E-Mail No. 15:

I agree with one proposal for the non-championship segment (during individual/small group workouts)...I'd like to see us be able to work with our small groups providing individual skill instruction for one day per week for one hour and the second day (1 hour) to be a choice of either a second small group session or 1 large team practice. If I have 25 players on my team and I do 2 hours of small group work (with every player) in a week...that is 8 sessions AT LEAST per week, plus our fitness and or conditioning. I think players would like this too...having one team practice per week.

Other than that suggestion, I am not in favor of ANY changes that result in decreased games, practices, etc. At the rate we are heading, eventually there will be very little difference between Intramural programs and varsity programs....

As for other thoughts...what about monitoring the amount of community service hours each student athlete does. It seems that while we are trying to decrease their games, practices, etc. we are asking them to do more in other areas. We don't ask them to do a huge number of activities, but if we eliminated a couple, that would provide a few hours of free time that they could add another game in their schedule (which is what players want the most). My players are very disappointed about decreasing our maximum number of games by 2.

E-Mail No. 16:

I agree with the idea of maintaining the 45-day period (24 days of practice or competition) but preclude any athletically related activities from being conducted during the remaining 21 days. I truly believe student-athletes need some time away from their sport to experience all the campus has to offer. I just feel like they won't feel so burnout from practicing and playing so much. I loved playing when I was in college, but I have to say that sometimes it got to be too much.

E-Mail No. 17:

The athletics administration and senior leadership at [REDACTED] has reviewed the initial documents regarding Phase II of Life in the Balance. The following information is the basis of our concerns/comments regarding the potential legislation. Generally, the athletics administration's feeling at this time is much softer than our concerns with Phase I. We were generally more concerned regarding the loss of competition from Phase I than the current proposals. Earlier in the semester, all [REDACTED] coaches were invited to provide comments as well.

Thank you in advance for taking the time to review this information.

Part 1: Although we are in no way suggesting that we should cut dates with these sports, all three administrators questioned the rationale that swimming, wrestling, and track “fit well in their season windows.” Swimming goes from the second week of the academic year through mid-March; wrestling is from October through mid-March (similar to basketball); and track goes from October/November through late-May. It was pointed out by one administrator that swimming and track were indeed different than many sports due to the importance of “a strong aerobic base” being needed to succeed in the pool and/or track and that establishing that base takes some time. He noted the length of the season for those sports are important but thought that perhaps practice hour limits in those sports could work. The other two did not think that swimming and track should be treated any differently than wrestling but again none of us are pushing for season reductions. The concern that was expressed by two of us was how NCAA institutions are talking balance in one breath and still overseeing sports that run approximately 75 percent (or more) of the academic year. Again, we are not seeking changes to these sports but do not agree with the rationale.

Part 2: The exempted contests had a couple different thoughts. One administrator was unmoved by the topic. Another does not understand the benefits of scrimmages and feels that teams should be able to work out issues during practices and should not need to face an opponent in a scrimmage to discover or solve the problem. That administrator is in favor of some of the exemptions such as foreign tours or trips to Alaska, Hawaii, etc. The final administrator does not think exempted contests that are detailed in this section are a major issue. In reality, since the administration was so much against cutting competitions in Phase 1, we should be against any elimination of contests. If exempted contests are removed (including scrimmages), the total number of contests for each sport should probably be increased in order to allow at least a scrimmage or two without cutting into their newly limited totals. We are not in favor of getting rid of exempted contests but are not as strongly against this cut as we were for the contests eliminated in Phase I.

Part 3: We talked about balance during Phase I and cut competitions. In Phase II, we’re discussing how important it is to maintain the current nonchampionship setup. One administrator does not follow the logic when taking balance into account. That administrator is not in favor of moving to full practices as an option at different times during the out-of-season work (individual skill sessions). Coaches would likely be in favor of keeping nonchampionship activities as is or, at the very least, not create additional limits. The same administrator is not a proponent of having softball and baseball start playing portions of their seasons during the fall season – that has been at the very least discussed to this point. This would not help with balance or budget as the teams would have to return earlier in the fall – potentially in August to prepare for games that count. The second administrator is not a proponent of nonchampionship segments and would be in favor of any cuts desired whether they are to practices or competitions during the nonchampionship time. He feels that there would not be a competitive imbalance because all schools would be following the same rules. The third administrator is against the potential softball/baseball issue of playing games that count during the nonchampionship segment. The same administrator is against full practices during out-of-season work and would be okay if the

nonchampionship segment was eliminated although there could be an inconsistency when comparing some of the sports that have longer seasons. This administrator is also against competition during the nonchampionship season for budgetary reasons, viewing it as a waste of money.

Part 4: One administrator is supportive of competitions remaining at three hours and is also in favor of keeping the weekly maximum at 20 hours. The second administrator could accept a move to 17-18 hours per week and feels strongly that the NCAA missed the boat here regarding the balance discussion; cutting practice hours instead of competitions would have been a better move with regard to achieving balance. The final administrator agreed that cutting the 20-hours per week limit would be one way to allow students to achieve the balance that was sought during Phase I. This individual is strongly against changing the number of hours counted for competitions with the rationale being that three hours work for general purposes and for the most part is a fair count for a day of competition.

E-Mail No. 18:

I would like to recommend that if we do allow teams to practice for 2 of their 8 hours during the out of season segment, that this must be done during the “normal” business hours when sports medicine and athletic training folks are there to handle the in season sports. If we don’t, then these coaches will be practicing at all times and it will be left up to the athletic training staffs to cover. I would personally like to see that we do not add this 2 hour practice session, but if we have to, some guidelines need to be added to help support staff.

E-Mail No. 19:

My recommendation would be for very few changes in the non-championship segment until we have had time to make the adjustments in our programs set forth in Phase I. In softball and baseball, the scheduling limitations may have a drastic effect on our traditional seasons because we may have to deal with rain outs and other weather related issues that will effect games and practice that many of our other sports do not deal with. We need some time to evaluate these changes before we truly can be educated about the possible effects on Phase II legislation.

I have reviewed all of the documentation for Phase II and I truly do not know what is best for my sport right now.

I am concerned about a start date for our non-championship segment in softball, because of a couple of reasons. The first is - the first couple of weeks of school is critical to get student-athletes acclimated into our program. I have a number of athletes from outside our region and if I can have limited contact with them, I am afraid I may lose them to homesickness. The second is - the weather issue. We barely get our non-traditional segment in before the weather starts to

change and we are in a southern location. This would create a competitive imbalance depending on what region you are in.

I am definitely not in favor of precluding athletic activity during the 24/45 period after the 24 practice days have been used. I believe this can create a number of opportunities for injury. Student-athletes will not be involved in strength and conditioning workouts or they will be involved without supervision and either way it creates an opportunity for increased injuries. If anything, we could look at reducing the length to 40 days or increasing the number of off-days during this segment.

I do believe that the addition of four competition days (on which no more than two games can be played, per day) needs to be part of the nonchampionship segment. Student-athletes are not allowed to miss class for these activities, therefore they would be later in the day or on the weekends. I use these dates for evaluation of my student-athletes in a game environment. Again, because of the weather in the early spring, we may not be able to practice outside or scrimmage an outside opponent prior to our first game in our championship segment. Therefore, non-championship segment contests are critical for the development of my student-athletes and program. They also serve a recruiting purpose, because the majority of the teams we have played in these games are junior colleges and it allows me to evaluate potential student-athletes.

The nonchampionship segment is a critical part of my program and I believe most coaches and student-athletes would agree with me. I just don't want to see us making too many changes without having enough feedback from the Phase I changes.

I will conclude by saying that I understand there are coaches and student-athletes in NCAA-II athletics who may be in favor of further restrictions and reduction of time they spend with their sports. I do not believe they are in the majority. When we began looking at this amendment, one statement I heard over and over was, "we do not want to effect the competitive level of NCAA-II athletics." I believe that if we make too many restrictions, too soon, we will effect the competitive level. Retention of quality student-athletes will become a big issue.

The amount of time that we, as coaches, or our student-athletes commit to their sports is a choice. Those that want to excel will ultimately put more time into being better. Those that do not want to excel, do not have to put in the extra time. They can use their time being involved in other campus activities. But, if we over restrict those that want to excel and take time away from what they want to do, so they can be involved in something they may not be interested in, we may be developing a new motto. They will "Choose to Leave D-II".

E-Mail No. 20:

Shame on you! I was under the illusion that the NCAA is an organization with integrity. It is not!

This whole life in the balance initiative is ridiculous. You did not ask for our input for the first part of this sham. You pushed it forward and everyone hopped on the bandwagon because they saw it as a way to save money in this troublesome economy. Don't call it life in the balance - call it what it is - a budgetary measure. I might be able to respect that, but cloaking this whole thing is shameful. My student-athletes participate in just as many activities as any average college student. They belong to clubs, they participate in campus traditions, they have jobs, they participate in service projects, they hang out, and they have a higher GPA than the average student on our campus. They came to this college to play soccer. They love playing, they love being part of this program, and they want to compete. These student-athletes chose to play for this coach, but you want to limit the hours the coach is allowed to spend with these kids? It doesn't even make sense. You have turned NCAA DII into a joke.

How can you say that to allow balance in a soccer player's life they can only play in 18 games but its fine for baseball players to compete in 50 games? THAT IS NOT EVEN LOGICAL. **If you really want to balance lives you would have to allow every sport to play the exact same number of contests.** You have to balance lives equally - not showing favoritism. We have the highest GPA of any team on this campus, but you are going to cut us back more than other sports so our athletes can be balanced???? DOES ANY OF THIS MAKE SENSE???

Do you have any idea how ridiculous this all sounds? Just have integrity and say it like it is. You are protecting the "revenue" sports in this tough economy, and you are sticking it to the step-children. I participated in intercollegiate athletics prior to Title IV. I spent as many hours training as the men in our athletic department did, but they received a scholarship and I did not. They traveled and competed at no cost, and I had to pay my own way. **The NCAA has not come very far over the years because they still practice favoritism and promote inequality.**

Please allow us to have a spring season. The only change I recommend is allowing us to practice once a week instead of limiting us to skill sessions. I am the only coach and it takes me 5 sessions per week to complete our skill sessions.

E-Mail No. 21:

I think the big "concept" hidden in these measures is what will constitute or comprise the "20/8" moving forward and then, what truly is voluntary.

Also, this may simply need to be more of a true "Educational effort" or focus by the NCAA because if I asked to put the following activities on a list and said what counts and what doesn't for "20/8" purposes, I am not sure there is consensus among coaches/administrators (some of these would need more clarification but for illustration purposes . . .):

- Fund-raising
- Attending a banquet

- Re-hab
 - Film work
 - Academic Study Hall or Table
 - Physical Conditioning (as a punishment or to remedy a violation)
 - Team Community Service
 - General Trainer Time (taping, extra stretching)
 - Putting on uniform in locker room
 - Interview time for media (radio/tv)
 - Team building exercises
 - Medical Appointment (i.e., surgery)
-

E-Mail No. 22:

Just an FYI...during the discussion on Phase II of the "Life in the Balance" initiative last week in Springfield, MO at the [REDACTED] Men's and Women's Tennis Coaches Association meeting, there was a recommendation to move the start date for tennis from Feb. 1 to the first day of classes in the second semester. The vote was 14-1-1.

Just thought you might be interested in this feedback from our tennis coaches.

E-Mail No. 23:

2) Non-championship segment:

Our student-athletes definitely supported the non-championship segment activity and do not want it to be limited much more than it already is.

Fall and spring sports agree that the extra time and practice allows betterment for all student-athletes, on and off the field. Spring sports emphasized the importance of the fall season prior to their championship season, and fall sports like that they can work on their skills in the spring, which often gives those who didn't play much to show coaches that they deserve to play. The question of whether "voluntary" workouts could be regulated was brought up.

20/8 hour rules/skill instruction/counting contests:

Want to keep individuals (#/individual to remain the same, not to allow entire team to "practice")...suggested adding one hour for full team practice, making the breakdown of the 8 hours as: 2 hours individuals, 1 hour full team, 5 hours lifting/conditioning.

E-Mail No. 24:

As our [REDACTED] Management Council representative, I write with feedback on behalf of [REDACTED]. With regard to the latest concepts DII Governance & Mgmt Council are forwarding to Prez Council for Life in the Balance discussion, [REDACTED] offers:

1. We are for amending the skill instruction rule and eliminate the restriction of small groups.
2. We would prefer the possible amendment of start date for winter sports to be flexible, giving the declaring institution the flexibility to set the date (for example 5 days after the first day of class), rather than a hard date that affects campus academic calendars at each institution very differently.

Our rationale:

Providing ample time to get the winter athletes conditioned for the level of participation that begins October 15th.

Potential implications such as S-A's getting injured due to a lack of coaching staff or trainers in contact with them. For instance in basketball, open gym pickup games would be the extent of what could take place athletically, and these occur without any supervision. Injuries could occur when no strength training or conditioning activities take place in conjunction with these open gym games.

If a set date is preferred to allow S-A's to adjust to academics and campus life, set a date 5 days after the 1st day of classes. The September 7 date is not a great solution.

PLAYING AND PRACTICE SEASONS – NUMBER OF CONTESTS/DATES OF COMPETITION -- ANNUAL AND DISCRETIONARY EXEMPTIONS

Convention Year: 2011

Effective Date: August 1, 2011

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

Proposal Category: Presidents Council

Topical Area: Playing and Practice Seasons

Status: Submitted to the National Office

Intent: In all Division II championship sports other than basketball and football: (1) To maintain the conference championship, independent championship, season-ending tournament and contests played in Hawaii, Alaska or Puerto Rico as annual exemptions; (2) To move the remaining annual exemptions to the list of discretionary exemptions; and (3) To increase the maximum number of discretionary exemptions that an institution may exempt from the sports' maximum number of contests or dates of competition each year from three to four. In basketball: (1) To maintain the conference championship, independent championship and season-ending tournament as annual exemptions; (2) To move the remaining annual exemptions to the list of discretionary exemptions; and (3) To increase the maximum number of discretionary exemptions from three to four. In football, (1) To maintain the conference championship, independent championship, season-ending tournament, postseason bowl game between representatives of two Division II conferences and postseason bowl game between a representative of a Division II conference and independent institution as annual exemptions; (2) To establish a list of discretionary exemptions, as specified; and (3) To specify that an institution may exempt a maximum of four discretionary exemptions from the maximum number of contests each year.

A. Bylaws: Amend 17.2.7, as follows:

17.2.7 Number of Contests.

[17.2.7.1 through 17.2.7.2 unchanged.]

17.2.7.3 Annual Exemptions. The maximum number of contests in baseball shall exclude the following:

[17.2.7.3-(a) through 17.2.7.3-(b) unchanged.]

(c) Season-Ending Tournament. Competition in one season-ending tournament (e.g., NCAA championship, NAIA 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; **and**

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

(~~ed~~) Hawaii, Alaska, Puerto Rico. Any contests 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 (or 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 baseball 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.~~

17.2.7.4 Discretionary Exemptions. The following may be exempted from an institution's maximum number of contests in baseball each year. An institution may exempt no more than ~~three~~ **four** from this list annually:

[17.2.7.4-(a) unchanged.]

(b) Non-Division II Four-Year Collegiate Institution. An exhibition contest against a non-Division II four-year collegiate institution played between the first permissible date for practice and the first permissible contest date; ~~or~~

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

(d) Fundraising Activity. Any activities in which student-athletes from more than one of the institution's athletics teams participate (or 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);

(e) Celebrity Sports Activity. Competition involving a maximum of two student-athletes from a member institution's team who participate in local celebrity activities in baseball 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; or

(e)f Scrimmages. A scrimmage with outside competition, provided the scrimmage is conducted without official scoring.

17.2.7.4.1 Official Scoring. For purposes of Bylaw 17.2.7.4-(~~e~~**f**), official scoring has occurred when either institution participating in the scrimmage satisfies 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.

[Remainder of 17.2.7 unchanged.]

B. Bylaws: Amend 17.3.5, as follows:

17.3.5 Number of Contests.

[17.3.5.1 through 17.3.5.2 unchanged.]

17.3.5.3 Annual Exemptions. The maximum number of contests in baseball shall exclude the following:

[17.3.5.3-(a) unchanged.]

(b) Independents Championship. Competition in one championship meet or tournament among independent member institutions that are not members of an intercollegiate athletics conference in all sports, or for a specific sport that is not part of a conference, conducted at the end of the championship segment and prior to the NCAA championship; **and**

(c) Season-Ending Tournament. Competition in one season-ending tournament (e.g., NCAA championship, NAIA 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;

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

~~(e) Fundraising Activity. Any activities in which student athletes from more than one of the institution's athletics teams participate (or 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);~~

~~(f) Celebrity Sports Activity. Competition involving a maximum of two student athletes from a member institution's team who participate in local celebrity activities in basketball 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;~~

~~(g) Tip-Off Classic. Games in the Division II Tip-Off Classic; 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.~~

17.3.5.4 Discretionary Exemptions. The following may be exempted from an institution's maximum number of contests in basketball each year. An institution may exempt no more than ~~three~~ **four** from this list annually:

[17.3.5.4-(a) through 17.3.5.4-(b) unchanged.]

(c) Non-Division II Four-Year Collegiate Institution. An exhibition contest against a non-Division II four-year collegiate institution played between the first permissible date for practice and the first permissible contest date; ~~or~~

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

(e) Fundraising Activity. Any activities in which student-athletes from more than one of the institution's athletics teams participate (or 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);

(f) Celebrity Sports Activity. Competition involving a maximum of two student-athletes from a member institution's team who participate in local celebrity activities in basketball 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;

(g) Tip-Off Classic. Games in the Division II Tip-Off Classic;

(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; or

(i) Scrimmages. A scrimmage with outside competition, provided the scrimmage is conducted without official scoring.

17.3.4.5.1 Official Scoring. For purposes of Bylaw 17.3.5.4-(~~i~~), official scoring has occurred when either institution participating in the scrimmage satisfies 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.

[Remainder of 17.3.4 unchanged.]

C. Bylaws: Amend 17.5.7, as follows:

17.5.7 Number of Dates of Competition.

[17.5.7.1 through 17.5.7.2.1 unchanged.]

17.5.7.3 Annual Exemptions. The maximum number of dates of competition in cross country shall exclude the following:

[17.5.7.3-(a) through 17.5.7.3-(b) unchanged.]

(c) Season-Ending Tournament. Competition in one season-ending tournament (e.g., NCAA championship, NAIA 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; **and**

~~(d) Alumni Game. One date of competition with an alumni team of the institution;~~

(ed) Hawaii, Alaska, Puerto Rico. Any dates of competition 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 (or 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 cross country 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.~~

17.5.7.4 Discretionary Exemptions. The following may be exempted from an institution's maximum number of cross country dates of competition each year. An institution may exempt no more than ~~three~~ **four** from this list annually:

[17.5.7.4-(a) unchanged.]

(b) Non-Division II Four-Year Collegiate Institution. An exhibition date of competition against a non-Division II four-year collegiate institution played between the first permissible date for practice and the first permissible date of competition; ~~or~~

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

(d) Fundraising Activity. Any activities in which student-athletes from more than one of the institution's athletics teams participate (or 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);

(e) Celebrity Sports Activity. Competition involving a maximum of two student-athletes from a member institution's team who participate in local celebrity activities in cross country 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;

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

(f) 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; or

(eg) Scrimmages. A scrimmage with outside competition, provided the scrimmage is conducted without official scoring.

17.5.7.4.1 Official Scoring. For purposes of Bylaw 17.5.7.4-(**eg**), official scoring has occurred when either institution participating in the scrimmage satisfies 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.

[Remainder of 17.5.7 unchanged.]

D. Bylaws: Amend 17.8.7, as follows:

17.8.7 Number of Contests and Dates of Competition.

[17.8.7.1 through 17.8.7.2 unchanged.]

17.8.7.3 Annual Exemptions. The maximum number of contests or dates of competition in field hockey shall exclude the following:

[17.8.7.3-(a) through 17.8.7.3-(b) unchanged.]

(c) Season-Ending Tournament. Competition in one season-ending tournament (e.g., NCAA championship, NAIA 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; **and**

~~(d) Alumni Game. One contest or date of competition with an alumni team of the institution;~~

(ed) Hawaii, Alaska, Puerto Rico. Any contests or dates of competition 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 (or 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 field hockey 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 contest or date of competition against a U.S. national team as selected by the appropriate national governing body in that sport.~~

17.8.7.4 Discretionary Exemptions. The following may be exempted from an institution's maximum number of contests or dates of competition in field hockey each year. An institution may exempt no more than ~~three~~ **four** from this list annually:

[17.8.7.4-(a) unchanged.]

(b) Non-Division II Four-Year Collegiate Institution. An exhibition contest or date of competition against a non-Division II four-year collegiate institution played between the first permissible date for practice and the first permissible contest or date of competition;
~~or~~

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

(d) Fundraising Activity. Any activities in which student-athletes from more than one of the institution's athletics teams participate (or 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);

(e) Celebrity Sports Activity. Competition involving a maximum of two student-athletes from a member institution's team who participate in local celebrity activities in field hockey 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;

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

(~~eg~~) Scrimmages. A scrimmage with outside competition, provided the scrimmage is conducted without official scoring.

17.8.7.4.1 Official Scoring. For purposes of Bylaw 17.8.7.4-(~~eg~~), official scoring has occurred when either institution participating in the scrimmage satisfies 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.

[Remainder of 17.8.7 unchanged.]

E. Bylaws: Amend 17.9.7, as follows:

17.9.7 Number of Contests.

[17.9.7.1 through 17.9.7.2 unchanged.]

17.9.7.3 Annual Exemptions. The maximum number of contests in football shall exclude the following:

[17.9.7.3-(a) through 17.9.7.3-(c) unchanged.]

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

~~(e) Hawaii, Alaska, Puerto Rico. Any contests 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 (or 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 football 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;~~

~~(h) Spring Game. One contest at the conclusion of the spring practice period provided the contest is against a team comprised of bona fide alumni or students or both;~~

(~~ie~~) Postseason Bowl Game -- Between Representatives of Two Division II Conferences. Participation in one postseason bowl game between representatives of two Division II conferences. The participating institutions shall be institutions not selected to participate in the Division II Football Championship; and

(~~if~~) Postseason Bowl Game -- Between a Representative of a Division II Conference and an Independent Institution. Participation in one postseason bowl game between a representative of a Division II conference and an independent institution. For purposes of this legislation, an independent institution is one that is not a member of a conference in football. The participating institutions shall be institutions not selected to participate in the Division II Football Championship.

17.9.7.4 Discretionary Exemptions. The following may be exempted from an institution's maximum number of football contests each year. An institution may exempt no more than four from this list annually:

(a) Fundraising Activity. Any activities in which student-athletes from more than one of the institution's athletics teams participate (or 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);

(b) Celebrity Sports Activity. Competition involving a maximum of two student-athletes from a member institution's team who participate in local celebrity activities in football 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;

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

(d) Spring Game. One contest at the conclusion of the spring practice period provided the contest is against a team comprised of bona fide alumni or students or both.

[17.9.7.4 renumbered as 17.9.7.5, unchanged.]

F. Bylaws: Amend 17.10.7, as follows:

17.10.7 Number of Contests.

[17.10.7.1 through 17.10.7.7.1.3 unchanged.]

17.10.7.3 Annual Exemptions. The maximum number of dates of competition in golf shall exclude the following:

[17.10.7.3-(a) through 17.10.7.3-(b) unchanged.]

(c) Season-Ending Tournament. Competition in one season-ending tournament (e.g., NCAA championship, NAIA 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; **and**

~~(d) Alumni Game. One date of competition with an alumni team of the institution;~~

(ed) Hawaii, Alaska, Puerto Rico. Any dates of competition 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 (or 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 golf 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;~~

~~(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;~~

~~(i) College Am Event. A "college-am" golf tournament, provided the event is held in conjunction with intercollegiate competition and student-athletes do not receive awards or prizes for such participation; and~~

~~(j) College All-American Golf Classic. Competition in the College All-American Golf Classic shall be exempt, provided not more than two student-athletes from the institution participate and the event is limited to two dates of competition.~~

17.10.7.4 Discretionary Exemptions. The following may be exempted from an institution's maximum number of dates of competition in golf each year. An institution may exempt no more than ~~three~~ **four** from this list annually:

[17.10.7.4-(a) unchanged.]

(b) Non-Division II Four-Year Collegiate Institution. An exhibition date of competition against a non-Division II four-year collegiate institution played between the first permissible date for practice and the first permissible contest date; ~~or~~

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

(d) Fundraising Activity. Any activities in which student-athletes from more than one of the institution's athletics teams participate (or 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);

(e) Celebrity Sports Activity. Competition involving a maximum of two student-athletes from a member institution's team who participate in local celebrity activities in golf 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;

(f) 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;

(g) College-Am Event. A "college-am" golf tournament, provided the event is held in conjunction with intercollegiate competition and student-athletes do not receive awards or prizes for such participation;

(h) College All-American Golf Classic. Competition in the College All-American Golf Classic shall be exempt, provided not more than two student-athletes from the institution participate and the event is limited to two dates of competition; or

(e) Scrimmages. A scrimmage with outside competition, provided the scrimmage is conducted without official scoring.

17.10.7.4.1 Official Scoring. For purposes of Bylaw 17.10.7.4-(**e**), official scoring has occurred when either institution participating in the scrimmage satisfies any of the following conditions: (Adopted: 4/14/08)

- (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.

[Remainder of 17.10.7 unchanged.]

G. Bylaws: Amend 17.12.5, as follows:

17.12.5 Number of Contests.

[17.12.5.1 through 17.12.5.2 unchanged.]

17.12.5.3 Annual Exemptions. The maximum number of men's ice hockey contests shall exclude the following:

[17.12.5.3-(a) through 17.12.5.3-(b) unchanged.]

(c) Season-Ending Tournament. Competition in one season-ending tournament (e.g., NCAA championship, NAIA 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; **and**

~~(d) Alumni Game. One contest or date of competition with an alumni team of the institution;~~

~~(e)~~ **(d)** Hawaii, Alaska, Puerto Rico. Any contests 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 (or 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 men's ice hockey 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 contest or date of competition against a U.S. national team as selected by the appropriate national governing body in that sport.~~

17.12.5.3.1 Discretionary Exemptions. The following may be exempted from an institution's maximum number of men's ice hockey contests each year. An institution may exempt no more than ~~three~~ **four** from this list annually:

[17.12.5.3.1-(a) unchanged.]

(b) Non-Division II Four-Year Collegiate Institution. An exhibition contest against a non-Division II four-year collegiate institution played between the first permissible date for practice and the first permissible contest date; ~~or~~

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

(d) Fundraising Activity. Any activities in which student-athletes from more than one of the institution's athletics teams participate (or 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);

(e) Celebrity Sports Activity. Competition involving a maximum of two student-athletes from a member institution's team who participate in local celebrity activities in men's ice hockey 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;

(f) 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; or

(eg) Scrimmages. A scrimmage with outside competition, provided the scrimmage is conducted without official scoring.

17.12.5.3.1.1 Official Scoring. For purposes of Bylaw 17.12.5.3.1-(~~eg~~), official scoring has occurred when either institution participating in the scrimmage satisfies 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.

[Remainder of 17.12.7 unchanged.]

H. Bylaws: Amend 17.13.7, as follows:

17.13.7 Number of Dates of Competition.

[17.13.7.1 through 17.13.7.2 unchanged.]

17.13.7.3 Annual Exemptions. The maximum number of dates of competition in lacrosse shall exclude the following:

[17.13.7.3-(a) through 17.13.7.3-(b) unchanged.]

(c) Season-Ending Tournament. Competition in one season-ending tournament (e.g., NCAA championship, NAIA 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; **and**

~~(d) Alumni Game. One contest or date of competition with an alumni team of the institution;~~

~~(ed)~~ Hawaii, Alaska, Puerto Rico. Any dates of competition 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 (or 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 lacrosse 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 contest or date of competition against a U.S. national team as selected by the appropriate national governing body in that sport.~~

17.13.7.4 Discretionary Exemptions. The following may be exempted from an institution's maximum number of dates of competition in lacrosse each year. An institution may exempt no more than ~~three~~ **four** from this list annually:

[17.13.7.4-(a) unchanged.]

(b) Non-Division II Four-Year Collegiate Institution. An exhibition date of competition against a non-Division II four-year collegiate institution played between the first permissible date for practice and the first permissible contest date; ~~or~~

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

(d) Fundraising Activity. Any activities in which student-athletes from more than one of the institution's athletics teams participate (or 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);

(e) Celebrity Sports Activity. Competition involving a maximum of two student-athletes from a member institution's team who participate in local celebrity activities in lacrosse 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;

(f) 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; or

(~~eg~~) Scrimmages. A scrimmage with outside competition, provided the scrimmage is conducted without official scoring.

17.13.7.4.1 Official Scoring. For purposes of Bylaw 17.13.7.4-(~~eg~~), official scoring has occurred when either institution participating in the scrimmage satisfies 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.

[Remainder of 17.13.7 unchanged.]

I. Bylaws: Amend 17.15.7, as follows:

17.15.7 Number of Dates of Competition.

[17.15.7.1 through 17.15.7.2 unchanged.]

17.15.7.3 Annual Exemptions. The maximum number of dates of competition in rowing shall exclude the following:

[17.15.7.3-(a) through 17.15.7.3-(b) unchanged.]

(c) Season-Ending Tournament. Competition in one season-ending tournament (e.g., NCAA championship, NAIA 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;

~~(d) Alumni Game. One contest or date of competition with an alumni team of the institution;~~

~~(e)~~ **(ed)** Hawaii, Alaska, Puerto Rico. Any dates of competition 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; **and**

~~(f) Fundraising Activity. Any activities in which student athletes from more than one of the institution's athletics teams participate (or 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 rowing 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 contest or date of competition against a U.S. national team as selected by the appropriate national governing body in that sport.~~

[17.15.7.3-(i) relettered as 17.15.7.3-(e), unchanged.]

17.15.7.4 Discretionary Exemptions. The following may be exempted from an institution's maximum number of dates of competition in rowing each year. An institution may exempt no more than ~~three~~ **four** from this list annually:

[17.15.7.4-(a) unchanged.]

(b) Non-Division II Four-Year Collegiate Institution. An exhibition date of competition against a non-Division II four-year collegiate institution played between the first permissible date for practice and the first permissible contest date; ~~or~~

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

(d) Fundraising Activity. Any activities in which student-athletes from more than one of the institution's athletics teams participate (or 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);

(e) Celebrity Sports Activity. Competition involving a maximum of two student-athletes from a member institution's team who participate in local celebrity activities in rowing 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;

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

(~~eg~~) Scrimmages. A scrimmage with outside competition, provided the scrimmage is conducted without official scoring.

17.15.7.4.1 Official Scoring. For purposes of Bylaw 17.15.7.4-(~~eg~~), official scoring has occurred when either institution participating in the scrimmage satisfies 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.

[Remainder of 17.15.7 unchanged.]

J. Bylaws: Amend 17.19.7, as follows:

17.19.7 Number of Contests and Dates of Competition.

[17.19.7.1 through 17.19.7.2 unchanged.]

17.19.7.3 Annual Exemptions. The maximum number of contests and dates of competition in soccer shall exclude the following:

[17.19.7.3-(a) through 17.19.7.3-(b) unchanged.]

(c) Season-Ending Tournament. Competition in one season-ending tournament (e.g., NCAA championship, NAIA 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; **and**

~~(d) Alumni Game. One contest or date of competition with an alumni team of the institution;~~

(ed) Hawaii, Alaska, Puerto Rico. Any contests or dates of competition 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 (or 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 soccer 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 contest or date of competition against a U.S. national team as selected by the appropriate national governing body in that sport.~~

17.15.7.4 Discretionary Exemptions. The following may be exempted from an institution's maximum number of contests or dates of competition in soccer each year. An institution may exempt no more than ~~three~~ **four** from this list annually:

[17.15.7.4-(a) unchanged.]

(b) Non-Division II Four-Year Collegiate Institution. An exhibition contest or date of competition against a non-Division II four-year collegiate institution played between the first permissible date for practice and the first permissible contest date; ~~or~~

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

(d) Fundraising Activity. Any activities in which student-athletes from more than one of the institution's athletics teams participate (or 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);

(e) Celebrity Sports Activity. Competition involving a maximum of two student-athletes from a member institution's team who participate in local celebrity activities in soccer 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;

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

(~~eg~~) Scrimmages. A scrimmage with outside competition, provided the scrimmage is conducted without official scoring.

17.19.7.4.1 Official Scoring. For purposes of Bylaw 17.19.7.4-(~~eg~~), official scoring has occurred when either institution participating in the scrimmage satisfies 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.

[Remainder of 17.19.7 unchanged.]

K. Bylaws: Amend 17.20.7, as follows:

17.20.7 Number of Contests.

[17.20.7.1 through 17.20.7.2 unchanged.]

17.20.7.3 Annual Exemptions. The maximum number of contests in softball shall exclude the following:

[17.20.7.3-(a) through 17.20.7.3-(b) unchanged.]

(c) Season-Ending Tournament. Competition in one season-ending tournament (e.g., NCAA championship, NAIA 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; **and**

~~(d) Alumni Game. One contest or date of competition with an alumni team of the institution;~~

(~~ed~~) Hawaii, Alaska, Puerto Rico. Any contests 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 (or 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); and~~

~~(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 softball 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.~~

17.20.7.4 Discretionary Exemptions. The following may be exempted from an institution's maximum number of contests in softball each year. An institution may exempt no more than ~~three~~ **four** from this list annually:

[17.20.7.4-(a) unchanged.]

(b) Non-Division II Four-Year Collegiate Institution. An exhibition contest against a non-Division II four-year collegiate institution played between the first permissible date for practice and the first permissible contest date; ~~or~~

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

(d) Fundraising Activity. Any activities in which student-athletes from more than one of the institution's athletics teams participate (or 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);

(e) Celebrity Sports Activity. Competition involving a maximum of two student-athletes from a member institution's team who participate in local celebrity activities in softball 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; or

(~~e~~**f**) Scrimmages. A scrimmage with outside competition, provided the scrimmage is conducted without official scoring.

17.20.7.4.1 Official Scoring. For purposes of Bylaw 17.20.7.4-(~~e~~**f**), official scoring has occurred when either institution participating in the scrimmage satisfies 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.

[Remainder of 17.20.7 unchanged.]

L. Bylaws: Amend 17.22.5, as follows:

17.22.5 Number and Dates of Competition.

[17.22.5.1 through 17.22.5.2 unchanged.]

17.22.5.3 Annual Exemptions. The maximum number of dates of competition in swimming and diving shall exclude the following:

[17.22.5.3-(a) through 17.22.5.3-(b) unchanged.]

(c) Season-Ending Tournament. Competition in one season-ending tournament (e.g., NCAA championship, NAIA 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; **and**

~~(d) Alumni Game. One contest or date of competition with an alumni team of the institution;~~

(~~e~~**d**) Hawaii, Alaska, Puerto Rico. Any dates of competition 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 (or 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 swimming and diving 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 contest or date of competition against a U.S. national team as selected by the appropriate national governing body in that sport.~~

17.22.5.4 Discretionary Exemptions. The following may be exempted from an institution's maximum number of dates of competition in swimming and diving each year. An institution may exempt no more than ~~three~~ **four** from this list annually:

[17.22.5.4-(a) unchanged.]

(b) Non-Division II Four-Year Collegiate Institution. An exhibition date of competition against a non-Division II four-year collegiate institution played between the first permissible date for practice and the first permissible contest date; ~~or~~

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

(d) Fundraising Activity. Any activities in which student-athletes from more than one of the institution's athletics teams participate (or 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);

(e) Celebrity Sports Activity. Competition involving a maximum of two student-athletes from a member institution's team who participate in local celebrity activities in swimming and diving 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;

(f) 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; or

(eg) Scrimmages. A scrimmage with outside competition, provided the scrimmage is conducted without official scoring.

17.22.5.4.1 Official Scoring. For purposes of Bylaw 17.22.5.4-(eg), official scoring has occurred when either institution participating in the scrimmage satisfies 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.

[Remainder of 17.22.5 unchanged.]

M. Bylaws: Amend 17.23.7, as follows:

17.23.7 Number of Dates of Competition.

[17.23.7.1 through 17.23.7.2.1 unchanged.]

17.23.7.3 Annual Exemptions. The maximum number of dates of competition in tennis shall exclude the following:

[17.23.7.3-(a) through 17.23.7.3-(b) unchanged.]

(c) Season-Ending Tournament. Competition in one season-ending tournament (e.g., NCAA championship, NAIA 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; **and**

~~(d) Alumni Game. One contest or date of competition with an alumni team of the institution;~~

(~~e~~**d**) Hawaii, Alaska, Puerto Rico. Any dates of competition 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 (or 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 field tennis 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 contest or date of competition against a U.S. national team as selected by the appropriate national governing body in that sport.~~

17.23.7.4 Discretionary Exemptions. The following may be exempted from an institution's maximum number of dates of competition in tennis each year. An institution may exempt no more than ~~three~~ **four** from this list annually:

[17.23.7.4-(a) unchanged.]

(b) Non-Division II Four-Year Collegiate Institution. An exhibition date of competition against a non-Division II four-year collegiate institution played between the first permissible date for practice and the first permissible contest date; ~~or~~

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

(d) Fundraising Activity. Any activities in which student-athletes from more than one of the institution's athletics teams participate (or 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);

(e) Celebrity Sports Activity. Competition involving a maximum of two student-athletes from a member institution's team who participate in local celebrity activities in tennis 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;

(f) 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; or

(eg) Scrimmages. A scrimmage with outside competition, provided the scrimmage is conducted without official scoring.

17.23.7.4.1 Official Scoring. For purposes of Bylaw 17.23.7.4-(**eg**), official scoring has occurred when either institution participating in the scrimmage satisfies 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.

[Remainder of 17.23.7 unchanged.]

N. Bylaws: Amend 17.24.5, as follows:

17.24.5 Number of Dates of Competition.

[17.24.5.1 through 17.24.5.2 unchanged.]

17.24.5.3 Annual Exemptions. The maximum number of dates of competition in track and field shall exclude the following:

[17.24.5.3-(a) through 17.24.5.3-(b) unchanged.]

(c) Season-Ending Tournament. Competition in one season-ending tournament (e.g., NCAA championship, NAIA 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; **and**

~~(d) Alumni Game. One contest or date of competition with an alumni team of the institution;~~

(e) Hawaii, Alaska, Puerto Rico. Any dates of competition 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 (or 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 track and field 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 contest or date of competition against a U.S. national team as selected by the appropriate national governing body in that sport.~~

17.24.5.4 Discretionary Exemptions. The following may be exempted from an institution's maximum number of dates of competition in track and field each year. An institution may exempt no more than ~~three~~ **four** from this list annually:

[17.24.5.4-(a) unchanged.]

(b) Non-Division II Four-Year Collegiate Institution. An exhibition date of competition against a non-Division II four-year collegiate institution played between the first permissible date for practice and the first permissible date of competition; ~~or~~

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

(d) Fundraising Activity. Any activities in which student-athletes from more than one of the institution's athletics teams participate (or 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);

(e) Celebrity Sports Activity. Competition involving a maximum of two student-athletes from a member institution's team who participate in local celebrity activities in track and field 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;

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

(eg) Scrimmages. A scrimmage with outside competition, provided the scrimmage is conducted without official scoring.

17.24.5.4.1 Official Scoring. For purposes of Bylaw 17.24.5.4-(**eg**), official scoring has occurred when either institution participating in the scrimmage satisfies 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.

[Remainder of 17.24.5 unchanged.]

O. Bylaws: Amend 17.25.2.7, as follows:

17.25.2.7 Number of Dates of Competition – Women.

[17.25.2.7.1 through 17.25.2.7.2 unchanged.]

17.25.2.7.3 Annual Exemptions – Women. The maximum number of dates of competition in women’s volleyball shall exclude the following:

[17.25.2.7.3-(a) through 17.25.2.7.3-(b) unchanged.]

(c) Season-Ending Tournament. Competition in one season-ending tournament (e.g., NCAA championship, NAIA 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; **and**

~~(d) Alumni Game. One contest or date of competition with an alumni team of the institution;~~

(ed) Hawaii, Alaska, Puerto Rico. Any dates of competition 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 (or 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 women's 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 contest or date of competition against a U.S. national team as selected by the appropriate national governing body in that sport.~~

17.25.2.7.4 Discretionary Exemptions – Women. The following may be exempted from an institution's maximum number of dates of competition in women’s volleyball each year. An institution may exempt no more than ~~three~~ **four** from this list annually:

[17.25.2.7.4-(a) unchanged.]

(b) Non-Division II Four-Year Collegiate Institution. An exhibition date of competition against a non-Division II four-year collegiate institution played between the first permissible date for practice and the first permissible contest date; ~~or~~

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

(d) Fundraising Activity. Any activities in which student-athletes from more than one of the institution's athletics teams participate (or 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);

(e) Celebrity Sports Activity. Competition involving a maximum of two student-athletes from a member institution's team who participate in local celebrity activities in women's 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;

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

~~(eg)~~ Scrimmages. A scrimmage with outside competition, provided the scrimmage is conducted without official scoring.

17.25.2.7.4.1 Official Scoring. For purposes of Bylaw 17.25.2.7.4-(~~eg~~), official scoring has occurred when either institution participating in the scrimmage satisfies 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.

[Remainder of 17.25.2.7 unchanged.]

P. Bylaws: Amend 17.27.5, as follows:

17.27.5 Number of Dates of Competition.

[17.27.5.1 through 17.27.5.2 unchanged.]

17.27.5.3 Annual Exemptions. The maximum number of dates of competition in wrestling shall exclude the following:

[17.27.5.3-(a) through 17.27.5.3-(b) unchanged.]

(c) Season-Ending Tournament. Competition in one season-ending tournament (e.g., NCAA championship, NAIA 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; **and**

~~(d) Alumni Game. One date of competition with an alumni team of the institution;~~

(ed) Hawaii, Alaska, Puerto Rico. Any dates of competition 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 (or 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 wrestling 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 contest or date of competition against a U.S. national team as selected by the appropriate national governing body in that sport.~~

17.27.5.4 Discretionary Exemptions. The following may be exempted from an institution's maximum number of dates of competition in wrestling each year. An institution may exempt no more than ~~three~~ **four** from this list annually:

[17.27.5.4-(a) unchanged.]

(b) Non-Division II Four-Year Collegiate Institution. An exhibition date of competition against a non-Division II four-year collegiate institution played between the first permissible date for practice and the first permissible contest date; ~~or~~

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

(d) Fundraising Activity. Any activities in which student-athletes from more than one of the institution's athletics teams participate (or 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);

(e) Celebrity Sports Activity. Competition involving a maximum of two student-athletes from a member institution's team who participate in local celebrity activities in wrestling 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;

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

~~(eg)~~ Scrimmages. A scrimmage with outside competition, provided the scrimmage is conducted without official scoring.

17.27.5.4.1 Official Scoring. For purposes of Bylaw 17.27.5.4-(~~eg~~), official scoring has occurred when either institution participating in the scrimmage satisfies 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.

[Remainder of 17.27.5 unchanged.]

Rational: Phase II of the Life in the Balance initiative included a review of the annual and discretionary exemptions legislation. A questionnaire, requesting three academic years of data on the number of annual and discretionary exemptions used in each Division II championship sport, was sent to institutions. With a response-rate of approximately 67 percent, the data showed that a significant number of teams did not use any exemptions during each academic year under review (2006-07, 2007-08 and 2008-09), and that the most commonly used exemptions by Division II championship sports include: alumni contests, fundraising activities, exhibition contests against a non-Division II four-year collegiate institution and scrimmages. Further, in many instances it is difficult to schedule for season-ending competition (e.g., conference championship), and the Hawaii, Alaska and Puerto Rico exception is vitally important for institutions located in those states/territory to attract competition and meet minimum contest/dates of competition requirements. Therefore, those competitions should be maintained as annual exemptions. Shifting the remaining annual exemptions to discretionary exemptions and increasing the maximum number of discretionary exemptions a sport may use each year from three to four, provides institutions the flexibility to choose a combination of more choices under the discretionary exemption option.

Review History:

April 13, 2010: Concept reviewed – Management Council

April 29, 2010: Concept reviewed – Presidents Council

May 12, 2010: Concept reviewed – Legislation Committee

June 8, 2010: Concept reviewed – Legislation Committee

June 9, 2010: Concept recommended – Championships Committee and Legislation Committee

June 18, 2010: Concept reviewed – Presidents Council

July 20, 2010: Approved in Concept – Management Council

August 12, 2010: Approved in Concept – Presidents Council

August XX, 2010: Approved in Legislative Format – Administrative Committee

PLAYING AND PRACTICE SEASONS – BASEBALL AND SOFTBALL – NUMBER OF CONTESTS -- MAXIMUM LIMITATIONS – INSTITUTIONAL AND STUDENT-ATHLETE – NONCHAMPIONSHIP SEGMENT DATES OF COMPETITION—TWO DATES OF COMPETITION

Convention Year: 2011

Effective Date: August 1, 2011

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

Proposal Category: Presidents Council

Topical Area: Playing and Practice Seasons

Status: Submitted to National Office

Intent: In baseball and softball, to establish a maximum of two dates of competition in which an institution and a student-athlete may participate during the nonchampionship segment.

A. Bylaws: Amend 17.2.7, as follows:

17.2.7 Number of Contests **and Dates of Competition.**

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 50 contests (games and scrimmages) **during the championship segment and two dates of competition during the nonchampionship segment,** except for those contests excluded under Bylaws 17.2.7.3, 17.2.7.4 and 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 50 baseball contests **during the championship segment and two dates of competition 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.

[Remainder of 17.2.7 unchanged.]

B. Bylaws: Amend 17.20.7, as follows:

17.20.7 Number of Contests **and Dates of Competition.**

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) **during the championship segment and two dates of competition during the nonchampionship segment,** 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 unchanged.]

17.20.7.2 Maximum Limitations – Student-Athlete. An individual student-athlete may participate in each academic year in 56 softball contests during the championship segment and two dates of competition 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.

[Remainder of 17.20.7 unchanged.]

Rationale: Providing baseball and softball student-athletes with an opportunity to participate in dates of competition during the nonchampionship segment will allow for better preparation for the championship segment of the playing season. Baseball and softball are often hindered by weather, which can impact when teams can start their championship segment. As a result, in some cases, the first contests an institution plays are conference and regional games, which are important for conference standings and NCAA championship selections. Dates of competition during the nonchampionship segment will allow teams to be better prepared, physically and skill-wise, without those dates counting against the maximum number of contests permitted in the championship segment. In addition, existing legislation relating to no class time missed for competition during the nonchampionship segment for team sports ensures that student-athletes will not compromise their academic commitments to participate in nonchampionship segment dates of competition.

Review History:

April 13, 2010: Concept reviewed – Management Council

April 29, 2010: Concept reviewed – Presidents Council

May 12, 2010: Concept reviewed – Legislation Committee

June 8, 2010: Concept reviewed – Legislation Committee

June 9, 2010: Concept recommended – Championships Committee and Legislation Committee

June 18, 2010: Concept reviewed – Presidents Council

July 20, 2010: Approved in Concept – Management Council

August 12, 2010: Approved in Concept – Presidents Council

August XX, 2010: Approved in Legislative Format – Administrative Committee

DRAFT

PLAYING AND PRACTICE SEASONS – BASEBALL AND SOFTBALL – NUMBER OF CONTESTS -- MAXIMUM LIMITATIONS – INSTITUTIONAL AND STUDENT-ATHLETE – NONCHAMPIONSHIP SEGMENT DATES OF COMPETITION—FOUR DATES OF COMPETITION

Convention Year: 2011

Effective Date: August 1, 2011

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

Proposal Category: Presidents Council

Topical Area: Playing and Practice Seasons

Status: Submitted to the National Office

Intent: In baseball and softball, to establish a maximum number of four dates of competition in which an institution and a student-athlete may participate during the nonchampionship segment.

A. Bylaws: Amend 17.2.7, as follows:

17.2.7 Number of Contests **and Dates of Competition.**

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 50 contests (games and scrimmages) **during the championship segment and four dates of competition during the nonchampionship segment**, except for those contests excluded under Bylaws 17.2.7.3, 17.2.7.4 and 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 50 baseball contests **during the championship segment and four dates of competition 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.

[Remainder of 17.2.7 unchanged.]

B. Bylaws: Amend 17.20.7, as follows:

17.20.7 Number of Contests **and Dates of Competition.**

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) **during the championship segment and four dates of competition during the nonchampionship segment**, 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 unchanged.]

17.20.7.2 Maximum Limitations – Student-Athlete. An individual student-athlete may participate in each academic year in 56 softball contests during the championship segment and four dates of competition 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.

[Remainder of 17.20.7 unchanged.]

Rationale: Providing baseball and softball student-athletes with an opportunity to participate in dates of competition during the nonchampionship segment will allow for better preparation for the championship segment of the playing season. Baseball and softball are often hindered by weather, which can impact when teams can start their championship segment. As a result, in some cases, the first contests an institution plays are conference and regional games which are important for conference standings and NCAA championship selections. Dates of competition during the nonchampionship segment will allow teams to be better prepared, physically and skill-wise, without those dates counting against the maximum number of contests permitted in the championship segment. In addition, existing legislation relating to no class time missed for competition during the nonchampionship segment for team sports ensures that student-athletes will not compromise their academic commitments to participate in nonchampionship segment dates of competition.

Review History:

April 13, 2010: Concept reviewed – Management Council

April 29, 2010: Concept reviewed – Presidents Council

May 12, 2010: Concept reviewed – Legislation Committee

June 8, 2010: Concept reviewed – Legislation Committee

June 9, 2010: Concept recommended – Championships Committee and Legislation Committee

June 18, 2010: Concept reviewed – Presidents Council

July 20, 2010: Approved in Concept – Management Council

August 12, 2010: Approved in Concept – Presidents Council

August XX, 2010: Approved in Legislative Format – Administrative Committee

DRAFT

PLAYING AND PRACTICE SEASONS – MEN’S LACROSSE – NUMBER OF CONTESTS -- MAXIMUM LIMITATIONS – INSTITUTIONAL AND STUDENT-ATHLETE – NONCHAMPIONSHIP SEGMENT DATES OF COMPETITION—FIVE DATES OF COMPETITION

Convention Year: 2011

Effective Date: August 1, 2011

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

Proposal Category: Presidents Council

Topical Area: Playing and Practice Seasons

Status: Submitted to National Office

Intent: In men’s lacrosse, to establish a maximum of five dates of competition in which an institution and a student-athlete may participate during the nonchampionship segment.

Bylaws: Amend 17.13.7, as follows:

17.13.7 Number of Contests **and Dates of Competition.**

17.13.7.1 Maximum Limitations – Institutional. A member institution shall limit its total playing schedule with outside competition during the institution's lacrosse playing season **in any one year** to 17 dates of competition ~~in men's lacrosse~~ during the segment in which the NCAA championship is conducted ~~and 17 dates of competition during the segment in which the NCAA championship is conducted~~ and five dates of competition during another segment ~~in women's lacrosse~~, except for those dates of competition excluded under Bylaws 17.13.7.3, 17.13.7.4 and 17.13.7.5.

[17.13.7.1.1 unchanged.]

17.13.7.2 Maximum Limitations – Student-Athlete. An individual student-athlete may participate in each academic year in not more than 17 **lacrosse** dates of competition ~~in men's lacrosse, and 17 dates of competition~~ during the segment in which the NCAA championship is conducted and five dates of competition during another segment ~~in women's lacrosse~~. 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 17.13.7 unchanged.]

Rationale: Providing men’s lacrosse student-athletes with an opportunity to participate in dates of competition during the nonchampionship segment will allow for better preparation for the championship segment of the playing season. Dates of competition during the nonchampionship segment will allow teams to be better prepared, physically and skill-wise, without those dates counting against the maximum number of contests permitted in the championship segment.

Currently, women's lacrosse has five dates of competition in the nonchampionship segment and the similarities between the sports makes five dates of competition for men's lacrosse reasonable. In addition, existing legislation relating to no class time missed for competition during the nonchampionship segment for team sports ensures that student-athletes will not compromise their academic commitments to participate in nonchampionship segment dates of competition.

Review History:

April 13, 2010: Concept reviewed – Management Council

April 29, 2010: Concept reviewed – Presidents Council

May 12, 2010: Concept reviewed – Legislation Committee

June 8, 2010: Concept reviewed – Legislation Committee

June 9, 2010: Concept recommended – Championships Committee and Legislation Committee

June 18, 2010: Concept reviewed – Presidents Council

July 20, 2010: Approved in Concept – Management Council

August 12, 2010: Approved in Concept – Presidents Council

August XX, 2010: Approved in Legislative Format – Administrative Committee

**ELIGIBILITY – SEASONS OF COMPETITION: 10-SEMESTER/15-QUARTER RULE –
CRITERIA FOR DETERMINING SEASON OF ELIGIBILITY – EXCEPTIONS FOR
PARTICIPATION DURING THE NONCHAMPIONSHIP SEGMENT—BASEBALL,
SOFTBALL AND MEN’S AND WOMEN’S LACROSSE**

Convention Year: 2011

Effective Date: August 1, 2011

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

Proposal Category: Presidents Council

Topical Area: Eligibility

Status: Submitted to the National Office

Intent: In baseball, softball and men’s and women’s lacrosse, to permit a student-athlete to engage in outside competition during the nonchampionship segment without using a season of competition, provided the student-athlete was academically eligible at the beginning of the fall term of that academic year.

Bylaws: Amend 14.2.4, as follows:

14.2.4 Criteria for Determining Season of Eligibility.

[14.2.4.1 through 14.2.4.1.1 unchanged.]

14.2.4.1.2 Exceptions For Participation During the Nonchampionship Segment—~~Women’s Volleyball, Field Hockey, Men’s and Women’s Soccer, Men’s Water Polo. A student-athlete may engage in outside competition during the segment of the playing season that does not conclude with the NCAA championship without using a season of competition, provided the student athlete was academically eligible during the segment in the same academic year that concludes with the NCAA championship.~~

14.2.4.1.2.1 Fall Division II Championship Sports—Field Hockey, Men’s and Women’s Soccer, Women’s Volleyball and Men’s Water Polo. A student-athlete may engage in outside competition during the nonchampionship segment without using a season of competition, provided the student-athlete was academically eligible during the segment in the same academic year that concludes with the NCAA championship.

14.2.4.1.2.2 Spring Division II Championship Sports—Baseball, Softball and Men’s and Women’s Lacrosse. A student-athlete may engage in outside competition during the nonchampionship segment without using a season of competition, provided the student-athlete was academically eligible at the beginning of the fall term of that academic year.

Rationale: Student-athletes who participate in sports with nonchampionship dates of competition should have the ability to participate in those dates of competition without being charged a season of competition, regardless of whether the championship takes place in the fall or spring. Division II championship spring sport student-athletes should be afforded the opportunity to prepare for the championship segment by participating in outside competition during the nonchampionship segment. Student-athlete well-being is preserved because spring Division II championship student-athletes will no longer be charged a season of competition for participating in the nonchampionship segment if they do not represent the institution in the championship segment. In addition, requiring student-athletes to be eligible to represent the institution ensures that academic integrity is maintained.

Review History:

April 13, 2010: Concept reviewed – Management Council

April 29, 2010: Concept reviewed – Presidents Council

May 12, 2010: Concept reviewed – Legislation Committee

June 8, 2010: Concept reviewed – Legislation Committee

June 9, 2010: Concept recommended – Championships Committee and Legislation Committee

June 18, 2010: Concept reviewed – Presidents Council

July 20, 2010: Approved in Concept – Management Council

August 12, 2010: Approved in Concept – Presidents Council

August XX, 2010: Approved in Legislative Format – Administrative Committee

PLAYING AND PRACTICE SEASONS – DIVISION II CHAMPIONSHIP SPRING SPORTS – FIRST DATE OF PRACTICE AND COMPETITION IN THE NONCHAMPIONSHIP SEGMENT—SEPTEMBER 7 OR FOURTH DAY OF CLASSES

Convention Year: 2011

Effective Date: August 1, 2011

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

Proposal Category: Presidents Council

Topical Area: Playing and Practice Seasons

Status: Submitted to National Office

Intent: In baseball, golf, lacrosse, rowing, softball, tennis and track and field, to specify that the start date for practice and competition in the nonchampionship segment is September 7 or the fourth day of classes, whichever is earlier.

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 17.2.4 unchanged.]

17.2.5 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~~ **fourth** day of classes, whichever is earlier.

[Remainder of 17.2 unchanged.]

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~~ **fourth** day of classes, whichever ~~occurs first~~ **is earlier**.

[Remainder of 17.10 unchanged.]

C. Bylaws: Amend 17.13, as follows:

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

[17.13.1 through 17.13.4 unchanged.]

17.13.5 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~~ **fourth** day of classes, whichever ~~occurs first~~ **is earlier**.

[Remainder of 17.13 unchanged.]

D. Bylaws: Amend 17.15, as follows:

17.15 ROWING. Regulations for computing the rowing playing season are set forth in Bylaw 17.1, General Playing-Season Regulations. (See Figure 17-1 and Figure 17-2.) The following regulations apply independently to open and lightweight rowing programs.

[17.15.1 through 17.15.4 unchanged.]

17.15.5 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~~ **fourth** day of classes, whichever ~~occurs first~~ **is earlier**.

[Remainder of 17.5 unchanged.]

E. 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 17.20.4 unchanged.]

17.20.5 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~~ **fourth** day of classes, whichever ~~occurs first~~ **is earlier**.

[Remainder of 17.20 unchanged.]

F. 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 17.23.4 unchanged.]

17.23.5 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~~ **fourth** day of classes, whichever ~~occurs first~~ **is earlier**.

[Remainder of 17.23 unchanged.]

G. 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 17.24.1.1 unchanged.]

17.24.2 Preseason Practice. A member institution shall not commence practice sessions in indoor and outdoor track and field before September 7 or the institution's ~~first~~ **fourth** day of classes ~~for the fall term~~, whichever is earlier.

17.24.3 First Date of Competition. A member institution shall not engage in its first date of competition (meet or practice meet) with outside competition in indoor and outdoor track and field before September 7 or the institution's ~~first~~ **fourth** day of classes ~~for the fall term~~, whichever is earlier.

[Remainder of 17.23 unchanged.]

Rationale: As the presidents and chancellors continue to focus on aligning the playing and practice seasons regulations with the Strategic Positioning Platform, Phase II of the Life in the Balance initiative focuses on the student-athlete experience. Amending the start date of spring Division II championship sports to September 7 or the fourth day of classes, whichever is earlier, will likely provide student-athletes the opportunity to begin getting acclimated to the campus, their class schedule and nonathletic related commitments.

Review History:

April 13, 2010: Concept reviewed – Management Council

April 29, 2010: Concept reviewed – Presidents Council

May 12, 2010: Concept reviewed – Legislation Committee

June 8, 2010: Concept reviewed – Legislation Committee

June 9, 2010: Concept recommended – Championships Committee and Legislation Committee

June 18, 2010: Concept reviewed – Presidents Council

July 20, 2010: Approved in Concept – Management Council

August 12, 2010: Approved in Concept – Presidents Council

August XX, 2010: Approved in Legislative Format – Administrative Committee

Figure 17-3
Countable Athletically Related Activities
2010-11 Academic Year

Countable Activities	Bylaw(s)
Competition	17.02.2
Individual workouts (as required or supervised by a member of the coaching staff) ¹	17.02.1
On-court or on-field activities called by any member or members of a team and confined primarily to members of that team that are considered as a requisite for participation in that sport (e.g., captain's practices)	17.02.1
Participation in a physical fitness class (including during a summer session) conducted by a member of the athletics staff ²	17.02.1
Practice ³ , including but not limited to: <ul style="list-style-type: none"> • Activities using equipment related to the sport • Activities conducted as part of physical education class work⁴ • Chalk talk • Discussions or review of game films, motion pictures or video tapes related to the sport • Field, floor or on-court activity • Lecture on or discussion of strategy related to the sport • Setting up offensive or defensive alignment 	17.02.1
Required preparation of playing field for practice or competition	17.02.1
Required participation in camps, clinics or workshops	17.02.1
Required participation of student-athletes in permissible tryouts involving prospective student-athletes or full-time students ⁵	13.12.2.1 17.02.1 17.02.12

Figure 17-3: Countable Athletically Related Activities

Page No. 2

Countable Activities	Bylaw(s)
Required skill instruction	17.1.6.2.1
Required weight-training and conditioning activities held at the direction of or supervised by an institutional staff member	17.02.1
Use of institutional athletics facilities when such activities are supervised by or held at the direction of any member of the institution's coaching staff	17.02.1
Visiting the competition site (in cross country, golf and skiing)	17.02.1
Noncountable Activities	Bylaw(s)
Athletics department academic study hall or tutoring sessions	17.02.1
Involvement of an institution's strength and conditioning staff with student-athletes in voluntary conditioning programs	17.02.1.1
Medical examinations or treatments	17.02.1
Meetings with coaches on nonathletics matters (e.g., compliance, drug education, academic support services, housing and meals information)	17.02.1
Observation of an officiating clinic related to playing rules that is conducted by video conference and does not require student-athlete to miss any class time to observe the clinic (as a component of practice)	17.02.1
Participation in fund-raising activities or community service or community engagement	17.02.1
Physical rehabilitation	17.02.1
Student-athlete requested individual summer workout sessions with a member of the coaching staff (<i>outside of playing season</i>) ⁶	17.10.8.1.1 17.15.8.1.1 17.22.6.1.1 17.23.8.1.1 17.24.6.1.1

Noncountable Activities	Bylaw(s)
Training-table or competition-related meals	17.02.1
Travel to and from practice and competition	17.02.1
Treatment by athletic training personnel	17.02.1
Voluntary skill instruction at the request of the student-athlete (in all sports other than football)	17.02.1.2 17.1.6.2.1

¹ A coach may create a general individual workout program for a student-athlete (as opposed to a specific workout for specific days) but cannot conduct the individual's workout.

² Participation in a regular physical education class, with or without credit, that is listed in the institution's catalog and open to all students, shall not be considered countable athletically related activity and shall not be counted in the weekly or daily time limitations specified under Bylaw 17.1.5.1.

³ Practice is defined as any meeting, activity or instruction involving sports-related information and having an athletics purpose, held for one or more student-athletes at the direction of, or supervised by, any member of an institution's coaching staff. Practice is considered to have occurred, if one or more coaches or one or more student-athletes engage in any of the aforementioned activities.

⁴ For example, any class composed of or including primarily members of an intercollegiate team on a required attendance basis or where the class uses equipment for the sport.

⁵ If participation occurs outside the institution's declared playing season, it shall be counted as part of countable required conditioning activities.

⁶ This activity is only applicable to golf, rowing, swimming and diving, tennis and track and field.

PLAYING AND PRACTICE SEASONS – WEEKLY HOUR LIMITATIONS – OUTSIDE THE PLAYING SEASON – FULL TEAM ACTIVITIES AND SKILL INSTRUCTION – SPORTS OTHER THAN FOOTBALL

Convention Year: 2011

Effective Date: August 1, 2011

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

Category: Presidents Council

Status: Submitted to National Office

Intent: In sports other than football, to permit student-athletes to participate in a maximum of two hours of full team activities per week from the beginning of the institution's academic year in the fall term through the day before the first permissible practice date; further, to specify that outside of the playing season after the Division II championship to one week prior to the beginning of the institution's final examination period, a student-athlete may participate in no more than two hours per week of skill instruction as part of the permissible eight hours of required countable athletically related activities that may occur during the academic year outside of the playing season.

A. Bylaw: Amend 17.1.6.2, as follows:

17.1.6.2 Weekly Hour Limitations—Outside of Playing Season.

17.1.6.2.1 Sports Other Than Football. ~~In sports other than football, outside of the playing season during the academic year, only a student-athlete's participation in weight-training, conditioning, full team activities and 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 skill instruction 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.~~ **From the beginning of the institution's academic year in the fall term through the day before the first permissible practice date, a student-athlete's participation in weight-training, conditioning and full team 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 full team activities (e.g., practice). After the Division II championship to one week prior to the beginning of the institution's final examination period, a student-athlete's participation in weight-training, conditioning and skill instruction shall be limited to a maximum of eight hours per week, of which not more than two hours per week may be spent on skill workouts set forth in Bylaw 17.1.6.2.3.**

17.1.6.2.2 Football. In football, outside of the playing season during the academic year, only a student-athlete's participation in weight-training, conditioning and 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 review of game film.

[17.1.6.2.1 through 17.1.6.2.1.1-(c) renumbered as 17.1.6.2.3 through 17.1.6.2.3.1-(c), unchanged.]

17.1.6.2.24 Conditioning Activities. Conditioning drills per Bylaws **17.1.6.2.1, 17.1.6.2.2 and 17.1.6.2.3** that ~~may~~ simulate game activities are permissible, provided no offensive or defensive alignments are set up and no equipment related to the sport is used. In ice hockey, a student-athlete may be involved in on-ice conditioning activities, provided no equipment other than skates is used. In swimming and diving, a student-athlete may be involved with in-pool conditioning activities and swimming-specific equipment (e.g., starting blocks, kickboards, pull buoys) may be used.

17.1.6.2.5 Institutional Final Exam Period. 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.

[17.1.6.2.3 through 17.1.6.2.4 renumbered as 17.1.6.2.6 through 17.1.6.2.7, unchanged.]

Rationale: Currently, outside the playing season during the academic year, student-athletes are limited to a maximum of eight hours per week of countable athletically related activities, of which not more than two hours per week can be spent on individual skill-instruction. This proposal will provide coaches with the ability to prepare for in-season competition with full team activities, including practice, between the beginning of the institution's academic year in the fall term through the day before the first permissible practice date while maintaining individual skill instruction for the development of individual student-athletes in the postseason after the Division II championship. This proposed change does not increase the time for out-of-season activities; it simply permits another type of activity during that time.

Review History:

April 13, 2010: Concept reviewed – Management Council

April 29, 2010: Concept reviewed – Presidents Council

May 12, 2010: Concept reviewed – Legislation Committee

June 8, 2010: Concept reviewed – Legislation Committee

June 9, 2010: Concept recommended – Championships Committee and Legislation Committee

June 18, 2010: Concept reviewed – Presidents Council

July 20, 2010: Approved in Concept – Management Council

August 12, 2010: Approved in Concept – Presidents Council

August XX, 2010: Approved in Legislative Format – Administrative Committee

PLAYING AND PRACTICE SEASONS – GENERAL PLAYING-SEASON REGULATIONS – TIME LIMITS FOR ATHLETICALLY RELATED ACTIVITIES -- WEEKLY HOUR LIMITATIONS – OUTSIDE THE PLAYING SEASON – FULL TEAM ACTIVITIES

Convention Year: 2011

Effective Date: August 1, 2011

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

Category: Presidents Council

Status: Submitted to National Office

Intent: In sports other than football, outside the playing season during the academic year, to permit student-athletes to participate in a maximum of two hours of full team activities per week as part of the permissible eight hours of required countable athletically related activities.

A. Bylaw: Amend 17.1.6.2, as follows:

17.1.6.2 Weekly Hour Limitations—Outside of Playing Season.

17.1.6.2.1 Sports Other Than Football. **In sports other than football,** outside 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~~ **full-team activities (e.g., practice)** 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.~~ **full-team activities.** ~~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.~~

17.1.6.2.2 Football. **In football, outside the playing season during the academic year, only a student-athlete's participation in weight-training, conditioning and 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 review of game film.**

~~17.1.6.2.1 Skill Instruction. In sports other than football, participation by student athletes in individual skill-related instruction is permitted outside the institution's declared playing season. More than one group of student athletes from the same team may participate in skill instruction with their same coach(es) in the same facility or in different facilities at the same time, provided there is no co-mingling between the groups. Each group of student athletes must have a separate coach.~~

~~17.1.6.2.1.1 Groups of Student Athletes. In sports other than football, the following number of student athletes is permitted in each group for skill instruction.~~

~~(a) Individual Sports. No more than four student athletes from the same individual sport shall be a part of a group of student athletes working with a coach at one time.~~

~~(b) Team Sports with Starting Squad Size of Six or Fewer. No more than four student athletes from the same team shall be a part of a group of student athletes working with a coach at one time.~~

~~(c) Team Sports with Starting Squad Size of Seven or More. No more than six student athletes from the same team shall be part of a group of student athletes working with a coach at one time.~~

17.1.6.2.23 Conditioning Activities. Conditioning drills per Bylaws **17.1.6.2.1 and 17.1.6.2.2** that ~~may~~ simulate game activities are permissible, provided no offensive or defensive alignments are set up and no equipment related to the sport is used. In ice hockey, a student-athlete may be involved in on-ice conditioning activities, provided no equipment other than skates is used. In swimming and diving, a student-athlete may be involved with in-pool conditioning activities and swimming-specific equipment (e.g., starting blocks, kickboards, pull buoys) may be used.

17.1.6.2.4 Institutional Final Exam Period. 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.

17.1.6.2.3 through 17.1.6.2.4 renumbered as 17.1.6.2.5 through 17.1.6.2.6, unchanged.]

Rationale:

Currently, outside the playing season during the academic year, student-athletes are limited to a maximum of eight hours per week of countable athletically related activities, of which not more than two hours per week can be spent on skill-instruction. This proposal will provide coaches with the flexibility to determine what type of full team activities best meet the needs of his or her team. This proposed change does not increase the time for out-of-season activities; it simply permits another type of activity during that time. This proposal is in response to concerns about the time demands placed on coaches,

trainers, facilities staff and other athletics administrators and is consistent with the division's strategic positioning platform and the Life in the Balance Initiative.

Review History:

April 13, 2010: Concept reviewed – Management Council

April 29, 2010: Concept reviewed – Presidents Council

May 12, 2010: Concept reviewed – Legislation Committee

June 8, 2010: Concept reviewed – Legislation Committee

June 9, 2010: Concept recommended – Championships Committee and Legislation Committee

June 18, 2010: Concept reviewed – Presidents Council

July 20, 2010: Approved in Concept – Management Council

August 12, 2010: Approved in Concept – Presidents Council

August XX, 2010: Approved in Legislative Format – Administrative Committee

OPTION ONE

PLAYING AND PRACTICE SEASONS – START DATE FOR CONDITIONING ACTIVITIES AND PRESEASON PRACTICE – WINTER SPORTS

Convention Year: 2011

Effective Date: August 1, 2011

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

Proposal Category: Presidents Council

Topical Area: Playing and Practice Seasons

Status: Submitted to National Office

Intent: In basketball, swimming and diving, indoor track and field and wrestling, to amend the start date for conditioning activities and preseason practice, as follows: (1) To specify that conditioning or physical-fitness activities supervised by coaching staff members shall not begin before September 7 or the institution's fourth day of classes for the fall term, whichever is earlier; and (2) In swimming and diving, indoor track and field and wrestling, to specify that an institution shall not commence preseason practice sessions before September 7 or the institution's fourth day of classes for the fall term, whichever is earlier.

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. **In basketball, swimming and diving, indoor track and field and wrestling, conditioning or physical-fitness activities supervised by coaching staff members shall not begin before September 7 or the institution's fourth day of classes for the fall term, whichever is earlier.** 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.

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.

[17.3.1 through 17.3.2.1 unchanged.]

17.3.2.1.1 Permissible Conditioning Activities. Team conditioning or physical-fitness activities supervised by coaching staff members may be conducted on or off court but shall not begin before ~~the beginning of the institution's academic year~~ **September 7 or the institution's fourth day of classes for the fall term, whichever is earlier,** in accordance with Bylaw 17.1.6.2. Such activities shall be limited to eight hours per week.

[Remainder of 17.3 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 17.22.1.1 unchanged.]

17.22.2 Preseason Practice. A member institution shall not commence practice sessions in swimming and diving before September 7 or the institution's ~~first~~ **fourth** day of classes for the fall term, whichever is earlier.

[Remainder of 17.22 unchanged.]

D. Bylaws: Amend 17.24, as follows:

17.24 TRACK AND FIELD, INDOOR AND 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 17.24.1.1 unchanged.]

17.24.2 Preseason Practice. A member institution shall not commence practice sessions in indoor and outdoor track and field before September 7 or the institution's ~~first~~ **fourth** day of classes for the fall term, whichever is earlier.

[Remainder of 17.24 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 unchanged.]

17.27.2 Preseason Practice. A member institution shall not commence practice sessions in wrestling before September 7 or the institution's ~~first~~ **fourth** day of classes for the fall term, whichever is earlier.

[Remainder of 17.27 unchanged.]

Rationale: This proposal is part of Phase II of the Life in the Balance initiative, which focuses on a review of 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." Currently, basketball student-athletes may begin conditioning activities at the beginning of the institution's academic year and may begin on-court practice on October 15. All other winter sport student-athletes (swimming and diving, indoor track and field and wrestling) may begin conditioning activities at the beginning of the institution's academic year and may begin preseason practice on September 7 or the institution's first day of classes for the fall term, whichever is earlier. These sports conclude their championship segment in mid- to late-March, which accounts for the longest championship segment in any sports season. At most institutions, this change will benefit student-athletes by starting preseason practice at a minimum of four days after the first day of classes in the fall term, whereas in some instances it will be longer. This change will allow student-athletes to become accustomed to campus life and their course schedule at the beginning of the fall term before starting conditioning or preseason practice activities.

Student-Athlete Impact: TBD

Review History:

April 13, 2010: Concept reviewed – Management Council

April 29, 2010: Concept reviewed – Presidents Council

May 12, 2010: Concept reviewed – Legislation Committee

June 8, 2010: Concept reviewed – Legislation Committee

June 9, 2010: Concept recommended – Championships Committee and Legislation Committee

June 18, 2010: Concept reviewed – Presidents Council

July 20, 2010: Approved in Concept – Management Council

August 12, 2010: Approved in Concept – Presidents Council

August XX, 2010: Approved in Legislative Format – Administrative Committee

OPTION TWO

PLAYING AND PRACTICE SEASONS – START DATE FOR CONDITIONING ACTIVITIES AND PRESEASON PRACTICE – WINTER SPORTS

Convention Year: 2011

Effective Date: August 1, 2011

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

Proposal Category: Presidents Council

Topical Area: Playing and Practice Seasons

Status: Submitted to National Office

Intent: In basketball, swimming and diving, indoor track and field and wrestling, to amend the start date for conditioning activities and preseason practice, as follows: (1) To specify that conditioning or physical-fitness activities supervised by coaching staff members shall not begin before September 15; and, (2) In swimming and diving, indoor track and field and wrestling, to specify that an institution shall not commence preseason practice sessions before September 15.

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. **In basketball, swimming and diving, indoor track and field and wrestling, conditioning or physical-fitness activities supervised by coaching staff members shall not begin before September 15.** 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.

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.

[17.3.1 through 17.3.2.1 unchanged.]

17.3.2.1.1 Permissible Conditioning Activities. Team conditioning or physical-fitness activities supervised by coaching staff members may be conducted on or off court but shall not begin before ~~the beginning of the institution's academic year~~ **September 15** in accordance with Bylaw 17.1.6.2. Such activities shall be limited to eight hours per week.

[Remainder of 17.3 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 17.22.1.1 unchanged.]

17.22.2 Preseason Practice. A member institution shall not commence practice sessions in swimming and diving before September 7 **15** ~~or the institution's first day of classes for the fall term, whichever is earlier.~~

[Remainder of 17.22 unchanged.]

D. Bylaws: Amend 17.24, as follows:

17.24 TRACK AND FIELD, INDOOR AND 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 17.24.1.1 unchanged.]

17.24.2 Preseason Practice. A member institution shall not commence practice sessions in indoor and outdoor track and field before September 7 **15** ~~or the institution's first day of classes for the fall term, whichever is earlier.~~

[Remainder of 17.24 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 unchanged.]

17.27.2 Preseason Practice. A member institution shall not commence practice sessions in wrestling before September 7 15 ~~or the institution's first day of classes for the fall term, whichever is earlier.~~

[Remainder of 17.27 unchanged.]

Rationale: This proposal is part of Phase II of the Life in the Balance initiative, which focuses on a review of 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." Currently, basketball student-athletes may begin conditioning activities at the beginning of the institution's academic year and may begin on-court practice on October 15. All other winter sport student-athletes (swimming and diving, indoor track and field and wrestling) may begin conditioning activities at the beginning of the institution's academic year and may begin preseason practice on September 7 or the institution's first day of classes for the fall term, whichever is earlier. These sports conclude their championship segment in mid- to late-March, which accounts for the longest championship segment in any sports season. This change will establish a consistent start date of September 15 for conditioning or preseason practice activities in all winter sports. At most institutions, this change will benefit student-athletes by starting preseason practice later in the fall term. This change will allow student-athletes to become accustomed to campus life and their course schedule at the beginning of the fall term before starting conditioning or preseason practice activities.

Student-Athlete Impact: TBD

Review History:

April 13, 2010: Concept reviewed – Management Council

April 29, 2010: Concept reviewed – Presidents Council

May 12, 2010: Concept reviewed – Legislation Committee

June 8, 2010: Concept reviewed – Legislation Committee

June 9, 2010: Concept recommended – Championships Committee and Legislation Committee

June 18, 2010: Concept reviewed – Presidents Council

July 20, 2010: Approved in Concept – Management Council

August 12, 2010: Approved in Concept – Presidents Council

August XX, 2010: Approved in Legislative Format – Administrative Committee

DRAFT

OPTION THREE

PLAYING AND PRACTICE SEASONS – START DATE FOR CONDITIONING ACTIVITIES AND PRESEASON PRACTICE – WINTER SPORTS

Convention Year: 2011

Effective Date: August 1, 2011

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

Proposal Category: Presidents Council

Topical Area: Playing and Practice Seasons

Status: Submitted to National Office

Intent: In basketball, swimming and diving, indoor track and field and wrestling, to amend the start date for conditioning activities and preseason practice, as follows: (1) To specify that conditioning or physical-fitness activities supervised by coaching staff members shall not begin before September 15 or the institution's first day of classes for the fall term, whichever is later; and, (2) In swimming and diving, indoor track and field and wrestling, to specify that an institution shall not commence preseason practice sessions before September 15 or the institution's first day of classes for the fall term, whichever is later.

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. **In basketball, swimming and diving, indoor track and field and wrestling, conditioning or physical-fitness activities supervised by coaching staff members shall not begin before September 15 or the institution's first day of classes for the fall term, whichever is later.** 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.

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.

[17.3.1 through 17.3.2.1 unchanged.]

17.3.2.1.1 Permissible Conditioning Activities. Team conditioning or physical-fitness activities supervised by coaching staff members may be conducted on or off court but shall not begin before ~~the beginning of the institution's academic year~~ **September 15 or the institution's first day of classes for the fall term, whichever is later,** in accordance with Bylaw 17.1.6.2. Such activities shall be limited to eight hours per week.

[Remainder of 17.3 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 17.22.1.1 unchanged.]

17.22.2 Preseason Practice. A member institution shall not commence practice sessions in swimming and diving before September ~~7~~ **15** or the institution's first day of classes for the fall term, whichever is ~~earlier~~ **later**.

[Remainder of 17.22 unchanged.]

D. Bylaws: Amend 17.24, as follows:

17.24 TRACK AND FIELD, INDOOR AND 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 17.24.1.1 unchanged.]

17.24.2 Preseason Practice. A member institution shall not commence practice sessions in indoor and outdoor track and field before September ~~7~~ **15** or the institution's first day of classes for the fall term, whichever is ~~earlier~~ **later**.

[Remainder of 17.24 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 unchanged.]

17.27.2 Preseason Practice. A member institution shall not commence practice sessions in wrestling before September 7 15 or the institution's first day of classes for the fall term, whichever is ~~earlier~~ later.

[Remainder of 17.27 unchanged.]

Rationale: This proposal is part of Phase II of the Life in the Balance initiative, which focuses on a review of 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." Currently, basketball student-athletes may begin conditioning activities at the beginning of the institution's academic year and may begin on-court practice on October 15. All other winter sport student-athletes (swimming and diving, indoor track and field and wrestling) may begin conditioning activities at the beginning of the institution's academic year and may begin preseason practice on September 7 or the institution's first day of classes for the fall term, whichever is earlier. These sports conclude their championship segment in mid- to late-March, which accounts for the longest championship segment of any sports season. At most institutions, this change will benefit student-athletes by starting preseason practice later than the first day of classes in the fall term. Due to this change, quarter institutions will not be able to begin conditioning or preseason practice until the first day of classes. This change will allow student-athletes to become accustomed to campus life and their course schedule at the beginning of the fall term before starting conditioning or preseason practice activities.

Student-Athlete Impact: TBD

Review History:

April 13, 2010: Concept reviewed – Management Council

April 29, 2010: Concept reviewed – Presidents Council

May 12, 2010: Concept reviewed – Legislation Committee

June 8, 2010: Concept reviewed – Legislation Committee

June 9, 2010: Concept recommended – Championships Committee and Legislation Committee

June 18, 2010: Concept reviewed – Presidents Council

July 20, 2010: Approved in Concept – Management Council

August 12, 2010: Approved in Concept – Presidents Council

August XX, 2010: Approved in Legislative Format – Administrative Committee

DRAFT

OPTION FOUR

PLAYING AND PRACTICE SEASONS – REDUCTION TO LENGTH OF PLAYING SEASON – WINTER SPORTS

Convention Year: 2011

Effective Date: August 1, 2011

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

Proposal Category: Presidents Council

Topical Area: Playing and Practice Seasons

Status: Submitted to National Office

Intent: In basketball, swimming and diving, indoor track and field and wrestling, to reduce the length of the playing season by seven days, as specified.

A. 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.

Notes:

(1) SHOULD THE PROPOSAL AMEND THE START DATE FOR ON-COURT PRACTICE FROM OCTOBER 15 TO OCTOBER 22;

(2) SHOULD THIS CHANGE BE DONE VIA CHAMPIONSHIPS POLICY BY STARTING THE DIVISION II CHAMPIONSHIP SEVEN DAYS EARLIER; OR

(3) SHOULD THERE BE NO CHANGE TO THE LENGTH OF THE BASKETBALL SEASON?

B. 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 Length of Playing Season. The length of an institution's playing season in swimming and diving shall be limited to a ~~144~~ **137**-day season which may consist of two segments (each consisting of consecutive days) and exclude only required off days per

Bylaw 17.1.6.4 and official vacation, holiday and final-examination periods during which no practice or competition shall occur.

[Remainder of 17.22 unchanged.]

C. Bylaws: Amend 17.24, as follows:

17.24 TRACK AND FIELD, INDOOR AND 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 Length of Playing Season. The length of an institution's playing season in indoor and outdoor track and field shall be limited to the following:

- (a) An institution that sponsors only indoor or outdoor track and field (but not both) or does not participate in the minimum number of consists with at least the minimum number of participants required to count both indoor and outdoor track and field in meeting division membership requirements is limited to a ~~144~~137-day season for indoor and outdoor track and field combined, which may consist of two segments (each consisting of consecutive days) and which may exclude only required days off per Bylaw 17.1.6.4 and official vacation, holiday and final-examination periods during which no practice or competition occurs.
- (b) An institution that sponsors both indoor and outdoor track and field is limited to a ~~156~~149-day season for indoor and outdoor track and field combined, which may consist of two segments (each consisting of consecutive days) and which may exclude only required days of per Bylaw 17.1.6.4 and official vacation, holiday and final-examination periods during which no practice or competition occurs.

[Remainder of 17.24 unchanged.]

D. 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 Length of Playing Season. The length o fan institution's playing season in wrestling shall be limited to a ~~144~~137-day season which may consist of two segments (each consisting of consecutive days) and exclude only required off days per Bylaw 17.1.6.4 and official vacation, holiday and final-examination periods during which no practice or competition shall occur.

[Remainder of 17.27 unchanged.]

Rationale: This proposal is part of Phase II of the Life in the Balance initiative, which focuses on a review of 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." Currently, basketball student-athletes may begin conditioning activities at the beginning of the institution's academic year and may begin on-court practice on October 15. All other winter sport student-athletes (swimming and diving, indoor track and field and wrestling) may begin conditioning activities at the beginning of the institution's academic year and may begin preseason practice on September 7 or the institution's first day of classes for the fall term, whichever is earlier. These sports conclude their championship segment in mid- to late-March, which accounts for the longest championship segment in any sports season. This change will benefit student-athletes by reducing the length of the playing season by seven days. As such, student-athletes will be able to participate more in campus life and other activities outside of athletics.

Student-Athlete Impact: TBD

Review History:

April 13, 2010: Concept reviewed – Management Council

April 29, 2010: Concept reviewed – Presidents Council

May 12, 2010: Concept reviewed – Legislation Committee

June 8, 2010: Concept reviewed – Legislation Committee

June 9, 2010: Concept recommended – Championships Committee and Legislation Committee

June 18, 2010: Concept reviewed – Presidents Council

July 20, 2010: Approved in Concept – Management Council

August 12, 2010: Approved in Concept – Presidents Council

August XX, 2010: Approved in Legislative Format – Administrative Committee

NCAA Bylaw 17.1.6.6.3 – Playing and Practice Seasons – General Playing-Season Regulations – Limitations on Voluntary Athletically Related Activities-Winter Break – Promotional Activities/Community Engagement Activities/Camps and Clinics

Issues:

Whether the NCAA Division II Legislation Committee should recommend sponsorship of legislation for the 2011 NCAA Convention to amend NCAA Bylaws 12.5.1.1 (promotional activities), 13.02.1 (community engagement activities) and 13.12 (sports camps and clinics).

Background and Analysis:

At the 2010 Convention, the membership adopted NCAA Proposal No. 2010-7 (playing and practice seasons – winter break) which established a consecutive seven-day break period where in basketball, swimming and diving, indoor track and field and wrestling there shall be no countable athletically related activities, and in all sports there shall be no voluntary athletically related activities on campus unless the facility is open to the general student-body.

Proposal No. 2010-7 sought to provide student-athletes the opportunity to travel home, work or simply relax. In addition, the hope was that institutional athletics personnel would find work-life balance because they would not be required to be on campus to attend to the management of student-athletes and facilities. With that goal in mind the question has been asked as to whether there should be restrictions on promotional activities, community engagement activities or camps or clinics taking place during the winter break. Currently, the legislation does not prohibit a student-athlete's participation in these activities during the winter break period, provided their participation is not required by any member of the institution's coaching staff.

Conclusions:

1. The Legislation Committee **recommends** that the NCAA Division II Management Council sponsor legislation for the 2011 Convention to amend Bylaws 12.5.1.1 (promotional activities), 13.02.1 (community engagement activities) and 13.12 (sports camps and clinics) to prohibit participation by student-athletes in promotional activities, community engagement activities and camps and clinics during the winter break period.
2. The Legislation Committee **does not recommend** that the Management Council sponsor legislation for the 2011 Convention to amend Bylaws 12.5.1.1 (promotional activities), 13.02.1 (community engagement activities) and 13.12 (sports camps and clinics).

Associated References:

Division II Bylaws

17.1.6.3.3.1 Voluntary Athletically Related Activities. 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.

12.5.1.1 Institutional, Charitable, Educational or Nonprofit Promotions. A member institution or recognized entity thereof (e.g., fraternity, sorority or student government organization), a member conference or a noninstitutional charitable, educational or nonprofit agency may use a student-athlete's name, picture or appearance to support its charitable or educational activities or to support activities considered incidental to the student-athlete's participation in intercollegiate athletics, provided the following conditions are met:

(a) The student-athlete receives written approval to participate from the institution's chancellor or president (or his or her designee), subject to the limitations on participants in such activities as set forth in Bylaw 17;

(b) The specific activity or project in which the student-athlete participates does not involve cosponsorship, advertisement or promotion by a commercial agency except as follows:

(1) Identification (e.g., graphics, voice over, on-screen test) of the commercial entity must explain the commercial entity's affiliation with the permissible entity (e.g., entity is the official sponsor of the institution/event);

(2) The appearance or description of the commercial product(s)/service(s) and/or the commercial entity's logo(s) may be included but may not exceed 25 percent of the total promotional activity. Further, language or action included in the promotion may not directly encourage the use or purchase of the commercial product or service (e.g., "drink this product") with which the commercial entity is associated;

(c) The student-athlete does not miss class;

(d) All money derived from the activity or project go directly to the member institution, member conference or the charitable, educational or nonprofit agency;

(e) The student-athlete may accept actual and necessary expenses from the member institution, member conference or the charitable, educational or nonprofit agency related to participation in such activity;

(f) The student-athlete's name, picture or appearance is not used to promote the commercial ventures of any nonprofit agency;

(g) Any commercial items with names or pictures of student-athletes (other than items specified per Bylaws 12.5.1.7 and 12.5.1.8) may be sold only by the member institution, member conference or NCAA, through outlets controlled by the member institution, member conference or the NCAA or outlets controlled by the charitable or educational organization (e.g., location of the charitable or educational organization, site of charitable event during the event); and

(h) The student-athlete and an authorized representative of the charitable, educational or nonprofit agency sign a release statement ensuring that the student-athlete's name, image or appearance is used in a manner consistent with the requirements of this section.

13.02.1 Community Engagement Activity. A community engagement activity is an activity in which a member institution participates for the primary purpose of enhancing the community, rather than benefiting the institution. The institution must be able to demonstrate how the engagement of the institution's resources (e.g., its student-athletes, its facilities) is meeting a specific identified community need or show how the use of its aforementioned resources links the institution to an overall school-wide community support strategy. The defining element of a community engagement activity is the clear intent of the member institution to provide value to the community.

13.02.1.1 Application. A community engagement activity shall not be considered recruiting for purposes of securing a prospective student-athlete's enrollment and ultimate participation in the institution's intercollegiate athletics program, provided the institution obtains written approval from its chancellor or president (or his or her designee) confirming the activity meets the definition of a community engagement activity set forth in Bylaw 13.02.1. Therefore, the recruiting regulations set forth in Bylaw 13 do not apply when institutional staff members (including spouses and other family members), representatives of the institution's athletics interests and student-athletes are engaged in community engagement activities with prospective student-athletes, except for the following:

(a) A community engagement activity may not take place during a dead period; and

(b) A representative of the institution's athletics interest is limited to participating in community engagement activities with prospective student-athletes when all prospective student-athletes reside within a 100-mile radius of the location of the community engagement activity.

13.12.1 Institution's Sports Camps and Clinics.

13.12.1.1 Definition. An institution's sports camp or instructional clinic shall be any camp or clinic that is owned or operated by a member institution or an employee of the member institution's athletics department, either on or off its campus.

13.12.1.1.1 Purposes of Camps or Clinics. An institution's sports camp or clinic shall be one that:

- (a) Places special emphasis on a particular sport or sports and provides specialized instruction, practice or competition;
- (b) Involves activities designed to improve overall skills and general knowledge in the sport; or
- (c) Offers a diversified experience without emphasis on instruction, practice or competition in any particular sport. (Adopted: 1/11/89, Revised: 1/10/90)

13.12.2.1 Student-Athletes.

13.12.2.1.1 General Rule. A student-athlete who is employed in any sports camp or clinic must meet the following requirements:

- (a) The student-athlete must perform duties that are of a general supervisory nature in addition to any coaching or officiating assignments.
- (b) Compensation provided to the student-athlete shall be commensurate with the going rate for camp or clinic counselors of similar teaching ability and camp or clinic experience and may not be paid on the basis of the value that the student-athlete may have for the employer because of the athletics reputation or fame the student-athlete has achieved. It is not permissible to establish varying levels of compensation for a student-athlete employed in a sports camp or clinic based on the level of athletics skills of the student-athlete.
- (c) A student-athlete who only lectures or demonstrates at a camp/clinic may not receive compensation for his or her appearance at the camp/clinic.

Division II Proposals

Title: PLAYING AND PRACTICE SEASONS -- WINTER BREAK

Convention Year: 2010

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.

SPOPL Number: 9

Official Notice Number: 2010-7

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

Category: Presidents Council

Topical Area: Playing and Practice Seasons

Status: Adopted

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:

[Roll Call]

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:

[Roll Call]

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:

[Roll Call]

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:

[Roll Call]

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:

[Roll Call]

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.]

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.

Review History:

June 24, 2009: Recommends Approval - Championships Committee and Legislation Committee

July 21, 2009: Approved in Concept - Management Council

August 6, 2009: Approved in Concept - Presidents Council

August 26, 2009: Approved in Legislative Format - Administrative Committee

Convention Vote:

Date of Vote: *January 16, 2010*

Vote Type: Electronic Machine

For: 171 Against: 108 Abstain: 2



NCAA Division I Legislation Adopted since November 2009

Proposal Number: 2009-14-B

Title: PERSONNEL -- DEFINITIONS AND APPLICATIONS -- MANAGER

Intent: To establish criteria by which an individual may serve as a manager, as specified.

Bylaws: Amend 11.01, as follows:

11.01 DEFINITIONS AND APPLICATIONS

[11.01.1 through 11.01.5 unchanged.]

11.01.6 Manager. A manager is an individual who performs traditional managerial duties (e.g., equipment, laundry, hydration) and meets the following additional criteria:

(a) The individual shall be a full-time undergraduate or graduate student (see Bylaws 14.1.8.2 and 14.1.8.2.1.4), except that during his or her final semester or quarter of a degree program, he or she may be enrolled in less than a full-time program of studies, provided he or she is carrying (for credit) the courses necessary to complete the degree requirements;

(b) The individual may participate in limited on-court or on-field activities during practice (e.g., assist with drills, throw batting practice) or competition (e.g., assist with warm-up activities) involving student-athletes on a regular basis;

(c) The individual shall not provide instruction to student-athletes; and

(d) The individual shall not participate in countable athletically related activities (e.g., practice player) except as permitted in Bylaw 11.01.6-(b).

[11.01.6 renumbered as 11.01.7, unchanged.]

Source: NCAA Division I Recruiting and Athletics Personnel Issues Cabinet

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Personnel

Rationale: This alternative proposal would eliminate the provision that an individual that serves as manager would forfeit any remaining eligibility in baseball at that institution. With this alternative proposal, the membership is able to consider a proposal that applies consistently for all sports, in addition to the original proposal.

Budget Impact: None.

Impact on S-A's Time: None.

History

Sep 22, 2009: Submit; Submitted for consideration.

Sep 22, 2009: Recruiting and Athletics Personnel Issues Cabinet, Sponsored; Sponsored as an alternative to Proposal No. 2009-14-A.

Jan 13, 2010: Leg Council Init Review, Adopted; Pending Possible Board of Directors Review

Jan 16, 2010: Adopted, Override Period; No Action Taken by the Board of Directors

Jan 17, 2010: Adopted, Override Period; Start of Override Period

Mar 17, 2010: Adopted, Override Period; End of Override Period

Proposal Number: 2009-22

Title: AMATEURISM AND ELIGIBILITY -- INVOLVEMENT WITH PROFESSIONAL TEAMS -- EXCEPTION -- PRIOR TO INITIAL FULL-TIME COLLEGIATE ENROLLMENT -- DELAYED ENROLLMENT -- SEASONS OF COMPETITION -- SPORTS OTHER THAN MEN'S ICE HOCKEY AND SKIING

Intent: In sports other than men's ice hockey and skiing, to specify that prior to initial full-time collegiate enrollment, an individual may enter into an agreement to compete on a professional team and compete on a professional team, provided the agreement does not guarantee or promise payment (at any time) in excess of actual and necessary expenses to participate on the team; further, in sports other than men's ice hockey, skiing, tennis, swimming and diving and women's volleyball, to specify that a student-athlete who does not initially enroll full-time in a collegiate institution within one year (six months for tennis) or the next opportunity to enroll following the high school graduation date of the prospective student-athlete's class and participates in organized events after the specified time period shall be charged with a season of intercollegiate competition for each year of participation and shall fulfill an academic year in residence (one year for each year of competition in tennis) on matriculation at the certifying institution before being eligible to represent the institution in intercollegiate competition.

A. Bylaws: Amend 12.1.2, as follows:

12.1.2 Amateur Status. An individual loses amateur status and thus shall not be eligible for intercollegiate competition in a particular sport if the individual:

[12.1.2-(a) through 12.1.2-(b) unchanged.]

(c) Signs a contract or commitment of any kind to play professional athletics, regardless of its legal enforceability or any consideration received, **except as permitted in Bylaw 12.2.5.1;**

[12.1.2-(d) unchanged.]

(e) Competes on any professional athletics team per Bylaw 12.02.4, even if no pay or remuneration for expenses was received, **except as permitted in Bylaw 12.2.3.2.1;**

[Remainder of 12.1.2 unchanged.]

B. Bylaws: Amend 12.2.3.2, as follows:

12.2.3.2 Competition with Professionals. An individual shall not be eligible for intercollegiate athletics in a sport if the individual ever competed on a professional team (per Bylaw 12.02.4) in that sport. However, an individual may compete on a tennis, golf, two-person sand volleyball or two-person synchronized diving team with persons who are competing for cash or a comparable prize, provided the individual does not receive payment of any kind for such participation.

12.2.3.2.1 Exception -- Competition Prior to Initial Full-Time Collegiate Enrollment -- Sports Other Than Men's Ice Hockey and Skiing. In sports other than men's ice hockey and skiing, prior to initial full-time collegiate enrollment, an individual may compete on a professional team (per Bylaw 12.02.4), provided he or she does not receive more than actual and necessary expenses to participate on the team.

[12.2.3.2.1 through 12.2.3.2.4 renumbered as 12.2.3.2.2 through 12.2.3.2.5, unchanged.]

C. Bylaws: Amend 12.2.5, as follows:

12.2.5 Contracts and Compensation. An individual shall be ineligible for participation in an intercollegiate sport if he or she has entered into any kind of agreement to compete in professional athletics, either orally or in writing, regardless of the legal enforceability of that agreement.

12.2.5.1 Exception -- Prior to Initial Full-Time Collegiate Enrollment -- Sports Other Than Men's Ice Hockey and Skiing. In sports other than men's ice hockey and skiing, prior to initial full-time collegiate enrollment, an individual may enter into an agreement to compete on a professional team (per Bylaw 12.02.4), provided the agreement does not guarantee or promise payment (at any time) in excess of actual and necessary expenses to participate on the team.

[12.2.5.1 renumbered as 12.2.5.2, unchanged.]

D. Bylaws: Amend 14.02, as follows:

14.02 DEFINITIONS AND APPLICATIONS

[14.02.1 through 14.02.8 unchanged.]

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

(a) Competition is scheduled and publicized in advance;

(b) Official score is kept;

(c) Individual or team standings are maintained;

(d) Official timer or game officials are used;

(e) Admission is charged;

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

(g) Team uniforms are used;

(h) A team 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.

[14.02.9 through 14.02.13 renumbered as 14.02.10 through 14.02.14, unchanged.]

E. Bylaws: Amend 14.2.3, as follows:

14.2.3 Criteria for Determining Season of Competition.

[14.2.3.1 unchanged.]

14.2.3.2 Delayed Enrollment -- Seasons of Competition.

14.2.3.2.1 Sports Other Than Men's Ice Hockey, Skiing and ~~Tennis, Swimming and Diving and Women's Volleyball.~~ **A In sports other than men's ice hockey, skiing and tennis, a** student-athlete who does not enroll in a collegiate institution as a full-time student in a regular academic term during a one-year time period after this or her high school graduation date or the graduation date of his or her class (as determined by the first year of high school enrollment or the international equivalent as specified in the NCAA Guide to International Academic Standards for Athletics Eligibility and based on the prescribed educational path in the student-athlete's country), whichever occurs earlier, shall be subject to the following:

(a) The student-athlete shall be charged with a season of intercollegiate eligibility for each calendar year after the one-year time period (the next opportunity to enroll after one calendar year has elapsed) and prior to full-time collegiate enrollment during which the student-athlete has participated in organized ~~events~~ **competition** per Bylaw ~~14.2.3.5.3~~ **14.02.9**.

(b) After the one-year time period, if the student-athlete has engaged in ~~events~~ **competition** per Bylaw ~~14.2.3.5.3~~ **14.02.9**, on matriculation at the certifying institution, the student-athlete must

fulfill an academic year in residence before being eligible to represent the institution in intercollegiate competition.

14.2.3.2.1.1 Track and Field and Cross Country. A student-athlete who has participated in organized competition after the one-year time period (the next opportunity to enroll after one calendar year has elapsed) and prior to full-time collegiate enrollment during a cross country, indoor track and field or outdoor track and field sport season (as opposed to general road racing events) shall be charged with a season of competition in the sport in which the student has participated for each calendar year after the one-year time period in which he or she participated in organized competition.

14.2.3.2.1.2 Road Racing. A student-athlete who has participated in road racing activities after the one-year time period (the next opportunity to enroll after one calendar year has elapsed) and prior to full-time collegiate enrollment shall be charged with a season of competition in each of the sports of cross country, indoor track and field and outdoor track and field for each calendar year after the one-year time period in which he or she participated in organized competition.

14.2.3.2.2 Tennis. In tennis, a student-athlete who does not enroll in a collegiate institution as a full-time student in a regular academic term within six months (or the first opportunity to enroll after six months have elapsed) after his or her high school graduation date or the graduation date of his or her class (as determined by the first year of high school enrollment or the international equivalent as specified in the NCAA Guide to International Academic Standards for Athletics Eligibility and based on the prescribed educational path in the student-athlete's country), whichever occurs earlier, shall be subject to the following:

(a) The student-athlete shall be charged with a season of intercollegiate eligibility for each calendar year after the six-month period has elapsed (or the next opportunity to enroll) and prior to full-time collegiate enrollment during which the student-athlete has participated in organized competition per Bylaw 14.02.9.

(b) After the six-month period, if the student-athlete has engaged in organized competition per Bylaw 14.02.9, on matriculation at the certifying institution, the student-athlete must fulfill an academic year in residence for each calendar year after the six-month period has elapsed (or the next opportunity to enroll) and prior to full-time collegiate enrollment during which the student-athlete has participated in such competition before being eligible to represent the institution in intercollegiate competition.

14.2.3.2.2.1 Matriculation After 20th Birthday -- Tennis. In tennis, a student who is eligible under Bylaw 14.2.3.2.2, but who participates in organized tennis events after his or her 20th birthday and before full-time enrollment at the certifying institution shall be subject to the following:

(a) The student will be charged with one season of intercollegiate tennis competition for each calendar year after his or her 20th birthday and prior to full-time enrollment at the certifying institution during which the student-athlete has participated in organized tennis ~~events~~ **competition** per Bylaw ~~14.2.3.5.3~~ **14.02.9**. [Note: This includes participation in intercollegiate tennis while enrolled full time in another two-year or four-year institution; however, this provision replaces the season of competition counted in Bylaw 14.2 (only one season is used in any one year).]

(b) Upon matriculation at the certifying institution, the student-athlete must fulfill an academic year in residence before being eligible to represent the institution in intercollegiate tennis, unless the student transfers to the certifying institution with a minimum of 24 semester hours (or equivalent) of transferable degree credit. (Note: All other NCAA transfer and academic eligibility requirements apply.)

14.2.3.2.23 Exception -- Olympic Games, Pan American Games, World Championships, World Cup and World University Games Participation. Participation in the Olympic Games, Pan American Games, World Championships, World Cup and World University Games is exempt from application of ~~Bylaws~~ **Bylaw** 14.2.3.2 and 14.2.3.2.1.

[14.2.3.3 through 14.2.3.4 unchanged.]

14.2.3.5 Participation After 21st Birthday -- **Men's Ice Hockey and Skiing**. In ~~sports other than tennis, swimming and diving and women's volleyball~~ **men's ice hockey and skiing**, any participation as an individual or a team representative in organized sports competition by a student during each 12 month period after the student's 21st birthday and prior to initial full-time enrollment in a collegiate institution shall count as one year of varsity competition in that sport. Participation in organized competition during time spent in the U.S. armed services shall be expected. (~~Note: In swimming and diving, and women's volleyball, Bylaw 14.2.3.5 applies to a student athlete who is not subject to Bylaw 14.2.3.2. If a student athlete triggers both Bylaws 14.2.3.2 and 14.2.3.5, only Bylaw 14.2.3.2 applies.~~)

~~14.2.3.5.1 Track and Field and Cross Country. A prospective student athlete who participates in outside competition after the student's 21st birthday and prior to initial full time enrollment in a collegiate institution during a cross country, indoor track and field or outdoor track and field sports season (as opposed to general road racing events) would be charged with at least one season of competition in the sport in which the student participated.~~

~~14.2.3.5.2 Road Racing. A prospective student athlete who participates in road racing activities after the student's 21st birthday and prior to initial full time enrollment in a collegiate institution shall be charged with at least one season of competition in each of the sports of cross country, indoor track and field and outdoor track and field.~~

~~14.2.3.5.3 Organized Competition. Athletics competition shall be considered organized if any one of the following conditions exists:~~

~~(a) Competition is scheduled and publicized in advance;~~

~~(b) Official score is kept;~~

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

~~(d) Official timer or game officials are used;~~

~~(e) Admission is charged;~~

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

~~(g) Team uniforms are used;~~

~~(h) A team is privately or commercially sponsored; or~~

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

[14.2.3.6 unchanged.]

Source: NCAA Division I Amateurism Cabinet

Effective Date: For all provisions other than section E, as it relates to tennis: August 1, 2010; applicable to student-athletes who initially enroll full time in a collegiate institution on or after August 1, 2010. For section E as it applies to tennis: August 1, 2011, applicable to student-athletes who initially enroll full time in a collegiate institution on or after August 1, 2011.

Category: Amendment

Topical Area: Amateurism

Rationale: Prior to initial collegiate enrollment, it is more equitable to determine eligibility based on the circumstances as they relate to the individual prospective student-athlete, as opposed to his or her teammates. This revision would alleviate the situation in which a prospective student-athlete's eligibility is jeopardized due to a teammate receiving remuneration above actual and necessary expenses, even though the prospective student-athlete may be unaware of this arrangement and does not receive more than actual and necessary expenses for participation on the team. Under this approach, an institution would no longer be required to determine whether a team is considered professional. Instead, the focus would be on the individual's specific circumstances and eligibility would be assessed using the threshold of receipt of more than actual and necessary expenses. The competitive equity issues related to participation in organized competition would be addressed by applying the delayed enrollment seasons of competition legislation, which currently apply only to tennis, swimming and diving, and women's volleyball, to all sports other than men's ice hockey. For tennis, the decrease in the length of time during which prospective student-athletes may compete in organized tennis will place emphasis on the importance of academics and level the playing field by ensuring relatively similar competitive opportunities prior to college.

After reviewing feedback from the men's ice hockey community, the Amateurism Cabinet agreed that the legislative changes included in the proposal would be detrimental to men's ice hockey prospective student-athletes, to Division I institutions that sponsor men's ice hockey and to the performance of United States national teams. If the proposal were adopted with men's ice hockey included, many more prospective student-athletes would likely elect to participate in Major Junior A hockey prior to initial collegiate enrollment. They would likely jeopardize their eligibility status by being influenced to accept more than actual and necessary expenses, to sign with an agent, or to sign a professional contract. Further, participation in Major Junior A hockey would likely be detrimental to prospective student-athletes' academic success given the demands of participation in that league. In addition, it is very common for men's ice hockey prospective student-athletes to compete in junior hockey for more than one year after high school graduation and before initial collegiate enrollment. Positive Academic Progress Rates (APR) in the sport may be attributed to the maturity level of incoming student-athletes and the fact that those who elect not to participate in Major Junior A hockey have a clear commitment to earning a college degree.

Budget Impact: Potential cost savings in amateurism certification process.

Impact on S-A's Time: None.

Position Statement(s)

Men's and Women's Skiing Committee: The committee opposes the proposal due to the potential significant negative impact on skiing student-athletes. Currently, most prospective student-athletes that take more than one year off after high school graduation are the very best in their respective countries and almost always on their National Teams. These athletes are delaying their college enrollment in hopes of Olympic or World Championship opportunities. The potential impact of this legislation would be to have the very best young skiers across the world who have taken that second year off from college enrollment lose one year of eligibility and also have to fulfill a year of residence

on enrollment. The reality of this would be a two year "side-track" for those athletes who truly will make up the future of the sport (one year while they fulfill a year of residence and the another year once their eligibility has expired and they are trying to finish their degrees). The current 21st birthday rule allows the top athletes an extra year or two out of high school to pursue those hopes without penalty. If they choose to delay enrollment past their 21st birthdays they simply lose years of eligibility, but to also make them fulfill a year of residence seems to be punishing them for pursuing a dream. In fact, the individuals who do matriculate in college and ski at the NCAA level are not sponsored athletes and their respective national governing bodies expect them to pay for their athletic experiences while on the lower rungs of the national team systems. Therefore, to also lose eligibility would be a double punishment.

History

Jun 22, 2009: Submit; Submitted for consideration.

Jun 23, 2009: Amateurism Cabinet, Sponsored

Sep 25, 2009: Amateurism Cabinet, Modified the Proposal; Modified to exclude men's ice hockey from its application.

Oct 16, 2009: Men's and Women's Skiing Committee, Recommends Defeat

Jan 13, 2010: Leg Council Init Review, Amended the Proposal; Approved an amendment to delay the effective date of section E as it applies to tennis to August 1, 2011, applicable to student-athletes who initially enroll full time in a collegiate institution on or after August 1, 2011.

Jan 13, 2010: Leg Council Init Review; Initially agreed to forward for membership review and comment.

Jan 14, 2010: Leg Council Init Review, Approved a Motion to Reconsider

Jan 14, 2010: Leg Council Init Review, Amended the Proposal; Approved an amendment to exclude skiing from the application of the proposal.

Jan 14, 2010: Leg Council Init Review, Adopted; Pending Possible Board of Directors Review

Jan 16, 2010: Adopted, Override Period; No Action Taken by the Board of Directors

Jan 17, 2010: Adopted, Override Period; Start of Override Period

Mar 17, 2010: Adopted, Override Period; End of Override Period; (Number of Override Request = 3)

Proposal Number: 2009-26

Title: RECRUITING -- DEFINITIONS AND APPLICATIONS -- DEAD PERIOD -- EXCEPTION --
UNOFFICIAL VISIT AFTER NATIONAL LETTER OF INTENT SIGNING OR OTHER
WRITTEN COMMITMENT

Intent: To specify that a prospective student-athlete who has signed a National Letter of Intent (NLI) is permitted to make an unofficial visit during a dead period to the institution with which he or she has signed the NLI; further, to specify that for an institution not using the NLI in a particular sport, or for a prospective student-athlete who is not eligible to sign the NLI (e.g., four-year college transfer), a prospective student-athlete is permitted to make an unofficial visit during a dead period, provided he or she has signed the institution's written offer of admission or financial aid, or the institution has received a financial deposit from the prospective student-athlete in response to an offer of admission.

Bylaws: Amend 13.02.4.4, as follows:

13.02.4.4 Dead Period. A dead period is a period of time when it is not permissible to make in-person recruiting contacts or evaluations on or off the institution's campus or to permit official or unofficial visits by prospective student-athletes to the institution's campus. The provision of complimentary admissions to a prospective student-athlete during a dead period is prohibited, except as provided in Bylaw 13.7.2.5 for a prospective student-athlete who visits and institution as part of a group. During a dead period, a coaching staff member may not serve as a speaker at or attend a meeting or banquet at which prospective student-athletes are in attendance, except as provided in Bylaw 13.1.9.1, and may not visit a prospective student-athlete's educational institution. It remains permissible, however, for an institutional staff member to write or telephone a prospective student-athlete during a dead period.

[13.02.4.4.1 unchanged.]

13.02.4.4.2 Exception -- Unofficial Visit During Dead Period After National Letter of Intent Signing or Other Written Commitment. A prospective student-athlete who has signed a National Letter of Intent (NLI) is permitted to make an unofficial visit during a dead period to the institution with which he or she has signed the NLI. For an institution not using the NLI in a particular sport, or for a prospective student-athlete who is not eligible to sign the NLI (e.g., four-year college transfer), a prospective student-athlete is permitted to make an unofficial visit during a dead period, provided he or she has signed the institution's written offer of admission or financial aid, or the institution has received a financial deposit from the prospective student-athlete in response to an offer of admission.

Source: Pacific-10 Conference

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Recruiting

Rationale: Each year, situations arise in which a prospective student-athlete visits a campus at his or her expense during a dead period and has contact with an institutional coach, resulting in a violation. If the prospective student-athlete already has signed a National Letter of Intent (NLI), the inadvertent contact results in a "paper work" violation. For institutions that do not subscribe to the NLI or for prospective student-athletes who are not eligible to sign an NLI, if the prospective student-athlete has signed a financial aid agreement, or written offer of admission or has provided a financial deposit to the institution, the contact would also be considered a "paper work" violation. Creating this exception does not compromise the original intent of the dead period rule and it provides reasonable flexibility.

Further, minimal impact on recruiting is expected since official visits are still prohibited during a dead period and the recruiting process would have effectively ended for those prospects who might take advantage of this exception to the current rule.

Budget Impact: None.

Impact on S-A's Time: None.

Position Statement(s)

Recruiting and Athletics Personnel Issues Cabinet: The cabinet supports the proposal and agrees with the sponsor's rationale.

History

Jul 09, 2009: Submit; Submitted for consideration.

Sep 22, 2009: Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval

Jan 13, 2010: Leg Council Init Review, Adopted; Pending Possible Board of Directors Review

Jan 16, 2010: Board Consideration, Adopted; No Action Taken by the Board of Directors

Jan 17, 2010: Adopted, Override Period; Start of Override Period

Mar 17, 2010: Adopted, Override Period; End of Override Period

Proposal Number: 2009-32-B

Title: RECRUITING -- TELEPHONE CALLS -- TIME PERIOD FOR TELEPHONE CALLS --
EXCEPTION -- UNLIMITED DURING CONTACT PERIOD -- SPORTS WITH DEFINED
RECRUITING CALENDARS OTHER THAN FOOTBALL

Intent: In sports with defined recruiting calendars other than football, to specify that during a contact period, telephone calls may be made at the institution's discretion.

Bylaws: Amend 13.1.3, as follows:

13.1.3 Telephone Calls.

13.1.3.1 Time Period for Telephone Calls -- General Rule. Telephone calls to an individual (or his or her relatives or legal guardians) may not be made before July 1 following the completion of his or her junior year in high school (subject to the exceptions below); thereafter, staff members (see Bylaw 13.1.3.4.1) shall not make such telephone calls more than once per week.

13.1.3.1.1 Exception -- Baseball, Cross Country/Track and Field, Men's Lacrosse, Women's Lacrosse, Softball and Women's Volleyball. In baseball, cross country/track and field, men's lacrosse, women's lacrosse, softball and women's volleyball, telephone calls to an individual (or his or her relatives or legal guardians) may not be made before July 1 following the completion of his or her junior year in high school. Thereafter, such telephone calls shall be limited to once per week outside a contact period, but may be made at the institution's discretion during a contact period.

[13.1.3.1.1 renumbered as 13.1.3.1.2, unchanged.]

13.1.3.1.2~~3~~ Exception -- Men's Basketball. In men's basketball, an institution is permitted to make one telephone call per month to an individual (or individual's relatives or legal guardians) on or after June 15 of the individual's sophomore year in high school through July 31 of the individual's junior year in high school. ~~After~~ **Thereafter, outside a contact period, an** institution is permitted to make two telephone calls per week to an individual (or the individual's relatives or legal guardians) beginning August 1 prior to the individual's senior year in high school. ~~After~~ **Outside a contact period, an** institution is permitted to make one telephone call per week to a two-year or four-year prospective student-athlete (or the prospective student-athlete's relatives or legal guardians). **During a contact period that occurs after August 1 prior to an individual's senior year in high school, telephone calls may be made at the institution's discretion.**

13.1.3.1.3~~4~~ Exception -- Women's Basketball. In women's basketball, telephone calls may be made to an individual (or the individual's relatives or legal guardians) as follows:

[13.1.3.1.3-(a) through 13.1.3.1.3-(e) renumbered as 13.1.3.1.4-(a) through 13.1.3.1.4-(e), unchanged.]

(f) Thereafter, one telephone call per week **outside a contact period and unlimited telephone calls during a contact period.**

[13.1.3.1.4 through 13.1.3.1.7 renumbered as 13.1.3.1.5 through 13.1.3.1.8, unchanged.]

[Remainder of 13.1.3 unchanged.]

Source: Big Ten Conference

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Recruiting

Rationale: Sports without defined recruiting calendars are in a contact period unless otherwise specified as a dead or quiet period. Thus, this alternative proposal will help address concerns of increased intrusiveness on prospective student-athletes, as well as increased costs related to telephone calls.

Budget Impact: Decrease in resources expended to monitor calls during contact periods.

Impact on S-A's Time: Possible intrusion on prospective student-athletes' time (during contact periods in specified sports).

Position Statement(s)

Recruiting and Athletics Personnel Issues Cabinet: The cabinet supports the proposal. The cabinet agrees with the sponsor's rationale and notes the significant institutional compliance resources spent on monitoring current telephone call limitations. In addition, the cabinet noted the many forms of communication available in today's culture with electronic means increasingly becoming the preferred method among high school students. The cabinet also noted the importance of prospective student-athletes (and their parents and/or legal guardians) sharing the responsibility to communicate with coaches if the amount of telephone calls received becomes overwhelming or burdensome. Finally, the cabinet noted this legislation has existed in football for several years without raising concerns about being too intrusive to prospective student-athletes and, accordingly, believes it is appropriate for all sports.

History

Oct 27, 2009: Submit; Submitted for consideration as an alternative to Proposal No. 2009-32-A.

Jan 13, 2010: Leg Council Init Review, Forwarded for Membership Comment

Jan 17, 2010: Comment Period; Start of Comment Period

Feb 04, 2010: Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval

Mar 17, 2010: Comment Period; End of Comment Period; (Official Comment Totals: Support = 3, Oppose = 1, Abstain = 0)

Apr 13, 2010: Leg Council Final Review, Adopted; Pending Possible Board of Directors Review

Apr 29, 2010: Adopted, Override Period; No Action Taken by the Board of Directors

Apr 30, 2010: Adopted, Override Period; Start of Override Period

Jun 28, 2010: Adopted, Override Period; End of Override Period

Proposal Number: 2009-33

Title: RECRUITING -- TELEPHONE CALLS -- EXCEPTION -- UNLIMITED AFTER RECEIPT OF FINANCIAL DEPOSIT

Intent: To specify that on or after May 1 of a prospective student-athlete's senior year in high school, there shall be no limit on the number of telephone calls by an institution to the prospective student-athlete, provided the institution has received a financial deposit in response to the institution's offer of admission.

Bylaws: Amend 13.1.3, as follows:

13.1.3 Telephone Calls.

[13.1.3.1 through 13.1.3.2 unchanged.]

13.1.3.3 Exceptions.

[13.1.3.3.1 through 13.1.3.3.3 unchanged.]

13.1.3.3.4 Telephone Calls After Receipt of Financial Deposit. On or after May 1 of a prospective student-athlete's senior year in high school, there shall be no limit on the number of telephone calls by an institution to the prospective student-athlete, provided the institution has received a financial deposit in response to the institution's offer of admission.

[13.1.3.3.4 renumbered as 13.1.3.3.5, unchanged.]

[Remainder of 13.1.3 unchanged.]

Source: Big West Conference

Effective Date: Immediate

Category: Amendment

Topical Area: Recruiting

Rationale: Pursuant to recently adopted legislation, a prospective student-athlete may receive unlimited forms of electronically transmitted correspondence on or after May 1 of his or her senior year in high school if a tuition or housing deposit has been received by the institution. By allowing unlimited telephone calls as well, institutions will have the flexibility to communicate with such prospective student-athletes in the most appropriate and/or preferred method.

Budget Impact: Minimal.

Impact on S-A's Time: None.

Position Statement(s)

Recruiting and Athletics Personnel Issues Cabinet: Based on the sponsor's modification (see history section), the cabinet supports the proposal.

History

Jul 14, 2009: Submit; Submitted for consideration.

Sep 22, 2009: Recruiting and Athletics Personnel Issues Cabinet, Recommends Defeat

Sep 22, 2009: Recruiting and Athletics Personnel Issues Cabinet, Recommends Modification; The cabinet recommends that the sponsor modify the proposal to permit unlimited telephone calls on or after May 1 of a prospective student-athlete's senior year provided the institution has received his or her financial deposit in response to the institution's offer of admission. If the sponsor does not agree

to modify the proposal, the cabinet will sponsor an alternative proposal. The cabinet is supportive of the concept outlined in the proposal; however, the use of a tuition or room deposit inadvertently prevents institutions that do not require those specific types of financial deposits from taking advantage of the flexibility afforded and is inconsistent with the use of a "financial deposit" in Proposals No. 2009-26 and 2009-43, which are supported by the cabinet.

Oct 07, 2009: The sponsor modified the proposal to permit unlimited telephone calls on or after May 1 of a prospective student-athlete's senior year, provided the institution has received a financial deposit in response to the institution's offer of admission. Previously, the proposal would have required a room or tuition deposit in response to the institution's offer of admission.

Oct 07, 2009: Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval; Based on the sponsor's modification.

Jan 13, 2010: Leg Council Init Review, Adopted; Pending Possible Board of Directors Review

Jan 16, 2010: Adopted, Override Period; No Action Taken by the Board of Directors

Jan 17, 2010: Adopted, Override Period; Start of Override Period

Mar 17, 2010: Adopted, Override Period; End of Override Period

Proposal Number: 2009-42

Title: RECRUITING -- RECRUITING MATERIALS -- ATHLETICS PUBLICATIONS -- NO PRINTED PUBLICATIONS TO PROSPECTIVE STUDENT-ATHLETES

Intent: To specify that an institution shall not provide a printed media guide or any other printed athletics publication not listed in Bylaw 13.4.1.1 to a prospective student-athlete, his or her parents or legal guardians, the prospective student-athlete's educational institution or any individual involved in the coaching of a prospective student-athlete.

Bylaws: Amend 13.4.1, as follows:

13.4.1 Recruiting Materials. In sports other than men's basketball and men's ice hockey, a member institution shall not provide recruiting materials, including general correspondence related to athletics, to an individual (or his or her parents or legal guardians) until September 1 at the beginning of his or her junior year in high school. In men's basketball and men's ice hockey, an institution shall not provide recruiting materials, including general correspondence related to athletics, to an individual (or his or her parents or legal guardians) until June 15 at the conclusion of his or her sophomore year in high school. Violations of this bylaw shall be considered institutional violations per Constitution 2.8.1; however, they shall not affect the individual's eligibility.

13.4.1.1 Printed Recruiting Materials. As specified below, an institution may provide the following printed materials to prospective student-athletes, their parents or legal guardians, their coaches or any other individual responsible for teaching or directing an activity in which a prospective student-athlete is involved:

[13.4.1.1-(a) through 13.4.1.1-(f) unchanged.]

~~(g) Athletics Publications. An institution may produce a recruiting brochure or media guide (but not both). The publications may have only one color of print inside the cover and may not exceed 8 1/2 by 11 inches in size and 208 pages in length. An institution may not produce a separate media guide that is intended to supplement the one permissible recruiting brochure or media guide. Such supplemental information (e.g., historical information, records) may be posted on the institution's Web site and may be printed in black and white, and provided to the media. An institution may not create a portfolio of information (e.g., pictures) to be used in the recruiting process unless it is considered the institution's one permissible athletics recruiting publication. An institution may produce additional media publications for separate purposes (e.g., postseason media guide, spring football practice guide), provided the additional publications are not provided to prospective student athletes (or their parents or legal guardians).~~

[13.4.1.1-(h) through 13.4.1.1-(j) relettered as 13.4.1.1-(g) through 13.4.1.1-(i), unchanged.]

[13.4.1.1.1 unchanged.]

13.4.1.1.2 Athletics Publications. An institution may produce a printed media guide; however, an institution shall not provide a printed media guide or any other printed athletics publication not listed in Bylaw 13.4.1.1 to a prospective student-athlete, his or her parents or legal guardians, the prospective student-athlete's educational institution or any individual involved in the coaching of a prospective student-athlete. It is not permissible to make a printed media guide or any other printed athletics publication not listed in Bylaw 13.4.1.1 available free of charge to a prospective student-athlete, his or her parents or legal guardians, the prospective student-athlete's educational institution or any individual involved in the coaching of a prospective student-athlete, even if such publications are available to other members of the general public free of charge. An institution may not

create a printed portfolio of information (e.g., pictures) to be used in the recruiting process. An institution may provide a media guide to a prospective student-athlete via a digital media storage device (e.g., compact disc, flash drive).

13.4.1.1.2.1 Media Guide Restrictions. A printed media guide may have only one color of print inside the cover and may not exceed 8 1/2 by 11 inches in size and 208 pages in length. An institution may not produce a separate printed supplemental media guide. Any supplemental information (e.g., historical information, records) may be posted on the institution's Web site and may be printed in black and white, and provided to the media.

13.4.1.2 Electronic Transmissions. Electronically transmitted correspondence that may be sent to a prospective student-athlete (or the prospective student-athlete's parents or legal guardians) is limited to electronic mail and facsimiles. (See Bylaw 13.1.7.2.) All other forms of electronically transmitted correspondence (e.g., Instant Messenger, text messaging) are prohibited. Color attachments may be included with electronic mail correspondence sent to a prospective student-athlete, provided the attachment only includes information that is not created for recruiting purposes, except for items that are specifically permitted as printed recruiting materials (e.g., questionnaires) **and a media guide**. In addition, attachments shall not include any animation, audio or video clips and there shall be no cost (e.g., subscription fee) associated with sending the item attached to the electronic mail correspondence.

[Remainder of 13.4.1 unchanged.]

Source: Southeastern Conference

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Recruiting

Rationale: Increased access to technology and the enhanced presence of information on the Internet has reduced the need to provide printed materials to prospective student-athletes. The high costs and excessive use of resources to print guides to provide to prospective student-athletes may now be eliminated and, at the same time, the availability of information to prospective student-athletes increases due to Web site access. Given the challenging economic times, it is prudent to eliminate media guides and recruiting brochures from the list of items that may be provided to prospective student-athletes while maintaining the option for production and distribution of media guides to the media.

Budget Impact: Anticipated reduction in printing and mailing costs.

Impact on S-A's Time: None.

Position Statement(s)

Baseball Committee: The committee supports Proposal No. 2009-41. In the event that Proposal No. 2009-41 is not adopted, the committee would support Proposal No. 2009-42.

Football Issues Committee: The committee supports Proposal No. 2009-41. In the event that Proposal No. 2009-41 is not adopted, the committee would support Proposal No. 2009-42.

Recruiting and Athletics Personnel Issues Cabinet: The cabinet supports the proposal and agrees with the sponsor's rationale.

History

Jun 23, 2009: Submit; Submitted for consideration.

Sep 02, 2009: Football Issues Committee, Recommends Approval; In the event that Proposal No. 2009-41 is not adopted.

Sep 03, 2009: Baseball Committee, Recommends Approval; In the event that Proposal No. 2009-41 is not adopted.

Sep 22, 2009: Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval

Oct 20, 2009: Legislative language added to clarify that it would not be permissible to make a printed media guide or any other printed athletics publication not listed in Bylaw 13.4.1.1 available free of charge to a prospective student-athlete, his or her parents or legal guardians, the prospective student-athlete's educational institution or any individual involved in the coaching of a prospective student-athlete, even if such publications are available to other members of the general public free of charge.

Jan 13, 2010: Leg Council Init Review, Forwarded for Membership Comment

Jan 17, 2010: Comment Period; Start of Comment Period

Mar 17, 2010: Comment Period; End of Comment Period; (Official Comment Totals: Support = 1, Oppose = 2, Abstain = 0)

Apr 13, 2010: Leg Council Final Review, Adopted; Pending Possible Board of Directors Review

Apr 29, 2010: Adopted, Override Period; No Action Taken by the Board of Directors

Apr 30, 2010: Adopted, Override Period; Start of Override Period

Jun 28, 2010: Adopted, Override Period; End of Override Period

Proposal Number: 2009-43

Title: RECRUITING -- RECRUITING MATERIALS -- ELECTRONIC TRANSMISSIONS --
EXCEPTION -- AFTER RECEIPT OF FINANCIAL DEPOSIT

Intent: To specify that on or after May 1 of a prospective student-athlete's senior year in high school, there shall be no limit on the forms of electronically transmitted correspondence that may be sent by an institution to the prospective student-athlete, provided the institution has received a financial deposit in response to the institution's offer of admission.

Bylaws: Amend 13.4.1.2.2, as follows:

13.4.1.2.2 Exception -- Electronic Transmissions After Receipt of ~~Room or Tuition~~ **Financial** Deposit. On or after May 1 of a prospective student-athlete's senior year in high school, there shall be no limit on the forms of electronically transmitted correspondence that may be sent by an institution to the prospective student-athlete, provided the institution has received ~~his or her room or tuition~~ **a financial** deposit in response to the institution's offer of admission.

Source: Pacific-10 Conference

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Recruiting

Rationale: Current legislation allows institutions to send any form of electronically transmitted correspondence (e.g., text messages) to a nonscholarship student-athlete on or after May 1 of his or her senior year in high school if the incoming prospective student-athlete has submitted a room deposit or tuition deposit to the institution in response to an offer of admission. Some institutions do not require specific room or tuition deposits. The change contemplated in this proposal is reasonable and it meets the overall intent of the current legislation.

Budget Impact: None.

Impact on S-A's Time: None.

Position Statement(s)

Recruiting and Athletics Personnel Issues Cabinet: The cabinet supports the proposal and agrees with the sponsor's rationale.

History

Jul 09, 2009: Submit; Submitted for consideration.

Sep 22, 2009: Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval

Jan 13, 2010: Leg Council Init Review, Adopted; Pending Possible Board of Directors Review

Jan 16, 2010: Adopted, Override Period; No Action Taken by the Board of Directors

Jan 17, 2010: Adopted, Override Period; Start of Override Period

Mar 17, 2010: Adopted, Override Period; End of Override Period

Proposal Number: 2009-46

Title: RECRUITING -- OFFICIAL VISIT -- NUMBER OF OFFICIAL VISITS -- INSTITUTIONAL LIMITATION -- DE MINIMIS VIOLATION

Intent: To specify that a violation of the institutional limitation on the number of official visits shall be considered an institutional violation, but shall not affect the prospective student-athlete's eligibility.

Bylaws: Amend 13.6.2.6, as follows:

13.6.2.6 Number of Official Visits -- Institutional Limitation. The total number of official visits a member institution may provide prospective student-athletes in the following sports on an annual basis (August 1 through July 31) shall be limited to:

[13.6.2.6-(a) through 13.6.2.6-(c) unchanged.]

[13.6.2.6.1 through 13.6.2.6.7 unchanged.]

13.6.2.6.8 Effect of Violation. A violation of Bylaw 13.6.2.6 shall be considered an institutional violation per Constitution 2.8.1; however, the prospective student-athlete's eligibility shall not be affected.

Source: NCAA Division I Legislative Council (Administrative Committee) (Committee on Student-Athlete Reinstatement)

Effective Date: Immediate

Category: Amendment

Topical Area: Recruiting

Rationale: This change removes any effect on a prospective student-athlete's eligibility when an institution exceeds the limitation on the number of official visits. Prospective student-athletes have no control over the number of prospective student-athletes who visit an institution. Any institutional accountability is better addressed within the enforcement process. Violations of the bylaw are institutional violations and the institution is required to submit a self-report.

Budget Impact: None.

Impact on S-A's Time: None.

Position Statement(s)

Recruiting and Athletics Personnel Issues Cabinet: The cabinet supports the proposal and agrees with the sponsor's rationale. Further, the cabinet agrees that the proposal should be considered as noncontroversial legislation.

History

Jun 10, 2009: Submit; Submitted for consideration.

Jun 11, 2009: Student-Athlete Reinstatement Committee, Recommends Approval

Jun 17, 2009: Legislative Council Administrative Committee, Sponsored

Sep 22, 2009: Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval

Sep 22, 2009: Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval as Noncontroversial Legislation

Oct 19, 2009: Leg Council Init Review, Adopted; Pending Possible Board of Directors Review

Oct 29, 2009: Adopted, Override Period; No Action Taken by the Board of Directors

Oct 30, 2009: Adopted, Override Period; Start of Override Period

Dec 28, 2009: Adopted, Override Period; End of Override Period

Dec 28, 2009: Adopted; Adopted - Final

Proposal Number: 2009-47-B

Title: RECRUITING -- LETTER OF INTENT PROGRAMS, FINANCIAL AID AGREEMENTS --
WRITTEN OFFER OF AID BEFORE SIGNING DATE

Intent: To specify that prior to August 1 of a prospective student-athlete's senior year in high school, an institution shall not provide a written offer of athletically related financial aid or indicate in writing to the prospective student-athlete that an athletically related grant-in-aid will be offered by the institution.

Bylaws: Amend 13.9.2, as follows:

13.9.2 Letter of Intent Restriction. A member institution may not participate in an institutional or conference athletics letter-of-intent program or issue an institutional or conference financial aid agreement that involves a signing date that precedes the initial regular (as opposed to early) signing date for the National Letter of Intent program in the same sport. However, an institution may permit a prospective student-athlete to sign an institutional or conference letter of intent during the National Letter of Intent early signing period in the applicable sport.

[13.9.2.1 unchanged.]

13.9.2.2 **Written** Offer of Aid Before Signing Date. ~~At~~ **Prior to August 1 of a prospective student-athlete's senior year in high school, an institution shall not provide a written offer of athletically related financial aid or indicate in writing to the prospective student-athlete that an athletically related grant-in-aid will be offered by the institution. On or after August 1 of a prospective student-athlete's senior year in high school, an** institution may indicate in writing to a prospective student-athlete that an athletically related grant-in-aid will be offered by the institution; however, the institution may not permit the prospective student-athlete to sign a form indicating his or her acceptance of such an award before the initial signing date in that sport in the National Letter of Intent program.

Source: Ivy Group

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Recruiting

Rationale: This alternative proposal applies the principle of Proposal No. 2009-47-A to all sports. Over the years, a culture has developed in which prospective student-athletes are receiving letters from coaches at the beginning of their junior year in high school that, essentially, offer athletics scholarships. Although they are not able to sign a National Letter of Intent until their senior year in high school, many prospective student-athletes view the early scholarship offer letters they receive as binding agreements. This proposal will eliminate the confusion such letters create with prospective student-athletes.

Budget Impact: None.

Impact on S-A's Time: None.

Position Statement(s)

Recruiting and Athletics Personnel Issues Cabinet: The cabinet opposes the proposal. As noted during its September 2009 meeting, the cabinet is currently examining issues regarding early offers of athletics aid in order to better assess the implication of current and suggested legislative changes and believes it would be premature to adopt legislation regarding offers of aid prior to that discussion.

History

Oct 26, 2009: Submit; Submitted for consideration as an alternative to Proposal No. 2009-47-A.

Jan 13, 2010: Leg Council Init Review, Forwarded for Membership Comment

Jan 17, 2010: Comment Period; Start of Comment Period

Feb 04, 2010: Recruiting and Athletics Personnel Issues Cabinet, Recommends Defeat

Mar 17, 2010: Comment Period; End of Comment Period; (Official Comment Totals: Support = 0, Oppose = 5, Abstain = 0)

Apr 13, 2010: Leg Council Final Review, Adopted; Pending Possible Board of Directors Review

Apr 29, 2010: Adopted, Override Period; No Action Taken by the Board of Directors

Apr 30, 2010: Adopted, Override Period; Start of Override Period

Jun 28, 2010: Adopted, Override Period; End of Override Period

Proposal Number: 2009-51-B

Title: RECRUITING -- CAMPS AND CLINICS -- INSTITUTION'S SPORTS CAMPS AND CLINICS
-- LOCATION RESTRICTION -- BASKETBALL

Intent: In basketball, to specify that an institution's camp or clinic shall be conducted on the institution's campus or within a 100-mile radius of the institution's campus.

Bylaws: Amend 13.12.1, as follows:

13.12.1 Institution's Sports Camps and Clinics.

13.12.1.1 Definition. An institution's sports camp or instructional clinic shall be any camp or clinic that is owned or operated by a member institution or an employee of the member institution's athletics department, either on or off its campus, and in which prospective student-athletes participate.

[13.12.1.1.1 through 13.12.1.1.2 unchanged.]

13.12.1.1.3 Football. An ~~institution's football camp or clinic shall be conducted on the institution's campus, within the state in which the institution is located or, if outside the state, within a 50-mile radius of the institution's campus. In addition, an~~ institution's football camp or clinic may be conducted only during two periods of 15 consecutive days in the months of June and July or any calendar week (Sunday through Saturday) that includes days of those months (e.g., May 28-June 3). The dates of the two 15-day periods must be on file in the office of the athletics director. Violations of this bylaw shall be considered institutional violations per Constitution 2.8.1; however, such violations shall not affect the prospective student-athlete's eligibility.

[13.12.1.1.4 unchanged.]

13.12.1.2 Location Restriction -- Basketball and Football. In basketball, an institution's camp or clinic shall be conducted on the institution's campus or within a 100-mile radius of the institution's campus. In football, an institution's camp or clinic shall be conducted on the institution's campus, within the state in which the institution is located or, if outside the state, within a 50-mile radius of the institution's campus.

[13.12.1.2 through 13.12.1.6 renumbered as 13.12.1.3 through 13.12.1.7, unchanged.]

Source: NCAA Division I Legislative Council

Effective Date: Immediate; a contract signed before September 17, 2008, for men's basketball camps may be honored; a contract signed before September 16, 2009, for women's basketball camps may be honored.

Category: Amendment

Topical Area: Recruiting

Rationale: Current legislation does not place restrictions on the location of institutional camps or clinics in sports other than football. Requiring institutions to conduct their camps or clinics on campus or within a reasonable distance from campus will address concerns that camps that occur significant distances from an institution's campus are being conducted for recruiting purposes. In addition, this proposal will reduce institutional expenses and burdens on institutional personnel.

Budget Impact: Potential cost savings for institutions that have conducted camps or clinics beyond the proposed location restriction. Potential for lost revenue from such camps.

Impact on S-A's Time: None.

History

Oct 20, 2009: Submit; Submitted for consideration.

Oct 20, 2009: Legislative Council, Sponsored; Sponsored as an alternative to Proposal No. 2009-51-A.

Jan 13, 2010: Leg Council Init Review, Adopted; Pending Possible Board of Directors Review

Jan 16, 2010: Adopted, Override Period; No Action Taken by the Board of Directors

Jan 17, 2010: Adopted, Override Period; Start of Override Period

Mar 17, 2010: Adopted, Override Period; End of Override Period; (Number of Override Request = 82)

Mar 17, 2010: Based on the number of override requests received, the Legislative Council will review its action on the proposal during its April 12-13 meeting.

Apr 13, 2010: Leg Council Final Review, Amended the Proposal; Amended the proposal to apply only to men's and women's basketball. Previously, the proposal applied to all sports other than football.

Apr 13, 2010: Leg Council Final Review, Adopted; Pending Possible Board of Directors Review

Apr 29, 2010: Adopted, Override Period; No Action Taken by the Board of Directors

Apr 30, 2010: Adopted, Override Period; Start of Override Period

Jun 28, 2010: Adopted, Override Period; End of Override Period

Proposal Number: 2009-56

Title: RECRUITING -- USE OF RECRUITING FUNDS -- RECRUITING OR SCOUTING SERVICES -- CRITERIA FOR SUBSCRIPTION

Intent: To establish additional criteria that must be satisfied in order for an institution to subscribe to a recruiting or scouting service involving prospective student-athletes, as specified.

A. Bylaws: Amend 13.1.8, as follows:

13.1.8 Limitations on Number of Evaluations.

[13.1.8.1 through 13.1.8.19 unchanged.]

13.1.8.20 Off-Campus Observation of Recruiting or Scouting Service Video. Off-campus observation of a prospective student-athlete via video made available by a recruiting or scouting service is considered an evaluation activity and is subject to applicable evaluation regulations.

B. Bylaws: Amend 13.14.3, as follows:

13.14.3 Recruiting **or Scouting** Services.

~~13.14.3.1 Published Recruiting Services.~~ An institution may subscribe to a ~~regularly published~~ **recruiting or** scouting service involving prospective student-athletes, provided ~~this~~ **the institution does not purchase more than one annual subscription to a particular service and the** service ~~is~~:

(a) Is made available to all institutions desiring to subscribe and at the same fee rate for all subscribers;

(b) Publicly identifies all applicable rates;

(c) Disseminates information (e.g., reports, profiles) about prospective student-athletes at least four times per calendar year;

(d) Publicly identifies the geographical scope of the service (e.g., local, regional, national) and reflects broad-based coverage of the geographical area in the information it disseminates;

(e) Provides analysis in the information it disseminates beyond demographic information or rankings of prospective student-athletes;

(f) Provides access to samples or previews of the information it disseminates prior to purchase of a subscription; and

(g) Provides video that is restricted to regularly scheduled (regular season) high school, preparatory school or two-year college contests and for which the institution made no prior arrangements for recording. (Note: This provision is applicable only if the subscription includes video services.)

~~13.14.3.2 Video Services. An institution is permitted to use a video service, provided only regularly scheduled (regular season) high school or two-year college contests are involved. The institution may not contract with the service in advance to have a particular contest recorded or provided, and the service must be available to all institutions at the same cost. Off campus observation of a prospective student athlete via video made available by a scouting service is considered an evaluation activity and is subject to applicable evaluation regulations.~~

[13.14.3.3 renumbered as 13.14.3.1, unchanged.]

Source: NCAA Division I Championships/Sports Management Cabinet (Men's Basketball Issues Committee)

Effective Date: Immediate

Category: Amendment

Topical Area: Recruiting

Rationale: Currently, recruiting or scouting services are only required to meet minimal requirements in order for institutions to subscribe to them. For example, a published recruiting or scouting service only needs to be regularly published and available at the same fee rate for all subscribers. There has been a proliferation of recruiting services, particularly in the sport of men's basketball, that do not provide information consistent with the original intent of the legislation. Many of the operators of the recruiting or scouting services are tied directly to teams or events involving highly skilled prospective student-athletes and concerns have been expressed that the service is being used as leverage in the recruiting process. In some instances, the service merely provides demographic information that is available from other sources or in other instances, no information that would assist in the evaluation of talent. The perception is that unless an institution subscribes particular services, it will be disadvantaged in attempts to recruit prospective student-athletes linked with the recruiting-service operators. This proposal acknowledges the overall value of recruiting services and protects the integrity of the recruiting process by reinforcing the intent of the original legislation.

Budget Impact: Potential cost savings by eliminating subscriptions to services that provide limited or insufficient information.

Impact on S-A's Time: None.

Position Statement(s)

Football Issues Committee: The committee supports the proposal and agrees with the sponsor's rationale.

Recruiting and Athletics Personnel Issues Cabinet: The cabinet supports the proposal and agrees with the sponsor's rationale. In addition, the cabinet supports the modification made by the Championships/Sports Management Cabinet to limit each institution to one subscription to each service on an annual basis. The cabinet noted that this would eliminate the current practice by some institutions of paying for multiple subscriptions to the same service in the same year.

Women's Basketball Issues Committee: The committee supports the proposal and agrees with the sponsor's rationale. The committee noted that this legislation would assist in reinforcing the original intent of the legislation by requiring that recruiting or scouting services actually provide information that would assist in the evaluation of talent. The committee also noted that the legislation acknowledges the overall value of recruiting services and would protect the integrity of the recruiting process.

History

Jun 01, 2009: Submit; Submitted for consideration.

Jun 01, 2009: Men's Basketball Issues Committee, Recommends Approval

Jun 25, 2009: Championships/Sports Management Cabinet, Sponsored

Aug 21, 2009: Women's Basketball Issues Committee, Recommends Approval

Sep 02, 2009: Football Issues Committee, Recommends Approval

Sep 16, 2009: Championships/Sports Management Cabinet, Modified the Proposal; Modified to specify that an institution may not purchase more than one annual subscription to a particular recruiting or scouting service.

Sep 22, 2009: Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval

Jan 13, 2010: Leg Council Init Review, Adopted; Pending Possible Board of Directors Review

Jan 16, 2010: Adopted, Override Period; No Action Taken by the Board of Directors

Jan 17, 2010: Adopted, Override Period; Start of Override Period

Mar 17, 2010: Adopted, Override Period; End of Override Period

Proposal Number: 2009-61

Title: ELIGIBILITY -- FULL TIME ENROLLMENT -- REQUIREMENT FOR PRACTICE --
WAIVER -- U.S. OLYMPIC COMMITTEE/NATIONAL GOVERNING BODY -- FORMER
STUDENT ATHLETE AT ANOTHER INSTITUTION -- INDIVIDUAL SPORTS AND WOMEN'S
ROWING

Intent: In individual sports and women's rowing, in a case in which the U.S. Olympic Committee or national governing body in the sport has recommended the individual's participation, to permit a former student-athlete who has graduated and has no eligibility remaining to participate in organized practice sessions at an institution other than the one he or she previously attended.

Bylaws: Amend 14.1.8.1.6, as follows:

14.1.8.1.6 Waiver -- United States Olympic Committee/National Governing Body. A student with eligibility remaining who is not enrolled or who is enrolled in less than a minimum full-time program of studies or a former student-athlete may participate on a regular basis in organized practice sessions, provided the following conditions are met:

(a) The practice sessions take place ~~only~~ at the institution the individual previously attended as an undergraduate or currently attends or previously attended as a graduate student, **except that a former student-athlete who has graduated and has no eligibility remaining may participate in practice sessions at an institution other than the one he or she previously attended;**

[14.1.8.1.6-(b) through 14.1.8.1.6-(g) unchanged.]

Source: NCAA Division I Championships/Sports Management Cabinet (Olympic Sports Liaison Committee)

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Eligibility

Rationale: Current or former student-athletes may receive a waiver to participate in organized practice sessions, provided the practice sessions take place only at the institution the individual previously attended or currently attends as an undergraduate or graduate student. The NCAA Olympic Sports Liaison Committee supports the United States Olympic Committee and national governing bodies' efforts to enhance opportunities for elite athletes to improve their chances of making USA Olympic teams and, in the long term, compete for Olympic medals. Allowing former student-athletes opportunities to train with Olympic coaches at institutions other than those attended as an undergraduate or graduate student provides them with better opportunities to adequately prepare for the Olympic Games.

Budget Impact: None.

Impact on S-A's Time: None.

Position Statement(s)

Academics Cabinet: The committee supports the proposal. The cabinet noted that a student-athlete must have graduated and exhausted eligibility in order to meet this legislation. Such student-athletes can have a positive influence on an institution's current student-athletes. In addition, any recruiting or competitive advantage as a result of the former student-athlete participating in practice is likely to be minimal.

History

May 28, 2009: Olympic Sports Liaison Committee, Recommends Approval

Jun 25, 2009: Championships/Sports Management Cabinet, Sponsored

Jul 27, 2009: Submit; Submitted for consideration.

Sep 15, 2009: Academics Cabinet, Recommends Approval

Jan 13, 2010: Leg Council Init Review, Forwarded for Membership Comment

Jan 17, 2010: Comment Period; Start of Comment Period

Mar 17, 2010: Comment Period; End of Comment Period; (Official Comment Totals: Support = 1, Oppose = 0, Abstain = 0)

Apr 13, 2010: Leg Council Final Review, Adopted; Pending Possible Board of Directors Review

Apr 29, 2010: Adopted, Override Period; No Action Taken by the Board of Directors

Apr 30, 2010: Adopted, Override Period; Start of Override Period

Jun 28, 2010: Adopted, Override Period; End of Override Period

Proposal Number: 2009-62

Title: ELIGIBILITY -- FULL-TIME ENROLLMENT -- REQUIREMENT FOR PRACTICE --
WAIVER -- U.S. OLYMPIC COMMITTEE/NATIONAL GOVERNING BODY -- FORMER
STUDENT-ATHLETE -- DURATION OF WAIVER -- INDIVIDUAL SPORTS AND WOMEN'S
ROWING

Intent: In individual sports and women's rowing, in a case in which the U.S. Olympic Committee or national governing body (NGB) in the sport has recommended the individual's participation, to specify that a former student-athlete's participation in organized practice sessions shall be limited to the number of years that allows the individual to practice with the institution's team in preparation for two consecutive Olympic Games following exhaustion of eligibility or completion of degree, whichever is earlier.

Bylaws: Amend 14.1.8.1.6, as follows:

14.1.8.1.6 Waiver -- United States Olympic Committee/National Governing Body. A student with eligibility remaining who is not enrolled or who is enrolled in less than a minimum full-time program of studies or a former student-athlete may participate on a regular basis in organized practice sessions, provided the following conditions are met:

[14.1.8.1.6-(a) through 14.1.8.1.6-(f) unchanged.]

(g) In the case of a former student-athlete, such participation shall be limited to ~~no more than five~~ **the number of** years **that allows the individual to practice with the institution's team in preparation for two consecutive Olympic Games** following exhaustion of eligibility or completion of degree, whichever is earlier. A student-athlete who has not graduated must be enrolled (full- or part-time) and making progress toward a degree.

Source: NCAA Division I Championships/Sports Management Cabinet (Olympic Sports Liaison Committee)

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Eligibility

Rationale: The current rule stipulates that a former student-athlete who has either exhausted his or her eligibility or who has completed a degree is limited to participating in an institution's organized practice sessions for no more than five years. Originally, this rule was intended to allow a former student-athlete to practice with an institution's team in organized practice sessions for a five-year period to enhance his or her chances of qualifying for the next Olympic Games following the completion of a degree or exhaustion of eligibility. In the past 15 years, the average age of Olympic athletes has increased significantly. This change would allow a former student-athlete to spend additional years participating in an institution's organized practice sessions but limit that participation to the time period that encompasses two Olympic opportunities. Doing so will increase the former student-athlete's opportunity to adequately prepare for the Olympic Games.

Budget Impact: None.

Impact on S-A's Time: None.

Position Statement(s)

Academics Cabinet: The committee opposes the proposal. The cabinet noted that the current limit of five years is sufficient time to learn from an institution's coach and have a positive impact on the institution's team. Also the cabinet noted that other means exist for former student-athletes to train

with Olympic coaches beyond the five year period (e.g., outside of the team's formal practice sessions).

History

May 28, 2009: Olympic Sports Liaison Committee, Recommends Approval

Jun 25, 2009: Championships/Sports Management Cabinet, Sponsored

Jul 27, 2009: Submit; Submitted for consideration.

Sep 15, 2009: Academics Cabinet, Recommends Defeat

Jan 13, 2010: Leg Council Init Review, Forwarded for Membership Comment

Jan 17, 2010: Comment Period; Start of Comment Period

Mar 17, 2010: Comment Period; End of Comment Period

Apr 13, 2010: Leg Council Final Review, Adopted; Pending Possible Board of Directors Review

Apr 29, 2010: Adopted, Override Period; No Action Taken by the Board of Directors

Apr 30, 2010: Adopted, Override Period; Start of Override Period

Jun 28, 2010: Adopted, Override Period; End of Override Period

Proposal Number: 2009-63

Title: ELIGIBILITY -- SEASONS OF COMPETITION -- CRITERIA FOR DETERMINING SEASON OF COMPETITION -- ALUMNI GAME, FUNDRAISING ACTIVITY OR CELEBRITY SPORTS ACTIVITY

Intent: To specify that a student-athlete may engage in outside competition in either one alumni game, one fundraising activity or one celebrity sports activity during a season without counting such competition as a season of competition, provided the event is exempted from the institution's maximum number of contests or dates of competition as permitted in the particular sport per NCAA Bylaw 17.

Bylaws: Amend 14.2.3, as follows:

14.2.3 Criteria for Determining Season of Competition.

14.2.3.1 Minimum Amount of Competition. Any competition, regardless of time, during a season in an intercollegiate sport shall be counted as a season of competition in that sport, except as provided in Bylaws 14.2.3.1.1, 14.2.3.1.2 and 14.2.3.1.3. This provision is applicable to intercollegiate athletics competition conducted by a two-year or four-year collegiate institution at the varsity or subvarsity level.

[14.2.3.1.1 through 14.2.3.1.3 unchanged.]

14.2.3.1.4 Alumni Game, Fundraising Activity or Celebrity Sports Activity. A student-athlete may engage in outside competition in either one alumni game, one fundraising activity or one celebrity sports activity during a season without counting such competition as a season of competition, provided the event is exempted from the institution's maximum number of contests or dates of competition as permitted in the particular sport per Bylaw 17.

Source: Big East Conference

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Eligibility

Rationale: This proposal is consistent with the philosophy of student-athlete well-being. Alumni games, fundraising activities and celebrity sports activities are not designed to provide a competitive advantage. They are intended to promote goodwill within the institution's local community, as well as to generate the necessary financial donations for the different sports programs. Allowing more student-athletes to compete in these events would help institutions to meet their financial goals. The limitation of one event is necessary to prevent institutions from using these types of events as tryouts.

Budget Impact: None.

Impact on S-A's Time: None.

Position Statement(s)

Academics Cabinet: The cabinet opposes the proposal. The cabinet expressed concern about using student-athletes who would not compete for the institution's team for the duration of the playing season as participants in promotional contests. The cabinet also noted the potential complexity of monitoring a student-athlete's participation in such activities.

History

Jun 29, 2009: Submit; Submitted for consideration.

Sep 15, 2009: Academics Cabinet, Recommends Defeat

Jan 13, 2010: Leg Council Init Review, Adopted; Pending Possible Board of Directors Review

Jan 16, 2010: Adopted, Override Period; No Action Taken by the Board of Directors

Jan 17, 2010: Adopted, Override Period; Start of Override Period

Mar 17, 2010: Adopted, Override Period; End of Override Period

Proposal Number: 2009-66

Title: ELIGIBILITY -- TRANSFER REGULATIONS -- FOUR-YEAR COLLEGE TRANSFERS -- COMPETITION OR RECEIPT OF ATHLETICALLY RELATED FINANCIAL AID IN YEAR OF TRANSFER -- TENNIS

Intent: In tennis, to specify that a transfer student from a four-year institution who enrolls at the certifying institution as a full-time student after the conclusion of the first term of the academic year and qualifies for an exception to the one-year residence requirement shall not be eligible for competition until the following academic year if he or she has competed during the same academic year or received athletically related financial aid during the same academic year from the previous four-year institution.

Bylaws: Amend 14.5.5.3.1, as follows:

14.5.5.3.1 Competition ~~and~~ or Receipt of Athletically Related Financial Aid in Year of Transfer -- Tennis. In tennis, a transfer student from a four-year institution who enrolls at the certifying institution as a full-time student after the conclusion of the first term of the academic year and qualifies for an exception to the one-year residence requirement shall not be eligible for competition until the following academic year if he or she has competed during the same academic year ~~and~~ or received athletically related financial aid during the same academic year from the previous four-year institution.

Source: Southeastern Conference

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Eligibility

Rationale: NCAA Division I Proposal No. 2008-38, which was adopted January 2009, specified that a tennis student-athlete who competes in the fall and receives an athletics scholarship shall not be eligible for competition until the following academic year following a transfer to a Division I institution. That proposal addressed a general concern related to the ability of a student-athlete to compete for two institutions within the same academic year. However, two concerns remain. As adopted, the legislation will allow a student-athlete to receive athletics aid during an academic term at the first institution and be permitted to compete for a second institution during the same academic year on transfer, provided the student-athlete meets a transfer exception. The adopted legislation will also allow a nonscholarship transfer student-athlete to compete in an academic term at the first institution and be permitted to compete for a second institution during the same academic year on transfer, provided the student-athlete meets a transfer exception. The minor modification contemplated in this proposal is appropriate to address these concerns.

Budget Impact: None.

Impact on S-A's Time: None.

Position Statement(s)

Academics Cabinet: The committee opposes the proposal. The cabinet noted that the proposal appears to negatively impact student-athlete well-being by restricting student-athletes who either have not received athletically related financial aid or have not competed for the current institution. Further, the cabinet generally is opposed to sport-specific legislation without compelling evidence to support the proposal. The cabinet also would like to measure to impact of Proposal No. 2008-38 before

supporting another amendment to the legislation. Finally, the cabinet noted that the Intercollegiate Tennis Association has not yet taken a position on the proposal.

Awards, Benefits, Expenses and Financial Aid Cabinet: The committee opposes the proposal. The cabinet is concerned that the proposal is overly restrictive and believes that the current legislation for tennis student-athletes who transfer at midyear is appropriate.

History

Jun 23, 2009: Submit; Submitted for consideration.

Sep 15, 2009: Academics Cabinet, Recommends Defeat

Sep 18, 2009: Awards, Benefits, Expenses and Financial Aid Cabinet, Recommends Defeat

Jan 13, 2010: Leg Council Init Review, Adopted; Pending Possible Board of Directors Review

Jan 16, 2010: Adopted, Override Period; No Action Taken by the Board of Directors

Jan 17, 2010: Adopted, Override Period; Start of Override Period

Mar 17, 2010: Adopted, Override Period; End of Override Period

Proposal Number: 2009-71

Title: AWARDS, BENEFITS AND EXPENSES FOR ENROLLED STUDENT-ATHLETES --
HOUSING AND MEALS -- PERMISSIBLE PRESEASON PRACTICE EXPENSES -- DE
MINIMIS VIOLATION

Intent: To specify that a violation of the preseason practice expenses legislation due to a miscalculation of the permissible start date for preseason practice shall be considered an institutional violation, but shall not affect the student-athlete's eligibility.

Bylaws: Amend 16.5.2, as follows:

16.5.2 Permissible. Identified housing and meal benefits incidental to a student's participation in intercollegiate athletics that may be financed by the institution are:

[16.5.2-(a) unchanged.]

(b) Preseason Practice Expenses. The institution may provide the cost of room and board to student-athletes who report for preseason practice prior to the start of the academic year, it being understood that the student-athlete has been accepted for admission to the institution at the time such benefits are received. Further, an institution, at its discretion, may provide an additional meal (as opposed to the cash equivalent) to student-athletes to meet their nutritional needs as a benefit incidental to participation during the preseason practice period prior to the start of the academic year;

[16.5.2-(c) through 16.5.2-(h) unchanged.]

16.5.2.1 Effect of Violation -- Preseason Practice Expenses. A violation of Bylaw 16.5.2-(b) due to a miscalculation of the permissible start date for preseason practice shall be considered an institutional violation per Constitution 2.8.1; however, the student-athlete's eligibility shall not be affected.

Source: NCAA Division I Legislative Council (Committee on Student-Athlete Reinstatement)

Effective Date: Immediate

Category: Amendment

Topical Area: Awards, Benefits and Expenses

Rationale: This change removes any effect on student-athlete eligibility when an institution impermissibly provides preseason practice expenses due to an inadvertent oversight or miscalculation. In such cases, student-athletes do not have culpability. Violations of the preseason practice expense legislation generally occur due to institutional miscalculations of the permissible start date for preseason practice. Such violations remain institutional violations and the institution is required to submit a self-report. However, a violation in which an institution knowingly provides impermissible expenses will continue to affect the eligibility of a student-athlete who receives such expenses.

Budget Impact: None.

Impact on S-A's Time: None.

Position Statement(s)

Awards, Benefits, Expenses and Financial Aid Cabinet: The cabinet supports the proposal and agrees with the sponsor's rationale. The cabinet recommends that the proposal be considered as noncontroversial legislation.

History

Jun 10, 2009: Submit; Submitted for consideration.

Jun 11, 2009: Student-Athlete Reinstatement Committee, Recommends Approval

Jun 17, 2009: Legislative Council Administrative Committee, Sponsored

Sep 18, 2009: Awards, Benefits, Expenses and Financial Aid Cabinet, Recommends Approval

Sep 18, 2009: Awards, Benefits, Expenses and Financial Aid Cabinet, Recommends Approval as Noncontroversial Legislation

Oct 19, 2009: Legislative Council, Modified the Proposal; Sponsor modified the proposal to specify that a violation of the preseason practice expenses legislation due to a miscalculation of the permissible start date for preseason practice shall be considered an institutional violation, but shall not affect the student-athlete's eligibility. Previously, the proposal would have specified that an inadvertent violation of the legislation would be an institutional violation, but would not affect the student-athlete's eligibility.

Oct 19, 2009: Leg Council Init Review, Adopted; Pending Possible Board of Directors Review

Oct 29, 2009: Adopted, Override Period; No Action Taken by the Board of Directors

Oct 30, 2009: Adopted, Override Period; Start of Override Period

Dec 28, 2009: Adopted, Override Period; End of Override Period

Dec 28, 2009: Adopted; Adopted - Final

Proposal Number: 2009-72

Title: AWARDS, BENEFITS AND EXPENSES -- EXPENSES FOR STUDENT-ATHLETE'S RELATIVES -- REASONABLE REFRESHMENTS

Intent: To specify that an institution may provide the family (e.g., parents or legal guardians, relatives) of a student-athlete with reasonable refreshments (e.g., soft drink, snacks) in conjunction with educational meetings or celebratory events (e.g., senior night) and on an occasional basis for other reasons.

Bylaws: Amend 16.6.1.5, as follows:

16.6.1.5 Reasonable Refreshments. An institution may provide the **family (e.g., parents (or legal guardians, relatives)** of a student-athlete with reasonable refreshments (e.g., soft drink, snacks) **in conjunction with educational meetings or celebratory events (e.g., senior night) and** on an occasional basis **for other reasons**.

Source: Big 12 Conference

Effective Date: Immediate

Category: Amendment

Topical Area: Awards, Benefits and Expenses

Rationale: Frequently, NCAA legislation affects not only a student-athlete, but his or her parents and family members. Thus, it is critical that institutions be able to take advantage of the limited opportunities they have to educate parents and families. These educational opportunities typically are scheduled in conjunction with a sport-related event for which the family is already on campus. In these circumstances, it is very common that the parents are accompanied by the student-athlete's siblings, grandparents or other immediate family members. Similarly, the types of celebratory events at which institutions provide refreshments are events that the student-athlete's entire family attends (e.g., opening day, senior night). However, under the current rules, the options available to an institution in these circumstances are to provide no refreshments, provide refreshments but prohibit any family member other than a parent or legal guardian from attending, or permit all family members to come and provide refreshments but have staff patrol the event to ensure that no impermissible individuals consume the refreshments. None of these options is hospitable or practical. Providing more flexibility in this rule will enhance institutions' opportunities to provide much-needed rules education to parents and families and improve the student-athlete experience during these family-centered events.

Budget Impact: Cost of additional refreshments for additional family members in conjunction with specified events and on an occasional basis.

Impact on S-A's Time: None.

History

Jul 14, 2009: Submit; Submitted for consideration.

Sep 16, 2009: Sponsor modified proposal to specify that an institution may provide the family (e.g., parents or legal guardians, relatives) of a student-athlete with reasonable refreshments (e.g., soft drink, snacks) in conjunction with educational meetings or celebratory events (e.g., senior night) and on an occasional basis for other reasons. Previously, the proposal's intent was to permit an institution to provide reasonable refreshments to the immediate family of a student-athlete for educational meetings or, on an occasional basis, for celebratory events.

Sep 16, 2009: Sponsor modified effective date from August 1, 2010 to immediate.

Jan 13, 2010: Leg Council Init Review, Adopted; Pending Possible Board of Directors Review

Jan 16, 2010: Adopted, Override Period; No Action Taken by the Board of Directors

Jan 17, 2010: Adopted, Override Period; Start of Override Period

Mar 17, 2010: Adopted, Override Period; End of Override Period

Proposal Number: 2009-74

Title: AWARDS, BENEFITS AND EXPENSES -- BENEFITS, GIFTS AND SERVICES --
OCCASIONAL MEALS -- LOCATION OF MEAL PROVIDED BY REPRESENTATIVE OF
ATHLETICS INTERESTS

Intent: To permit a representative of the institution's athletics interests to provide an occasional meal to a student-athlete or the entire team in a sport on campus or in a facility that is regularly used for home competition.

Bylaws: Amend 16.11.1.5, as follows:

16.11.1.5 Occasional Meals. A student-athlete or the entire team in a sport may receive an occasional meal in the locale of the institution on infrequent and special occasions from an institutional staff member. An institutional staff member may provide reasonable local transportation to student-athletes to attend such meals. A student-athlete or the entire team in a sport may receive an occasional ~~family home~~ meal from a representative of athletics interests on infrequent and special occasions under the following conditions:

(a) The meal ~~must~~ may only be provided in an individual's home ~~(as opposed to a restaurant)~~, on campus or at a facility that is regularly used for home competition and may be catered; and

[16.11.1.5-(b) unchanged.]

Source: Horizon League

Effective Date: Immediate

Category: Amendment

Topical Area: Awards, Benefits and Expenses

Rationale: At the time the current legislation was revised in 2002, the membership indicated that in order to protect against potential abuses, only institutional staff members should be permitted to provide occasional meals to student-athletes at sites in the locale of the institution other than an individual's home. However, the current legislation is difficult to apply in sports with large squad sizes. In many cases, the home of a representative of an institution's athletics interests may not be large enough to accommodate an entire team. Further, a representative of an institution's athletics interests may not wish to provide a meal at his or her home. This proposal continues to support the need to provide protection from potential abuses by permitting a representative of athletics interest to provide a meal on campus or at an institution's home competition facility. The legislation allows for appropriate oversight by the institution while also permitting flexibility and equity in providing such occasional meals.

Budget Impact: None.

Impact on S-A's Time: None.

Position Statement(s)

Awards, Benefits, Expenses and Financial Aid Cabinet: The cabinet opposes the proposal. The cabinet expresses concerns regarding monitoring such meals on campus (e.g., tailgate sites) and believes that the current legislation provides adequate safeguards against abuse.

History

Jun 15, 2009: Submit; Submitted for consideration.

Sep 18, 2009: Awards, Benefits, Expenses and Financial Aid Cabinet, Recommends Defeat

Sep 29, 2009: Sponsor modified effective date from August 1, 2010 to immediate.

Jan 13, 2010: Leg Council Init Review, Forwarded for Membership Comment

Jan 17, 2010: Comment Period; Start of Comment Period

Mar 17, 2010: Comment Period; End of Comment Period; (Official Comment Totals: Support = 2, Oppose = 0, Abstain = 0)

Apr 13, 2010: Leg Council Final Review, Adopted; Pending Possible Board of Directors Review

Apr 29, 2010: Adopted, Override Period; No Action Taken by the Board of Directors

Apr 30, 2010: Adopted, Override Period; Start of Override Period

Jun 28, 2010: Adopted, Override Period; End of Override Period

Proposal Number: 2009-75-B

Title: PLAYING AND PRACTICE SEASONS AND RECRUITING -- MANDATORY MEDICAL EXAMINATION -- SICKLE CELL SOLUBILITY TEST -- DOCUMENTED RESULTS OF PRIOR TEST

Intent: To specify that the required medical examination or evaluation that student-athletes who are beginning their initial season of eligibility and students who are trying out for a team must undergo prior to participation in voluntary summer conditioning or voluntary individual workouts pursuant to the safety exception, practice, competition or out-of-season conditioning activities shall include a sickle cell solubility test (SST), unless documented results of a prior test are provided to the institution.

A. Bylaws: Amend 13.11.3, as follows:

13.11.3 Tryout Exceptions.

[13.11.3.1 through 13.11.3.7 unchanged.]

13.11.3.8 Voluntary Summer Conditioning -- Football.

[13.11.3.8.1 through 13.11.3.8.2 unchanged.]

13.11.3.8.3 Mandatory Medical Examinations. Prior to participation in any weight training or conditioning workouts, a prospective student-athlete who will be a first-time participant shall be required to undergo a medical examination or evaluation administered or supervised by a physician (e.g., family physician, team physician). **The examination or evaluation shall include a sickle cell solubility test (SST), unless documented results of a prior test are provided to the institution.** The examination or evaluation must have been administered within six months prior to participation in any weight training or conditioning activity.

13.11.3.9 Voluntary Summer Conditioning -- Basketball. In basketball, a prospective student-athlete may engage in voluntary workouts conducted by an institution's strength and conditioning coach with department-wide duties and may receive workout apparel (on an issuance and retrieval basis), provided he or she:

[13.11.3.9-(a) through 13.11.3.9-(b) unchanged.]

13.11.3.9.1 Mandatory Medical Examination. Prior to participation in any weight training or conditioning workouts conducted by an institution's strength and conditioning coach, a prospective student-athlete who will be a first-time participant shall be required to undergo a medical examination or evaluation administered or supervised by a physician (e.g., family physician, team physician). **The examination or evaluation shall include a sickle cell solubility test (SST), unless documented results of a prior test are provided to the institution.** The examination or evaluation must have been administered within six months prior to participation in any weight training or conditioning activity.

13.11.3.10 Voluntary Summer Conditioning -- Sports Other Than Football and Basketball. In sports other than football and basketball, a prospective student-athlete may engage in voluntary summer workouts conducted by an institution's strength and conditioning coach with department-wide duties and may receive workout apparel (on an issuance and retrieval basis), provided he or she is enrolled in the institution's summer term prior to the student's initial full-time enrollment at the certifying institution.

13.11.3.10.1 Mandatory Medical Examination. Prior to participation in any weight training or conditioning workouts conducted by an institution's strength and conditioning coach, a

prospective student-athlete who will be a first-time participant shall be required to undergo a medical examination or evaluation administered or supervised by a physician (e.g., family physician, team physician). **The examination or evaluation shall include a sickle cell solubility (SST), unless documented results of a prior test are provided to the institution.** The examination or evaluation must have been administered within six months prior to participation in any weight training or conditioning activity.

13.11.3.11 Safety Exception -- Summer Prior to Initial Full-Time Enrollment at the Certifying Institution. In sports in which the safety exception is applicable in Bylaw 17, a prospective student-athlete who is enrolled in a summer term prior to initial full-time enrollment at the certifying institution may participate in voluntary individual workouts in the presence of the institution's coach and in the institution's regular practice facility when the prospective student-athlete uses equipment related to the sport. The coach may provide safety or skill instruction but may not conduct the individual's workout.

13.11.3.11.1 Mandatory Medical Examination. Prior to participation in any voluntary individual workouts pursuant to the safety exception, a prospective student-athlete who will be a first-time participant shall be required to undergo a medical examination or evaluation administered or supervised by a physician (e.g., family physician, team physician). **The examination or evaluation shall include a sickle cell solubility test (SST), unless documented results of a prior test are provided to the institution.** The examination or evaluation must have been administered within six months prior to participation in any safety exception activity.

B. Bylaws: Amend 17.1.5, as follows:

[Common provision, all divisions, divided vote]

17.1.5 Mandatory Medical Examination. Prior to participation in any practice, competition or out-of-season conditioning activities (or in Division I, permissible voluntary summer conditioning in basketball and football or voluntary individual workouts pursuant to the safety exception), student-athletes who are beginning their initial season of eligibility and students who are trying out for a team shall be required to undergo a medical examination or evaluation administered or supervised by a physician (e.g., family physician, team physician). **The examination or evaluation shall include a sickle cell solubility test (SST), unless documented results of a prior test are provided to the institution.** The examination or evaluation must be administered within six months prior to participation in any practice, competition or out-of-season conditioning activities. In following years, an updated history of the student-athlete's medical condition shall be administered by an institutional medical staff member (e.g., sports medicine staff, team physician) to determine if additional examinations (e.g., physical, cardiovascular, neurological) are required. The updated history must be administered within six months prior to the student-athlete's participation in any practice, competition or out-of-season conditioning activities for the applicable academic year.

Source: NCAA Division I Legislative Council

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Playing and Practice Seasons

Rationale: The administration of a sickle cell solubility test (SST), in addition to an established athletics department policy for managing the care of student-athletes with the trait, can lessen the chances of an untimely death related to the sickle cell condition. The SST is relatively inexpensive to administer compared to the heavy toll associated with a student-athlete's death. This legislation is in the best

interest of student-athlete well-being. This legislation will reduce the risk associated with the sickle cell condition by requiring a screening in medical examinations for all student-athletes who are beginning their initial season of eligibility, unless documented results of a prior test are provided to the institution.

Budget Impact: Estimated to be \$5 per test.

Impact on S-A's Time: None.

History

Oct 20, 2009: Submit; Submitted for consideration.

Oct 20, 2009: Legislative Council, Sponsored; Sponsored as an alternative to Proposal No. 2009-75-A.

Jan 13, 2010: Leg Council Init Review, Forwarded for Membership Comment

Jan 17, 2010: Comment Period; Start of Comment Period

Mar 17, 2010: Comment Period; End of Comment Period; (Official Comment Totals: Support = 2, Oppose = 1, Abstain = 0)

Apr 13, 2010: Leg Council Final Review, Adopted; Pending Possible Board of Directors Review; As amended by Proposal No. 2009-75-B-1.

Apr 29, 2010: Adopted, Override Period; No Action Taken by the Board of Directors

Apr 30, 2010: Adopted, Override Period; Start of Override Period

Jun 28, 2010: Adopted, Override Period; End of Override Period

Proposal Number: 2009-75-B-1

Title: PLAYING AND PRACTICE SEASONS AND RECRUITING -- MANDATORY MEDICAL EXAMINATION -- SICKLE CELL SOLUBILITY TEST -- OPTION TO DECLINE AND SIGN WRITTEN RELEASE

Intent: To amend Proposal No. 2009-75-B to specify that the required medical examination or evaluation that student-athletes who are beginning their initial season of eligibility and students who are trying out for a team must undergo prior to participation in voluntary summer conditioning or voluntary individual workouts pursuant to the safety exception, practice, competition or out-of-season conditioning activities shall include a sickle cell solubility test (SST), unless documented results of a prior test are provided to the institution or the individual declines the test and signs a written release.

A. Bylaws: Amend 13.11.3, as follows:

13.11.3 Tryout Exceptions.

[13.11.3.1 through 13.11.3.7 unchanged.]

13.11.3.8 Voluntary Summer Conditioning -- Football.

[13.11.3.8.1 through 13.11.3.8.2 unchanged.]

13.11.3.8.3 Mandatory Medical Examinations. Prior to participation in any weight training or conditioning workouts, a prospective student-athlete who will be a first-time participant shall be required to undergo a medical examination or evaluation administered or supervised by a physician (e.g., family physician, team physician). The examination or evaluation shall include a sickle cell solubility test (SST), unless documented results of a prior test are provided to the institution **or the prospective student-athlete declines the test and signs a written release.** The examination or evaluation must have been administered within six months prior to participation in any weight training or conditioning activity.

13.11.3.9 Voluntary Summer Conditioning -- Basketball. In basketball, a prospective student-athlete may engage in voluntary workouts conducted by an institution's strength and conditioning coach with department-wide duties and may receive workout apparel (on an issuance and retrieval basis), provided he or she:

[13.11.3.9-(a) through 13.11.3.9-(b) unchanged.]

13.11.3.9.1 Mandatory Medical Examination. Prior to participation in any weight training or conditioning workouts conducted by an institution's strength and conditioning coach, a prospective student-athlete who will be a first-time participant shall be required to undergo a medical examination or evaluation administered or supervised by a physician (e.g., family physician, team physician). The examination or evaluation shall include a sickle cell solubility test (SST), unless documented results of a prior test are provided to the institution **or the prospective student-athlete declines the test and signs a written release.** The examination or evaluation must have been administered within six months prior to participation in any weight training or conditioning activity.

13.11.3.10 Voluntary Summer Conditioning -- Sports Other Than Football and Basketball. In sports other than football and basketball, a prospective student-athlete may engage in voluntary summer workouts conducted by an institution's strength and conditioning coach with department-wide duties and may receive workout apparel (on an issuance and retrieval basis), provided he or she is enrolled in the institution's summer term prior to the student's initial full-time enrollment at the certifying institution.

13.11.3.10.1 Mandatory Medical Examination. Prior to participation in any weight training or conditioning workouts conducted by an institution's strength and conditioning coach, a prospective student-athlete who will be a first-time participant shall be required to undergo a medical examination or evaluation administered or supervised by a physician (e.g., family physician, team physician). The examination or evaluation shall include a sickle cell solubility (SST), unless documented results of a prior test are provided to the institution **or the prospective student-athlete declines the test and signs a written release**. The examination or evaluation must have been administered within six months prior to participation in any weight training or conditioning activity.

13.11.3.11 Safety Exception -- Summer Prior to Initial Full-Time Enrollment at the Certifying Institution. In sports in which the safety exception is applicable in Bylaw 17, a prospective student-athlete who is enrolled in a summer term prior to initial full-time enrollment at the certifying institution may participate in voluntary individual workouts in the presence of the institution's coach and in the institution's regular practice facility when the prospective student-athlete uses equipment related to the sport. The coach may provide safety or skill instruction by may not conduct the individual's workout.

13.11.3.11.1 Mandatory Medical Examination. Prior to participation in any voluntary individual workouts pursuant to the safety exception, a prospective student-athlete who will be a first-time participant shall be required to undergo a medical examination or evaluation administered or supervised by a physician (e.g., family physician, team physician). The examination or evaluation shall include a sickle cell solubility test (SST), unless documented results of a prior test are provided to the institution **or the prospective student-athlete declines the test and signs a written release**. The examination or evaluation must have been administered within six months prior to participation in any safety exception activity.

B. Bylaws: Amend 17.1.5, as follows:

17.1.5 Mandatory Medical Examination. Prior to participation in any practice, competition or out-of-season conditioning activities (or in Division I, permissible voluntary summer conditioning in basketball and football or voluntary individual workouts pursuant to the safety exception), student-athletes who are beginning their initial season of eligibility and students who are trying out for a team shall be required to undergo a medical examination or evaluation administered or supervised by a physician (e.g., family physician, team physician). The examination or evaluation shall include a sickle cell solubility test (SST), unless documented results of a prior test are provided to the institution **or the student-athlete or student declines the test and signs a written release**. The examination or evaluation must be administered within six months prior to participation in any practice, competition or out-of-season conditioning activities. In following years, an updated history of the student-athlete's medical condition shall be administered by an institutional medical staff member (e.g., sports medicine staff, team physician) to determine if additional examinations (e.g., physical, cardiovascular, neurological) are required. The updated history must be administered within six months prior to the student-athlete's participation in any practice, competition or out-of-season conditioning activities for the applicable academic year.

Source: Ivy Group

Effective Date: August 1, 2010

Category: Amendment-to-Amendment

Topical Area: Playing and Practice Seasons

Rationale: This amendment provides the flexibility to allow an individual to decline the sickle cell solubility test and sign a written release.

Budget Impact: Estimated to be \$5 per test.

Impact on S-A's Time: None.

History

Mar 17, 2010: Submit; Submitted for consideration.

Apr 13, 2010: Leg Council Final Review, Adopted; Pending Possible Board of Directors Review

Apr 29, 2010: Adopted, Override Period; No Action Taken by the Board of Directors

Apr 30, 2010: Adopted, Override Period; Start of Override Period

Jun 28, 2010: Adopted, Override Period; End of Override Period

Proposal Number: 2009-76

Title: PLAYING AND PRACTICE SEASONS -- TIME LIMITS FOR ATHLETICALLY RELATED ACTIVITIES -- ADDITIONAL RESTRICTIONS -- COUNTABLE ATHLETICALLY RELATED ACTIVITIES BETWEEN MIDNIGHT AND 5 A.M.

Intent: To specify that countable athletically related activities shall not occur between midnight and 5 a.m., except for during participation in a conference championship or an NCAA championship, in any competition that begins prior to midnight and concludes after midnight, or a promotional practice activity (e.g., first practice of the season).

Bylaws: Amend 17.1.6, as follows:

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

[17.1.6.1 through 17.1.6.5 unchanged.]

17.1.6.6 Additional Restrictions.

[17.1.6.6.1 unchanged.]

17.1.6.6.2 Countable Athletically Related Activities Between Midnight and 5 a.m.
Countable athletically related activities shall not occur between midnight and 5 a.m.

17.1.6.6.2.1 Exceptions. Countable athletically related activities may occur between midnight and 5 a.m. under the following circumstances:

(a) During participation in a conference championship or an NCAA championship;

(b) Participation in any competition that begins prior to midnight and concludes after midnight; or

(c) Participation in a promotional practice activity (e.g., first practice of the season).

[17.1.6.6.2 renumbered as 17.1.6.6.3 unchanged.]

[Remainder of 17.1.6 unchanged.]

Source: Southeastern Conference

Effective Date: Immediate

Category: Amendment

Topical Area: Playing and Practice Seasons

Rationale: Currently, some coaches require that student-athletes participate in countable athletically-related activities between the hours of midnight and 5 a.m. Engaging in athletics activities during these hours can be detrimental to the health of student-athletes. A proper amount of sleep is vital to success and exercising late at night or early in the morning could negatively affect student-athletes, both on and off the field. Being forced to perform at a high athletic level when the mental and physical state of a student-athlete is already weakened increases the risk of injury or illness. Further, student-athletes are encouraged to eat following workouts to refuel their bodies. These late night workouts force student-athletes to eat late at night, further reducing the proper amount of sleep they receive and detrimentally affecting their diets. Finally, countable athletically related activities held in the middle of the night may jeopardize a student-athlete's academic performance by preventing him or her from obtaining a good night's rest before a test, or causing the student-athlete to fall asleep during class.

Budget Impact: None.

Impact on S-A's Time: Restricts time period for countable activities.

Position Statement(s)

Championships/Sports Management Cabinet: The cabinet supports the proposal and agrees with the sponsor's rationale.

Men's Basketball Issues Committee: The committee supports the proposal. The committee noted that the proposal originated from a student-athlete advisory group as a result of student-athlete well-being concerns and the punitive nature of these activities. The committee expressed concern that coaches would actually engage in such activities or directors of athletics would allow such activities to be conducted.

History

Jun 23, 2009: Submit; Submitted for consideration.

Aug 18, 2009: Men's Basketball Issues Committee, Recommends Approval

Sep 16, 2009: Championships/Sports Management Cabinet, Recommends Approval

Jan 13, 2010: Leg Council Init Review, Adopted; Pending Possible Board of Directors Review

Jan 16, 2010: Adopted, Override Period; No Action Taken by the Board of Directors

Jan 17, 2010: Adopted, Override Period; Start of Override Period

Mar 17, 2010: Adopted, Override Period; End of Override Period

Proposal Number: 2009-79-B

Title: PLAYING AND PRACTICE SEASONS -- NONCHAMPIONSHIP SEGMENT -- TRAVEL RESTRICTIONS -- CROSS COUNTRY, FIELD HOCKEY, SOCCER, SOFTBALL AND VOLLEYBALL -- EXCEPTION -- 400-MILE RADIUS

Intent: In cross country (for institutions without indoor or outdoor track and field), field hockey, soccer, softball and volleyball, to specify that team travel to competition in the nonchampionship segment shall be restricted to ground transportation, unless there are no other Division I institutions located within 400 miles of the institution.

A. Bylaws: Amend 17.5.5.1.1, as follows:

17.5.5.1.1 Exception -- Cross Country without Indoor or Outdoor Track and Field. An institution that sponsors men's or women's cross country but does not sponsor indoor or outdoor track and field shall limit its total playing schedule with outside competition during the cross country playing season to seven dates of competition during the segment in which the NCAA championship is conducted and five dates of competition during another segment. Travel to competition in the nonchampionship segment shall be restricted to ground transportation, unless there are no Division I institutions located within 400 miles of the institution.

B. Bylaws: Amend 17.8.5.1, as follows:

17.8.5.1 Maximum Limitations -- Institutional. A member institution shall limit its total playing schedule with outside competition during the institution's field hockey playing season in any one year to 20 contests during the segment in which the NCAA championship is conducted and five dates of competition during another segment, except for those contests or dates of competition excluded under Bylaws 17.8.5.3 and 17.8.5.4. Travel to competition in the nonchampionship segment shall be restricted to ground transportation, unless there are no Division I institutions located within 400 miles of the institution.

C. Bylaws: Amend 17.19.5.1, as follows:

17.19.5.1 Maximum Limitations -- Institutional. A member institution shall limit its total playing schedule with outside competition in soccer during the institution's soccer playing season in any one year to 20 contests during the segment in which the NCAA championship is conducted and five dates of competition during another segment, except for those contests and/or dates of competition excluded under Bylaws 17.19.5.3 and 17.19.5.4. Travel to competition in the nonchampionship segment shall be restricted to ground transportation, unless there are no Division I institutions located within 400 miles of the institution.

D. Bylaws: Amend 17.20.5.1, as follows:

17.20.5.1 Maximum Limitations -- Institutional. A member institution shall limit its total playing schedule with outside competition in softball during the institution's softball playing season to 56 contests (games and scrimmages) during the segment in which the NCAA championship is conducted and eight contests (games and scrimmages) during the nonchampionship segment, except for those contests excluded under Bylaws 17.20.5.3 and 17.20.5.4. No class time shall be missed for competition during the nonchampionship segment, including activities associated with competition (e.g., travel and other pregame or postgame activities) conducted during the nonchampionship segment. Travel to competition in the nonchampionship segment shall be restricted to ground transportation, unless there are no Division I institutions located within 400 miles of the institution.

E. Bylaws: Amend 17.25.7.1, as follows:

17.25.7.1 Maximum Limitations -- Institutional. A member institution shall limit its total playing schedule with outside competition in women's volleyball during the institution's women's volleyball playing season to 28 dates of competition during the segment in which the NCAA championship is conducted and four during another segment, except for those dates of competition excluded under Bylaws 17.25.9 and 17.25.10. **Travel to competition in the nonchampionship segment shall be restricted to ground transportation, unless there are no Division I institutions located within 400 miles of the institution.**

F. Bylaws: Amend 17.25.8.1, as follows:

17.25.8.1 Maximum Limitations -- Institutional. A member institution shall limit its total playing schedule with outside competition in men's volleyball during the institution's men's volleyball playing season to not more than 28 dates of competition during the segment in which the NCAA championship is conducted and not more than four dates of competition during another segment, except for those dates of competition excluded under Bylaws 17.25.9 and 17.25.10. **Travel to competition in the nonchampionship segment shall be restricted to ground transportation, unless there are no Division I institutions located within 400 miles of the institution.**

Source: NCAA Division I Championships/Sports Management Cabinet

Effective Date: August 1 2010

Category: Amendment

Topical Area: Playing and Practice Seasons

Rationale: Geographically isolated institutions would be detrimentally impacted by Proposal No. 2009-79-A. Further, the 400 mile radius is consistent with the current ground transportation policies related to whether an institution must drive to a championship site.

Budget Impact: Difference between ground and air transportation to competition sites.

Impact on S-A's Time: Potentially, less time spent traveling.

History

Oct 09, 2009: Submit; Submitted for consideration.

Oct 09, 2009: Championships/Sports Management Cabinet, Sponsored; Sponsored as an alternative to Proposal No. 2009-79-A.

Jan 13, 2010: Leg Council Init Review, Forwarded for Membership Comment

Jan 17, 2010: Comment Period; Start of Comment Period

Mar 17, 2010: Comment Period; End of Comment Period; (Official Comment Totals: Support = 3, Oppose = 0, Abstain = 0)

Apr 13, 2010: Leg Council Final Review, Adopted; Pending Possible Board of Directors Review

Apr 29, 2010: Adopted, Override Period; No Action Taken by the Board of Directors

Apr 30, 2010: Adopted, Override Period; Start of Override Period

Jun 28, 2010: Adopted, Override Period; End of Override Period

Proposal Number: 2009-82

Title: PLAYING AND PRACTICE SEASONS -- LIMIT ON NUMBER OF STUDENT-ATHLETES
ON AN OUTSIDE TEAM -- VACATION PERIOD EXCEPTION AND OUTSIDE TEAM TOURS
-- WOMEN'S ROWING

Intent: In women's rowing, to specify that the number of student-athletes from any one institution who may compete outside of the institution's declared playing and practice season as a member of an outside team in any noncollegiate, amateur competition during any official academic year vacation period published in the institution's catalog and who may participate in international competition as a member of an outside team on a foreign tour shall not exceed four.

A. Bylaws: Amend 17.15.9, as follows:

17.15.9 Other Restrictions.

17.15.9.1 Noncollegiate, Amateur Competition.

17.15.9.1.1 During Academic Year. A student-athlete in rowing who participates during the academic year as a member of any outside rowing team in any noncollegiate, amateur competition (e.g., tournament play, exhibition games or other activity) except while representing the institution in intercollegiate rowing competition shall be ineligible for intercollegiate rowing competition unless eligibility is restored by the Committee on Student-Athlete Reinstatement (see Bylaw 14.7.3 for exceptions).

17.15.9.1.1.1 Vacation-Period Exception. A student-athlete may compete outside of the institution's declared playing and practice season as a member of an outside team in any noncollegiate, amateur competition during any official vacation period published in the institution's catalog. **The number of student-athletes from any one institution shall not exceed four.**

[Remainder of 17.15.9 unchanged.]

B. Bylaws: Amend 17.29.2, as follows:

17.29.2 Outside-Team Tours. An outside team that includes student-athletes from more than one member institution may participate in international competition in any sport on a foreign tour. However, any such outside team that includes more than the following number of student-athletes from the same member institution must be certified by the institution in accordance with procedures set forth in Bylaw 30.7.

Baseball	4	Gymnastics	2	Softball	4
Basketball	2	Ice Hockey	4	Swimming and Diving	5
Cross Country	2	Lacrosse	5	Tennis	2
Fencing	4	Rifle	2	Track and Field	7
Field Hockey	5	<u>Women's Rowing</u>	<u>4</u>	Volleyball	2
Football	5	Skiing	4	Water Polo	4
Golf	2	Soccer	5	Wrestling	5

[17.29.2.1 unchanged.]

Source: Pacific-10 Conference

Effective Date: Immediate

Category: Amendment

Topical Area: Playing and Practice Seasons

Rationale: When women's rowing moved from emerging sport status to championship sport status, placing a limit on the number of student-athletes who may compete for an outside team was inadvertently overlooked. This proposal corrects that oversight.

Budget Impact: None.

Impact on S-A's Time: None.

Position Statement(s)

Championships/Sports Management Cabinet: The cabinet supports the proposal and agrees with the sponsor's rationale.

Women's Rowing Committee: The cabinet supports the proposal.

History

Jul 14, 2009: Submit; Submitted for consideration.

Sep 08, 2009: Women's Rowing Committee, Recommends Approval

Sep 16, 2009: Championships/Sports Management Cabinet, Recommends Approval

Oct 09, 2009: The sponsor modified the limit on the number of student-athletes from two to four.

Jan 13, 2010: Leg Council Init Review, Adopted; Pending Possible Board of Directors Review

Jan 16, 2010: Adopted, Override Period; No Action Taken by the Board of Directors

Jan 17, 2010: Adopted, Override Period; Start of Override Period

Mar 17, 2010: Adopted, Override Period; End of Override Period

Proposal Number: 2009-93

Title: EXECUTIVE REGULATIONS -- ADMINISTRATION OF NCAA CHAMPIONSHIPS --
FAILURE TO ADHERE TO POLICIES AND PROCEDURES -- MAXIMUM FINANCIAL
PENALTY

Intent: To increase the maximum penalty that may be imposed for an institution's failure to adhere to published administrative procedures for the submission of regular-season results, availability questionnaires and/or entry forms, without prior approval from the NCAA Division I Championships/Sports Management Cabinet, from \$300 to \$600.

Administrative: Amend 31.1.11, as follows:

31.1.11.1 Financial Penalties. A governing sports committee may assess a financial penalty against an institution for failure of any of its representatives to adhere to the policies and procedures governing championships administration, subject to review by and appeal to the Championship/Sports Management Cabinet. The institution may be assessed:

(a) One hundred dollars per team or \$50 per individual, up to a ~~\$300~~ **600** maximum penalty, for failure to adhere to published procedures for the submission of regular-season results, availability questionnaires and/or entry forms;

[31.1.11.1-(b) through 31.1.11.1-(d) unchanged.]

[Remainder of 31.1.11 unchanged.]

Source: NCAA Division I Championships/Sports Management Cabinet

Effective Date: Immediate

Category: Amendment

Topical Area: Executive Regulations

Rationale: The \$300 maximum financial penalty for failure to adhere to the policies and procedures governing championships administration has not been increased since the adoption of the provision. Research suggests that \$600 in today's dollars is the equivalent of \$300 when the original legislation was adopted. This proposal simply increases the maximum fine that may be imposed without seeking prior cabinet approval. Any fine above \$600 would continue to require prior cabinet approval.

Budget Impact: None.

Impact on S-A's Time: None.

History

Sep 15, 2009: Submit; Submitted for consideration.

Sep 16, 2009: Championships/Sports Management Cabinet, Sponsored

Sep 16, 2009: Championships/Sports Management Cabinet, Recommends Approval as Noncontroversial Legislation

Oct 19, 2009: Leg Council Init Review, Adopted; Pending Possible Board of Directors Review

Oct 29, 2009: Adopted, Override Period; No Action Taken by the Board of Directors

Oct 30, 2009: Adopted, Override Period; Start of Override Period

Dec 28, 2009: Adopted, Override Period; End of Override Period; (Number of Override Request = 1)

Dec 28, 2009: Adopted; Adopted - Final

Proposal Number: 2009-98

Title: PLAYING AND PRACTICE SEASONS -- MISSED CLASS-TIME POLICIES --
DEPARTURE/RETURN RESTRICTIONS -- MEN'S BASKETBALL

Intent: In men's basketball, to specify that an institution's athletics participation schedule, which shall include the anticipated amount of missed class time due to athletics participation, shall be approved by the institution's faculty athletics representative or faculty oversight committee prior to the beginning of each regular academic term; further, to specify that an eligible student-athlete may receive actual and necessary travel expenses to represent the institution in athletics competition, provided the student-athlete departs for the competition no earlier than 48 hours prior to the start of the actual competition and remains no more than 24 hours.

A. Constitution: Amend 3.2.4.14, as follows:

3.2.4.14 Missed Class-Time Policies. Active members are obligated to establish policies in all sports concerning student-athletes' missed class time due to participation in intercollegiate athletics and in athletics competition scheduled during final examination periods (see Bylaw 17.1.6.6.1). **In men's basketball, an institution's athletics participation schedule, which shall include the anticipated amount of missed class time due to athletics participation, shall be approved by the institution's faculty athletics representative or faculty oversight committee prior to the beginning of each regular academic term.**

B. Bylaws: Amend 16.8.1.2.1, as follows:

16.8.1.2.1 Departure/Return Expense Restrictions. An eligible student-athlete may receive actual and necessary travel expenses to represent the institution in athletics competition, provided the student-athlete departs for the competition no earlier than 48 hours prior to the start of the actual competition and remains no more than 36 hours **(24 hours in men's basketball)** following the conclusion of the actual competition even if the student-athlete does not return with the team.

Source: NCAA Division I Board of Directors (Men's Basketball Academic Enhancement Group)

Effective Date: August 1, 2010

Category: Amendment

Topical Area: Playing and Practice Seasons

Rationale: The implementation of this proposal could reduce missed class time during the playing season and promote better academic performance for men's basketball student-athletes.

Budget Impact: None.

Impact on S-A's Time: Potential reduction in time related to team travel.

History

Aug 06, 2009: Submit; Submitted for consideration.

Oct 29, 2009: Board of Directors, Sponsored

Jan 14, 2010: Leg Council Init Review, Forwarded for Membership Comment

Jan 14, 2010: Leg Council Init Review; Approved an amendment to delay the effective date to August 1, 2011 as it relates to the maximum number of contests.

Jan 17, 2010: Comment Period; Start of Comment Period

Mar 17, 2010: Comment Period; End of Comment Period; (Official Comment Totals: Support = 2, Oppose = 1, Abstain = 0)

Apr 13, 2010: Leg Council Final Review, Adopted; Pending Possible Board of Directors Review

Apr 29, 2010: Adopted, Override Period; No Action Taken by the Board of Directors

Apr 30, 2010: Adopted, Override Period; Start of Override Period

Jun 28, 2010: Adopted, Override Period; End of Override Period



Other Proposals Adopted by Division I found not to be Applicable in Division II or Already Adopted in Division II

Proposal Number	Title	Source	Effective Date	Intent
2009-1	COMMITTEES -- COMMON COMMITTEES -- COMMITTEES WITH GOVERNANCE ADMINISTRATION RESPONSIBILITIES -- INTERNATIONAL-STUDENT RECORDS COMMITTEE -- COMPOSITION	NCAA Division I Academics Cabinet	Immediate; composition to be achieved through normal attrition.	To specify that the International-Student Records Committee shall consist of eight members, including two Division I representatives, two Division II representatives, two representatives who may be from either Division I or Division II and two ex officio members.
2009-2	RECRUITING -- CONTACTS AND EVALUATIONS -- TIME PERIOD FOR OFF-CAMPUS CONTACTS AND TELEPHONE CALLS -- WOMEN'S ICE HOCKEY	NCAA Division I Recruiting and Athletics Personnel Issues Cabinet	Immediate	In women's ice hockey, to specify that: (1) off-campus recruiting contacts shall not be made with an individual (or the individual's relatives or legal guardians) before July 7 following the individual's junior year in high school; (2) an institution is permitted to make one telephone call to an individual (or the individual's relatives or guardians) who is a resident of a foreign country on or after July 7 through July 31 following completion of the individual's sophomore year in high school; and (3) an institution is permitted to make one telephone call per week to an individual (or the individual's relatives or legal guardians) beginning July 7 following completion of the individual's junior year in high school.
2009-3	ADMINISTRATIVE REGULATIONS -- RECRUITING CALENDARS -- DEAD OR QUIET	NCAA Division I Recruiting and Athletics Personnel	Immediate	In fencing, to specify that during any year in which the National Letter of Intent signing date dead period occurs during the North American Cup Fencing Championship,

Proposal Number	Title	Source	Effective Date	Intent
	PERIODS FOR OTHER SPORTS -- NATIONAL LETTER OF INTENT SIGNING DATE -- EXCEPTION -- NORTH AMERICAN CUP FENCING CHAMPIONSHIP	Issues Cabinet		it shall be permissible for authorized coaching staff members to observe prospective student-athletes participating in that event.
2009-4	AWARDS, BENEFITS AND EXPENSES -- BENEFITS, GIFTS AND SERVICES -- PERMISSIBLE - - RESEARCH STUDIES INVOLVING ONLY STUDENT-ATHLETES -- INSTITUTION-BASED RESEARCH STUDIES	NCAA Division I Administration Cabinet (Research Committee).	Immediate	To specify that a student-athlete may receive compensation from an institution for participating in a research study involving only student-athletes, provided the study is initiated and conducted by a faculty member at a member institution and the study and compensation arrangements are approved by the institutional review board of the faculty member's institution consistent with policies applicable to other institution-based research studies.
2009-5	ATHLETICS CERTIFICATION -- MANDATORY SELF-STUDY AND EXTERNAL PEER-REVIEW -- RULES COMPLIANCE -- REVIEW OF PROGRAM AREAS	NCAA Division I Legislative Council (Committee on Athletics Certification)	Immediate	To specify that the required once in four years evaluation of an institution's rules-compliance program by an authority outside the athletics department shall include a review of specifically enumerated program areas.
2009-6	ATHLETICS CERTIFICATION -- MANDATORY SELF-STUDY AND EXTERNAL PEER-REVIEW -- ACADEMIC INTEGRITY -- ACADEMIC STANDARDS -- ADMISSION AND ENROLLMENT	NCAA Division I Legislative Council (Committee on Athletics Certification)	Immediate	To specify that in its athletics certification program self-study, an institution shall demonstrate that it admits all student-athletes as regularly enrolled, degree-seeking students in accordance with the regular, published entrance requirements that apply to all applicants.
2009-7	ACADEMIC PERFORMANCE PROGRAM -- DEFINITIONS AND APPLICATIONS -- ACADEMIC PROGRESS RATE -- DEFINITION	NCAA Division I Board of Directors (Committee on Academic	Immediate	To revise the definition of the NCAA Division I Academic Progress Rate (APR) cohort, as specified.

Proposal Number	Title	Source	Effective Date	Intent
	OF COHORT	Performance)		
2009-8	ACADEMIC PERFORMANCE PROGRAM -- PENALTIES AND REWARDS -- PENALTIES -- DETERMINATION OF PENALTIES	NCAA Division I Board of Directors (Committee on Academic Performance)	Immediate	To revise the NCAA Division I Academic Performance Program (APP) penalty structure, as specified.
2009-9	ETHICAL CONDUCT -- UNETHICAL CONDUCT -- KNOWINGLY INFLUENCING OTHERS TO FURNISH FALSE OR MISLEADING INFORMATION	NCAA Division I Board of Directors (Committee on Infractions)	Immediate	To specify that knowingly influencing others to furnish the NCAA or an individual's institution false or misleading information concerning an individual's involvement in or knowledge of matters relevant to a possible violation of an NCAA regulation constitutes unethical conduct.
2009-10	PERSONNEL -- DEFINITIONS AND APPLICATIONS -- GRADUATE-ASSISTANT COACH -- EMPLOYMENT WITHIN SEVEN YEARS OF GRADUATION OR EXHAUSTING ELIGIBILITY -- BOWL SUBDIVISION FOOTBALL	Southeastern Conference	Immediate; for new appointments of graduate assistant coaches	In bowl subdivision football, to specify that a graduate-assistant coach is any coach who has received a baccalaureate degree and has either received his or her first baccalaureate degree or has exhausted athletics eligibility (whichever occurs later) within the previous seven years and qualifies for appointment as a graduate assistant under the policies of the institution.
2009-11	PERSONNEL -- DEFINITIONS AND APPLICATIONS -- GRADUATE-ASSISTANT COACH -- BOWL SUBDIVISION FOOTBALL AND WOMEN'S ROWING -- LESS THAN 50 PERCENT OF FULL-TIME ENROLLMENT DURING FINAL TERM	Big 12 Conference	August 1, 2010	In bowl subdivision football and women's rowing, to specify that a graduate-assistant coach may be enrolled in less than 50 percent of the institution's minimum regular graduate program of studies during his or her final semester or quarter of the degree program, provided he or she is carrying (for credit) the courses necessary to complete the degree requirements.
2009-12-	PERSONNEL -- DEFINITIONS	NCAA Division I	August 1,	To permit a student-athlete to serve as an undergraduate

Proposal Number	Title	Source	Effective Date	Intent
A	AND APPLICATIONS -- UNDERGRADUATE STUDENT ASSISTANT COACH	Recruiting and Athletics Personnel Issues Cabinet	2010	student assistant coach at the institution at which the student-athlete most recently participated in intercollegiate athletics, provided the student-athlete is currently enrolled at the institution as a full-time undergraduate student who has exhausted his or her eligibility in the sport or has become injured to the point that he or she is unable to practice or compete ever again; further, to specify that the limit of undergraduate student assistant coaches in each sport shall be the same as the limit of countable coaches permitted in the sport.
2009-14	PERSONNEL -- DEFINITIONS AND APPLICATIONS -- MANAGER -- FORFEITURE OF ELIGIBILITY-- BASEBALL	NCAA Division I Recruiting and Athletics Personnel Issues Cabinet	August 1, 2010	In baseball, to specify that an individual who serves as a manager shall forfeit any remaining eligibility in the sport at the institution at which the individual serves as a manager.
2009-15	PERSONNEL -- LIMITATIONS ON THE NUMBER AND DUTIES OF COACHES -- NONCOACHING ACTIVITIES -- NONCOACHING ATHLETICS STAFF MEMBER WITH SPORT-SPECIFIC RESPONSIBILITIES	NCAA Division I Recruiting and Athletics Personnel Issues Cabinet	Immediate	To permit noncoaching staff with sport-specific responsibilities to participate in organized activities involving only the coaching staff or administrative duties (e.g., attend meetings involving coaching activities, analyze video of the institution's or an opponent's team, track statistics during practice or competition).
2009-16-B	PERSONNEL -- LIMITATIONS ON THE NUMBER AND DUTIES OF COACHES -- CONTACT AND EVALUATION OF PROSPECTIVE STUDENT-ATHLETES -- FALL EVALUATION PERIOD -- EXCEPTION -- FOOTBALL -- ONE SEVEN DAY PERIOD	Sun Belt Conference	August 1, 2010	In football, to permit ten coaches to evaluate prospective student-athletes at any one time during one week (any seven consecutive days) of the fall evaluation period in which no regular season competition is scheduled; further, to specify that, prior to its first regular season contest, the institution shall declare, in writing, the week in which it will use this exception.

Proposal Number	Title	Source	Effective Date	Intent
2009-18	PERSONNEL AND RECRUITING -- RECRUITING COORDINATION FUNCTIONS -- EXCEPTION -- NONCOACHING STAFF MEMBERS AND NONCOUNTABLE COACHES -- TELEPHONE CALLS IN CONJUNCTION WITH OFFICIAL VISIT	Big 12 Conference	August 1, 2010	To permit a noncoaching staff member or a noncountable coach to initiate telephone calls to and receive telephone calls from a prospective student-athlete or those individuals accompanying the prospective student-athlete during the prospective student-athlete's official visit transportation and during his or her official visit; further, to specify that athletics department staff members may make unlimited telephone calls to the prospective student-athlete or those individuals accompanying the prospective student-athlete during the prospective student-athlete's official visit transportation and during his or her official visit.
2009-20	PERSONNEL -- LIMITATIONS ON THE NUMBER OF OFF-CAMPUS RECRUITERS -- ON-CAMPUS EVENTS -- WOMEN'S BASKETBALL	Atlantic Coast Conference	August 1, 2010	In women's basketball, to specify that a coaching staff member who attends an athletics event on the institution's campus that involves women's basketball prospective student-athletes is considered an off-campus recruiter.
2009-22	AMATEURISM AND ELIGIBILITY -- INVOLVEMENT WITH PROFESSIONAL TEAMS -- EXCEPTION -- PRIOR TO INITIAL FULL-TIME COLLEGIATE ENROLLMENT -- DELAYED ENROLLMENT -- SEASONS OF COMPETITION -- SPORTS OTHER THAN MEN'S ICE HOCKEY AND SKIING	NCAA Division I Amateurism Cabinet	For sections A-D: 8/1/10; applicable to student-athletes who initially enroll full time in a collegiate institution on or after 8/1/10. For	In sports other than men's ice hockey and skiing, to specify that prior to initial full-time collegiate enrollment, an individual may enter into an agreement to compete on a professional team and compete on a professional team, provided the agreement does not guarantee or promise payment (at any time) in excess of actual and necessary expenses to participate on the team; further, in sports other than men's ice hockey, skiing, tennis, swimming and diving and women's volleyball, to specify that a student-athlete who does not initially enroll full-time in a collegiate institution within one year (six months for tennis) or the next opportunity to enroll following his or her high school graduation date or the graduation date of

Proposal Number	Title	Source	Effective Date	Intent
			section E, as it applies to sports other than tennis: 8/1/11; applicable to student-athletes who initially enroll full time in a collegiate institution on or after 8/1/11. For section E, as it applies to tennis: 8/1/12, applicable to student-athletes who initially enroll full time in a collegiate institution on or after 8/1/12.	his or her class, whichever occurs earlier, and participates in organized events after the specified time period shall be charged with a season of intercollegiate competition for each year of participation and shall fulfill an academic year in residence on matriculation at the certifying institution before being eligible to represent the institution in intercollegiate competition.
2009-23	AMATEURISM AND AWARDS,	NCAA Division I	Immediate	To specify that an institution's president or chancellor

Proposal Number	Title	Source	Effective Date	Intent
	BENEFITS AND EXPENSES -- EXCEPTIONS TO AMATEURISM RULE -- BENEFITS, GIFTS AND SERVICES -- INSURANCE AGAINST DISABLING-INJURY OR ILLNESS	Amateurism Cabinet		may designate an institutional staff member (or staff members) to assist a student-athlete with arrangements for securing a loan against future earnings potential for the purpose of purchasing insurance against a disabling injury or illness and to assist with arrangements for securing such insurance.
2009-24	AMATEURISM -- INVOLVEMENT WITH PROFESSIONAL TEAMS -- TRYOUTS -- MEN'S ICE HOCKEY	NCAA Division I Amateurism Cabinet	Immediate	In men's ice hockey, to specify that a prospective or enrolled student-athlete may accept actual and necessary expenses from the National Hockey League (NHL) to attend the NHL scouting combine, regardless of the duration of the combine.
2009-25	AMATEURISM -- PROMOTIONAL ACTIVITIES -- INSTITUTIONAL, CHARITABLE, EDUCATION OR NONPROFIT PROMOTIONS -- RELEASE STATEMENT -- DE MINIMIS VIOLATION	NCAA Division I Legislative Council (Administrative Committee) (Committee on Student-Athlete Reinstatement)	Immediate	To specify that a violation of the promotional activities legislation in which the only condition of the legislation not satisfied is the requirement that the student-athlete and an authorized representative of the charitable, educational or nonprofit agency sign a release statement shall not affect the student-athlete's eligibility, provided the release statement would have been signed if such a request had been made.
2009-27	RECRUITING -- DEFINITIONS AND APPLICATIONS -- EVALUATION DAYS -- SPRING EVALUATION PERIOD -- 168 DAYS -- FOOTBALL	Southeastern Conference	August 1, 2010	In football, to specify that the spring evaluation period shall consist of 168 (216 for U.S. service academies) evaluation days (excluding Memorial Day and Sundays) from April 15 through May 31, selected at the discretion of the institution and designated in writing in the office of the director of athletics.
2009-29	RECRUITING AND ELIGIBILITY - - FOUR-YEAR PROSPECTIVE STUDENT-ATHLETES -- PERMISSION TO CONTACT AND	Big South Conference	August 1, 2010	To specify that if an institution receives a written request from a student-athlete to permit another institution to contact a student-athlete about transferring or a request for a release in conjunction with the application of the

Proposal Number	Title	Source	Effective Date	Intent
	TRANSFER RELEASE -- RESPONSE TO REQUEST AND HEARING OPPORTUNITY			one-time transfer exception, the institution shall grant or deny a request within seven business days of receipt of the request; further, to specify that if the request is denied, the institution shall conduct a hearing and provide written results within 15 business days of receipt of the student-athlete's written request and that the student-athlete shall be provided the opportunity to appear in-person or via telephone and actively participate in the hearing. To also specify that if the institution fails to respond to the student-athlete's written request or fails to conduct the hearing or provide written results within the specified time period, permission to contact or the transfer release shall be granted by default and the institution shall provide the written permission or release to the student-athlete.
2009-30-A	RECRUITING -- PERMISSIBLE RECRUITERS -- NONCOACHING STAFF MEMBERS WITH SPORT- SPECIFIC RESPONSIBILITIES -- BASKETBALL	NCAA Division I Championships/Sports Management Cabinet (Men's Basketball Issues Committee)	Immediate	In basketball, to specify that a noncoaching staff member with sport-specific responsibilities shall not attend an off-campus athletics event involving prospective student-athletes (e.g., high school contest, sports camp) unless the staff member is an immediate family member or legal guardian of one of the participants in the activity; further, to establish conditions by which a staff member who is an immediate family member or legal guardian of a participant may attend such an event, as specified.
2009-30-B	RECRUITING -- PERMISSIBLE RECRUITERS -- NONCOACHING STAFF MEMBERS WITH SPORT SPECIFIC RESPONSIBILITIES	NCAA Division I Legislative Council	Immediate	To specify that a noncoaching staff member with sport-specific responsibilities (except a staff member who only performs clerical duties) shall not attend an on- or off-campus athletics event in the staff member's sport that involves prospective student-athletes (e.g., high-school contest, sports camp) unless the staff member is an

Proposal Number	Title	Source	Effective Date	Intent
				immediate family member or legal guardian of one of the participants in the activity; further, to establish conditions by which a staff member who is an immediate family member or legal guardian of a participant may attend such an event, as specified.
2009-31	RECRUITING -- CONTACTS AND EVALUATIONS -- HEAD COACH RESTRICTIONS -- ASSISTANT COACH PUBLICLY DESIGNATED AS NEXT HEAD COACH -- BOWL SUBDIVISION FOOTBALL	Big East Conference	Immediate	In bowl subdivision football, to specify that an institution's assistant coach who has been publicly designated by the institution to become the next head coach shall be subject to the recruiting restrictions applicable to the institution's head coach.
2009-35	RECRUITING -- CONTACTS AND EVALUATIONS -- VISIT TO PROSPECTIVE STUDENT-ATHLETE'S EDUCATIONAL INSTITUTION -- VISITS DURING EVALUATION PERIOD -- BOWL SUBDIVISION FOOTBALL	Big East Conference	Immediate	In bowl subdivision football, to specify that not more than two coaches per institution may visit a prospective student-athlete's educational institution on any one calendar day during an evaluation period.
2009-37	RECRUITING -- EVALUATIONS -- SUMMER EVALUATION PERIOD -- NONINSTITUTIONAL NONORGANIZED EVENTS -- WOMEN'S BASKETBALL	NCAA Division I Championships/Sports Management Cabinet (Women's Basketball Issues Committee)	Immediate	In women's basketball, to prohibit evaluations at noninstitutional nonorganized events (e.g., pick-up games, open gyms) during the summer evaluation period.
2009-38	RECRUITING -- EVALUATIONS -- SCHOLASTIC AND NONSCHOLASTIC ACTIVITIES -- CHAMPIONSHIP SUBDIVISION FOOTBALL	NCAA Division I Championships/Sports Management Cabinet (Football Issues Committee)	August 1, 2010	In championship subdivision football, to specify that live athletics evaluations may be conducted at scholastic or nonscholastic athletics activities, provided there is no institutional involvement in arranging or directing such activities.

Proposal Number	Title	Source	Effective Date	Intent
2009-40	RECRUITING -- PRINTED RECRUITING MATERIALS -- GENERAL CORRESPONDENCE -- INSTITUTIONAL LETTERHEAD	NCAA Division I Recruiting and Athletics Personnel Issues Cabinet	August 1, 2010	To establish additional provisions governing general correspondence that an institution may send to prospective student-athletes, their parents or legal guardians, their coaches or any other individual responsible for teaching or directing an activity in which a prospective student-athlete is involved, as specified.
2009-44	RECRUITING -- RECRUITING MATERIALS -- VIDEO/AUDIO MATERIALS AND COMPUTER GENERATED RECRUITING PRESENTATIONS	NCAA Division I Recruiting and Athletics Personnel Issues Cabinet	Immediate	To specify that an institution may produce video or audio material to show to, play for or provide to a prospective student-athlete, provided such material includes only general information related to an institution or its athletics programs and is not created for recruiting purposes; further, to specify that a computer generated recruiting presentation may include general informational video/audio material that relates to an institution or its athletics programs and is not created for recruiting purposes.
2009-48	RECRUITING AND FINANCIAL AID -- LETTER-OF-INTENT PROGRAMS, FINANCIAL AID AGREEMENTS -- LETTER OF INTENT RESTRICTION -- LIMITATION ON NUMBER OF SIGNINGS -- BOWL SUBDIVISION FOOTBALL	Southeastern Conference	August 1, 2010	In bowl subdivision football, to specify that there shall be an annual limit of 28 on the number of prospective student-athletes who may sign a National Letter of Intent or an institutional offer of financial aid from the initial signing date of the regular signing period of the National Letter of Intent through May 31.
2009-49	RECRUITING -- TRYOUTS -- COMPETITION AGAINST PROSPECTIVE STUDENT-ATHLETES -- BOWL SUBDIVISION FOOTBALL	Southeastern Conference	August 1, 2010; a contract signed before August 14,	In bowl subdivision football, to prohibit an institution's varsity and subvarsity intercollegiate teams from competing against any team that includes prospective student-athletes.

Proposal Number	Title	Source	Effective Date	Intent
			2009, may be honored.	
2009-49-1	RECRUITING -- TRYOUTS -- COMPETITION AGAINST PROSPECTIVE STUDENT-ATHLETES -- CHAMPIONSHIP SUBDIVISION FOOTBALL -- NO PAYMENT OR RECRUITING	Ivy Group	August 1, 2010; a contract signed before August 14, 2009, may be honored.	To amend Proposal No. 2009-49 (FCS) to specify that, in championship subdivision football, an institution's varsity team may compete against a two-year college team and its subvarsity team may compete against a two-year college team, a high school team or a preparatory school team, provided no payment or other inducement (e.g., guarantee) is provided to such a team and no recruiting activities occur with members of such a team in conjunction with such competition.
2009-52	RECRUITING -- CAMPS AND CLINICS -- CONDUCTED DURING JUNE, JULY AND AUGUST -- EMPLOYMENT IN NONINSTITUTIONAL, PRIVATELY OWNED CAMPS AND CLINICS AT ANY LOCATION -- CHAMPIONSHIP SUBDIVISION FOOTBALL	NCAA Division I Championships/Sports Management Cabinet (Football Issues Committee)	Immediate	In championship subdivision football, to specify that an institution's camp or clinic may be conducted only during the months of June, July and August or any calendar week (Sunday through Saturday) that includes days of those months (e.g., May 28-June 3); further, to specify that an institution's coach or noncoaching staff member with responsibilities specific to football may be employed in any capacity in a noninstitutional, privately owned camp or clinic at any location and only during the months of June, July and August or any calendar week (Sunday through Saturday) that includes days of those months (e.g., May 28-June 3).
2009-54-A	RECRUITING -- CAMPS AND CLINICS -- EMPLOYMENT IN NONINSTITUTIONAL, PRIVATELY OWNED CAMPS OR CLINICS AT ANY LOCATION -- BOWL SUBDIVISION FOOTBALL	Ivy Group	Immediate	In bowl subdivision football, to specify that an institution's coach or noncoaching staff member with responsibilities specific to football may be employed in a noninstitutional, privately owned camp or clinic at any location during the two periods of 15 consecutive days in the months of June and July as declared by the institution.

Proposal Number	Title	Source	Effective Date	Intent
2009-55	RECRUITING -- CAMPS AND CLINICS -- EMPLOYMENT DURING QUIET PERIODS -- WOMEN'S VOLLEYBALL	NCAA Division I Recruiting and Athletics Personnel Issues Cabinet	August 1, 2010	In women's volleyball, to specify that it is not permissible for a coach or a noncoaching staff member with responsibilities specific to volleyball to be employed (either on a salaried or a volunteer basis) at an institutional camp or clinic or a noninstitutional, privately owned camp or clinic that is conducted off the institution's campus during a quiet period.
2009-57	ADMINISTRATIVE REGULATIONS -- RECRUITING CALENDARS -- FOOTBALL -- QUIET PERIODS IN JANUARY	Patriot League	Immediate	In football, to revise the recruiting calendar to eliminate the quiet periods in January, as specified.
2009-59	ADMINISTRATIVE REGULATIONS -- RECRUITING CALENDARS -- WOMEN'S VOLLEYBALL -- EVALUATION PERIOD IN CONJUNCTION WITH CHAMPIONSHIP	NCAA Division I Recruiting and Athletics Personnel Issues Cabinet	Immediate	In women's volleyball, to designate Thursday of the Division I Women's Volleyball Championship through the Sunday immediately following the championship as an evaluation period; further, to specify that an institution's authorized coaching staff members may evaluate on only one day and may attend only one event on that day during this period; that the event shall occur within a 30-mile radius of the site of the championship; that coaches from the same institution who attend such an event shall attend the same event on the same day; and that coaches shall not attend events that occur at the same time that any intercollegiate competition in conjunction with the NCAA championship occurs.
2009-60	ELIGIBILITY -- ACADEMIC WAIVERS -- AUTHORITY OF INITIAL-ELIGIBILITY WAIVERS COMMITTEE AND PROGRESS-TOWARD-DEGREE WAIVERS COMMITTEE	NCAA Division I Academics Cabinet	August 1, 2010	To specify that the NCAA Division I Initial-Eligibility Waivers Committee shall be the final appellate body for initial-eligibility waivers and that the NCAA Division I Progress-Toward-Degree Waivers Committee shall be the final appellate body for progress-toward-degree waivers.

Proposal Number	Title	Source	Effective Date	Intent
2009-64	ELIGIBILITY -- FRESHMAN ACADEMIC REQUIREMENTS -- CORE-CURRICULUM REQUIREMENTS -- NONTRADITIONAL COURSES	NCAA Division I Academics Cabinet	August 1, 2010; for student-athletes initially enrolling full time in a collegiate institution on or after August 1, 2010	To specify that for purposes of using a nontraditional course to satisfy NCAA core-course requirements, the course must be one in which the instructor and the student have ongoing access to one another and regular interaction with one another for purposes of teaching, evaluating and providing assistance to the student throughout the duration of the course; the student's work (e.g., exams, papers, assignments) is available for review and validation; and a defined time period for completion of the course is included.
2009-67	FINANCIAL AID -- TERMS AND CONDITIONS OF AWARDING INSTITUTIONAL FINANCIAL AID -- ONE-YEAR PERIOD -- DE MINIMIS VIOLATION	NCAA Division I Legislative Council (Committee on Student-Athlete Reinstatement)	Immediate	To specify that a violation of the financial aid regulations in which financial aid is awarded for less than one academic year shall be considered an institutional violation, but shall not affect the student-athlete's eligibility.
2009-68	FINANCIAL AID -- MIDYEAR REPLACEMENT -- GRADUATION DURING PREVIOUS YEAR -- WOMEN'S VOLLEYBALL	Atlantic Coast Conference	August 1, 2010	In women's volleyball, to specify that the financial aid of a counter who graduates at midyear or who graduates during the previous academic year (including summer) may be provided to another student-athlete without making the second student-athlete a counter for the remainder of that academic year.
2009-69	FINANCIAL AID -- MAXIMUM INSTITUTIONAL GRANT-IN-AID LIMITATIONS BY SPORT -- EQUIVALENCY COMPUTATIONS -- EXCEPTIONS -- ACADEMIC HONOR AWARDS -- TRANSFER STUDENTS	Mountain West Conference	August 1, 2010	To specify that institutional academic honor awards that are part of an institution's normal arrangements for academic scholarships, either based solely on the recipient's cumulative academic record from all collegiate institutions previously attended or based on the recipient's high school record and cumulative academic record from all collegiate institutions previously attended, awarded

Proposal Number	Title	Source	Effective Date	Intent
				independently of athletics interests and in amounts consistent with the pattern of all such awards made by the institution, may be exempted from a team's equivalency computation, provided the recipient achieved a cumulative transferable grade-point average of at least 3.300 (based on a maximum of 4.000).
2009-77	PLAYING AND PRACTICE SEASONS -- WOMEN'S BASKETBALL -- PRESEASON PRACTICE -- ON-COURT PRACTICE -- 30 DAYS OF COUNTABLE ACTIVITIES WITHIN 40 DAYS PRIOR TO FIRST CONTEST	Southeastern Conference and Big East Conference	August 1, 2010	In women's basketball, to specify that an institution shall not commence on-court preseason basketball practice sessions prior to 5 p.m. on the date that is 40 days prior to the date of the institution's first regular-season contest; further, to specify that an institution shall not engage in more than 30 days of countable athletically related activities prior to its first regular-season contest.
2009-81	PLAYING AND PRACTICE SEASONS -- FOOTBALL -- OUT-OF-SEASON ATHLETICALLY RELATED ACTIVITIES -- SUMMER CONDITIONING PERIOD	Mountain West Conference	Immediate	In football, to permit an institution to designate nine consecutive weeks between the conclusion of the academic year and the institution's reporting date for preseason practice as its summer conditioning period.
2009-85	PLAYING AND PRACTICE SEASONS -- SOFTBALL -- PRESEASON PRACTICE AND FIRST CONTEST DATE -- NONCHAMPIONSHIP SEGMENT	Big Ten Conference	August 1, 2010	In softball, to specify that an institution that has not begun classes by September 15 may commence preseason practice sessions on or after that date and may play its first contest (game or scrimmage) against outside competition on or after that date.
2009-86	ATHLETICS CERTIFICATION -- MANDATORY SELF-STUDY AND EXTERNAL PEER REVIEW -- ACADEMIC INTEGRITY --	NCAA Division I Legislative Council (Committee on Athletics)	Immediate	To eliminate the requirement that the retention rate of student-athletes, as a whole, be compared to other student-body groups.

Proposal Number	Title	Source	Effective Date	Intent
	ACADEMIC STANDARDS -- RETENTION	Certification)		
2009-88	ADMINISTRATIVE REGULATIONS -- FOREIGN TOURS AND COMPETITION -- ELIGIBILITY OF STUDENT-ATHLETES -- INCOMING-STUDENT PARTICIPATION -- BASKETBALL	Atlantic 10 Conference	August 1, 2010	In basketball, to permit an incoming student-athlete (freshman or transfer) to represent the institution on a foreign tour that occurs during the summer prior to his or her initial full-time enrollment at the certifying institution and participate in practice prior to departure for the foreign tour, provided: (a) he or she has earned at least three hours of acceptable degree credit during the summer term at the certifying institution; and (b) he or she is eligible to represent the institution in intercollegiate competition during the academic year immediately following the tour; further, to specify that a basketball student-athlete shall not participate in more than one foreign tour for a particular institution.
2009-89	AMATEURISM -- VALIDITY OF AMATEUR STATUS -- ELIGIBILITY FOR PRACTICE OR COMPETITION -- TEMPORARY CERTIFICATION -- RECRUITED STUDENT-ATHLETE -- 45-DAY PERIOD	NCAA Division I Amateurism Cabinet	Immediate	To specify that a student-athlete may practice, but not compete, for a period of 45 days before his or her amateur status has been certified by the NCAA Eligibility Center.
2009-90	COMMITTEES -- COMMON COMMITTEES -- COMMITTEES WITH ONLY CHAMPIONSHIPS ADMINISTRATION RESPONSIBILITIES -- WOMEN'S ICE HOCKEY COMMITTEE COMPOSITION	NCAA Division I Championships/Sports Management Cabinet	August 1, 2010	In women's ice hockey, to specify that the NCAA Division I Women's Ice Hockey Committee shall be composed of three members from Division I and one at-large member.

Proposal Number	Title	Source	Effective Date	Intent
2009-91	COMMITTEES -- COMMON COMMITTEES -- COMMITTEES WITH GOVERNANCE ADMINISTRATION RESPONSIBILITIES -- INTERNATIONAL STUDENT RECORDS COMMITTEE -- COMPOSITION	NCAA Division I Academics Cabinet	Immediate	To specify that the NCAA International Student Records Committee shall consist of six members, including two Division I representatives, two Division II representatives and two representatives who may be from either Division I or Division II.
2009-92	COMMITTEES -- DIVISION I CABINETS AND COMMITTEES -- COMMITTEES WITH CHAMPIONSHIPS ADMINISTRATION AND SPORTS ISSUES RESPONSIBILITIES -- MEN'S ICE HOCKEY COMMITTEE COMPOSITION	NCAA Division I Championships/Sports Management Cabinet	August 1, 2010	To specify that the NCAA Division I Men's Ice Hockey Committee may include members from Division II or Division III institutions that sponsor Division I men's ice hockey.
2009-94	ADMINISTRATIVE REGULATIONS -- BASKETBALL EVENT CERTIFICATION -- WOMEN'S BASKETBALL -- GEOGRAPHIC REQUIREMENT	NCAA Division I Board of Directors [(Championships/Sports Management Cabinet (Women's Basketball Issues Committee))]	August 1, 2010	In women's basketball, to specify that in order for a basketball event to be certified, participants on nonscholastic teams in a certified event must be legal residents of the state in which the team is located or a geographically adjoining state and not more than a total of three prospective student-athletes from adjoining states may participate on any one nonscholastic team.
2009-95	RECRUITING -- SPORTS CAMPS AND CLINICS -- DEFINITION OF RECRUITED PROSPECTIVE STUDENT-ATHLETE -- MEN'S BASKETBALL	NCAA Division I Board of Directors	Immediate	In men's basketball, for purposes of applying the regulations related to camps and clinics, to define "recruited prospective student-athlete," as specified.

Proposal Number	Title	Source	Effective Date	Intent
2009-96	ELIGIBILITY -- TWO-YEAR COLLEGE TRANSFERS -- PHYSICAL EDUCATION ACTIVITY COURSES -- MEN'S BASKETBALL	NCAA Division I Board of Directors (Men's Basketball Academic Enhancement Group)	August 1, 2010; applicable to two-year college transfer student-athletes who enroll full-time as transfer students at a Division I institution on or after August 1, 2010.	In men's basketball, to specify that not more than two credit hours of physical education activity courses may be used to fulfill the two-year college transfer requirements; further, to specify that a student-athlete enrolling in a physical education degree program or a degree program in education that requires physical education activity courses may use up to the minimum number of credits of physical education activity courses that are required for the specific degree program to fulfill the two-year college transfer requirements.
2009-97	FINANCIAL AID -- COUNTERS -- AID AFTER DEPARTURE OF HEAD COACH -- NONCOUNTER -- MEN'S BASKETBALL	NCAA Division I Board of Directors (Men's Basketball Academic Enhancement Group)	August 1, 2010	In men's basketball, to specify that a student-athlete who receives athletically related institutional financial aid in academic years following the departure of a head coach from the institution is not a counter, provided: (a) The student-athlete participated in basketball and received athletically related institutional financial aid during the coach's tenure at the institution; and (b) The student-athlete does not participate in basketball during the later academic years at the institution; further, to specify that if the student-athlete later participates in basketball at the institution, the student-athlete shall become a counter for all years during which athletically related institutional aid was received.

Proposal Number	Title	Source	Effective Date	Intent
2009-99	PERSONNEL AND RECRUITING -- EMPLOYMENT OF HIGH SCHOOL, PREPARATORY SCHOOL OR TWO-YEAR COLLEGE COACHES OR OTHER INDIVIDUALS ASSOCIATED WITH PROSPECTIVE STUDENT-ATHLETES -- NONCOACHING STAFF MEMBER -- MEN'S BASKETBALL	NCAA Division I Board of Directors	Immediate; a contract signed before October 29, 2009 may be honored.	In men's basketball, to specify that during a two-year period before a prospective student-athlete's anticipated enrollment and a two-year period after the prospective student-athlete's actual enrollment, an institution shall not employ (or enter into a contract for future employment with) an individual associated with the prospective student-athlete in any athletics department noncoaching staff position.
2009-101	RECRUITING -- SPORTS CAMPS AND CLINICS -- RECRUITING DURING INSTITUTION'S CAMPS AND CLINICS -- EXCEPTION -- MEN'S BASKETBALL	NCAA Division I Board of Directors	Immediate	In men's basketball, to specify that it is permissible for an institution's men's basketball coaches to recruit prospective student-athletes during the institution's men's basketball camps and clinics.
2009-101-1	RECRUITING -- SPORTS CAMPS AND CLINICS -- RECRUITING CONVERSATIONS DURING INSTITUTION'S CAMPS AND CLINICS -- EXCEPTION -- MEN'S BASKETBALL	Ivy Group	Immediate	To amend Proposal No. 2009-101 to specify that, in men's basketball, it is permissible for an institution's men's basketball coaches to engage in recruiting conversations with prospective student-athletes during the institution's men's basketball camps or clinics.
2009-103	ADMINISTRATIVE REGULATIONS -- POSTSEASON BOWL LICENSING -- CONTEST STATUS -- DESERVING TEAM	NCAA Division I Board of Directors (Big 12 Conference)	August 1, 2010	In bowl subdivision football, to specify that for the purpose of postseason bowl eligibility, a "deserving team" shall be defined as one that has won a number of games against Football Bowl Subdivision opponents that is equal to or greater than the number of its overall losses
2010-2	COMMITTEES -- STUDENT-ATHLETE ADVISORY COMMITTEE -- TERM OF OFFICE	NCAA Division I Legislative Council (Student-Athlete Advisory)	Immediate	To specify that the term of office of a member of the NCAA Division I Student-Athlete Advisory Committee shall commence on the first day of July following the member's appointment.

Proposal Number	Title	Source	Effective Date	Intent
		Committee).		
2010-3	COMMITTEES -- COMMITTEES WITH CHAMPIONSHIPS ADMINISTRATION AND SPORTS ISSUES RESPONSIBILITIES -- MEN'S ICE HOCKEY COMMITTEE - - COMPOSITION	NCAA Division I Championships/Sports Management Cabinet	August 1, 2010	To specify that the NCAA Division I Men's Ice Hockey Committee shall consist of one member from each conference that is eligible for and applies for automatic qualification into the Division I Men's Ice Hockey Championship.



NCAA Division III Legislation Adopted since January 2010

Title: ELIGIBILITY -- TRANSFER REGULATIONS -- RESIDENCE REQUIREMENT -- DISCIPLINARY SUSPENSION -- EXCEPTION

Convention Year: 2010

Effective Date: August 1, 2010

IPOPL Number: 2

SPOPL Number: 5

Official Notice Number: 2010-2

Source: Massachusetts State College Athletic Conference and Allegheny Mountain Collegiate Conference

Category: Membership Proposal

Topical Area: Eligibility

Status: Adopted

Intent: To specify that a transfer student who meets the requirements of the two-year nonparticipation exception shall be immediately eligible on transfer to the certifying institution, even if the student was disqualified or suspended from the previous institution for disciplinary reasons.

Bylaws: Amend 14.5, as follows:

14.5 Transfer Regulations.

14.5.1 Residence Requirement - General Principle. A student who transfers (see Bylaw 14.5.2) to a member institution from any collegiate institution is required to complete one full academic year of residence at the certifying institution before being eligible to compete for or to receive travel expenses from the member institution (see Bylaw 16.8.1.2.), unless the student satisfies the applicable transfer requirements or receives an exception or waiver as set forth in this section.

[14.5.1.1 through 14.5.1.2 unchanged.]

14.5.1.3 Disciplinary Suspension. A student who transfers to any NCAA institution from a collegiate institution while the student is disqualified or suspended from the previous institution for disciplinary reasons (as opposed to academic reasons) must complete one calendar year or residence at the certifying institution.

14.5.1.3.1 Exception. A student who transfers to the certifying institution and meets the requirements of the two-year nonparticipation exception set forth in Bylaws 14.5.4.2 or 14.5.5.1.3 is not required to complete one calendar year of residence.

[Remainder of 14.5.1 unchanged.]

Rationale: The current rule requires a transferring student-athlete who leaves his or her previous institution under disciplinary suspension to serve a calendar year of residency in order to become eligible at the certifying institution, even if he or she was not enrolled full time for two years prior to enrollment at the certifying institution. The current requirement amounts to double jeopardy for such a student-athlete because a possible one-year sanction would actually be three years if he or she was not enrolled full time at any collegiate institution prior to the transfer. Therefore, this amendment would allow transfer students, who were on disciplinary suspension from the previous institution, to fulfill their sanctions by

either serving a full calendar year of residency at their new institution or by meeting the requirements of the two-year nonparticipation exception. This amendment would also bring the disciplinary probation sanctions in line with academic probation sanctions for there is currently an inequality between the fulfillment of disciplinary and academic probation sanctions with regard to the implementation of the two-year nonparticipation exception. If adopted, the optimum way to complete sanctions still remains the single calendar year of residency.

Primary Contact Person:

Sue Chapman, Director of Athletics
Worcester State College
Worcester, MA 01602
(50-8) 929-8131
(50-8) 929-8184
Email: schapman@worchester.edu

Cosponsorship:

Conference:

Allegheny Mountain Collegiate Conference
Massachusetts State College Athletic Conference

Position Statement(s)

Presidents Council, Management Council, Academic Issues Subcommittee and Interpretations and Legislation Committee: The Presidents Council, Management Council, Academic Issues Subcommittee and the Interpretations and Legislation Committee support this proposal and noted this will bring consistency to both academic and disciplinary sanctions. Further, the councils and committees recognized that the philosophy of the NCAA and Division III is that athletics is an integral part of a student's education and it is inconsistent to apply an excessive penalty to a student-athlete by withholding opportunities that would benefit the growth of the individual.

Title: RECRUITING -- TRYOUTS -- DEREGULATION AND REFORMATTING OF TRYOUT -- PERMISSIBLE AND NONPERMISSIBLE TRYOUTS

Convention Year: 2010

Effective Date: Immediate

SPOPL Number: 1

Official Notice Number: 2010-3

Source: NCAA Division III Presidents Council [Management Council (Interpretations and Legislation Committee)].

Category: Presidents Council

Topical Area: Recruiting

Status: Adopted

Intent: To deregulate and reformat the tryout legislation to specify that a tryout in which prospective student-athletes demonstrate their athletics abilities at a coach's direction, tryout events and varsity competition against high school or preparatory school teams are impermissible; further, to specify that other physical related activities involving prospects that are not specifically prohibited shall be permissible.

A. Bylaws: Amend 11.3, as follows:

11.3 Compensation and Remuneration. See Bylaw 11.01 for additional regulations regarding coaches' compensation and remuneration.

[11.3.1 unchanged.]

11.3.2 Private Lessons. An institution's coach may teach private lessons to a prospective student-athlete, provided the following criteria are satisfied:

(a) The coach makes lessons available to the general public;

(b) Fees charged to the prospective student-athlete are at a rate commensurate with fees charged to all individuals;

(c) Prior written approval is provided annually by the institution's athletics director and the institution's athletics department keeps on file documentation of the fee charged for the private lessons; and

(d) Fees charged to the prospective student-athlete are not paid by individuals or entities other than the prospective student-athlete or prospective student-athlete's parents or guardian(s).

B. Bylaws: Amend 13.11, as follows:

13.11 Tryouts.

~~13.11.1 A member institution, on its campus or elsewhere, shall not conduct (or have conducted on its behalf) any physical activity (e.g., practice session and/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 ability in any sport.~~

~~13.11.1.1 Definition of "Prospective Student Athlete" for Tryout Rule Purposes. For purposes of the tryout rule, the phrase "prospective student athlete" shall include any individual who has started classes for the ninth grade and is not enrolled in the member institution at the time of the practice or test therein described.~~

~~13.11.2 Additional Prohibited Tryout Activities. The following activities are also considered prohibited tryout activities.~~

~~13.11.2.1 Competition Against Prospective Student Athletes. An institution's varsity intercollegiate team may compete against a two year college team but may not compete against a high school or preparatory school team. Subvarsity teams are not bound by this prohibition. The varsity team may participate in a contest against an established outside team that includes prospective student athletes, provided the outside team is ongoing and was not established for the specific purpose of competing against the collegiate team.~~

~~13.11.2.2 Competition in Conjunction with a High School, Preparatory School or Two Year College. A member institution may host competition between or among high schools, preparatory schools or two year colleges to be conducted in conjunction with an intercollegiate athletics event, provided all such competition occurs on the member institution's campus. Further, the intercollegiate athletics event may be conducted during a continuous session on the same day as the high school, preparatory school or two year college contest under a single admission.~~

~~13.11.2.3 Non-scholastic Based Basketball. A member of an institution's coaching staff may not participate in coaching activities involving AAU basketball teams, regardless of the age or gender of the participants involved in such teams.~~

~~13.11.2.4 Tryout Events. A member institution or conference may not host, sponsor or conduct a tryout camp, clinic, group workout or combine (e.g., combination of athletics skills test or activities) devoted to agility, flexibility, speed and strength tests for prospective student athletes at any location. A member institution's staff members may only attend such an event sponsored by an outside organization if the events occurs off the institution's campus and is open to all institutions.~~

~~13.11.2.5 Effect of Violation. Violations of Bylaw 13.11 and its subsections shall be considered institutional violations per Constitution 2.8.1; however, such violations shall not affect the prospective student athlete's eligibility.~~

~~13.11.3 Tryout Exceptions. Each of the following activities are permissible activities and exceptions to the tryout prohibition.~~

~~13.11.3.1 Preseason Practice and Competition. A student athlete who is not enrolled, but who has been accepted for admission to the institution in a regular full time program of studies, shall be permitted to engage in preseason practice and competition in fall sports or practice occurring in midyear between terms on the academic calendar.~~

~~13.11.3.2 Recreational Activities. A prospective student athlete visiting a member institution may participate in physical workouts or other recreational activities during a visit to an institution's campus, provided such activities:~~

~~(a) Are not organized or observed by members of the athletics department coaching staff; and~~

~~(b) Are not designed to test the athletics abilities of the prospective student athlete.~~

~~13.11.3.3 Local Sports Clubs. An institution's coach may be involved in any capacity (e.g., as a participant, administrator or in instructional or coaching activities) in the same sport for a local sports club or organization located in the institution's home community, provided all prospective student athletes participating in said activities are legal residents of the area (within a 50 mile radius of the institution). The 50 mile radius restriction shall not apply to prospective student athletes who reside beyond the 50 mile radius of the institution if the local sports club is the nearest club team to the prospective student athlete's home. Further, in club teams involving multiple teams or multiple sports, the 50 mile radius is applicable only to the team with which the institution's coach is involved; however, it is not permissible for the coach to assign a prospective student athlete who lives outside the 50 mile area to another coach of the club. A coach also may be involved in activities with individuals who are not of prospective student athlete age (i.e., before the ninth grade), regardless of where such individuals reside.~~

~~13.11.3.3.1 Institutional Sponsorship of Local Sports Club. Neither an institution's athletics department nor an institution's athletics booster group may sponsor a local sports club that includes prospective student athletes. It is permissible for a department of the institution that operates independent of the athletics department (e.g., physical education department, recreation department) to sponsor a local sports club that includes prospective student athletes, provided no athletics department staff member is involved with the club team.~~

~~13.11.3.4 Sports Camps and Clinics. An institution's coach may be employed in sports camps, coaching schools and clinics per Bylaw 13.12.2.3 without violating the tryout rule.~~

~~13.11.3.5 Medical Examinations After Acceptance for Enrollment. It shall be permissible to administer medical examinations at any time to prospective student athletes who have been accepted for enrollment in a regular full-time program of studies at that institution, provided the examinations occur during an official paid visit or the prospective student athletes visit the institution at their own expense for this purpose.~~

~~13.11.3.6 "Open" Events. Participation by a prospective student athlete in "open" events conducted by or held on the campus of a member institution shall not be considered tryouts. Competition shall be considered "open" if the competitive event itself is not classified by age group or level of educational institution represented, and the selection of participants is not limited except by number, by geographical area or on the basis of some objective standard of performance.~~

~~13.11.3.7 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.~~

~~13.11.3.8 State, Regional, National or International Training Programs. Participation by an institution's athletics department staff member in recognized state, regional, national or international training programs or competition organized and administered by the applicable governing body or athletics authority shall not be considered tryouts.~~

~~13.11.3.8.1 Coach/Prospective Student Athlete Competition. It is permissible for an institution's coach to participate with or against prospective student athletes in recognized regional, national or international training programs or competition, provided the competition is regularly scheduled under the authority of an outside sports organization and both the coach and the prospective student athlete are eligible to enter the competition.~~

~~13.11.3.8.2 Administration of "State Games." A member institution serving as the site of "state games" is permitted to involve its staff members in the administration of the event but may not be involved in the selection or assignment of participants and coaches participating in the event.~~

~~13.11.3.9 High School, Preparatory School and Two Year College Contests Conducted by Institution or Sponsored Jointly with an Outside Organization. Regularly scheduled high school, preparatory school and two year college athletics contests or matches, conducted by a member institution or sponsored jointly with an outside organization and held on the campus of a member institution, shall not be considered tryouts, provided the following conditions are met [see Bylaw 13.2.3 for restrictions related to the provision of awards at such contests]:-~~

~~(a) The opportunity to participate in the event is not limited to specific prospective student athletes or educational institutions and all individual prospective student athletes or educational institutions in a specific geographical area are eligible to compete (limited only by number, by institutional classification or on the basis of some objective standard of performance);~~

~~(b) The event appears on the schedules of the prospective student athletes' educational institutions; and~~

~~(c) The event is conducted by a national sports federation of which the NCAA is a member or it has been approved before the season by the appropriate state or national authority.~~

~~13.11.3.10 Use of an Institution's Facilities by a High School, Preparatory School or Two Year College for Practice and Competition. The regular or emergency use of a member institution's facilities by a high school, preparatory school or two year college athletics team for its normal practice activities (conducted solely by its coaches) or for regularly scheduled high school, preparatory school or two year college contests (conducted solely by those participating institutions) shall not be considered tryouts, provided the following conditions are met:-~~

~~(a) The competition is approved by the appropriate state or national authority; and~~

~~(b) The member institution and representatives of its athletics interests are not involved in any way in the invitation or selection of participating schools or individuals.~~

~~13.11.3.11 Officiating. An institution's coach may officiate competition that involves prospective student athletes, provided the competition is regularly scheduled under the authority of an outside sports organization.~~

~~13.11.3.12 Private Lessons. An institution's coach may teach private lessons to a prospective student athlete, provided the following criteria are satisfied:-~~

~~(a) The coach makes lessons available to the general public;~~

~~(b) Fees charged to the prospective student athlete are at a rate commensurate with fees charges to all individuals;~~

~~(c) Prior written approval is provided annually by the institution's athletics director and the institution's athletics department keeps on file documentation of the fee charged for the private lessons; and~~

~~(d) Fees charged to the prospective student athlete are not paid by individuals or entities other than the prospective student athlete or prospective student athlete's parents or guardian(s).~~

~~13.11.3.13 Other 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 that:~~

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

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

~~(c) Institution's athletics department staff or representatives of the institution's athletics interests are not involved in 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 may not be a tryout event, as defined in Bylaw 13.11.2.4;~~

~~(e) Involvement by the institution's athletics department staff and representatives of its athletics interests shall be 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.~~

13.11.1 "Prospective Student-Athlete" Defined for Tryout-Rule Purposes. For purposes of this section, the phrase "prospective student-athlete" shall include any individual who has started classes for the ninth grade and is not enrolled in the member institution at the time of the activity described. For an incoming student, the limitations of this section do not apply to preseason participation if the student has been accepted by the institution for enrollment in a regular, full-time program of studies and is no longer enrolled in the previous educational institution.

13.11.2 Prohibited Physical Activities Involving Prospective Student-Athletes.

13.11.2.1 Traditional Tryout. It is impermissible for an athletics department coaching staff member to observe or conduct physical workouts or other recreational activities designed to test the athletics abilities of a prospective student-athlete.

13.11.2.2 Tryout Events. It is impermissible for a member institution or conference to host, sponsor or conduct a tryout camp, clinic, group workout or combine (e.g., combination of athletics skills test or activities) devoted to agility, flexibility, speed and strength tests for prospective student-athletes. An institution's staff member may only attend such an event sponsored by an outside organization if the events occurs off the institution's campus and is open to all institutions.

13.11.2.3 Competition Against Prospective Student-Athletes. It is impermissible for an institution's varsity intercollegiate team to compete against a high school or preparatory school team.

13.11.3 Permissible Physical Activities Involving Prospective Student-Athletes. Any activity not specifically prohibited in Bylaw 13.11.2 and its subsections is permissible. Permissible activities include, but are not limited to the following:

13.11.3.1 Athletics Events or Activities Involving Prospective Student-Athletes. It is permissible for a member institution to host, sponsor, promote or conduct any type of athletics event or activity involving prospective student-athletes that is not specifically prohibited within Bylaw 13.11.2.

13.11.3.2 Sports Camps and Clinics. See Bylaw 13.12.

13.11.3.3 Private Lessons. An institution's coach may teach private lessons to a prospective student-athlete, provided the criteria detailed in Bylaw 11.3.2 are satisfied.

13.11.3.4 Sports Club Teams. It is permissible for an institution's coach or administrator to be involved in any capacity (e.g., as a participant, administrator or in instructional or coaching activities) in an organized sports club or organization involving team's of prospective student-athletes; however, neither an institution's athletics department nor an institution's athletics booster group may sponsor a local sports club that includes prospective student-athletes. It is permissible for a department of the institution that operates independent of the athletics department (e.g., physical education department, recreation department) to sponsor a local sports club that includes prospective student-athletes, provided no athletics department staff member is involved with the club team.

13.11.4 Effect of Violation. Violations of Bylaw 13.11 and its subsections shall be considered institutional violations per Constitution 2.8.1; however, such violations shall not affect the prospective student-athlete's eligibility.

Rationale: The adoption of NCAA Division III Proposal Nos. 2009-10 and 2009-11 further defined the Division III tryout legislation by establishing two additional tryout exceptions. Despite the adoption of these proposals, it remains the case that the majority of the tryout exceptions are largely a product of prefederation legislation that may or may not speak to the current needs of Division III institutions thereby creating challenges for institutions to apply the tryout legislation. This deregulation and reformatting effort would clarify the application of the tryout legislation by simplifying the list of tryout exceptions and, emphasizing the three types of tryout activities that are not permissible. Specifically, the proposal emphasizes the continued prohibition on traditional tryouts in which prospective student-athletes demonstrate their athletics abilities at a coach's direction, "combine" events and varsity competition against high school or preparatory school teams. The other types of events under the list of exceptions that currently must meet prescriptive guidelines would also be deregulated to allow more institutional autonomy within the operation of the events. The proposal would also modify the local sports club exception such that the 50-mile radius limitation would be eliminated from that exception. The effective date would allow institutions to begin applying the simplified legislation immediately.

Review History:

April 20, 2009: Approved in Concept - Management Council Supplement No. 13, item 1-(j).

April 30, 2009: Approved in Concept - Presidents Council

July 21, 2009: Approved in Legislative Format - Management Council

August 6, 2009: Approved in Legislative Format - Presidents Council

Title: RECRUITING AND PLAYING AND PRACTICE SEASONS -- TRYOUT EXCEPTION -- RECREATIONAL ACTIVITY -- EXCEPTION FOR FACILITY MONITORING AS PART OF NORMAL EMPLOYMENT ARRANGEMENT

Convention Year: 2010

Effective Date: Immediate

SPOPL Number: 2

Official Notice Number: 2010-4

Source: NCAA Division III Presidents Council [(Management Council (Playing and Practice Seasons Subcommittee and Interpretations and Legislation Committee)].

Category: Presidents Council

Topical Area: Recruiting

Status: Adopted

Intent: To permit an institution's coaching staff member to observe recreational activities of prospective student-athletes and nonorganized sport-specific activities of currently enrolled student-athletes, provided the coach observes these activities while monitoring an institutional facility for purposes of safety and facility security as part of normal employment duties and the facility is not restricted to specific users at the time.

A. Bylaws: Amend 17.02.1.1, as follows:

17.02.1.1 Athletically Related Activities. The following are considered athletically related activities:

[17.02.1.1-(a) through 17.02.1.1-(j) unchanged.]

(k) Observation by an institution's coaching staff member of enrolled student-athletes in nonorganized sport-specific activities (e.g., "pick-up games"), except as permitted in Bylaw 17.02.1.1.1-(f).

17.02.1.1.1 Exceptions. The following activities shall not be considered athletically related:

[17.02.1.1.1-(a) through 17.02.1.1.1-(c) unchanged.]

(d) Observation of enrolled student-athletes in organized competition (e.g., summer league), provided institutional athletics personnel do not direct or supervise the organized activity; ~~and~~

(e) Voluntary individual workouts monitored for safety purposes by strength and conditioning personnel. If the strength and conditioning coach is also a coaching staff member for one of the institution's intercollegiate teams, the monitoring may occur only if that staff member performs monitoring duties for all student-athletes using the facility at the time-; and

(f) Observation of enrolled student-athletes in nonorganized sport-specific activities, provided:

(1) The documented job responsibilities for the coaching staff member include monitoring of an institutional facility for purposes of safety and facility security;

(2) The observation occurs while the coaching staff member performs this monitoring responsibility; and

(3) The observation occurs while the facility is open to all students.

This exception does not permit a coaching staff member to direct, supervise or provide instruction to student-athletes, but permits a coaching staff member to stop any activity that is dangerous to a student-athlete or other students.

B. Bylaws: Amend 13.11.3, as follows:

13.11.3 Tryout Exceptions. Each of the following activities are permissible activities and exceptions to the tryout prohibition.

[13.11.3.1 unchanged.]

13.11.3.2 Recreational Activities. A prospective student-athlete visiting a member institution may participate in physical workouts or other recreational activities during a visit to an institution's campus, provided such activities:

(a) Are not organized or observed by members of the athletics department coaching staff **(except as set forth in Bylaw 13.11.3.2.1)**; and

(b) Are not designed to test the athletics abilities of the prospective student-athlete.

13.11.3.2.1 Permissible Observation of Recreational Activities. A coaching staff member who observes a prospective student-athlete engaging in recreational activities is not considered a tryout, provided:

(a) The documented job responsibilities for the coaching staff member include monitoring of an institutional facility for purposes of safety and facility security;

(b) The observation occurs while the coaching staff member performs this monitoring responsibility; and

(c) The observation occurs while the facility is open to the general public.

This exception does not permit a coaching staff member to direct, supervise or provide instruction to prospective student-athletes, but permits a coaching staff member to stop any activity that is dangerous to a prospective student-athlete or other students.

[13.11.3.3 through 13.11.3.13 unchanged.]

Rationale: Currently, observing enrolled student-athletes in nonorganized sport-specific activities (e.g., "pick-up games") is considered an athletically related activity. An April 17, 2006, educational column stated that coaches can observe these activities if they are monitoring facilities in conjunction with their usual employment duties and the facilities are open to all students. The educational column was derived from language that appeared in the 2004 Convention Question and Answer guide convention floor discussion related to the elimination of the safety exception. This legislation is necessary to resolve the apparent conflict between current legislation and these previously issued documents. Similarly, observing prospective student-athletes engaged in sport-specific activities on campus does not currently meet any of the tryout exceptions. This proposal would allow for the observation of prospective student-athletes when the coach is monitoring an institutional facility for purposes of safety and facility security as part of normal employment duties. These exceptions are appropriate and necessary to ensure proper facility monitoring and because campus personnel considerations currently put institutions in the difficult position of

having to choose between not providing proper oversight of facilities or violating NCAA legislation.

Review History:

October 20, 2008: Approved in Concept - Management Council as noncontroversial legislation. Supplement No. 5, action item 1.

January 14, 2009: Approved in Concept - Management Council Recommend to Presidents Council as 2010 Convention proposal.

April 20, 2009: Approved in Concept - Management Council Approved additional changes in concept, Supplement No. 13, item 1-(a). Recommend to Presidents Council as 2010 Convention proposal with additional changes.

April 30, 2009: Approved in Concept - Presidents Council

July 21, 2009: Approved in Legislative Format - Management Council

August 6, 2009: Approved in Legislative Format - Presidents Council

Title: PLAYING AND PRACTICE SEASONS -- LENGTH OF PLAYING SEASONS -- END OF THE FALL AND SPRING NONTRADITIONAL SEGMENTS

Convention Year: 2010

Effective Date: August 1, 2010

SPOPL Number: 6

Official Notice Number: 2010-5

Source: NCAA Division III Presidents Council [Management Council (Playing and Practice Seasons Subcommittee)].

Category: Presidents Council

Topical Area: Playing and Practice Seasons

Status: Adopted

Intent: To specify that all practice and competition conducted in the nontraditional segment (fall or spring) shall be completed no later than five weekdays before the first day of the institution's final examination period.

A. Bylaws: Amend 17.1.10.2, as follows:

17.1.10.2 Dividing Traditional and Nontraditional Segments. A member institution that divides its practice and playing season into two distinct segments per Bylaw 17.1.2 and conducts its nontraditional segment in the fall must complete all practice and competition ~~by October 30 of the academic year involved~~ **no later than five weekdays before the first day of the institution's final examination period;** conversely, a member institution that conducts its traditional segment in the fall may not begin practice or competition during its nontraditional segment until February 1 of the academic year involved.

B. Bylaws: Amend 17.2.4, as follows:

17.2.4 End of Regular Playing Season. A member institution shall conclude all practice and competition (contests and scrimmages) in baseball by the following dates:

[17.2.4-(a) unchanged.]

(b) Nontraditional Segment. ~~For an institution that conducts its nontraditional segment in the fall, October 30 (see Bylaw 17.1.10.2). For an institution that conducts its nontraditional segment in the spring, the first date of final examinations for the regular academic year at the institution.~~ **All practice and competition conducted in the nontraditional segment (fall or spring) shall be completed no later than five weekdays before the first day of the institution's final examination period.**

C. Bylaws: Amend 17.4.4, as follows:

17.4.4 End of Regular Season. A member institution shall conclude all practice and competition (meets and practice meets) in each segment in bowling by the following dates:

[17.4.4-(a) unchanged.]

(b) Nontraditional Segment. ~~For an institution that conducts its nontraditional segment in the fall, October 30 (see Bylaw 17.1.10.2). For an institution that conducts its nontraditional segment in the~~

~~spring, the first date of final examinations for the regular academic year at the institution.~~ **All practice and competition conducted in the nontraditional segment (fall or spring) shall be completed no later than five weekdays before the first day of the institution's final examination period.**

D. Bylaws: Amend 17.5.4, as follows:

17.5.4 End of Regular Playing Season. A member institution shall conclude all practice and competition in cross country by the following dates:

[17.5.4-(a) unchanged.]

(b) Nontraditional Segment. ~~For an institution that conducts its nontraditional segment in the fall, October 30 (see Bylaw 17.1.10.2). For an institution that conducts its nontraditional segment in the spring, the first date of final examinations for the regular academic year at the institution.~~ **All practice and competition conducted in the nontraditional segment (fall or spring) shall be completed no later than five weekdays before the first day of the institution's final examination period.**

E. Bylaws: Amend 17.7.4, as follows:

17.7.4 End of Regular Playing Season. A member institution shall conclude all practice and competition (matches or practice matches) in fencing ~~by the first date of final examinations for the regular academic year at the institution~~ **no later than five weekdays before the first day of the institution's final examination period.**

F. Bylaws: Amend 17.8.4, as follows:

17.8.4 End of Regular Playing Season. A member institution shall conclude all practice and competition (contests and scrimmages) in field hockey by the following dates:

[17.8.4-(a) unchanged.]

(b) Nontraditional Segment. ~~For an institution that conducts its nontraditional segment in the fall, October 30 (see Bylaw 17.1.10.2). For an institution that conducts its nontraditional segment in the spring, the first date of final examinations for the regular academic year at the institution.~~ **All practice and competition conducted in the nontraditional segment (fall or spring) shall be completed no later than five weekdays before the first day of the institution's final examination period.**

G. Bylaws: Amend 17.10.4, as follows:

17.10.4 End of Regular Playing Season. A member institution shall conclude all practice and competition in golf by the following dates:

[17.10.4-(a) unchanged.]

(b) Nontraditional Segment. ~~For an institution that conducts its nontraditional segment in the fall, October 30 (see Bylaw 17.1.10.2). For an institution that conducts its nontraditional segment in the spring, the first date of final examinations for the regular academic year at the institution.~~ **All practice and competition conducted in the nontraditional segment (fall or spring) shall be completed no later than five weekdays before the first day of the institution's final examination period.**

H. Bylaws: Amend 17.13.4, as follows:

17.13.4 End of Regular Playing Season. A member institution shall conclude all practice and competition (games and scrimmages) in lacrosse by the following dates:

[17.13.4-(a) unchanged.]

(b) Nontraditional Segment. ~~For an institution that conducts its nontraditional segment in the fall, October 30 (see Bylaw 17.1.10.2). For an institution that conducts its nontraditional segment in the spring, the first date of final examinations for the regular academic year at the institution.~~ **All practice and competition conducted in the nontraditional segment (fall or spring) shall be completed no later than five weekdays before the first day of the institution's final examination period.**

I. Bylaws: Amend 17.15.4, as follows:

17.15.4 End of Regular Playing Season. A member institution shall conclude all practice and competition (games and scrimmages) in rowing by the following dates:

[17.15.4-(a) unchanged.]

(b) Nontraditional Segment. ~~For an institution that conducts its nontraditional segment in the fall, October 30 (see Bylaw 17.1.10.2). For an institution that conducts its nontraditional segment in the spring, the first date of final examinations for the regular academic year at the institution.~~ **All practice and competition conducted in the nontraditional segment (fall or spring) shall be completed no later than five weekdays before the first day of the institution's final examination period.**

J. Bylaws: Amend 17.16.4, as follows:

17.16.4 End of Regular Playing Season. A member institution shall conclude all practice and competition (games and scrimmages) in rugby by the following dates:

[17.16.4-(a) unchanged.]

(b) Nontraditional Segment. ~~The first date of final examinations for the regular academic year at the institution.~~ **No later than five weekdays before the first day of the institution's final examination period.**

K. Bylaws: Amend 17.19.4, as follows:

17.19.4 End of Regular Playing Season. A member institution shall conclude all practice and competition (games and scrimmages) in soccer by the following dates:

[17.19.4-(a) unchanged.]

(b) Nontraditional Segment. ~~For an institution that conducts its nontraditional segment in the fall, October 30 (see Bylaw 17.1.10.2). For an institution that conducts its nontraditional segment in the spring, the first date of final examinations for the regular academic year at the institution.~~ **All practice and competition conducted in the nontraditional segment (fall or spring) shall be completed no later than five weekdays before the first day of the institution's final examination period.**

L. Bylaws: Amend 17.20.4, as follows:

17.20.4 End of Regular Playing Season. A member institution shall conclude all practice and competition (games and scrimmages) in softball by the following dates:

[17.20.4-(a) unchanged.]

(b) Nontraditional Segment. ~~For an institution that conducts its nontraditional segment in the fall, October 30 (see Bylaw 17.1.10.2). For an institution that conducts its nontraditional segment in the spring, the first date of final examinations for the regular academic year at the institution.~~ **All practice and competition conducted in the nontraditional segment (fall or spring) shall be completed no later than five weekdays before the first day of the institution's final examination period.**

M. Bylaws: Amend 17.21.4, as follows:

17.21.4 End of Regular Season. A member institution shall conclude all practice and competition (meets and practice meets) in each segment in squash by the following dates:

[17.21.4-(a) unchanged.]

(b) Nontraditional Segment. ~~The first date of final examinations for the regular academic year at the institution.~~ **No later than five weekdays before the first day of the institution's final examination period.**

N. Bylaws: Amend 17.22.4, as follows:

17.22.4 End of Regular Season. A member institution shall conclude all practice and competition (meets and practice meets) in each segment in swimming and diving by the following dates:

[17.22.4-(a) unchanged.]

(b) Nontraditional Segment. ~~The first date of final examinations for the regular academic year at the institution.~~ **No later than five weekdays before the first day of the institution's final examination period.**

O. Bylaws: Amend 17.23.4, as follows:

17.23.4 End of Regular Playing Season. A member institution shall conclude all practice and competition in tennis by the following dates:

[17.23.4-(a) unchanged.]

(b) Nontraditional Segment. ~~For an institution that conducts its nontraditional segment in the fall, October 30 (see Bylaw 17.1.10.2). For an institution that conducts its nontraditional segment in the spring, the first date of final examinations for the regular academic year at the institution.~~ **All practice and competition conducted in the nontraditional segment (fall or spring) shall be completed no later than five weekdays before the first day of the institution's final examination period.**

P. Bylaws: Amend 17.24.4, as follows:

17.24.4 End of Regular Season. A member institution shall conclude all practice and competition (meets and practice meets) in each segment in indoor and outdoor track and field by the following dates:

[17.24.4-(a) unchanged.]

(b) Nontraditional Segment. ~~The first date of final examinations for the regular academic year at the institution.~~ **No later than five weekdays before the first day of the institution's final examination period.**

Q. Bylaws: Amend 17.25.7, as follows:

17.25.7 End of Regular Playing Season -- Women. A member institution shall conclude all practice and competition (games and scrimmages) in volleyball by the following dates:

[17.25.7-(a) unchanged.]

(b) Nontraditional Segment. ~~For an institution that conducts its nontraditional segment in the fall, October 30 (see Bylaw 17.1.10.2). For an institution that conducts its nontraditional segment in the spring, the first date of final examinations for the regular academic year at the institution.~~ **All practice and competition conducted in the nontraditional segment (fall or spring) shall be completed no later than five weekdays before the first day of the institution's final examination period.**

R. Bylaws: Amend 17.27.4, as follows:

17.27.4 End of Regular Playing Season. A member institution shall conclude all practice and competition (meets and practice meets) in wrestling by the following dates:

[17.27.4-(a) unchanged.]

(b) Nontraditional Segment. ~~The first date of final examinations for the regular academic year at the institution.~~ **No later than five weekdays before the first day of the institution's final examination period.**

Rationale: Currently, the end date for the spring nontraditional segment is the day before the institution's final examination period. This date is not in the best interest of the student-athlete's academic pursuits and does not give the student-athletes sufficient time prior to final exams to focus on academics. Additionally, the end date for the fall nontraditional segment is not linked to the academic calendar, but rather is a defined date (October 30), which significantly limits the ability of institutions on a quarter academic calendar to conduct the fall nontraditional segment. This change establishes consistency between the end dates for the fall and spring nontraditional segments by linking the end of the fall nontraditional segment to the academic calendar instead of a defined date. By linking the fall end date to the academic calendar, quarter-based institutions will have greater flexibility to conduct the fall nontraditional segment. In addition, establishing the end date for the nontraditional segment as five weekdays before final examinations establishes a proper balance between the student-athlete's academic pursuits and the institution's flexibility to conduct its nontraditional segments.

Review History:

July 21, 2009: Approved in Concept - Management Council Supplement No. 10, Item No. 1.

August 6, 2009: Approved in Concept - Presidents Council

August 27, 2009: Approved in Legislative Format - Administrative Committee

Title: ELIGIBILITY -- SEASONS OF PARTICIPATION -- HARDSHIP WAIVER -- PERCENT CALCULATION

Convention Year: 2010

Effective Date: August 1, 2010

SPOPL Number: 4

Official Notice Number: 2010-7

Source: NCAA Division III Presidents Council [Management Council (Student-Athlete Reinstatement Committee)].

Category: Presidents Council

Topical Area: Eligibility

Status: Adopted

Intent: To specify that a student-athlete's eligibility for a hardship waiver should be determined by a percent calculation using the maximum permissible number of contests or dates of competition for the applicable sport, plus one contest or date of competition.

Bylaws: Amend 14.2.5, as follows:

14.2.5 Hardship Waiver. A student-athlete may be granted an additional year of participation (per Bylaw 14.2.4) by the conference or the Committee on Student-Athlete Reinstatement for reasons of "hardship." Hardship is defined as an incapacity resulting from a season-ending injury or illness that has occurred under all of the following conditions:

(a) The season-ending injury or illness occurs before the completion of the first half of the traditional playing season in that sport for the season being waived [measured by the ~~number of completed or scheduled (not exceeding the~~ maximum **contest or date of competition (whichever is applicable to that sport)** limitations in each sport as set forth in Bylaw 17 **plus one contest or date of competition. For the sport of cross country, see Bylaw 14.2.5.2.5.4. as set prior to the first scheduled contest or date of competition)** contests or dates of competition] and results in incapacity to compete for the remainder of the traditional playing season; and

(b) The season-ending injury or illness occurs when the student-athlete has not competed in more than ~~three contests or dates of competition (whichever is applicable to that sport) or~~ one-third ~~(whichever number is greater)~~ of the ~~institution's completed or scheduled (not exceeding the~~ maximum **contest or date of competition (whichever is applicable to that sport)** limitations in each sport (as set forth in Bylaw 17) **plus one contest or date of competition. For the sport of cross country, see Bylaw 14.2.5.2.5.4. as set prior to the first scheduled contest or date of competition)** contests or dates of competition in his or her sport. Only competition (excluding preseason scrimmages and exhibition contests but including scrimmages and exhibitions after the first regularly scheduled contest) against outside participants during the traditional playing season, or, if so designated, during the official NCAA championship playing season in that sport (e.g., spring baseball, fall soccer), shall be countable under this limitation in calculating ~~both~~ the number of contests or dates of competition in which the student-athlete has competed ~~and the number of completed or scheduled contests or dates of competition during that season in the sport.~~

[14.2.5.1 through 14.2.5.2.4 unchanged]

14.2.5.2.5 Percent Calculation. The following requirements are to be met in determining the percent calculation under this waiver provision: (Note: The percent calculation requirements set forth in Bylaws 14.2.5 and 14.2.5.2.3 apply only to the waiver provisions of this section and do not apply to the maximum- and minimum-contests requirements in Bylaw 20.

14.2.5.2.5.1 Denominator in Percent Computation. The denominator in the institution's percent calculation shall be based on the ~~institution's number of completed or scheduled varsity contests or dates of competition [see Bylaw 14.2.5 (b)] as computed for playing and practice season purposes in Bylaw 17 for the applicable sport. (Note: Exempted events in Bylaw 17 are included in the percent calculation)~~ **maximum contest or date of competition (whichever is applicable to that sport) limitation in each sport (as set forth in Bylaw 17) plus one contest or date of competition. For the sport of cross country, see Bylaw 14.2.5.2.5.4.**

14.2.5.2.5.2 Fraction in Percent Computation. Any computation of the percent limitation that results in a fractional portion of a contest or date of competition shall be rounded to the next whole number (e.g., 33 percent of a 25-game basketball schedule -- 8.3 games -- shall be considered nine games).

~~14.2.5.2.5.3 Conference Championships. A conference championship shall be counted as one contest or date of competition in determining the institution's completed or scheduled contests or dates of competition in that sport, regardless of the number of days or games involved in the championship. However, for purposes of this regulation, the calculation of completed or scheduled contests or dates of competition in a particular season does not include postseason competition conducted after the completion of the institution's regular season schedule and conference tournament.~~

14.2.5.2.5.4³ NCAA Regional Cross Country Meet. The NCAA regional cross country meet may be counted as ~~one~~ **an additional** date of competition in determining the institution's scheduled or completed dates of competition, provided no qualifying standards exist for participation in the meet. **Therefore, in the sport of cross country, the denominator in the institution's percent calculation shall be based on the maximum dates of competition (as set forth in Bylaw 17) plus two dates of competition.**

[Remainder of 14.2.5 unchanged]

Rationale: This proposal permits an institution to calculate the denominator for the hardship waiver percentage based on the maximum contests or dates of competition limits set forth in Bylaw 17 for the applicable sport plus one contest or date of competition. The addition of one contest or date of competition replaces the conference tournament provision in the current legislation. Student-athlete well-being is fostered by allowing a consistent denominator for student-athletes, regardless of the institution's scheduling patterns and conference decision to have or not have a conference tournament. Because of conference, budgetary, philosophical and/or geographical constraints, institutions currently schedule different numbers of contests or dates of competition. Since the student-athletes have no role in scheduling, this creates inequitable treatment of student-athletes from institution to institution as far as waiver calculations are concerned. Further, since the scheduling practices of some institutions are incumbent on conference scheduling policies, even institutions cannot completely control the amount of scheduled contests. This proposal allows for a denominator for all institutions that is equal to the largest possible denominator under current legislation and allows all student-athletes seeking a hardship waiver to take advantage of the maximum denominator.

Review History:

July 21, 2009: Approved in Concept - Management Council Supplement No. 16, Item No. 1-(a).

August 6, 2009: Approved in Concept - Presidents Council

August 27, 2009: Approved in Legislative Format - Administrative Committee

Title: RECRUITING -- ELECTRONIC TRANSMISSIONS -- USE OF SERVICE OR SOFTWARE TO CONVERT ELECTRONIC MAIL INTO TEXT MESSAGE

Convention Year: 2010

Effective Date: Immediate

Official Notice Number: I-2010-2

Source: NCAA Division III Management Council (Interpretations and Legislation Committee).

Category: Incorporation

Topical Area: Recruiting

Status: Adopted

Bylaws: Amend 13.02.10, as follows:

13.02.10 Electronic Transmissions. Electronically transmitted correspondence that may be sent to a prospective student-athlete by, or on behalf of, a member of the institution's athletics department staff is limited to electronic mail and facsimiles. All other forms of electronically transmitted correspondence (e.g., instant messaging, text messaging and social networking Web sites) are prohibited. **An institution's athletics department staff member may not use a service or software that converts electronic mail into a text message when received by the prospective student-athlete.**

Review History:

April 20, 2009: Approved in Concept - Management Council Supplement No. 13, item 1-(h).

July 21, 2009: Approved in Legislative Format - Management Council

Additional Information: This incorporation of the 3/24/08 official interpretation into the Division III Manual clarifies that it is not permissible for institutional staff members to use a service or software that converts electronic mail (e.g., e-mail) sent by an institutional staff member into a text message when received by the prospective student-athlete.

Title: ELIGIBILITY -- CRITERIA FOR DETERMINING SEASON OF ELIGIBILITY -- STUDENT MANAGERS AND STUDENT COACHES USING A SEASON OF PARTICIPATION

Convention Year: 2010

Effective Date: Immediate

Official Notice Number: I-2010-3

Source: NCAA Division III Management Council (Interpretations and Legislation Committee).

Category: Incorporation

Topical Area: Eligibility

Status: Adopted

Bylaws: Amend 14.2.4.1, as follows:

14.2.4.1 Minimum Amount of Participation. A season of intercollegiate participation shall be counted in the student-athlete's sport when a student-athlete participates (practices or competes) during or after the first contest in the traditional segment following the student-athlete's initial participation of that academic year at that institution or when the student-athlete engages in intercollegiate competition during the nontraditional segment in that sport. This provision is applicable to intercollegiate athletics participation (practice or competition) conducted by a Division III collegiate institution at the varsity, junior varsity or freshman team level.

[14.2.4.1.1 through 14.2.4.1.2 unchanged.]

14.2.4.1.3 Student Managers and Student Coaches. A season of participation shall be counted when a student manager or student coach participates as a team member in practice or other physical activities during the timeframe set forth in Bylaw 14.2.4.1. A student coach or student manager's role should be limited to performing traditional coaching or managerial duties.

Additional Information: This incorporation of the 8/13/08 official interpretation into the Division III Manual clarifies that if a student-manager or a student-coach (regardless of gender or team) participates as a team member in practice or other physical activities during the timeframe set forth in Bylaw 14.2.4.1 (minimum amount of participation), the student would be charged with a season of participation. A student-coach or student-manager's role should be limited to performing coaching or managerial duties and not serving as a quasi team member under the guise of being a coach or a manager. This interpretation and incorporation are designed to prevent schools from designating students as managers or coaches as a loophole to the redshirting restriction.

Review History:

April 20, 2009: Approved in Concept - Management Council Supplement No. 13, item 1-(i).

July 21, 2009: Approved in Legislative Format - Management Council

Title: AWARDS AND BENEFITS -- AWARDS -- GIFT CARDS THAT CANNOT BE REDEEMED FOR CASH

Convention Year: 2010

Effective Date: Immediate

Official Notice Number: M-2010-3

Source: NCAA Division III Management Council (Interpretations and Legislation Committee).

Category: Modification of Wording

Topical Area: Awards and Benefits

Status: Adopted

Intent: To clarify that it is permissible for student-athletes to receive gift cards that cannot be redeemed for cash.

A. Bylaws: Amend 16.1.1, as follows:

16.1.1 Application of Awards Legislation.

[16.1.1.1 unchanged.]

16.1.1.2 Student-Athlete Not Enrolled. Awards received by a student-athlete participating in an event while not enrolled as a regular student during the academic year, or received during the summer while not representing his or her institution, shall conform to the regulations of the recognized amateur organization that governs the competition and may not include cash. Such awards may include gift certificates **or gift cards that are not redeemable for cash** and items that are not personalized, provided the awards are permitted by the rules of the amateur sports or organization.

[Remainder of 16.1.1.2 through 16.1.1.3 unchanged.]

B. Bylaws: Amend 16.1.3, as follows:

16.1.3 Nonpermissible Awards. The following awards are prohibited unless received per Bylaw 16.1.1.1 or 16.1.1.2, except that receipt of a cash award is not permitted under any circumstance.

16.1.3.1 Cash or Equivalent. An individual may not receive a cash award for athletics participation. An individual may not receive a cash-equivalent award (i.e., an item that is negotiable for cash or trade or other services, benefits or merchandise) for athletics participation.

16.1.3.2 Gift Certificates **or Gift Cards Redeemable for Cash**. Gift certificates **or gift cards that are redeemable for cash** shall be prohibited.

[Remainder of 16.1.3 unchanged.]

Review History:

April 20, 2009: Approved in Concept - Management Council Supplement No. 13, item 1-(g).

July 21, 2009: Approved in Legislative Format - Management Council

Additional Information: All three divisions within the NCAA prohibited gift certificates even before the advent of credit card-style gift cards. This rule was created because, at that time, after a small purchase, the remainder of the gift certificate could be redeemed for cash. The rules during that time also prohibited

student-athletes from receiving any tangible items after enrollment unless they were properly personalized. This personalization requirement was later changed as part of a deregulation effort and student-athletes were permitted to receive material items that were not personalized. In addition, the gift certificate legislation was amended to allow student-athletes to receive any type of gift certificate during the summer or when he or she was not regularly enrolled during the academic year, as long as the amateur sports organizations' rules allowed the receipt of the gift certificate. These modifications were designed to allow a student-athlete to receive any item that was not cash or a cash equivalent as an award for participation in an event, subject to the established value limitations. Further, it was determined that gift cards that could only be redeemed for tangible items within a specific store were permissible awards. This issue is prevalent in Division I situations like football bowl games. However, the question also arises within Division III, related most often to individual sports such as golf or cross country in which student-athletes win these awards while not representing the institution. This modification of wording will provide clarity of the application of these rules within the Manual.

Title: ELIGIBILITY -- SEASONS OF PARTICIPATION: 10-SEMESTER/15-QUARTER RULE -- 10-SEMESTER/15-QUARTER EXTENSION REQUEST -- PRACTICE WHILE WAIVER IS PENDING

Convention Year: 2010

Effective Date: Immediate

Official Notice Number: NC-2010-6

Source: NCAA Division III Management Council (Committee on Student-Athlete Reinstatement).

Category: Noncontroversial

Topical Area: Eligibility

Status: Adopted

Intent: To eliminate the 30 consecutive-calendar day limitation for practice once an institution has filed a 10-semester/15-quarter extension waiver request.

A. Bylaws: Amend 14.2.3.5, as follows:

14.2.3.5 10-Semester/15-Quarter Extension Request. A student-athlete, who has exhausted his or her 10-semester/15-quarter period of eligibility may practice, but not compete, ~~for 30 consecutive calendar days~~, provided the institution has filed a 10-semester/15-quarter extension waiver request per Bylaw 30.6.1 with the NCAA national office.

B. Administrative: Amend 30.6, as follows:

30.6 10-SEMESTER/15-QUARTER RULE WAIVER. As authorized in Bylaw 14.2.2.3, the Management Council, or the Committee on Student-Athlete Reinstatement, by a two-thirds majority of its members present and voting, may approve waivers of the 10-semester/15-quarter rule.

[30.6.1 unchanged.]

30.6.2 Practice While Waiver is Pending. A student-athlete, who has exhausted his or her 10-semester/15-quarter period of eligibility may practice, but not compete, provided the institution has filed a 10-semester/15-quarter extension waiver request per Bylaw 30.6.1 with the NCAA national office.

Review History:

April 20, 2009: Approved in Concept - Management Council Supplement No. 17, item 1. Concept was originally approved as NC-2009-18, but was sent back to the Committee on Student-Athlete Reinstatement for further study. Following a study, the concept was not altered and as approved here is identical to the original concept.

July 21, 2009: Approved in Legislative Format - Management Council

Additional Information: Bylaw 14.2.3.5 permits a student-athlete to practice after an institution has filed a 10-semester/15-quarter extension waiver request for a 30 consecutive-calendar day window. This generally provides sufficient time to resolve most requests. However, there is no authority to waive this 30-day limitation and, in a small number of circumstances, the time period for a final decision may extend beyond the 30 days. As a result, a student-athlete must discontinue practice activities pending final determination of the extension waiver request. In the interest of student-athlete well-being, the institution must submit a waiver request to allow continued practice and because, on limited occasions, practice

beyond 30 consecutive-calendar days after expiration of the 10-semester/15-quarter period of eligibility does occur. A legislated limitation is not necessary to prevent potential abuses of this practice opportunity. Moreover, the current legislation unnecessarily penalizes the student-athlete.

Title: AWARDS AND BENEFITS -- EXPENSES PROVIDED BY THE INSTITUTION FOR PRACTICE AND COMPETITION -- EXCEPTIONS -- MEAL PROVIDED BY PARENTS OF STUDENT-ATHLETES OR REPRESENTATIVE OF INSTITUTION'S ATHLETICS INTERESTS

Convention Year: 2010

Effective Date: Immediate

Official Notice Number: NC-2010-8

Source: NCAA Division III Management Council (Interpretations and Legislation Committee).

Category: Noncontroversial

Topical Area: Awards and Benefits

Status: Adopted

Intent: To permit a representative of the institution's athletics interests to pay for or provide a team meal to a team outside of the locale of the institution as long as the meal is in conjunction with, or en route to or from an away-from-home contest; further, to reformat the occasional meals from a relative legislation, as specified.

A. Bylaws: Amend 16.8.1.2, as follows:

16.8.1.2 Competition While Representing Institution. An institution may provide actual and necessary travel expenses (e.g., transportation, lodging and meals) to a student-athlete who is eligible for intercollegiate competition, provided the student-athlete departs for the competition no earlier than 48 hours prior to the start of the actual competition and remains no more than 36 hours following the conclusion of the actual competition even if the student-athlete does not return with the team. Violations of this bylaw shall be considered institutional violations per Constitution 2.8.1; however, they shall not affect the student-athlete's eligibility. Such competition includes:

- (a) Regularly scheduled intercollegiate athletics events; and
- (b) NCAA championship events and NGB championship events in an emerging sport.

[16.8.1.2.1 through 16.8.1.2.3 unchanged.]

16.8.1.2.4 Meal Provided by Representative of Athletics Interests. A representative of the institution's athletics interests may pay for or provide a meal to a student-athlete or team outside of the locale of the institution as long as the meal is in conjunction with, or en route to or from an away-from-home contest.

B. Bylaws: Amend 16.11, as follows:

16.11 Benefits, Gifts and Services.

16.11.1 Permissible.

[16.11.1.1 through 16.11.1.4 unchanged.]

16.11.1.5 Occasional Meals. A student-athlete or the entire team in a sport may receive an occasional meal from an institutional staff member or representative of institution's athletics interests under the following conditions:

- (a) The occasional meal may be provided at any location in the locale of the institution;

(b) Meals must be restricted to infrequent and special occasions; and

(c) Institutional staff members and representatives of the institution's athletics interests may provide transportation to student-athletes to attend such meals.

16.11.1.5.1 Meal Provided by Representative of Athletics Interests -- Outside Locale of Institution. A representative of the institution's athletics interests may pay for or provide a meal to a student-athlete or team outside of the locale of the institution as long as the meal is in conjunction with, or en route to or from an away-from-home contest.

16.11.1.6 Occasional Meals Provided by the Relative of a Student-Athlete. A student-athlete or a team may receive an occasional meal provided by the relative of a student-athlete at any location.

[16.11.1.6 through 16.11.1.14 renumbered as 16.11.1.7 through 16.11.1.15, unchanged.]

C. Bylaws: Amend 16.11.1.13, as follows:

16.11.1.13 Miscellaneous Benefits. An institution may provide or arrange for the following benefits for a student-athlete:

[16.11.1.13-(a) through 16.11.1.13-(b) unchanged.]

~~(c) Occasional meals to team members provided by the relative of a student athlete at any location;~~

[Remainder of 16.11.1.13 unchanged.]

Review History:

April 20, 2009: Approved in Concept - Management Council Supplement No. 13, item 1-(d).

July 21, 2009: Approved in Legislative Format - Management Council

Additional Information: Under current legislation, all permissible expenses for away from home competition are institutionally provided. Therefore, it is not permissible for representatives of athletics interests to provide meals on road trips that occur outside of the locale of the institution. It is currently permissible for representatives of athletics interests to make a donation to the athletics department and for the athletics department staff members to purchase the meal on a road trip; however, those individuals cannot pay for the meal themselves. Because the meal would be in conjunction with an away-from-home contest or en route to or from such a contest, there would continue to be institutional control and monitoring of the amount of money given for the meals. This legislative change will permit a representative of an institution's athletics interests to directly pay for or provide a meal under the specified conditions. In addition, relatives of student-athletes can provide occasional meals; however, that legislation does not appear with the other occasional meal legislation.

Title: RECRUITING -- ELECTRONIC TRANSMISSIONS -- EXCEPTION -- PUBLIC RELEASE OF GENERAL ATHLETICS INFORMATION SENT THROUGH ELECTRONIC TRANSMISSION

Convention Year: 2010

Effective Date: August 1, 2008, retroactive application to this date.

Official Notice Number: NC-2010-11

Source: NCAA Division III Management Council (Interpretations and Legislation Committee).

Category: Noncontroversial

Topical Area: Recruiting

Status: Adopted

Intent: To permit an institution's athletics department or an institution's campus department acting on behalf of athletics to send electronically transmitted correspondence to a prospective student-athlete in forms other than electronic mail and facsimiles, under specified conditions.

Bylaws: Amend 13.02.10, as follows:

13.02.10 Electronic Transmissions. Electronically transmitted correspondence that may be sent to a prospective student-athlete by, or on behalf of, a member of the institution's athletics department staff is limited to electronic mail and facsimiles. All other forms of electronically transmitted correspondence (e.g., instant messaging, text messaging and social networking Web sites) are prohibited **except as specified in this section.**

[13.02.10.1 through 13.02.10.2 unchanged.]

13.02.10.3 Exception - Public Release of General Athletics Information Sent Through Electronic Transmission. Electronically transmitted correspondence in forms other than electronic mail and facsimiles may be sent to a prospective student-athlete by an institution's athletics department, or a campus department acting on behalf of athletics, provided the following criteria are satisfied:

(a) Any member of the general public may become a member of the group to which the electronic transmission is sent;

(b) A prospective student-athlete who chooses to receive electronic transmissions through the electronic service must retain the ability to decline receipt of the communications at any time or may unsubscribe from the electronic service at any time; and

(c) The content of any electronic transmission that is sent to a public group that may include prospective student-athletes must be the same for all members of the group (e.g., news alerts, admissions and alumni information, scores) and of a general nature.

Review History:

July 21, 2009: Approved in Concept and Adopted in Final Legislative Format - Management Council

Additional Information: Since the development of the electronic transmission legislation, software and Web sites have been developed that allow for Division III institutions to release information to the public in a variety of ways beyond electronic mail and facsimiles. The current legislation does not allow an athletics department to use these electronic means of communication in dealing with the public unless the

school is able to verify that prospective student-athletes are not receiving the information. This creates practical issues for Division III schools that wish to release general media reports, scores and other public information using new technologies. In developing this proposal, the NCAA Division III Interpretations and Legislation Committee believed that it is reasonable for institutions to send information available on its Web site through other delivery methods without the current restrictions. This proposal is designed to address current technologies, such as Twitter and Facebook groups, that Division III schools wish to use; however, the proposal also lays a foundation for fundamental parameters that can be applied to technologies developed in the future. The intent of the proposal is to allow mass circulation of general athletics information without the concern of a violation if a prospective student-athlete happens to be a recipient. The proposal does not allow direct person-to-person electronic communication with an individual prospective student-athlete sent by a member of the athletics department staff, or on their behalf, (e.g., instant messaging, comments via MySpace, Wall-to-Wall via Facebook, direct messaging via Twitter) except via electronic mail or facsimile. Further, the proposal ensures the communications are being sent from the athletics department or the institution, and not from individual members of the athletics department acting on their own.

Title: MEMBERSHIP -- RESPONSIBILITY OF MEMBERSHIP -- PENALTY STRUCTURE

Convention Year: 2010

Effective Date: Immediate; to be applied retroactively to all institutions currently subject to or facing a related penalty.

Official Notice Number: NC-2010-14

Source: NCAA Division III Management Council (Membership Committee).

Category: Noncontroversial

Topical Area: Membership

Status: Adopted

Intent: To reduce the penalty timetable for failure to meet sports-sponsorship requirements from a 10-year period to a five-year period and to reduce the penalty timetable for failure to complete the Institutional Self-Study Guide or to meet the attendance requirements for NCAA Convention or NCAA Regional Rules Seminars from a 10-year period to a three-year period.

A. Constitution: Amend 3.2.4.15, as follows:

3.2.4.15 Convention and Regional Rules Seminar Attendance. An active member institution must be represented by a voting delegate at the NCAA Convention business session each year and by at least one institutional staff member at the NCAA Regional Rules Seminar at least every three years.

3.2.4.15.1 One-Year Probationary Period. An institution that fails to meet any portion of the Convention or Regional Rules Seminar attendance requirement shall be placed on probation for the next academic year after noncompliance is discovered by the Membership Committee. An institution shall be afforded the one-year probationary period for failure to comply with the Convention and Regional Rules Seminar attendance requirement only once in every ~~10~~ **three**-year period. The ~~10~~ **three**-year period shall begin September 1 after the completion of the academic year in which the membership criterion is not met.

3.2.4.15.2 Application of Restricted Membership Status. If an institution fails to meet any portion of the Convention and Regional Rules Seminar attendance requirement at the end of the of the probationary year or is ineligible for the once-in-~~10~~ **three**-year probationary period, it shall be placed in restricted membership in the first academic year after the probationary year (or the first academic year after failure to meet the requirements if the institution is ineligible for the once-in-~~10~~ **three**-year probationary period) and shall not be eligible for a number of membership privileges, including championships eligibility, voting privileges, Division III grant and initiative funding and catastrophic-injury insurance during the year of restricted membership. If the institution still cannot certify compliance with the attendance requirement at the end of that year, it shall be reclassified as a corresponding member.

[Bylaw 3.2.4.15.3 unchanged]

B. Constitution: Amend 6.3.1, as follows:

[6.3.1 through 6.3.1.1 unchanged]

6.3.1.2 Failure to Conduct the Institutional Self-Study Guide. If an institution fails to conduct the Institutional Self-Study Guide (ISSG) by the conclusion of the academic year during which the

report was due, it shall become ineligible for Division III grant and initiative funding and its entire program (both men's and women's sports) shall be placed on probation for one year beginning in the next academic year after the failed submission. A failure to conduct the Institutional Self-Study Guide is considered to have occurred when the institution does not submit the Notification of Completion form to the NCAA during the academic year in which the self-study is due. An institution shall be afforded this one-year probationary period for failure to comply with the deadline only once in a ~~10~~ **three**-year period. The ~~10~~ **three**-year period shall begin September 1 following the completion of the academic year in which the ISSG deadline is not met.

6.3.1.2.1 Application of Restricted Membership Status. If an institution fails to complete the ISSG at the end of the probationary year or is ineligible for the once-in-~~10~~ **three**-year probationary period, it shall be placed in restricted membership per Constitution 3.02.3.1.2.2. If an institution still does not complete the ISSG at the end of that year, it shall be reclassified as a corresponding member.

[6.3.1.2.2 unchanged]

C. Bylaws: Amend 20.2.5.1.2, as follows:

20.2.5.1.2 Failure to Meet Minimum Sports-Sponsorship Criteria.

20.2.5.1.2.1 One-Year Probationary Period. An institution that fails to meet either the minimum men's or women's sports-sponsorship criterion for its division shall be placed on probation for one year for its entire program (both men's and women's sports) in the next academic year after noncompliance with sports-sponsorship requirements is discovered. An institution shall be afforded the one-year probationary period for failure to comply with sports-sponsorship criteria only once in every ~~10~~ **five**-year period. The ~~10~~ **five**-year period shall begin the September 1 after completion of the academic year in which the membership criterion is not met.

20.2.5.1.2.2 Application of Restricted Membership Status. If an institution fails to meet the sports-sponsorship criteria at the end of the probationary year or is ineligible for the once-in-~~10~~ **five**-year probationary period, it shall be placed in "restricted membership" and shall not be eligible for NCAA championship competition in all sports (both men's and women's) in the first academic year after the probationary year (or the first academic year after failure to meet the requirements if the institution is ineligible for the once-in-~~10~~ **five**-year probationary period). If the institution still cannot certify compliance with the division criteria at the end of that year, it shall be reclassified as a corresponding member.

[Bylaw 20.2.5.1.2.3 unchanged]

Review History:

July 21, 2009: Management Council Approved in Concept - Supplement No. 14, item 2-(p).

October 19, 2009: Approved in Legislative Format - Management Council

Additional Information: A revised membership requirements penalty structure that reduces the penalty timetable yet gives top priority to the fulfillment of sports-sponsorship requirement is necessary because the current 10-year penalty structure is too punitive for a membership requirement infraction. A clear three or five year penalty versus a scaled penalty is fairer and more easily understood by those institutions entering the penalty structure. In addition, there is value in the educational requirements that institutions must complete as part of their sanctions and as such, these educational requirements should remain within the penalty structure.

Title: RECRUITING -- CONTACTS AND EVALUATIONS -- FOUR-YEAR COLLEGE PROSPECTIVE STUDENT-ATHLETES -- DE MINIMIS VIOLATIONS -- PERMISSION TO CONTACT

Convention Year: 2010

Effective Date: Immediate

Official Notice Number: NC-2010-15

Source: NCAA Division III Management Council (Committee on Student-Athlete Reinstatement).

Category: Noncontroversial

Topical Area: Recruiting

Status: Adopted

Intent: To specify that a violation of the permission to contact legislation in which an athletics staff member or a representative of the institution's athletics interests makes contact with a student-athlete of another NCAA or NAIA four-year collegiate institution without first obtaining written permission shall be considered an institutional violation, but shall not affect the student-athlete's eligibility, provided permission to contact is subsequently granted by the first institution.

Bylaws: Amend 13.1.1, as follows:

13.1.1 Contactable Prospective Student-Athletes.

[13.1.1.1 unchanged.]

13.1.1.2 Four-Year College Prospective Student-Athletes. An athletics staff member or other representative of the institution's athletics interests shall not make contact in any manner (e.g., in-person contact, telephone calls, electronic communication, written correspondence) with the student-athlete of another NCAA or NAIA four-year collegiate institution, directly or indirectly, without first obtaining written permission to do so, regardless of who makes the initial contact. An institution must grant or deny a student-athlete's request for permission to contact within 14 days of the initial request. If permission is not granted, the second institution shall not encourage the transfer. If permission is granted all applicable NCAA recruiting rules apply. Written permission may be granted by:

(a) The first institution's athletics director (or an athletics administrator designated by the athletics director); or

(b) The student-athlete, if the student-athlete attends a Division III institution (see Bylaw 13.1.1.2.~~4~~2).

13.1.1.2.1 Effect of Violation. Violations of this bylaw shall be considered institutional violations per Constitution 2.8.1; however, the student-athlete's eligibility shall not be affected, provided permission to contact the prospective student-athlete is later granted.

[13.1.1.2.1 through 13.1.1.2.5 renumbered as 13.1.1.2.2 through 13.1.1.2.6, unchanged.]

Review History:

July 20, 2009: Management Council Approved in Concept - Supplement 16, action item 1-(c).

October 19, 2009: Approved in Legislative Format - Management Council

Additional Information: Often when student-athlete reinstatement is presented with a reinstatement request involving a violation of the four-year college prospective student-athlete legislation, permission to contact has later been granted by the first institution as the prospective student-athlete has already transferred to the second institution. In such cases, the prospective student-athlete is reinstated without conditions. In those cases where permission is not granted, existing legislation indicates the second institution should not encourage the transfer. In an effort to reduce bureaucracy, a violation of this legislation where permission to contact is later granted should not impact the prospective student-athlete's eligibility, but should remain an institutional violation.

Title: RECRUITING -- OFFICIAL AND UNOFFICIAL VISITS -- INSTITUTIONAL ADMISSIONS DEPARTMENTS -- PROGRAMMING OR BENEFITS AVAILABLE TO ALL PROSPECTIVE STUDENTS GENERALLY

Convention Year: 2010

Effective Date: Immediate

Official Notice Number: NC-2010-18

Source: NCAA Division III Management Council (Interpretations and Legislation Committee).

Category: Noncontroversial

Topical Area: Recruiting

Status: Adopted

Intent: To specify that the official and unofficial visit limitations do not apply to programming or benefits (e.g., entertainment, meals) provided by the institution's admissions department and available to prospective students generally.

A. Bylaws: Amend 13.6, as follows:

13.6 OFFICIAL VISIT

[13.6.1 through 13.6.6 unchanged.]

13.6.7 Institutional Admissions Departments -- Programming and Benefits Available to All Prospective Students Generally. The limitations within this section do not apply to programming or benefits (e.g., entertainment, meals) provided by the institution's admissions department and available to prospective students generally. It is not permissible for the admissions department to provide benefits exclusively to groups of prospective student-athletes to avoid the application of the official visit legislation. All limitations within this section apply if the funding for any of the benefits described are provided through the athletics department.

B. Bylaws: Amend 13.7, as follows:

13.7 UNOFFICIAL VISIT

[13.7.1 through 13.7.2 unchanged.]

13.7.3 Institutional Admissions Departments -- Programming or Benefits Available to All Prospective Students Generally. The limitations within this section do not apply to programming or benefits (e.g., entertainment, meals) provided by the institution's admissions department and available to prospective students generally. It is not permissible for the admissions department to provide benefits exclusively to groups of prospective student-athletes to avoid the application of the official visit legislation. All limitations within this section apply if the funding for any of the benefits described are provided through the athletics department.

Review History:

July 20, 2009: Approved in Concept - Management Council Supplement No. 13, item 1-(a).

October 19, 2009: Approved in Legislative Format - Management Council

Additional Information: Through rule and interpretation, the current legislated limitations related to official and unofficial visits for prospective student-athletes are applicable to all campus visits in which any athletics recruitment occurs or in which the athletics department is involved in any part of the arrangement for the prospective student's visit. Admissions offices commonly host recruitment weekends for students generally and during these events, athletics department staff interact with prospective students. Under current legislation, it would be necessary to apply all official and unofficial visit limitations to those on-campus admissions events in which athletics recruitment occurs. This proposal would specify that a prospective student-athlete can receive the same on-campus benefits and programming as prospective students generally from the institution's admissions office without having to apply the official and unofficial visit limitations, even if athletics recruitment occurs during the admissions event.

Title: PLAYING AND PRACTICE SEASONS -- LENGTH OF PLAYING SEASONS -- END OF THE FALL AND SPRING NONTRADITIONAL SEGMENTS

Convention Year: 2011

Effective Date:

Official Notice Number: M-2011-1

Source: NCAA Division III Management Council.

Category: Modification of Wording

Topical Area: Playing and Practice Seasons

Status: Ready for Ratification at Convention

Intent: In rifle, skiing and men's water polo, to clarify that all practice and competition conducted in the nontraditional segment (fall or spring) shall be completed not later than five weekdays before the first day of the institution's final examination period.

A. Bylaws: Amend 17.14.4, as follows:

17.14.4 End of Regular Playing Season. A member institution shall conclude all practice and competition (meets and practice meets) in rifle ~~by the first date of final examinations for the regular academic year at the institution~~ **not later than five weekdays before the first day of the institution's final examination period.**

B. Bylaws: Amend 17.18.4, as follows:

17.18.4 End of Regular Playing Season. A member institution shall conclude all practice and competition (meets and practice meets) in skiing ~~by the first date of final examinations for the regular academic year at the institution~~ **not later than five weekdays before the first day of the institution's final examination period.**

C. Bylaws: Amend 17.26.6, as follows:

17.26.6 End of Regular Playing Season -- Men. A member institution shall conclude all practice and competition (games and scrimmages) in men's water polo ~~by the first date of final exams for the regular academic year at the institution~~ **not later than five weekdays before the first day of the institution's final examination period.**

Review History:

January 16, 2010: Approved in Concept - Management Council (Post-Convention Meeting), Supplement No. 5.

April 13, 2010: Approved in Legislative Format - Management Council Supplement No. 22.

Additional Information: Rifle, skiing and men's water polo were inadvertently omitted from the final version of Proposal No. 2010-5 regarding the end of the playing season. Based on the adoption of Proposal No. 2010-5 at the 2010 Convention, the membership agrees that the end of the playing season should conclude at least five weekdays prior to final exams in order to provide sufficient time for student-athletes to prepare for their academic obligations in those sports that typically have a spring nontraditional segment or where the NCAA championship occurs in either the fall or winter. Including these sports

aligns with the original intent of Proposal No. 2010-5 and is consistent with the membership's vote on the proposal.

Title: ELIGIBILITY -- SEASONS OF PARTICIPATION -- HARDSHIP WAIVER -- PERCENT CALCULATION -- INDOOR AND OUTDOOR TRACK AND FIELD

Convention Year: 2011

Effective Date: Immediate

Official Notice Number: NC-2011-6

Source: NCAA Division III Management Council (Playing and Practice Seasons Subcommittee).

Category: Noncontroversial

Topical Area: Eligibility

Status: Ready for Consideration by Management Council

Intent: In indoor and outdoor track and field, to specify that an institution's denominator in the percent computation of the hardship waiver is nine.

Bylaws: Amend 14.2.5, as follows:

14.2.5 Hardship Waiver. A student-athlete may be granted an additional year of participation (per Bylaw 14.2.4) by the conference or the Committee on Student-Athlete Reinstatement for reasons of "hardship." Hardship is defined as an incapacity resulting from a season-ending injury or illness that has occurred under all of the following conditions:

(a) The season-ending injury or illness occurs before the completion of the first half of the traditional playing season in that sport for the season being waived ~~*{measured by the maximum contest or date of competition (whichever is applicable to that sport) limitation in each sport as set forth in Bylaw 17 plus one contest or date of competition. For the sport of cross country, see Bylaw 14.2.5.2.5.3}*~~ and results in incapacity to compete for the remainder of the traditional playing season. **The First half of the traditional playing season is measured by the maximum contest or date of competition (whichever is applicable to that sport) limitation in each sport as set forth in Bylaw 17 plus one contest or date of competition. For cross country and indoor and outdoor track and field see Bylaw 14.2.5.2.5.1;** and

(b) The season-ending injury or illness occurs when the student-athlete has not competed in more than one-third of the maximum contest or date of competition (whichever is applicable to that sport) limitation in each sport (as set forth in Bylaw 17) plus one contest or date of competition. ~~*For the sport of cross country*~~ **and indoor and outdoor track and field see Bylaw 14.2.5.2.5.1** ~~*see Bylaw 14.2.5.2.5.3.*~~ Only competition (excluding preseason scrimmages and exhibition contests but including scrimmages and exhibitions after the first regularly scheduled contest) against outside participants during the traditional playing season, or, if so designated, during the official NCAA championship playing season in that sport (e.g., spring baseball, fall soccer), shall be countable under this limitation in calculating the number of contests or dates of competition in which the student-athlete has competed.

[14.2.5.1 unchanged.]

14.2.5.2 Criteria for Administration of Hardship Waiver. The following criteria are to be employed in the administration of the hardship waiver:

[14.2.5.2.1 through 14.2.5.2.4 unchanged]

14.2.5.2.5 Percent Calculation. The following requirements are to be met in determining the percent calculation under this waiver provision: (Note: The percent calculation requirements set forth in Bylaws 14.2.5 and 14.2.5.2.3 apply only to the waiver provisions of this section and do not apply to the maximum- and minimum-contests requirements in Bylaw 20).

14.2.5.2.5.1 Denominator in Percent Computation. The denominator in the institution's percent calculation shall be based on the maximum contest or date of competition (whichever is applicable to that sport) limitation in each sport (as set forth in Bylaw 17) plus one contest or date of competition. For cross country, **the denominator in the institution's percent calculation shall be based on the maximum dates of competition (as set forth in Bylaw 17) plus two dates of competition. see Bylaw 14.2.5.2.5.3; For indoor and outdoor track and field the denominator in the institution's percent calculation shall be nine for each sport.**

[14.2.5.2.5.2 unchanged]

~~14.2.5.2.5.3 — NCAA Regional Cross Country Meet. The NCAA regional cross country meet may be counted as an additional date of competition in determining the institution's scheduled or completed dates of competition, provided no qualifying standards exist for participation in the meet. Therefore, in the sport of cross country, the denominator in the institution's percent calculation shall be based on the maximum dates of competition (as set forth in Bylaw 17) plus two dates of competition.~~

[Remainder of 14.2.5 unchanged]

Review History:

April 13, 2010: Amended and Approved in Concept and Final Legislative Format - Management Council Supplement No. 6, item 1-e.

Additional Information: NCAA Division III Convention Proposal No. 2010-7 standardized the denominator for hardship waiver purposes based on the Bylaw 17 contest maximums for each sport. In indoor and outdoor track and field, there is a combined Bylaw 17 contest maximum but the sports are treated separately for seasons of participation purposes. Because they are so treated, they need to have separate denominators for purposes of applying the hardship waiver legislation. Establishing nine as the standard denominator for indoor and outdoor track and field would establish consistency across sports and better align with the rationale of Proposal No. 2010-7.



Other Proposals Adopted by Division III found not to be Applicable in Division II or Already Adopted in Division II

Proposal Number	Title	Intent
2010-1	DIVISION MEMBERSHIP -- DIVISION III PHILOSOPHY STATEMENT -- AFFIRMATION OF PRESIDENTIAL LEADERSHIP AT INSTITUTIONAL, CONFERENCE AND NATIONAL GOVERNANCE LEVELS OF DIVISION III	Specify in the Division III Philosophy Statement the expectation for presidential leadership and authority over intercollegiate athletics at the campus, conference and national governance levels.
2010-6	PLAYING AND PRACTICE SEASONS -- FOOTBALL -- WALK-THROUGH SESSIONS DURING THE FIVE-DAY ACCLIMATIZATION PERIOD	In football, to specify that an institution may conduct one one-hour walk-through session per day of the acclimatization period, provided protective equipment (e.g., helmet, shoulder pads) is not worn, equipment related to football (e.g., football, blocking sled) is not used and conditioning activities do not occur. Further, to specify that student-athletes must be provided with at least three hours of continuous recovery time between the end of the on-field practice session and the start of the walk-through session.
2010-8	ELIGIBILITY -- CRITERIA FOR DETERMINING SEASON OF ELIGIBILITY -- MINIMUM AMOUNT OF PARTICIPATION -- COMPETITION DURING THE NONTRADITIONAL SEGMENT -- BASEBALL, FIELD HOCKEY, LACROSSE, SOCCER, SOFTBALL AND WOMEN'S VOLLEYBALL -- ALUMNI CONTEST	In baseball, field hockey, lacrosse, soccer, softball and women's volleyball, to permit a student-athlete to participate in one date of competition and an alumni contest during the nontraditional segment without using a season of participation.
I-2010-1	RECRUITING -- CONTACTS AND EVALUATIONS -- CONTACT RESTRICTIONS AT PRACTICE OR COMPETITION SITE -- CONTACT WITH PROSPECTIVE STUDENT-ATHLETE'S RELATIVES OR GUARDIANS	
M-2010-1	RECRUITING -- PERMISSIBLE TIMING OF RECRUITING LEGISLATION	Provide clarity regarding the current application of the timing of the recruiting legislation.

Proposal Number	Title	Intent
M-2010-2	DIVISION MEMBERSHIP -- PROVISIONAL MEMBERSHIP -- AVERAGE CLASS SIZE AND ASSIGNMENT -- AVERAGE OF FOUR	To specify that an average of four institutions may be accepted to the provisional or reclassifying membership program in any one year.
M-2010-4	DIVISION MEMBERSHIP -- PROVISIONAL INSTITUTIONS -- APPOINTMENT OF FACULTY ATHLETICS REPRESENTATIVE AND STUDENT-ATHLETE ADVISORY COMMITTEE	To eliminate Bylaws 20.3.2.1 (appointment of faculty athletics representative) and 20.3.2.2 (appointment of Student-Athlete Advisory Committee).
M-2010-5	ELIGIBILITY -- GENERAL ELIGIBILITY REQUIREMENTS -- FULL-TIME ENROLLMENT	To establish one bylaw for full-time enrollment requirements for practice and competition.
M-2010-6	ELIGIBILITY -- HARDSHIP WAIVER -- PRACTICE AFTER RECEIPT OF HARDSHIP WAIVER	To clarify that the limitation on competition for a student-athlete who is granted a hardship waiver only applies to those competitions that cause a student-athlete to use a season of participation.
M-2010-7	ELIGIBILITY -- HARDSHIP WAIVER -- CRITERIA FOR ADMINISTRATION OF HARDSHIP WAIVER -- MEDICAL DOCUMENTATION -- DOCUMENTATION FROM PHYSICIAN AT TIME OF INJURY OR ILLNESS	To specify that medical documentation for any hardship waiver request shall be submitted from a physician who administered care at the time of the student-athlete's injury or illness.
NC-2010-1	NCAA MEMBERSHIP -- MEMBER CONFERENCE -- CONDITIONS AND OBLIGATIONS OF MEMBERSHIP -- SELF-STUDY REPORT -- MULTI-SPORT CONFERENCES AND DUE DATE	To specify that the Conference Self-Study Guide (CSSG) is only required of multi-sport conferences. Further, to align the CSSG due date in a similar manner to the Institutional Self-Study Guide (ISSG) legislation, which establishes a grace period for conferences failing to submit their CSSG.
NC-2010-2	DIVISION MEMBERSHIP -- PROVISIONAL MEMBERSHIP AND CHANGE OF DIVISION MEMBERSHIP -- ATHLETICALLY RELATED FINANCIAL AID EXCEPTION	To permit a provisional or reclassifying member that previously awarded athletically related financial aid to a student to continue to award athletically related financial aid to a student provided the student no longer participates in intercollegiate athletics.
NC-2010-3	AWARDS, BENEFITS AND EXPENSES -- BENEFITS, GIFTS AND SERVICES -- PERMISSIBLE -- NCAA RESEARCH STUDIES -- EXCEPTION	To permit a student-athlete to receive compensation from an institution for participating in a research study involving only student-athletes, provided the study is initiated and conducted by

Proposal Number	Title	Intent
		a faculty member at an NCAA member institution and the study and compensation arrangements are approved by the institutional review board of the faculty member's institution.
NC-2010-4	NCAA MEMBERSHIP -- MEMBER CONFERENCE -- CONDITIONS AND OBLIGATIONS OF MEMBERSHIP -- SELF-STUDY REPORT -- INTEGRATED POSTSECONDARY EDUCATION DATA SYSTEM	To specify that, for sports sponsorship requirements, the rolling four-year average full-time undergraduate enrollment figure is determined using the Integrated Postsecondary Education Data System (IPEDS) rather than the Equity in Athletics Disclosure Act (EADA) form.
NC-2010-5	COMMITTEES - DIVISION III COMMITTEES -- STUDENT-ATHLETE ADVISORY COMMITTEE -- COMPOSITION -- REPRESENTATION FROM INDEPENDENT INSTITUTIONS	To decrease the number of Student-Athlete Advisory Committee members representing Division III independent institutions from two to one.
NC-2010-7	RECRUITING -- CONTACTS AND EVALUATIONS -- CONTACT RESTRICTIONS AT PROSPECTIVE STUDENT- ATHLETE'S EDUCATIONAL INSTITUTION -- CONTACT AFTER SCHOOL HOURS	To specify that permission to contact a prospective student-athlete at the prospective student-athlete's educational institution is not required if the contact is made after official school hours, and after the school day has ended.
NC-2010-9	COMMITTEES -- STRATEGIC PLANNING AND FINANCE COMMITTEE -- COMPOSITION -- STUDENT-ATHLETE REPRESENTATIVE	To increase the NCAA Division III Strategic Planning and Finance Committee from 11 to 12 members and to specify that one member shall be a member of the NCAA Division III Student-Athlete Advisory Committee.
NC-2010-10	DIVISION MEMBERSHIP -- MEMBERSHIP REQUIREMENTS -- MINIMUM PARTICIPANTS REQUIREMENTS FOR SPORTS SPONSORSHIP -- TRACK AND FIELD -- MULTIDAY MEETS	In track and field, to specify that if the number of student-athletes participating in a multiday meet on behalf of the institution over the course of the entire meet equals or exceeds the minimum number of participants, and the meet is conducted on consecutive days, an institution may use the competition as a contest in meeting the minimum contest requirement.
NC-2010-12	AMATEURISM -- PROMOTIONAL ACTIVITIES -- INSTITUTIONAL, CHARITABLE, EDUCATIONAL OR NONPROFIT PROMOTIONS -- DE MINIMIS VIOLATIONS	To specify that a violation of the promotional activities legislation in which the only condition of the legislation not satisfied is the requirement that a student-athlete or an authorized representative

Proposal Number	Title	Intent
	-- RELEASE STATEMENT	of the charitable, educational or nonprofit agency (or both) sign a release statement shall be considered an institutional violation, but the student-athlete's eligibility shall not be affected, provided the release statement would have been signed if such a request had been made.
NC-2010-13	COMMITTEES -- GENERAL COMMITTEES -- INFRACTIONS APPEALS COMMITTEE -- COMPOSITION -- TERM OF OFFICE	To specify that the Infractions Appeals Committee shall consist of five members, composed of one member from the Presidents Council, one member from the Management Council, one from the general public who shall not be associated with a collegiate institution, conference, professional or similar organization or represent coaches or athletes in any capacity, and two positions shall be from the membership. Further, to specify that members shall serve a three-year term of office, as specified.
NC-2010-16	RECRUITING -- DEFINITIONS AND APPLICATIONS -- ELECTRONIC TRANSMISSIONS -- DE MINIMIS VIOLATIONS	To specify that a violation of the electronic transmission legislation in which an athletics staff member sends a prospective student-athlete electronic communication other than e-mail or facsimiles shall be considered an institutional violation, however, such violations shall not affect the prospective student-athlete's eligibility.
NC-2010-17	RECRUITING -- OFFICIAL VISIT -- LENGTH OF OFFICIAL VISIT -- EXCEPTION FOR EXTENUATING CIRCUMSTANCES	To establish an exception to the 48-hour official visit for reasons beyond the control of the prospective student-athlete and the institution and to specify that in such instances, the institution shall submit a report to the conference office following the visit (or, in the case of independent institutions, to the NCAA national office) noting the details of the extenuating circumstances.
NC-2010-19	DIVISION III MEMBERSHIP REQUIREMENTS -- SPORTS- SPONSORSHIP -- WAIVERS OF SPORT- SPONSORSHIP -- ADDITIONAL WAIVERS	To specify that the Management Council, on recommendation of the Membership Committee, may waive all other sports-sponsorship requirements based on objective evidence that demonstrates circumstances warranting a waiver of the normal application of those regulations.

Proposal Number	Title	Intent
NC-2011-5	DIVISION MEMBERSHIP -- CHANGE OF DIVISION MEMBERSHIP -- EXPLORATORY YEAR REQUIRED PRIOR TO APPLICATION FOR MEMBERSHIP	To require a member institution seeking reclassification to Division III to complete an exploratory year prior to making application for reclassification; to clarify the exploratory year process and requirements; further, to clarify consistent due dates for applications for exploratory year registration and provisional membership application.
NC-2011-7	EXECUTIVE REGULATIONS -- REORGANIZATION OF INSTITUTIONAL ELIGIBILITY FOR CHAMPIONSHIP -- AUTOMATIC QUALIFICATION FOR CHAMPIONSHIPS -- SELECTION FOR CHAMPIONSHIPS	Reorganize and consolidate the bylaws that address institutional eligibility for championships, automatic qualification for championships and selection for championships.
NC-2011-8	CONSOLIDATION OF ADMINISTRATIVE REGULATIONS INTO OTHER ARTICLES	To move Bylaw 30 and its subsections to other sections of the Constitution and bylaws, as specified.



2011 NCAA Convention Division II Presidents Council-Sponsored Proposals

Title: ELIGIBILITY -- TWO-YEAR COLLEGE TRANSFERS -- ELIGIBILITY FOR COMPETITION, PRACTICE AND ATHLETICS AID -- PARTIAL QUALIFIERS AND NONQUALIFIERS -- TRANSFERABLE ENGLISH AND MATH

Convention Year: 2011

Effective Date: August 1, 2011, for student-athletes initially enrolling full time in a collegiate institution on or after August 1, 2011.

Official Notice Number: 2011-1

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

Category: Presidents Council

Topical Area: Eligibility

Status: Ready for Convention Vote

Intent: To specify that in order for a transfer student from a two-year college who was a partial qualifier or a nonqualifier to be eligible for competition, practice and athletics aid during his or her first academic year in residence, he or she must have successfully completed six semester or eight quarter hours of English and three semester or four quarter hours of math at the two-year college that are transferable toward any baccalaureate degree program at the certifying institution; further, to specify that remedial English and math courses may not be used by a student-athlete to satisfy this provision of the two-year college transfer rule.

Bylaws: Amend 14.5.4.2, as follows:

14.5.4.2 Eligibility for Competition, Practice and Athletics Aid -- All Other Qualifiers, Partial Qualifiers and Nonqualifiers. A transfer student from a two-year college is eligible for competition, practice and athletics aid during the first academic year in residence at the certifying institution, provided:

[14.5.4.2-(a) unchanged.]

(b) The student-athlete has satisfied one of the following provisions:

[14.5.4.2-(b)-(1) unchanged.]

(2) Satisfactorily completed an average of at least 12-semester or 12-quarter hours of transferable-degree credit acceptable toward any baccalaureate degree program at the certifying institution for each academic term of full-time attendance, **including six semester or eight quarter hours of transferable English credit and three semester or four quarter hours of transferable math credit**, with a cumulative minimum grade-point average of 2.000 (see Bylaw 14.5.4.4.3.2). **Remedial English and math courses may not be used to satisfy this requirement.**

Rationale: This proposal helps ensure that a two-year college transfer student who completes the required English and math coursework will be better prepared to succeed academically and, ultimately, graduate from a four-year college. Additionally, it holds all students to the

same standard of completing college-level coursework in English and math at the two-year college. Division I adopted similar legislation and this proposal ensures that competitive equity is maintained with two-year college student-athletes transferring to both divisions. This proposal further specifies that remedial courses in English and math may not be used to meet the transferable credit-hour requirement. A delayed effective date is appropriate to allow two-year college prospective student-athletes and two-year institutions time to be informed of the change to the legislation and to make appropriate adjustments to satisfy the additional requirements. Such a delay also will allow the staff to work with the two-year college community directly and through the NCAA academic partnership to conduct educational outreach related to the increased transfer requirements.

Review History:

September 25, 2009: Recommends Approval - Academic Requirements Committee

October 20, 2009: Approved in Concept - Management Council

January 13, 2010: Approved in Legislative Format - Management Council

January 14, 2010: Approved in Legislative Format - Presidents Council

Title: ELIGIBILITY -- TRANSFER REGULATIONS -- TWO-YEAR COLLEGE TRANSFERS -- ELIGIBILITY FOR COMPETITION, PRACTICE AND ATHLETICS AID -- ALL OTHER QUALIFIERS, PARTIAL QUALIFIERS AND NONQUALIFIERS -- EXCEPTION -- PREVIOUS FOUR-YEAR COLLEGIATE ATTENDANCE -- GRADUATION AFTER ONE SEMESTER OR QUARTER

Convention Year: 2011

Effective Date: August 1, 2011, for a two-year college transfer student-athlete with previous four-year collegiate attendance enrolling at a Division II institution on or after August 1, 2011.

Official Notice Number: 2011-2

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

Category: Presidents Council

Topical Area: Eligibility

Status: Ready for Convention Vote

Intent: To establish an exception to the two-year college transfer rule for all other qualifiers, partial qualifiers and nonqualifiers to specify that a transfer student from a four-year college to a two-year college and then to the certifying institution is eligible for competition, practice and athletics aid during his or her first year at the certifying institution, provided the student attended the last two-year college as a full-time student for only one semester or quarter and graduated from that two-year college.

Bylaws: Amend 14.5.4.2, as follows:

14.5.4.2 Eligibility for Competition, Practice and Athletics Aid -- All Other Qualifiers, Partial Qualifiers and Nonqualifiers. A transfer student from a two-year college is eligible for competition, practice and athletics aid during the first academic year in residence at the certifying institution, provided:

[14.5.4.2-(a) through 14.5.4.2-(b) unchanged.]

[14.5.4.2.1 through 14.5.4.2.3 unchanged.]

14.5.4.2.4 Exception -- Previous Four-Year College Attendance -- Graduation After One Semester or Quarter. A student who transfers from a four-year college to a two-year college and then to the certifying institution is eligible for competition, practice and athletics aid during his or her first year at the certifying institution, provided the student:

(a) Attended the last two-year college as a full-time student for only semester or quarter; and

(b) Graduated from that two-year college.

Rationale: Current legislation specifies that a two-year college transfer student-athlete, who attends a two-year college for one full-time semester or quarter and graduates is required to serve an academic year in residence at the certifying institution before being eligible to compete because he or she did not attend the two-year college as a full-time student for at least two semesters or three quarters. This proposal eliminates the need for a "4-2-4" transfer student-athlete to complete an additional semester or quarter(s) at the two-year college for the purpose of meeting the transfer requirements. Such a transfer student-athlete would be immediately eligible for practice, competition and athletics aid at the certifying institution, regardless of qualifier, partial qualifier or nonqualifier status.

Review History:

September 25, 2009: Recommends Approval - Academic Requirements Committee

October 20, 2009: Approved in Concept - Management Council

January 13, 2010: Approved in Legislative Format - Management Council

January 14, 2010: Approved in Legislative Format - Presidents Council

Title: RECRUITING -- OFFICIAL (PAID) VISIT -- LIMITATIONS ON OFFICIAL VISIT --
NUMBER OF OFFICIAL VISITS

Convention Year: 2011

Effective Date: August 1, 2011

Official Notice Number: 2011-3

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

Category: Presidents Council

Topical Area: Recruiting

Status: Ready for Consideration by Management Council

Intent: To eliminate the limitation on the number of official visits that a prospective student-athlete may take to Division I and II institutions, while retaining the restriction that not more than one official visit is permitted to any single institution.

A. Bylaws: Amend 13.6.1, as follows:

13.6.1 Limitations on Official Visit.

13.6.1.1 One-Visit Limitation. A member institution may finance only one visit to its campus for a prospective student-athlete.

~~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 renumbered as 13.6.1.2, unchanged.]

13.6.1.3 Post-High School Visits. The one-visit limitation applies separately to the period in which the prospective student-athlete is in high school and to the period beginning September 1 after the prospective student-athlete's completion of high school. Violations of this bylaw shall be considered institutional violations per Constitution 2.8.1; however, such violations shall not affect the prospective student-athlete's eligibility.

13.6.1.3.1 Transfer Student. If a student-athlete attending a four-year institution desires to transfer and that institution provides the permission required (per Bylaw 13.1.1.2), it is permissible for a second institution to provide the student-athlete one official visit to that institution's campus.

B. Bylaws: Amend 13.6.2, as follows:

13.6.2 Requirements for Official Visit. An institution shall not provide an official visit to a high school or preparatory school prospective student-athlete until he or she:

[13.6.2-(a) through 13.6.2.2 unchanged.]

[13.6.2.1 through 13.6.2.2 unchanged.]

~~13.6.2.3 Post-High School Visits. The one visit limitation applies separately to the period in which the prospective student athlete is in high school and to the period beginning September 1 after the prospective student athlete's completion of high school. The limitations (see Bylaw 13.6.1.2) apply separately to the period in which the prospective student athlete is in high school and to the period beginning September 1 after the prospective student athlete's completion of high school. Thus, a prospective student athlete may be provided a maximum of 10 official visits—five while in high school and five beginning September 1 after the prospective student athlete's completion of high school. Violations of this bylaw shall be considered institutional violations per Constitution 2.8.1; however, such violations shall not affect the prospective student athlete's eligibility.~~

~~13.6.2.3.1 Transfer Student. If a student athlete attending a four year institution desires to transfer and that institution provides the permission required (per Bylaw 13.1.1.2), it is permissible for a second institution to provide the student athlete one official visit to that institution's campus.~~

[13.6.2.4 renumbered as 13.6.2.3, unchanged.]

Rationale: At the 2010 NCAA Convention, the membership adopted NCAA Division II Proposal No. 2010-10 (recruiting -- official visits -- written notice), which eliminated the requirement that an institution provide written notification of the five official visit limitation to prospective student-athletes prior to an official visit. During the discussion, the membership questioned whether a limit on official visits for prospective student-athletes was necessary because institutional representatives believe that prospective student-athletes are not taking the maximum of five official visits. Eliminating the limitation of official visits to Division I or Division II institutions for prospective student-athletes who may attend a Division II institution will allow those individuals to take more than five official visits. For a highly recruited prospective student-athlete, having the opportunity for more than five official visits will likely provide greater recruiting opportunities for Division II institutions since the individual may take visits to Divisions I, II or III institutions. Additionally, regulations regarding post-high school visits and transfer students are more appropriately situated under visit limitations because neither are requirements for an official visit.

Review History:

March 19, 2010: Recommends Approval - Legislation Committee

April 13, 2010: Approved in Concept - Management Council

April 29, 2010: Approved in Concept - Presidents Council

Title: RECRUITING -- SPORTS CAMPS AND CLINICS -- INSTITUTIONAL SPORTS
CAMPS AND CLINICS -- EMPLOYMENT OF PROSPECTIVE STUDENT-ATHLETES

Convention Year: 2011

Effective Date: August 1, 2011

Official Notice Number: 2011-4

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

Category: Presidents Council

Topical Area: Recruiting

Status: Ready for Consideration by Management Council

Intent: To permit an institution to employ a prospective student-athlete at institutional sports camps and clinics, provided all compensation received is for work actually performed and at a rate commensurate with the going rate in that locality for similar services; further, to specify that the employment of a prospective student-athlete at an institutional camp or clinic may not begin before the completion of the prospective student-athlete's senior year in high school.

A. Bylaws: Amend 13.12.1.5, as follows:

13.12.1.5 ~~Employment of~~ Prospective Student-Athletes/No Free or Reduced Admission Privileges.

13.12.1.5.1 Prospective Student-Athlete. In operating a sports camp or clinic, an institution, members of its staff or a representative of its athletics interests shall not ~~employ or~~ give free or reduced admission privileges to any individual who has started classes for the ninth grade.

[13.12.1.5.2 unchanged.]

~~13.12.1.5.3 Concession Arrangement.~~

~~13.12.1.5.3.1 Prospective Student Athlete. An institution may not permit or arrange for a prospective student athlete, at the prospective student athlete's own expense, to operate a concession to sell items related to or associated with the institution's camp.~~

~~13.12.1.5.3.2 Enrolled Student Athlete. A student athlete, at the student athlete's own expense, may not operate a concession to sell items related to or associated with his or her institution's camp to campers or others in attendance because such an arrangement would be considered an extra benefit. However, the institution may employ the student athlete at a reasonable rate to perform such services for the camp.~~

[13.12.1.5.4 through 13.12.1.5.5 renumbered as 13.12.1.5.3 through 13.12.1.5.4, unchanged.]

B. Bylaws: Amend 13.12.2, as follows:

13.12.2 Employment at Camp or Clinic.

13.12.2.1 Prospective Student-Athletes. An institution may employ a prospective student-athlete at institutional sports camps or clinics, provided:

(a) Compensation received by the prospective student-athlete is for work actually performed and at a rate commensurate with the going rate in that locality for similar services; and

(b) The employment does not begin before the completion of the prospective student-athlete's senior year of high school (see Bylaw 13.2.4.1).

[13.12.2.1 through 13.12.2.1.2.1 renumbered as 13.12.2.2 through 13.12.2.2.2.1, unchanged.]

13.12.2.2.3 Concession Arrangement. A prospective or enrolled student-athlete, at his or her own expense, may not operate a concession to sell items related to or associated with the institution's camp. However, the institution may employ the prospective or enrolled student-athlete at a rate commensurate with the going rate in that locality for similar services.

13.12.2.2.3.1 Restitution. For violations of Bylaw 13.12.2.2.3 in which the value of the benefit is \$100 or less, the eligibility of the individual (i.e., prospective or enrolled student-athlete) shall not be affected conditioned on the prospective student-athlete repaying the value of the benefit to a charity of his or her choice. The individual, however, shall remain ineligible from the time the institution has knowledge of receipt of the impermissible benefit until the prospective student-athlete repays the benefit. Violations of this bylaw remain institutional violations per Constitution 2.8.1, and documentation of the prospective student-athlete's repayment shall be forwarded to the enforcement staff.

[13.12.2.2 through 13.12.2.3.3.2 renumbered as 13.12.2.4 through 13.12.2.5.3.2, unchanged.]

Rationale: Under current legislation, an institution, members of its staff or a representative of its athletics interests are not permitted to employ any individual who has started classes for the ninth grade in an institutional sports camp or clinic. In recent years, the membership has adopted proposals that give institutions greater access to prospective student-athletes during the summer prior to their initial full-time enrollment at a collegiate institution. For example, institutions may arrange for employment of a prospective student-athlete, may pay fees associated with facility use during the summer for voluntary workouts and prospective student-athletes may attend an institution's camp or clinic. In light of the other permissible activities, it is appropriate to permit institutions to employ prospective student-athletes at institutional camps and clinics, under specified conditions. Further, by limiting the

employment to prospective student-athletes to those who have completed their senior year in high school, any recruiting advantages will be minimal.

Review History:

March 19, 2010: Recommends Approval - Legislation Committee

April 13, 2010: Approved in Concept - Management Council

April 29, 2010: Approved in Concept - Presidents Council

Title: AWARDS AND BENEFITS -- AWARDS -- EXPENSES TO RECEIVE
NONINSTITUTIONAL AWARDS -- ESTABLISHED REGIONAL, NATIONAL OR
INTERNATIONAL AWARDS -- ACTUAL AND NECESSARY EXPENSES PROVIDED
BY AN INSTITUTION

Convention Year: 2011

Effective Date: Immediate

Official Notice Number: 2011-5

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

Category: Presidents Council

Topical Area: Awards and Benefits

Status: Ready for Consideration by Management Council

Intent: To specify that an institution, in addition to an outside organization, may provide actual and necessary expenses for a student-athlete and his or her relative(s) or legal guardian(s) to travel to a banquet designed to recognize the individual's accomplishments as an athlete for the student-athlete to receive an established regional, national or international award that is permitted by NCAA legislation.

Bylaws: Amend 16.1.6, as follows:

16.1.6 Expenses to Receive Noninstitutional Awards.

[16.1.6.1 unchanged.]

16.1.6.2 Established Regional, National or International Awards. ~~*It is permissible for*~~ **An institution or** an outside organization (other than a professional sports organization) ~~*to*~~ **may** provide actual and necessary expenses for a student-athlete to travel to a banquet designed to recognize the individual's accomplishments as an athlete in order for the student-athlete to receive an established regional, national or international award (permitted by NCAA legislation). The **institution or** outside organization also may provide actual and necessary expenses for the student-athlete's relatives or legal guardians to attend the recognition event.

[16.1.6.3 through 16.1.6.5 unchanged.]

Rationale: Under current legislation, only an outside organization (other than a professional sports organization) is permitted to provide actual and necessary expenses for a student-athlete and his or her relatives or legal guardians to travel to a banquet designed to recognize the athletics accomplishments of a student-athlete. This proposal affords institutions the ability to provide actual and necessary expenses for a student-athlete's travel to a banquet where he or she will be recognized with an established regional, national or international award for athletics accomplishments. In addition, an institution will be permitted to provide

actual and necessary travel expenses for the student-athlete's relatives or legal guardians to attend the recognition event. Permitting an institution to provide this benefit will enhance the student-athlete experience. The proposed change is permissive and therefore may be provided at the institution's discretion.

Review History:

March 19, 2010: Recommends Approval - Legislation Committee

April 13, 2010: Approved in Concept - Management Council

April 29, 2010: Approved in Concept - Presidents Council

Title: ENFORCEMENT -- PENALTIES -- PENALTIES, DISCIPLINARY MEASURES AND CORRECTIVE ACTIONS -- PENALTY STRUCTURE FOR SECONDARY AND MAJOR VIOLATIONS

Convention Year: 2011

Effective Date: Immediate, for any institution that receives a Notice of Inquiry after the conclusion of the Division II Business Session on January 15, 2011.

Official Notice Number: 2011-6

Source: NCAA Division II Presidents Council [Management Council (Management Council Subcommittee to Review Infractions Penalties)]

Category: Presidents Council

Topical Area: Enforcement

Status: Ready for Consideration by Management Council

Intent: To amend the penalty structure for secondary and major violations, as follows: (1) clarify that the NCAA enforcement staff has the authority to impose appropriate penalties involving secondary violations; (2) combine the list of presumptive penalties and disciplinary measures for major violations; and (3) restructure the penalties for secondary and major violations, as specified.

Bylaws: Amend 19.5, as follows:

19.5 PENALTIES, DISCIPLINARY MEASURES AND CORRECTIVE ACTIONS. Penalties, disciplinary measures and corrective actions shall be specific and limited if the violation(s) are of relative insignificance and isolated or inadvertent. Penalties, disciplinary measures and corrective actions shall be broad and severe if the violation(s) are numerous, significant or intentional, or reflect a general disregard for the division's bylaws, institutional responsibilities as an active member of the Association or an institutional staff member's obligation to be in compliance with the legislation. Penalties, disciplinary measures and corrective actions for a major violation(s) shall be significantly more severe than those for a secondary violation(s). A previous violation(s) shall be a contributing factor in determining the number, type, scope and degree of penalties, disciplinary measures and corrective actions that may be imposed.

19.5.1 Penalties, Disciplinary Measures and Corrective Actions for Secondary Violations. **Per the authority from the Committee on Infractions, the vice president for enforcement services and the enforcement staff are responsible for administering secondary violations and imposing penalties for their commission. Determination of applicable penalties includes the authority to impose** ~~*on approval by the chair or another member of the Committee on Infractions designated by the chair, or the*~~

~~committee may determine that no penalty is warranted in a secondary case, that~~ **or to accept** an institutional- or conference-determined penalty ~~is~~ **as** satisfactory ~~or, if appropriate, impose a penalty. Among the disciplinary measures are~~ **Penalties, disciplinary measures and corrective actions for secondary violations may include any and all of the following:**

[19.5.1-(a) through 19.5.1-(g) unchanged.]

(h) Public reprimand (to be invoked only in situations where the Committee on Infractions or the vice president for enforcement services, on approval by the committee, determines that a penalty, in addition to any institutional- or conference-determined penalty, is warranted); ~~and~~

(i) Requirement that a member institution that has been found in violation, or that has an athletics department staff member who has been found in violation of the provisions of NCAA legislation while representing another institution, show cause why a penalty or an additional penalty should not be imposed if it does not take appropriate disciplinary or corrective action against the athletics department personnel involved, any other institutional employee, if the circumstances warrant, or representatives of the institution's athletics interests; **and**

(j) Other penalties, disciplinary measures and corrective actions, as appropriate.

19.5.2 Penalties, **Disciplinary Measures and Corrective Actions** for Major Violations. **The Committee on Infractions has the authority to determine the penalties, disciplinary measures and corrective actions that are imposed on an institution for major violations the Infractions Appeals Committee shall hear and act on an institution's appeal per Bylaw 19.2. The committee(s) may consider institutional- or conference-determined penalties and, where appropriate, include them in the penalties. Institutional- or conference-determined penalties shall not displace or substitute for the committee's judgment regarding sanctions. Penalties, disciplinary measures and corrective actions for major violations shall include those penalties prescribed for secondary violations (see Bylaw 19.5.1), and may include any and all of the following:**

~~19.5.2.1 Presumptive Penalty. The presumptive penalty for a major violation, subject to exceptions authorized by the Committee on Infractions on the basis of specifically stated reasons, shall include all of the following:~~

~~(a) A two year probationary period (including a periodic in person monitoring system and written institutional reports);~~

~~(b) The reduction in the number of expense paid recruiting visits to the institution in the involved sport for one recruiting year;~~

~~(c) A requirement that all coaching staff members in the sport be prohibited from engaging in any off campus recruiting activities for up to one recruiting year;~~

~~(d) A requirement that all institutional staff members determined by the committee knowingly to have engaged in or condoned a major violation be subject to:~~

~~(1) Termination of employment;~~

~~(2) Suspension without pay for at least one year;~~

~~(3) Reassignment of duties within the institution to a position that does not include contact with prospective or enrolled student athletes or representatives of the institution's athletics interests for at least one year; or~~

~~(4) Other disciplinary action approved by the committee.~~

~~(e) A reduction in the number of financial aid awards;~~

~~(f) Sanctions precluding postseason competition in the sport, particularly in those cases in which:~~

~~(1) Involved individuals remain active in the program;~~

~~(2) A significant competitive advantage results from the violation(s); or~~

~~(3) The violation(s) reflect a lack of institutional control.~~

~~(g) Institutional recertification that the current athletics policies and practices conform to all requirements of NCAA regulations.~~

~~19.5.2.2 Disciplinary Measures. In addition to those penalties prescribed for secondary violations, among the disciplinary measures, singly or in combination, that may be adopted by the committee (or the Infractions Appeals Committee per Bylaw 19.2) and imposed against an institution for major violations are:~~

~~(a) Public reprimand and censure;~~

~~(b) Probation for at least one year;~~

~~(c) A reduction in the number of financial aid awards (as defined in Bylaw 15.02.4.1) that may be awarded during a specified period;~~

~~(d) Prohibition against the recruitment of prospective student athletes for a sport or sports for a specified period;~~

~~(e) One or more of the following penalties:~~

~~(1) Individual records and performances shall be vacated or stricken;~~

~~(2) Team records and performances shall be vacated or stricken; or~~

~~(3) Individual or team awards shall be returned to the Association.~~

~~(f) A financial penalty;~~

~~(g) Ineligibility for any television programs involving coverage of the institution's intercollegiate athletics team(s) in the sport(s) in which the violations occurred; (h) Ineligibility for invitational and postseason meets and tournaments;~~

~~(i) Ineligibility for one or more NCAA championship events;~~

~~(j) Prohibition against an intercollegiate sports team or teams participating against outside competition for a specified period;~~

~~(k) Ineligibility of the member to vote or its personnel to serve on committees of the Association, or both; (l) Requirement that a member institution that has been found in violation, or that has an athletics department staff member who has been found in violation of the provisions of NCAA legislation while representing another institution, show cause why;~~

~~(1) A penalty or an additional penalty should not be imposed if, in the opinion of the committee (or the Infractions Appeals Committee per Bylaw 19.2), it does not take appropriate disciplinary or corrective action against athletics department personnel involved in the infractions case, any other institutional employee, if the circumstances warrant, or representatives of the institution's athletics interests;~~

~~(2) A recommendation should not be made to the membership that the institution's membership in the Association be suspended or terminated if, in the opinion of the committee (or the Infractions Appeals Committee per Bylaw 19.2), it does not take appropriate disciplinary or corrective action against the head coach of the sport involved, any other institutional employee, if the circumstances warrant, or representatives of the institution's athletics interests;~~

~~(3) "Appropriate disciplinary or corrective action" as specified in subparagraphs (1) and (2) above may include, for example, termination of the coaching contract of the head coach and any assistants involved; suspension or termination of the employment status of any other institutional employee who may be involved; severance of relations with any representative of the institution's athletics interests who may be involved; the debarment of the head or assistant coach from any coaching, recruiting or speaking engagements for a specified period; and the prohibition of all recruiting in a specified sport for a specified period;~~

~~(4) The nature and extent of such action shall be the determination of the institution after due notice and hearing to the individuals concerned, but the determination of whether or not the action is appropriate in the fulfillment of NCAA policies and principles, and its resulting effect on any institutional penalty, shall be solely that of the committee (or the Infractions Appeals Committee per Bylaw 19.2); or~~

~~(5) Where this requirement is made, the institution shall show cause or, in the alternative, shall show the appropriate disciplinary or corrective action taken, in writing, to the committee (or the Infractions Appeals Committee per Bylaw 19.2) within 15 days. The committee (or the Infractions Appeals Committee per Bylaw 19.2) may, without further hearing, determine on the basis of such writing whether or not in its opinion appropriate disciplinary or corrective action has been taken and may impose a penalty or additional penalty; take no further action; or, by notice to the institution, conduct a further hearing at a later date before making a final determination.~~

(a) Public reprimand and censure;

(b) Probation for up to five years. Conditions of probation shall be determined on a case-by-case basis. A failure to satisfy the conditions of probation may result in additional findings of violation(s), including the failure to cooperate, lack of institutional control and/or violations of conditions for membership, and shall result in a reconsideration of the initial penalties imposed, including an extension of the probationary period and imposition of additional penalties. Conditions of probation shall include, but are not limited to, the following:

(1) Information regarding the violation(s) committed, the term of probation and penalties must be noted on the home page of the institution's athletics Web site, in the media guide for the involved sport(s) and in recruiting materials provided to prospective student-athletes in the involved sport(s). Such information must be displayed and provided to prospective student-athletes for the full term of probation. Information to prospective student-athletes must be provided before a prospective student-athlete signs a National Letter of Intent and no later than when the NCAA Eligibility Center provides a prospective student-athlete with the institution's academic data (see Bylaw 13.3.1.2);

(2) Annual written reports shall be submitted to the Committee on Infractions detailing compliance with probationary conditions; and

(3) At the conclusion of probation, the institution shall certify that current athletics policies and procedures conform to all requirements of NCAA legislation and that all conditions of probation have been satisfied (see Bylaw 19.5.2.4.2).

(c) A reduction in the number of financial aid awards (as defined in Bylaw 15.02.4.1) that may be awarded during a specified period;

(d) Ineligibility for postseason competition in the involved sport(s), particularly in situations when:

(1) Individual(s) involved in the violation(s) remain active in the sport program;

(2) A significant competitive advantage resulted from the violation(s);

(3) The violation(s) indicate a lack of institutional control or failure to monitor the involved sport(s) or athletics program;

(4) The violation(s) include academic fraud; or

(5) The institution is a repeat violator (see Bylaw 19.5.2.4);

(e) A recommendation to the Committee for Legislative Relief that it waive the one-year residence requirement and permit full athletics participation in a sport for a student-athlete who transfers to another member institution when the Committee on Infractions renders the student-athlete's previous institution or team in that sport ineligible for postseason competition during all of the remaining seasons of the student-athlete's eligibility [see Bylaw 14.8.1.2-(c)];

(f) Ineligibility for participation in or hosting outside, invitational and/or NCAA championship competition in the involved sport(s);

(g) Vacation of records when a student-athlete(s) has competed while ineligible, particularly when a case involved academic fraud, serious intentional violations, a large number of violations, direct or knowing involvement of a coach or high-ranking administrator, competition while academically ineligible, ineligible competition when there is a finding or failure to monitor or lack of institutional control or when vacation or a similar penalty would be imposed if the underlying violation(s) were secondary. Records to be vacated may include one or more of the following, as applicable:

(1) Individual records and performances in individual sports, including reconfiguration of total institution team point totals after vacation of individual records and performances;

(2) Relay, doubles and similar team records in individual sports when one or more team member competes while ineligible, including reconfiguration of total institution team point totals after vacation of relay, double or similar results;

(3) Team records and performances in team sports; and

(4) Records of head coaches.

(h) A financial penalty;

(i) Ineligibility for selection involving discretionary Division II network and/or broadband television broadcasts during the regular season for the involved sport(s);

(j) A reduction in the number of expense-paid recruiting visits in the involved sport(s);

(k) Limiting or prohibiting the recruiting activities of some or all coaching staff members in the involved sport(s);

(l) An outside audit or review of the institution's athletics policies and procedures (including, but not limited to, compliance policies and procedures);

(m) A requirement that the institution must provide a copy of the Infractions Report to the institution's regional accrediting agency when the violation(s) involves academic misconduct or reflects questionable academic conduct or procedures;

(n) Ineligibility of institutional staff members to serve on NCAA standing or special committees, councils or task forces, including as representatives of their institution or conference;

(o) Requirement that the institution take disciplinary action against an institutional staff member(s) who knowingly committed or condoned a major violation, including suspension of the head coach or the staff member(s) for one or more competition(s), and other disciplinary action(s) approved by the Committee on Infractions;

(p) Issuance of a show cause order per Bylaw 19.5.2.3 against an institutional staff member if that staff member has committed unethical conduct (see Bylaw 10.1) or other serious violations;

(q) Exclusion of the individual or entity, including disassociation of a representative of an institution's athletics interests, from involvement in an institution's athletics program on a permanent basis or for a specified period of time. An institution may be required to take any action(s) within its authority to eliminate involvement, including;

(1) Refraining from accepting financial or other assistance for its athletics program or in the recruiting of prospective student-athletes or for supporting enrolled student-athletes; and

(2) Prohibition of providing to the individual or entity an athletics benefit(s) or privilege(s) not generally available to the public at large or on a basis different from that provided to the public at large; and

(r) Other penalties, corrective actions and disciplinary measures, as appropriate.

[19.5.2.2.1 renumbered as 19.5.2.1, unchanged.]

19.5.2.3 Show-Cause Order. Penalties, corrective actions and disciplinary measures may be directed at a particular institutional staff member if that staff member has been found to have committed a violation(s). A show-cause order specifies the period of time over which the sanction(s) are in effect regarding the individual,

whether the individual remains at the institution where the violation(s) occurred or the individual is employed by another institution.

19.5.2.3.1 Obligation to Comply. If an institutional staff member who is subject to a show-cause order is employed by an institution other than the institution at which the violation(s) occurred, that institution must comply with the sanctions imposed unless and until it can show cause to the satisfaction of the Committee on Infractions (or the Infractions Appeals Committee per Bylaw 19.2) why it need not comply. Failure to comply with the sanctions may subject the institution to findings of violations, including failure to cooperate and lack of institutional control, as well as other penalties, corrective actions and disciplinary measures, as appropriate.

19.5.2.3.1.1 Opportunity to be Heard. If the individual is employed by another institution, the institution may show cause why it need not comply with an order either by written submission or in an appearance before the Committee on Infractions.

19.5.2.4 Repeat Violators' Penalties. Previous violations of NCAA legislation are a contributing factor in determining the degree of penalties. Repeat violator status demonstrates a significant failure of an institution to comply with NCAA legislation. A repeat violator is subject to substantial enhancement of the penalties set forth in Bylaw 19.5.2 that would be imposed for similar violations in a case not involving a repeat violator. In addition, a repeat violator may be subject to any or all of the following penalties:

(a) The prohibition of all outside competition in the sport(s) involved in the latest major violation for one or two sport seasons and the prohibition of all coaching staff members in that sport(s) from involvement directly or indirectly in any coaching activities at the institution during that period;

(b) The elimination of all initial grants-in-aid and all recruiting activities in the sport(s) involved in the latest major violation(s) in question for up to a two-year period;

(c) The requirement that all institutional staff members serving on the Division II Presidents Council, Management Council or other standing or special cabinets, committees or task forces of the Association resign those positions, it being understood that all institutional representatives shall be ineligible to serve on any NCAA committee for a period of up to four years; and

(d) The requirement that the institution relinquish its voting privileges in the Association for a period of up to four years.

[19.5.2.3.1 through 19.5.2.3.2 renumbered as 19.5.2.4.1 through 19.5.2.4.2, unchanged.]

[19.5.2.4 through 19.5.2.4.2 renumbered as 19.5.2.5 through 19.5.2.5.2, unchanged.]

~~19.5.2.5 Television Appearance Limitation. In some instances, an institution is rendered ineligible to appear on television programs. When an institution is banned from such television programs, the penalty shall specify that the institution may not enter into any contracts or agreements for such appearances until the institution's probationary status has been terminated and it has been restored to full rights and privileges of membership.~~

~~19.5.2.6 Disassociation of Representatives of Athletics Interests. The disassociation of relations with a representative of an institution's athletics interests may be imposed on a permanent basis, for the duration of the applicable probationary period or for another specified period of time. When an institution is required to show cause why a representative of the institution's athletics interests should not be disassociated from its athletics program, such disassociation shall require that the institution:~~

~~(a) Refrain from accepting any assistance from the individual that would aid in the recruitment of prospective student athletes or the support of enrolled student athletes;~~

~~(b) Not accept financial assistance for the institution's athletics program from the individual;~~

~~(c) Ensure that no athletics benefit or privilege be provided to the individual that is not generally available to the public at large; and~~

~~(d) Take such other actions against the individual that the institution determines to be within its authority to eliminate the involvement of the individual in the institution's athletics program.~~

~~19.5.2.7 Notification to Regional Accrediting Agency. When an institution has been found to be in violation of NCAA requirements, and the report reflects academic violations or questionable academic procedures, the NCAA president shall be authorized to forward a copy of the report to the appropriate regional accrediting agency.~~

[19.5.2.8 through 19.5.2.8.2 renumbered as 19.5.2.6 through 19.5.2.6.2, unchanged.]

[Remainder of 19.5 unchanged.]

Rationale: The proposed changes outline a new penalty structure for secondary violations and major violations cases. The changes set forth the authority of the enforcement staff to impose appropriate penalties in secondary violation cases. In addition, penalties for major violations are divided into two subsections; presumptive penalties and disciplinary measures. The presumptive penalties must be imposed by the Committee on Infractions in every case unless there is a reason to deviate. The disciplinary measures may be imposed by the committee, in addition to the presumptive penalties and the penalties available for secondary infractions. The recommended change combines the penalties for simplification and will allow the committee to impose any available penalty without a mandate to impose certain penalties, regardless of the circumstances of a particular case. This will allow the committee to

determine an order of probation that is tailored to the issues of each institution in the major violations process.

Review History:

October 20, 2009: Recommends Approval - Management Council Subcommittee to Review Infractions Penalties

April 13, 2010: Approved in Concept - Management Council

April 29, 2010: Approved in Concept - Presidents Council

Title: INSTITUTIONAL CONTROL AND DIVISION MEMBERSHIP -- SELF-STUDY AND EVALUATION -- AUDIT OF INSTITUTIONAL SELF-STUDY REPORT, MINIMUM FINANCIAL AID AND MINIMUM SPORTS-SPONSORSHIP REPORTS

Convention Year: 2011

Effective Date: August 1, 2011, for an institution that completes the Institutional Self-Study Guide (ISSG) report on or after June 1, 2011, and the minimum financial aid and minimum sports-sponsorship reporting for the 2010-11 academic year by August 15, 2011, and thereafter.

Official Notice Number: 2011-7

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

Category: Presidents Council

Topical Area: Institutional Control

Status: Ready for Consideration by Management Council

Intent: To specify that the report of the Institutional Self-Study Guide (ISSG) and supporting documentation shall be available for review and examination by the NCAA Division II Membership Committee; to specify that the Membership Committee shall have the authority to conduct an audit of the information contained in an institution's minimum financial aid report and minimum sports-sponsorship report; further, to amend the committee's duties, as specified.

A. Constitution: Amend 6.3.1, as follows:

6.3.1 Self-Study Report. Institutions shall conduct a comprehensive self-study and evaluation of their intercollegiate athletics programs at least once every five years, using the Institutional Self-Study Guide (ISSG). The report of the self-study and supporting documentation shall be available for **review and** examination on request by an authorized representative of the Association **and the Membership Committee**. Subjects covered by the self-study shall include:

[6.3.1-(a) through 6.3.1-(b) unchanged.]

[Remainder of 6.3.1 unchanged.]

B. Bylaws: Amend 20.10.5, as follows:

20.10.5 Audit of Membership Requirements.

20.10.5.1 Minimum Financial Aid and Sports-Sponsorship Reports. The Membership Committee shall have the authority to conduct an audit of the information contained in a member institution's minimum financial aid report and minimum sports-sponsorship report. (See Bylaw 21.8.7.5.2.)

20.10.5.2 Failure to Fulfill Membership Requirements -- Institution on Probation. If a member institution is placed on probation for failure to fulfill more than one membership requirement during a 10-year period, the Membership Committee shall have the authority to conduct an audit of the institution's fulfillment of membership requirements (see Bylaw 21.8.5.7.2). The committee shall only audit the institution's fulfillment of membership requirements for which the institution has been placed on probation. The committee may impose conditions or penalties that an institution must satisfy during the probationary period.

C. Bylaws: Amend 21.8.5.7, as follows:

21.8.5.7 Membership Committee.

[21.8.5.7.1 unchanged.]

21.8.5.7.2 Duties. The committee shall:

[21.8.5.7.2-(a) unchanged.]

(b) Handle Convention tasks related to Division II business, which include examining the credentials of Division II delegates, determining (subject to appeal of the Division II membership) the authority of any Division II delegate to vote or otherwise represent a member institution at an annual or special Convention and counting the votes at an annual or special Convention;~~and~~

(c) **Have the authority to review and examine a member institution's completed Institution Self-Study Guide report and supporting documentation (see Constitution 6.3.1);**

(d) **Have the authority to conduct an audit of the information contained in a member institution's minimum financial aid report and minimum sport-sponsorship report (see Bylaw 20.10.5.1); and**

(e) Have the authority to conduct an audit of an institution's fulfillment of membership requirements if the institution is placed on probation for failure to fulfill more than one membership requirement during a 10-year period. (See Bylaw 20.10.5.2.)

Rationale: This proposal seeks to hold active members accountable for the requirements that provisional and new members are expected to meet. The committee will engage in an annual audit of the Institutional Self-Study Guide (ISSG) reports and supporting documentation, sports sponsorship and financial aid reporting requirements to verify that institutions have met all such requirements. In addition, there has been a significant increase in the number of institutions going through the enforcement and/or infractions processes. This recommended change is a preventative measure in that it will allow the committee to review and educate an institution before it reaches the infractions process. If this is adopted, per policy, the committee may audit up to 10 percent of the total number of active institutions in a given year. The policy also specifies that audited institutions will be selected randomly or on a "for-cause" basis [e.g., late submission, failure to file secondary infraction(s), probationary

status]. The committee may select an institution "for cause" if it has concern regarding the accuracy of the information contained within these reports and/or concern based on the prior history of the institution.

Review History:

February 15, 2010: Recommends Approval - Membership Committee

April 13, 2010: Approved in Concept - Management Council

April 29, 2010: Approved in Concept - Presidents Council

Title: PLAYING AND PRACTICE SEASONS -- NUMBER OF CONTESTS OR DATES OF COMPETITION -- ANNUAL EXEMPTIONS -- HAWAII, ALASKA, PUERTO RICO -- ACTIVE MEMBER INSTITUTION LOCATED IN CANADA -- ALL SPORTS

Convention Year: 2011

Effective Date: August 1, 2011

Official Notice Number: 2011-8

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

Category: Presidents Council

Topical Area: Playing and Practice Seasons

Status: Ready for Consideration by Management Council

Intent: In all sports, to specify that a member institution located outside of Canada may exempt from the maximum number of contests or dates of competition any contests or dates of competition played in Canada either against or under the sponsorship of an active member institution located in Canada.

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 17.2.7.2 unchanged.]

17.2.7.3 Annual Exemptions. The maximum number of contests in baseball shall exclude the following:

[17.2.7.3-(a) through 17.2.7.3-(d) unchanged.]

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

[17.2.7.3-(f) through 17.2.7.3-(h) unchanged.]

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 17.3.5.6 unchanged.]

17.3.5.7 Once-in-Four-Years-Exemption -- Contests in Hawaii, Alaska ~~or~~, Puerto Rico, or Canada. Once every four years, an institution may exempt from its maximum contest limits a maximum of four contests during a single trip to Hawaii, Alaska ~~or~~, Puerto Rico;

or Canada, either against or under the sponsorship of an active member institution located in Hawaii, Alaska ~~or~~, Puerto Rico, or Canada by a member institution located outside the area in question.

C. Bylaws: Amend 17.4, as follows:

17.4 BOWLING, WOMEN'S. Regulations for computing the bowling playing season are set forth in Bylaw 17.1, General Playing-Season Regulations. (See Figure 17-1 and Figure 17-2.)

[17.4.1 through 17.4.5.2 unchanged.]

17.4.5.3 Annual Exemptions. The maximum number of dates of competition in bowling shall exclude the following:

[17.4.5.3-(a) through 17.4.5.3-(d) unchanged.]

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

[17.4.5.3-(f) through 17.4.5.3-(g) unchanged.]

D. 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 17.5.7.2.1 unchanged.]

17.5.7.3 Annual Exemptions. The maximum number of dates of competition in cross country shall exclude the following:

[17.5.7.3-(a) through 17.5.7.3-(d) unchanged.]

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

[17.5.7.3-(f) through 17.5.7.3-(h) unchanged.]

E. Bylaws: Amend 17.6, as follows:

17.6 EQUESTRIAN, WOMEN'S. Regulations for computing the equestrian playing season are set forth in Bylaw 17.1, General Playing-Season Regulations. (See Figure 17-1 and Figure 17-2.)

[17.6.1 through 17.6.5.2 unchanged.]

17.6.5.3 Annual Exemptions. The maximum number of dates of competition in equestrian shall exclude the following:

[17.6.5.3-(a) through 17.6.5.3-(d) unchanged.]

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

[17.6.5.3-(f) through 17.6.5.3-(g) unchanged.]

F. Bylaws: Amend 17.7, as follows:

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

[17.7.1 through 17.7.5.2 unchanged.]

17.7.5.3 Annual Exemptions. The maximum number of dates of competition in fencing shall exclude the following:

[17.7.5.3-(a) through 17.7.5.3-(c) unchanged.]

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

[17.7.5.3-(e) through 17.7.5.3-(g) unchanged.]

G. 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 through 17.8.7.2 unchanged.]

17.8.7.3 Annual Exemptions. The maximum number of contests or dates of competition in field hockey shall exclude the following:

[17.8.7.3-(a) through 17.8.7.3-(d) unchanged.]

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

[17.8.7.3-(f) through 17.8.7.3-(h) unchanged.]

H. 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 through 17.9.7.2 unchanged.]

17.9.7.3 Annual Exemptions. The maximum number of contests in football shall exclude the following:

[17.9.7.3-(a) through 17.9.7.3-(d) unchanged.]

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

[17.9.7.3-(f) through 17.9.7.3-(j) unchanged.]

I. 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 17.10.7.2 unchanged.]

17.10.7.3 Annual Exemptions. The maximum number of dates of competition in golf shall exclude the following:

[17.10.7.3-(a) through 17.10.7.3-(d) unchanged.]

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

[17.10.7.3-(f) through 17.10.7.3-(i) unchanged.]

J. Bylaws: Amend 17.11, as follows:

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

[17.11.1 through 17.11.5.2 unchanged.]

17.11.5.3 Annual Exemptions. The maximum number of dates of competition in gymnastics shall exclude the following:

[17.11.5.3-(a) through 17.11.5.3-(c) unchanged.]

(d) Hawaii, Alaska, Puerto Rico, Canada. Any days of competition played in Hawaii, Alaska ~~or~~, Puerto Rico, or Canada, respectively, either against or under the sponsorship

of an active member institution located in Hawaii, Alaska ~~or~~, Puerto Rico, or Canada by a member institution located outside the area in question;

[17.11.5.3-(e) through 17.11.5.3-(g) unchanged.]

K. Bylaws: Amend 17.12, as follows:

17.12 ICE HOCKEY. Regulations for computing the ice hockey playing season are set forth in Bylaw 17.1, General Playing-Season Regulations. Institutions that conduct women's ice hockey shall comply with the same playing and practice season legislation that currently exists for men's ice hockey except as noted in Bylaw 17.12.5. (See Figure 17-1 and Figure 17-2.)

[17.12.1 through 17.12.5.2 unchanged.]

17.12.5.3 Annual Exemptions -- Men's Ice Hockey. The maximum number of men's ice hockey contests shall exclude the following:

[17.12.5.3-(a) through 17.12.5.3-(d) unchanged.]

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

[17.12.5.3-(f) through 17.12.5.3-(h) unchanged.]

[17.12.5.3.1 through 17.12.5.3.1.1 unchanged.]

17.12.5.4 Annual Exemptions -- Women's Ice Hockey. The maximum number of women's ice hockey contests/dates of competition shall exclude the following:

[17.12.5.4-(a) through 17.12.5.4-(f) unchanged.]

(g) Hawaii, Alaska, Puerto Rico, Canada. Any dates of competition in ice hockey in Hawaii, Alaska ~~or~~, Puerto Rico, or Canada, respectively, either against or under the sponsorship of an active member institution located in Hawaii, Alaska ~~or~~, Puerto Rico, or Canada by a member institution located outside the area in question;

[17.12.5.4-(h) through 17.12.5.3-(i) unchanged.]

L. Bylaws: Amend 17.13, as follows:

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

[17.13.1 through 17.13.7.2 unchanged.]

17.13.7.3 Annual Exemptions. The maximum number of dates of competition in lacrosse shall exclude the following:

[17.13.7.3-(a) through 17.13.7.3-(d) unchanged.]

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

[17.13.7.3-(f) through 17.13.7.3-(h) unchanged.]

M. Bylaws: Amend 17.14, as follows:

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

[17.14.1 through 17.14.5.2 unchanged.]

17.14.5.3 Annual Exemptions. The maximum number of dates of competition in rifle shall exclude the following:

[17.14.5.3-(a) through 17.14.5.3-(c) unchanged.]

(d) Hawaii, Alaska, Puerto Rico, **Canada**. Any dates of competition played in Hawaii, Alaska ~~or~~, Puerto Rico, **or Canada**, respectively, either against or under the sponsorship of an active member institution located in Hawaii, Alaska ~~or~~, Puerto Rico; **or Canada** by a member institution located outside those locales;

[17.14.5.3-(e) through 17.14.5.3-(g) unchanged.]

N. Bylaws: Amend 17.15, as follows:

17.15 ROWING, WOMEN'S. Regulations for computing the rowing playing season are set forth in Bylaw 17.1, General Playing-Season Regulations. (See Figure 17-1 and Figure 17-2.) The following regulations apply independently to open and lightweight rowing programs.

[17.15.1 through 17.15.7.2 unchanged.]

17.15.7.3 Annual Exemptions. The maximum number of dates of competition in rowing shall exclude the following:

[17.15.7.3-(a) through 17.15.7.3-(d) unchanged.]

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

[17.15.7.3-(f) through 17.15.7.3-(i) unchanged.]

O. Bylaws: Amend 17.16, as follows:

17.16 RUGBY, WOMEN'S. Regulations for computing the rugby playing season are set forth in Bylaw 17.1, General Playing-Season Regulations. (See Figure 17-1 and Figure 17-2.)

[17.16.1 through 17.16.5.2 unchanged.]

17.16.5.3 Annual Exemptions. The maximum number of contests/dates of competition in women's rugby shall exclude the following:

[17.16.5.3-(a) through 17.16.5.3-(d) unchanged.]

(e) Hawaii, Alaska, Puerto Rico, Canada. Any women's rugby games played in Hawaii, Alaska ~~or~~, Puerto Rico, or Canada, respectively, either against or under the sponsorship of an active member institution located in Hawaii, Alaska ~~or~~, Puerto Rico, or Canada by a member institution located outside the area in question;

[17.16.5.3-(f) through 17.16.5.3-(h) unchanged.]

P. Bylaws: Amend 17.17, as follows:

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 through 17.17.7.2 unchanged.]

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

[17.17.7.3-(a) through 17.17.7.3-(d) unchanged.]

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

[17.17.7.3-(f) through 17.17.7.3-(h) unchanged.]

Q. Bylaws: Amend 17.18, as follows:

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

[17.18.1 through 17.18.5.2 unchanged.]

17.18.5.3 Annual Exemptions. The maximum number of contests/dates of competition in skiing shall exclude the following:

[17.18.5.3-(a) through 17.18.5.3-(c) unchanged.]

(d) Hawaii, Alaska, Puerto Rico, Canada. Any dates of competition in skiing played in Hawaii, Alaska ~~or~~, Puerto Rico, or Canada, respectively, either against or under the sponsorship of an active member institution located in Hawaii, Alaska ~~or~~, Puerto Rico, or Canada by a member institution located outside the area in question;

[17.18.5.3-(e) through 17.18.5.3-(g) unchanged.]

R. 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 through 17.19.7.2 unchanged.]

17.19.7.3 Annual Exemptions. The maximum number of contests and dates of competition in soccer shall exclude the following:

[17.19.7.3-(a) through 17.19.7.3-(d) unchanged.]

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

[17.19.7.3-(f) through 17.19.7.3-(h) unchanged.]

S. 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 17.20.7.2 unchanged.]

17.20.7.3 Annual Exemptions. The maximum number of contests and dates of competition in softball shall exclude the following:

[17.20.7.3-(a) through 17.20.7.3-(d) unchanged.]

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

[17.20.7.3-(f) through 17.20.7.3-(g) unchanged.]

T. Bylaws: Amend 17.21, as follows:

17.21 SQUASH, WOMEN'S. Regulations for computing the squash playing season are set forth in Bylaw 17.1, General Playing-Season Regulations. (See Figure 17-1 and Figure 17-2.)

[17.21.1 through 17.21.5.2 unchanged.]

17.21.5.3 Annual Exemptions. The maximum number of dates of competition in squash shall exclude the following:

[17.21.5.3-(a) through 17.21.5.3-(d) unchanged.]

(e) Hawaii, Alaska, Puerto Rico, Canada. Any days of competition played in Hawaii, Alaska ~~or~~, Puerto Rico, or Canada, respectively, either against or under the sponsorship

of an active member institution located in Hawaii, Alaska ~~or~~, Puerto Rico, or Canada
by a member institution located outside the area in question;

[17.21.5.3-(f) through 17.21.5.3-(g) unchanged.]

U. 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 17.22.5.2 unchanged.]

17.22.5.3 Annual Exemptions. The maximum number of dates of competition in swimming and diving shall exclude the following:

[17.22.5.3-(a) through 17.22.5.3-(d) unchanged.]

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

[17.22.5.3-(f) through 17.22.5.3-(h) unchanged.]

V. 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 17.23.7.2 unchanged.]

17.23.7.3 Annual Exemptions. The maximum number of contests and dates of competition in tennis shall exclude the following:

[17.23.7.3-(a) through 17.23.7.3-(d) unchanged.]

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

[17.23.7.3-(f) through 17.23.7.3-(h) unchanged.]

W. 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 17.24.5.2 unchanged.]

17.24.5.3 Annual Exemptions. The maximum number of dates of competition in track and field shall exclude the following:

[17.24.5.3-(a) through 17.24.5.3-(d) unchanged.]

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

[17.24.5.3-(f) through 17.24.5.3-(h) unchanged.]

X. 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 17.25.1.5.2.1 unchanged.]

17.25.1.5.3 Annual Exemptions -- Men. The maximum number of dates of competition in men's volleyball shall exclude the following:

17.25.1.5.3.1 Certification Not Required.

[17.25.1.5.3.1-(a) through 17.25.1.5.3.1-(e) unchanged.]

(f) Hawaii, Alaska, Puerto Rico, Canada. Any days of competition played in Hawaii, Alaska ~~or~~, Puerto Rico, or Canada, respectively, either against or under the sponsorship of an active member institution located in Hawaii, Alaska ~~or~~, Puerto Rico, or Canada by a member institution located outside the area in question;

[17.25.1.5.3.1-(g) through 17.25.1.5.3.1-(i) unchanged.]

[17.25.1.6 through 17.25.2.7.2 unchanged.]

17.25.2.7.3 Annual Exemptions -- Women. The maximum number of dates of competition in women's volleyball shall exclude the following:

[17.25.2.7.3-(a) through 17.25.2.7.3-(d) unchanged.]

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

[17.25.2.7.3-(f) through 17.25.2.7.3-(h) unchanged.]

Y. Bylaws: Amend 17.26, as follows:

17.26 WATER POLO. Regulations for computing the men's and women's water polo playing season are set forth in Bylaw 17.1, General Playing-Season Regulations. (See Figure 17-1 and Figure 17-2.) (*Revised: 1/9/96 effective 8/1/96*)

[17.26.1 through 17.26.5.2 unchanged.]

17.26.5.3 Annual Exemptions. The maximum number of dates of competition in water polo shall exclude the following:

[17.26.5.3-(a) through 17.26.5.3-(f) unchanged.]

(g) Hawaii, Alaska, Puerto Rico, Canada - Men and Women. For men's and women's water polo, any date of competition played in Hawaii, Alaska ~~or~~, Puerto Rico, or Canada, respectively, either against or under the sponsorship of an active member institution located in Hawaii, Alaska ~~or~~, Puerto Rico, or Canada by a member institution located outside the area in question;

[17.26.5.3-(h) through 17.26.5.3-(j) unchanged.]

Z. 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 17.27.5.2 unchanged.]

17.27.5.3 Annual Exemptions. The maximum number of dates of competition in wrestling shall exclude the following:

[17.27.5.3-(a) through 17.27.5.3-(d) unchanged.]

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

[17.27.5.3-(f) through 17.27.5.3-(h) unchanged.]

Rationale: Division II institutions located in Canada will face unique obstacles in attracting institutions outside of their conference to their campus for competition. Under current legislation, Division II institutions may exempt contests and dates of competition played in Hawaii, Alaska and Puerto Rico from the permissible number of competitions, provided the competition is either against or under the sponsorship of an active member institution located in Hawaii, Alaska or Puerto Rico. This proposal provides an incentive for an institution located in the United States to schedule nonconference Division II competition in Canada since the contest may be exempted from the maximum contest limitations.

Review History:

February 15, 2010: Recommends Approval - Membership Committee

April 13, 2010: Approved in Concept - Management Council

April 29, 2010: Approved in Concept - Presidents Council

Title: DIVISION MEMBERSHIP -- DIVISION II MEMBERSHIP PROCESS --
INSTITUTION PROVIDING ERRONEOUS INFORMATION DURING THE
MEMBERSHIP PROCESS -- RESTRICTED MEMBERSHIP AND APPEAL PROCESS

Convention Year: 2011

Effective Date: August 1, 2011

Official Notice Number: 2011-9

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

Category: Presidents Council

Topical Area: Membership

Status: Ready for Consideration by Management Council

Intent: To specify that an institution that provides erroneous information to the Membership Committee during the membership process that is material, intentional and fallacious, and would have impacted the committee's decision to move the institution forward in the membership process, shall be subject to restricted-membership status for a period of one academic year for its entire athletics program (both men's and women's sports) following the time of discovery; further, to specify that the NCAA Division II Management Council shall hear and act on an institution's appeal of a decision made by the committee.

Bylaws: Amend 20.3, as follows:

20.3 DIVISION II MEMBERSHIP PROCESS

[20.3.1 through 20.3.3.5 unchanged.]

20.3.4 Restricted-Membership Status -- Institution Providing Inaccurate Information During Membership Process. An institution that provides erroneous information during the membership process that is material, intentional and fallacious, and would have impacted the committee's decision to move the institution forward in the membership process, shall be subject to restricted-membership status for a one academic year for the entire athletics program (both men's and women's sports) following the time of discovery.

20.3.4.1 Appeal -- Restricted-Membership Status. Appeals of the Membership Committee decision to place an institution in restricted membership status for providing erroneous information during the membership process shall be reviewed by the Division II Management Council.

Rationale: When an institution enters the Division II membership process, the Membership Committee relies on information provided by the applicant institution to move the institution through the membership process. Many times the committee does not discover that inaccurate information has been provided by an institution until after the institution has

become an active Division II member. Institutions in the membership process are not subject to investigation by the NCAA enforcement staff, and there is no way to penalize an institution that provides erroneous information during the process that is discovered once an institution is made an active member. This recommended change will allow the committee to place an institution in restricted membership status if it concludes that the erroneous information was material, intentional and fallacious, and would have affected the membership committee's decision to move the institution forward in the membership process. Institutions that inadvertently omit information may not be subject to the penalty. The recommended change also provides an appeal process for institutions. Institutions would have the ability to appeal the committee's decision to the Division II Management Council.

Review History:

February 15, 2010: Recommends Approval - Membership Committee

April 12, 2010: Approved in Concept - Management Council

April 29, 2010: Approved in Concept - Presidents Council



Form 10-1

Academic Year 2010-11

Certification of Compliance for Institutions

For: NCAA member institutions.
Action: Keep on file in the office of the director of athletics.
Due date: To be completed not later than **September 15.**
Required by: NCAA Bylaw 18.4.2.
Purpose: To certify compliance with NCAA rules.

TO: CHANCELLOR/PRESIDENT.

Name and address of your institution: _____

Chancellor/President telephone: _____

Division: _____

By signing and dating this form, you certify that your institution has met the requirements of NCAA Bylaw 18.4.2. You must do this certification each year in order for your institution to be eligible to enter a team or individual competitors in an NCAA championship. The following statements summarize the requirements of Bylaw 18.4.2:

1. You or your designated representative reviewed the NCAA rules and regulations with all staff members of your athletics department.
2. As of the date you sign this form, no current member of the coaching staff, within the past two years, has been:
 - a. Suspended from coaching by another member institution.
 - b. Prohibited from certain coaching-related activities as a result of violations while employed by another member institution, unless your institution has applied the prohibition equally.
 - c. Permitted to perform any coaching-related activities that the NCAA Division II Committee on Infractions has prohibited by a disciplinary action.
3. As best you can determine, the policies, procedures and practices of your institution, staff and representatives are in compliance with NCAA legislation. You have attached your Certification of Compliance for Staff Members of Athletics Departments (Form 10-2).

All returning staff members of your athletics department have signed the form affirming that they have reported to you knowledge of violations of legislation.

Your institution has:

- a. Published its regular entrance requirements.
- b. Published its requirements for progress toward degree.
- c. Certified that each student-athlete is in good academic standing and is maintaining progress toward degree as required by Bylaws 14.4.1, 14.4.2 and 14.4.3.

Your institution intends to maintain compliance with NCAA legislation.

Print or Type Name

Date

Signature of chancellor/president
(Acting chancellor's/president's signature is not acceptable)

What to do with this form:

- 1. Complete this form not later than September 15.
- 2. Keep a copy of this form in your files.
- 3. Forward this form to the office of the director of athletics. **It is not to be sent to the NCAA national office.**
- 4. Contact the NCAA academic and membership affairs staff at 317/917-6222 if you have questions about Form 10-1.



Form 10-2

Academic Year 2010-11

**Certification of Compliance for Staff
Members of Athletics Departments**

For: NCAA member institutions.
Action: Complete and keep on file in the office of the director of athletics.
Due date: To be completed not later than **September 15**.
Required by: NCAA Bylaw 18.4.2.
Purpose: To certify compliance with NCAA rules.

TO: RETURNING STAFF MEMBERS OF THE ATHLETICS DEPARTMENT.

Name of your institution: _____

Athletics department telephone: _____

Division: _____

Sign this form:

- If you were a staff member of the athletics department (including part-time staff members, graduate assistants and clerical staff) at this institution during the 2009-10 academic year and if you are returning for the 2010-11 academic year.

Do **not** sign this form:

- If you are a new employee for the 2010-11 academic year.

[Note: Forms incomplete as of September 15 will result in loss of eligibility for NCAA championships.]

Number of NCAA sports sponsored during the 2009-10 academic year: _____

By signing and dating this form, you certify that you have reported through the appropriate individuals on your campus to your chancellor/president any knowledge of violations of NCAA legislation involving your institution.

Name (Print or type)	Title [include sport(s)]	Signature	Date M/D/Y
_____	<u>Director of Athletics</u>	_____	____/____/____
_____	_____	_____	____/____/____
_____	_____	_____	____/____/____

[illegible]

1. Attach completed form to Form 10-1 (Certification of Compliance for Institutions) not later than September 15 and keep on file in the office of the director of athletics. **It is not to be sent to the NCAA national office.**
2. Contact the NCAA academic and membership affairs staff at the national office if you have questions regarding Forms 10-1 and 10-2.

1. Attach completed form to Form 10-1 (Certification of Compliance for Institutions) not later than September 15 and keep on file in the office of the director of athletics. **It is not to be sent to the NCAA national office.**
2. Contact the NCAA academic and membership affairs staff at the national office if you have questions regarding Forms 10-1 and 10-2.

**CERTIFICATION OF COMPLIANCE FOR INSTITUTIONS/
CERTIFICATION OF COMPLIANCE FOR STAFF
MEMBERS OF ATHLETICS DEPARTMENTS**

Completion Checklist

1. Have **ALL** returning athletics department staff members, including volunteers, signed this form?
2. Has an explanation been provided in the signature blank for each nonreturning staff member (e.g., "no longer employed" typed on the signature line)?
3. Have copies of Forms 10-1 and 10-2 been made in the event the originals are misplaced?
4. Have the forms been filed in the office of the director of athletics?

[Note: Please remember forms 10-1 and 10-2 are to be filed in the office of the director of athletics. The forms **are not** to be sent to the NCAA national office.]

**CERTIFICATION OF COMPLIANCE FOR INSTITUTIONS/
CERTIFICATION OF COMPLIANCE FOR STAFF MEMBERS
OF ATHLETICS DEPARTMENTS**

Common Questions and Answers

Question No. 1: Is the institution required to submit Forms 10-1 and 10-2 to the national office not later than September 15?

Answer: No. At the 1995 NCAA Convention, legislation was adopted to keep these compliance forms on campus. Therefore, the institution should not send Forms 10-1 and 10-2 to the national office. The forms should be completed and filed in the office of the director of athletics not later than September 15.

Question No. 2: Which athletics department staff members are required to sign and date Form 10-2, the Certification of Compliance for Staff Members of Athletics Departments?

Answer: Form 10-2 must be signed and dated by all athletics department staff members (including, but not limited to, part-time staff members, graduate assistants, clerical staff, volunteers and midyear hires) who were at the institution during the

academic year (2009-10) preceding the September 15 deadline. New athletics department staff members for this academic year (2010-11) are not required to sign and date the form.

Question No. 3: Must the names of 2009-10 staff members who are not returning be listed on the form?

Answer: Though a nonreturning staff member does not have to sign the form, it is best to list his or her name, indicating in the respective signature blank that he or she is not returning. If names of nonreturning staff members are not listed the timeliness of recording completed forms may be compromised.

Question No.4: Must a staff member with multiple responsibilities sign more than once?

Answer: No. However, all titles and sports must be listed by his or her signature.

Question No. 5: Must a staff member who is returning to the institution, but NOT returning to the athletics department, sign the form?

Answer: No.

Question No. 6: Must the entire date be completed?

Answer: Yes.

Question No. 7: Must volunteers sign the form?

Answer: Yes.

Question No. 8: How can I obtain a copy of Forms 10-1 and 10-2?

Answer: These forms are available via the NCAA Web site at www.ncaa.org.



Form 10-3b

Academic Year 2010-11

Student-Athlete Statement – NCAA Division II

For: Student-athletes.
Action: Sign and return to your director of athletics.
Due date: Before you first compete each year.
Required by: NCAA Constitution 3.2.4.5 and NCAA Bylaws 14.1.3 and 30.13.
Purpose: To assist in certifying eligibility.
Effective Date: This NCAA Division II statement/consent form shall be in effect from the date this document is signed and shall remain in effect until a subsequent Division II Student-Athlete Statement/Drug-Testing Consent form is executed.

Student-Athlete: _____
 (Please print name)

Name of your institution: _____

Sport: _____

This form has six parts: a statement concerning eligibility, a Buckley Amendment consent, a statement concerning the promotion of NCAA championships and other NCAA events, results of drug tests, an affirmation of a valid ACT or SAT score and a statement concerning the amateur status of the student-athlete subsequent to the request of final certification by the NCAA Eligibility Center. If you are an incoming freshman you must sign parts I through VI of this form to participate in intercollegiate competition. If you are a transfer or continuing student-athlete, you must sign parts I through V.

By signing this form, you affirm you have received and will read the Summary of NCAA Regulations, or another outline or summary of NCAA legislation, provided by your director of athletics or read the bylaws of the NCAA Division II Manual that deal with your eligibility. You are responsible for knowing and understanding the application of all NCAA Division II bylaws related to your eligibility. If you have any questions, you should discuss them with your director of athletics, or you may contact the NCAA at 317/917-6222 or consult the NCAA Web site at www.ncaa.org.

The conditions that you must meet to be eligible and the requirement that you sign this form are indicated in the following articles and bylaws of the Division II Manual:

- NCAA Bylaws 10, 12, 13, 14, 15, 16, 18.4 and 31.2.3.
-

Part I: Statement Concerning Eligibility.

You affirm that you have been provided and will read the Summary of NCAA Regulations, or another outline or summary of NCAA legislation, or the relevant sections of the Division II Manual and that your director of athletics (or his or her designee) gave you the opportunity to ask questions about them.

You affirm that you have knowledge of and understand the application of NCAA Division II bylaws related to your eligibility.

By signing this part of the form you affirm that, to the best of your knowledge, you have not violated any NCAA regulations.

You affirm that you meet the NCAA regulations for student-athletes regarding eligibility, recruitment, financial aid, amateur status and involvement in organized gambling.

You affirm that you are aware of the NCAA drug-testing program and that you have signed the 2010-11 Drug-Testing Consent (Form No. 10-3e).

You affirm that you will report to the director of athletics of your institution any violations of NCAA regulations involving you and your institution.

You affirm that you understand that if you sign this statement falsely or erroneously, you violate NCAA legislation regarding ethical conduct and you further will jeopardize your eligibility.

Name of student-athlete (please print)

Date of birth

Age

Signature of student-athlete

Home address (Street or P.O. Box)

Date

Home city, state, and zip code

Sport(s)

Part II: Buckley Amendment Consent.

By signing this part of the form you certify that you agree to disclose your education records.

You understand that this entire form and the results of any NCAA drug test you may take are part of your education records. These records are protected by the Family Educational Rights and Privacy Act of 1974 and they may not be disclosed without your consent.

You give your consent to disclose only to authorized representatives of this institution, its athletics conference (if any) and the NCAA, the following documents:

1. This form;
2. Results of NCAA drug tests and related information and correspondence;
3. Results of positive drug tests administered by non-NCAA national or international sports governing body;
4. Any transcript from your high school, this institution or any junior college or other four-year institution you have attended;
5. Precollege test scores, appropriately related information and correspondence (e.g., testing sites, dates and letters of test-score certification or appeal) and, where applicable, information relating to eligibility for or conduct of nonstandard testing;
6. Graduation status;
7. Race and gender identification;
8. Diagnosis of any education-impacting disabilities;
9. Accommodations provided or approved and other information related to any education-impacting disabilities in all secondary and postsecondary schools;
10. Records concerning your financial aid; and
11. Any other papers or information pertaining to your NCAA eligibility.

You agree to disclose these records only to determine your eligibility for intercollegiate athletics, your eligibility for athletically related financial aid, for evaluation of school and team academic success, for awards and recognition programs highlighting student-athlete academic success, for purposes of inclusion in summary institutional information reported to the NCAA (and which may be publicly released by it), for NCAA longitudinal-research studies and for activities related to NCAA compliance reviews. You will not be identified by name by the NCAA in any such published or distributed information.

Further, you authorize the NCAA to disclose personally identifiable information from your educational records (including information regarding any NCAA violations in which you may become involved while you are a student-athlete) to a third party (including but not limited to the media) as necessary to correct inaccurate statements reported by the media or related to a student-athlete reinstatement case, infractions case or waiver request or to recognize your selection for an academic award (e.g. Elite 88). You also agree that necessary case information (i.e., information from your student-athlete reinstatement case, infractions case or waiver request) may be published or distributed to third parties as required by NCAA bylaws, policies or procedures. You will not be identified by name by the NCAA in any such published or distributed information.

Name of student-athlete (please print)

Signature of student-athlete

Date

Part III: Promotion of NCAA Championships, Events, Activities or Programs.

You authorize the NCAA [or a third party acting on behalf of the NCAA (e.g., host institution, conference, local organizing committee)] to use your name or picture in accordance with NCAA Bylaw 12.5.1.1, including to promote NCAA championships or other NCAA events, activities or programs.

Name of student-athlete (please print)

Signature of student-athlete

Date

Part IV: Results of Drug Tests.**1. Future positive test – all student-athletes sign.**

Should I test positive for a substance banned by the NCAA and/or by a non-NCAA national or international sports governing body; violate their drug-testing protocol; or fail to show for their drug test, at any time after I sign this statement, I acknowledge I must report the results to my director of athletics.

Name (please print)

Date

Signature of student-athlete

2. Positive test by NCAA or other sports governing body -- sign either A or B.**A. No positive drug test.**

I affirm that I have never tested positive for a substance banned by the NCAA and/or by a non-NCAA national or international sports governing body; or violated their drug-testing protocol; or failed to show for their drug test.

Name (Please Print)

Signature of student-athlete

Date

B. Positive drug test.

I have tested positive for a substance banned by the NCAA and/or by a non-NCAA national or international sports governing body; or violated their drug-testing protocol; or failed to show for their drug test. Should I subsequently transfer, I am obligated to report this to the transferring institution.

Name

Signature

Date of test

Organization conducting test

Substance

Are you currently under such a drug-testing suspension? Yes ____ No ____

Part V: Affirmation of Status as an Amateur Athlete.

You affirm that you have read and understand the NCAA amateurism rules.

By signing this part of the form you affirm that, to the best of your knowledge, you have not violated any amateurism rules since you requested a final certification from the Eligibility Center or since the last time that you signed a Division II student-athlete statement, whichever occurred later.

You affirm that since requesting a final certification from the Eligibility Center, you have not provided false or misleading information concerning your amateurism status to the NCAA, the Eligibility Center and the institution's athletics department, including administrative personnel and the coaching staff.

Name of student-athlete (please print)

Date

Signature of student-athlete

Part VI: Incoming Freshmen – Affirmation of Valid ACT or SAT Score.

You affirm that, to the best of your knowledge, you have received a validated ACT and/or SAT score. You agree that, in the event you are or have been notified by ACT or SAT of the possibility of an invalidated test score, you immediately will notify the director of athletics of your institution.

Name of student-athlete (please print)

Date

Signature of student-athlete

What to do with this form: Sign and return it to your director of athletics before you first compete. This form is to be kept in the director of athletics' office for **six years**.

Any questions regarding this form should be referred to your director of athletics or you may contact the NCAA at 317/917-6222.



Form 10-3e

Academic Year 2010-11

Drug-Testing Consent – NCAA Division II

For:	Student-athletes.
Action:	Sign and return to your director of athletics.
Due date:	In sports in which the Association conducts year-round drug testing, at the time your intercollegiate squad first reports for practice or the first day of competition (whichever date occurs first).
Required by:	NCAA Constitution 3.2.4.6 and NCAA Bylaw 14.1.4.
Purpose:	To assist in certifying eligibility.

Requirement to sign Drug Testing Consent Form.

Name of your institution: _____

You must sign this form to participate (i.e., practice or compete) in intercollegiate athletics per NCAA Constitution 3.2.4.6 and NCAA Bylaw 14.1.4. If you have any questions, you should discuss them with your director of athletics.

Consent to Testing.

You agree to allow the NCAA to test you in relation to any participation by you in any NCAA championship or in any postseason football game certified by the NCAA for the banned drugs listed in Bylaw 31.2.3 (attached). Additionally, if you participate in a Division II NCAA sport, you also agree to be tested on a year-round basis.

Consequences for a positive drug test.

By signing this form, you affirm that you are aware of the NCAA drug-testing program, which provides:

1. A student-athlete who tests positive shall be withheld from competition in all sports for a minimum of 365 days from the drug test collection date and shall lose a year of eligibility.
2. A student-athlete who tests positive has an opportunity to appeal the positive drug test.
3. A student-athlete who tests positive a second time for the use of any drug, other than a "street drug" shall lose all remaining regular-season and postseason eligibility in all sports. A combination of two positive tests involving street drugs (marijuana, THC or heroin) in whatever order, will result in the loss of an additional year of eligibility
4. The penalty for missing a scheduled drug test is the same as the penalty for testing positive for the use of a banned drug other than a street drug.
5. If a student-athlete immediately transfers to a non-NCAA institution while ineligible because of a positive NCAA drug test and competes in collegiate competition within the 365 day period at a non-NCAA institution, the student-athlete will be ineligible for all NCAA regular-season and postseason competition until the student-athlete does not compete in collegiate competition for a 365 day period.

Signatures.

By signing below, I consent:

1. To be tested by the NCAA in accordance with NCAA drug-testing policy, which provides among other things that:
 - a. I will be notified of selection to be tested;
 - b. I must appear for NCAA testing or be sanctioned for a positive drug test; and
 - c. My urine sample collection will be observed by a person of my same gender;
2. To accept the consequences of a positive drug test;
3. To allow my drug-test sample to be used by the NCAA drug-testing laboratories for research purposes to improve drug-testing detection;
4. To allow disclosure of my drug-testing results only for purposes related to eligibility for participation in NCAA competition.

I understand that if I sign this statement falsely or erroneously, I violate NCAA legislation on ethical conduct, and will jeopardize my eligibility.

Date

Signature of student-athlete

Date

Signature of parent (if student-athlete is a minor)

Name (please print)

Date of birth

Age

Home address

Sport(s)

What to do with this form: Sign and return it to your director of athletics at the time your intercollegiate squad first reports for practice or before the first date of competition (whichever date occurs first). This form is to be kept on file at the institution for **six years**.

2010-11 NCAA Banned Drugs

1. The NCAA bans the following classes of drugs.

- a. Stimulants;
- b. Anabolic Agents;
- c. Alcohol and Beta Blockers (banned for rifle only);
- d. Diuretics and Other Masking Agents;
- e. Street Drugs;
- f. Peptide Hormones and Analogues;
- g. Anti-estrogens; and
- h. Beta-2 Agonists.

Note: Any substance chemically related to these classes is also banned.

The institution and the student-athlete shall be held accountable for all drugs within the banned drug class regardless of whether they have been specifically identified.

2. Drugs and Procedures Subject to Restrictions.

- a. Blood Doping;
- b. Local Anesthetics (under some conditions);
- c. Manipulation of Urine Samples;
- d. Beta-2 Agonists permitted only by prescription and inhalation;
- e. Caffeine if concentrations in urine exceed 15 micrograms/ml.

3. NCAA Nutritional/Dietary Supplements Warning.

- **Before consuming any nutritional/dietary supplement product, review the product with your athletics department staff!**
 - (1) Dietary supplements are not well regulated and may cause a positive drug test result.
 - (2) Student-athletes have tested positive and lost their eligibility using dietary supplements.
 - (3) Many dietary supplements are contaminated with banned drugs not listed on the label.
 - (4) Any product containing a dietary supplement ingredient is taken at your own risk.

**It is your responsibility to check with the appropriate athletics staff
before using any substance.**

Some Examples of NCAA Banned Substances in Each Drug Class

NOTE: There is no complete list of banned drug examples!!

Check with your athletics department staff before you consume any medication or supplement.

- 1. Stimulants.**
e.g., amphetamine (Adderall); caffeine (guarana); cocaine; ephedrine; fenfluramine (Fen); methamphetamine; methylphenidate (Ritalin); phentermine (Phen); synephrine (bitter orange); etc.

Exceptions: phenylephrine and pseudoephedrine are not banned.
- 2. Anabolic Agents** (sometimes listed as a chemical formula, such as 3,6,17-androstenetrione).
e.g., boldenone; clenbuterol; DHEA; nandrolone; stanozolol; testosterone; methasterone; androstenedione; norandrostenedione; methandienone; etiocholanolone; trenbolone; etc.
- 3. Alcohol and Beta Blockers** (banned for rifle only).
e.g., alcohol; atenolol; metoprolol; nadolol; pindolol; propranolol; timolol; etc.
- 4. Diuretics and Other Masking Agents** (water pills).
e.g., bumetanide; chlorothiazide; furosemide; hydrochlorothiazide; probenecid; spironolactone (canrenone); triameterene; trichlormethiazide; etc.
- 5. Street Drugs.**
e.g., heroin; marijuana; tetrahydrocannabinol (THC); (no other substances are classified as NCAA street drugs).
- 6. Peptide Hormones and Analogues.**
e.g., growth hormone(hGH); human chorionic gonadotropin (hCG); erythropoietin (EPO); etc.
- 7. Anti-Estrogens.**
e.g., anastrozole; tamoxifen; formestane; 3,17-dioxo-etiochol-1,4,6-triene(ATD); etc.
- 8. Beta-2 Agonists:**
e.g., bambuterol; formoterol; salbutamol; salmeterol; etc.

Any substance that is chemically related to the class of banned drugs is also banned (unless otherwise noted)!

NOTE: Information about ingredients in medications and nutritional/dietary supplements can be obtained by contacting the Resource Exchange Center, REC, 877/202-0769 or www.drugfreesport.com/rec password ncaa1, ncaa2 or ncaa3.

**It is your responsibility to check with the appropriate athletics staff
before using any substance.**

**Form 10-5g****Academic Year 2010-11****Instructions for Squad Lists – NCAA Division II**

For:	NCAA Division II institutions; NCAA Division III institutions with multidivision classification.
Action:	Complete appropriate squad list for each sport and file in the director of athletics' office.
Due date:	First day of outside competition in the sport.
Required by:	NCAA Bylaw 15.5.5.2.
Purpose:	To qualify student-athletes for intercollegiate competition and assess compliance with NCAA financial aid rules.

TO: DIRECTOR OF ATHLETICS.

To be eligible to represent an institution in intercollegiate athletics competition, a student-athlete shall be included on the institution's squad lists. (NCAA Bylaw 15.5.5.1)

You must complete a squad list (Form 10-5g) for each sport by the first day of outside competition and keep the lists on file in your office. During the year, revise the list whenever a student-athlete joins the squad or a current squad member's status changes. All student-athletes listed on the squad lists must have signed a drug-testing consent form. [Bylaw 15.5.5.3]

Use the version of the squad list that is appropriate for your division and sport. This set of instructions tells you how to fill out the Division II form:

<u>Form</u>	<u>Division/Sport</u>
10-5g	All Division II sports.

Column on Squad Lists.**Name/ID Number.****Instructions.**

Type or print the name and ID number of each student-athlete in the specified sport. Include partial qualifiers, nonqualifiers and students who are fulfilling a transfer-residence requirement or an injury-hardship waiver.

[Note: Any student-athlete who signs a drug-testing consent form must be included on the institution's squad lists and any student-athlete who is included on the squad lists must have signed a drug-testing consent form pursuant to Bylaw 14.1.4. See Bylaws 14.1.4.1 and 15.5.5.3.]

Eligible to Compete.	Use this column to indicate whether a student-athlete is eligible (Y) or not eligible (N) to represent the institution in competition pursuant to all NCAA, conference and institutional eligibility requirements.
Status of Student.	Describe the status of the student-athlete in these five columns:
Term First Enrolled at Any Institution.	Indicate the term and year of the regular academic year (excluding summer) that the student-athlete first enrolled at any collegiate institution full time. Use F for fall, W for winter and S for spring.
Term First Enrolled at Your Institution.	Indicate the term and year of the regular academic year (excluding summer) that the student-athlete first enrolled at your institution full time. Use F for fall, W for winter and S for spring.
Number of Years Received Financial Aid.	Indicate the number of years the student-athlete has received institutional financial aid, not including this year. (See Bylaw 15.02.4.1 for applicable definition of “institutional financial aid.”)
Number of Seasons Used.	Indicate the number of seasons of competition the student-athlete has used, not including this year. [Note: For student-athletes who do not qualify for four years of competition (e.g., nonqualifiers, partial qualifiers), a notation may be used to indicate the total number of seasons of eligibility available.]
Recruited Per Bylaw 13.02.10.1.	Indicate whether your institution recruited the student-athlete as defined in Bylaw 13.02.10.1. Use Y for yes and N for no.
Financial Aid.	Describe the financial aid each student is receiving in these four columns:
Period of Award.	Use FY if the award is for the full academic year. Use IS for one semester or IQ for one quarter if the award is for less than the full-academic year.

Amount of Athletics Grant.

Indicate the dollar amount your institution awarded the student-athlete in athletics grants-in-aid.

Amount of Other.

Indicate the dollar amount of institutional financial aid (other than athletics grants-in-aid) as set forth in Bylaw 15.02.4.1. (See Bylaw 15.02.4.3 and Bylaw 15.5.2.2.1 in reference to institutional financial aid that is not countable for equivalency purposes.)

Total Countable Aid.

Indicate the dollar amount of the total countable financial aid by adding the amounts of any athletics grants-in-aid and other countable aid. [Note: **Do not** include the countable aid awarded to **exempt** student-athletes (See “Exempt” below.) **except** for student-athletes who have exhausted their eligibility in a sport during a previous academic year (Bylaw 15.5.1.4) or have a medical exception per Bylaw 15.5.1.] Enter the total in the box provided.

Exempt.

Indicate whether the student-athlete is exempt from counting against your team limits on financial aid awards. Use **Y** for yes. Student-athletes are exempt if they meet one of the following conditions:

- They receive institutional financial aid as set forth in Bylaw 15.02.4.1 for which you have on file a statement that the aid was granted without regard to athletics ability (Bylaw 15.5.1-(b)); or

Multiple-sport student-athletes must be listed on all squad lists for sports in which the student-athlete participates. For purposes of counting against your team limit, however, the student-athlete shall be counted in one or more sports as specified on the individual’s financial aid agreement. (See Bylaw 15.5.3 to determine which sports take precedence in counting against team limits).

Countable Players.

Fill in the columns for each student-athlete who is not exempt. Be sure that you are using the right version of the squad list for your division and sport. The instructions that follow for the “Countable Players” section are different depending on the version.

Change in Status.

Use this section to indicate a student-athlete's change in status during the academic year. Be sure you are using the right version of the squad list for your division and sport. The instructions that follow for the "Change in Status" section are different depending on the version.

These instructions are for use with: Form 10-5g (All Division II Sports).

Countable Players.

Total Cost for Tuition and Fees, Room and Board, and Books.

Indicate the total of each student-athlete's cost for tuition and fees, room and board, and required course-related books, based on the actual cost or average cost of a full grant-in-aid for all students at your institution. [Note: If you use the average-cost method, do not combine in-state tuition and out-of-state tuition to arrive at a single average cost for tuition. Calculate separate average educational costs for in-state and out-of-state students.]

Equivalent Award.

Indicate a figure by dividing each student-athlete's total countable aid by his or her cost for tuition and fees, room and board, and required course-related books, rounded off to two decimal places (e.g., .75). [Note: If you use the **actual** cost for tuition and fees, room and board, and books, the equivalent award is calculated by dividing the **actual** amount of institutional financial aid received by the student-athlete (numerator) by the actual value of a full grant-in-aid (denominator). If you use the **average** cost for tuition and fees, room and board, and books, the equivalent award is calculated by dividing the **average** amount of institutional financial aid received by the student-athlete (numerator) by the **average** value of a full grant-in-aid for all students at your institution (denominator). In addition, an institution may use either the actual or average amount of institutional financial aid received by a student-athlete as the numerator and either the actual or average amount of the full grant-in-aid value in the denominator.]

How to Calculate Your Total Countable Players:

Equivalent award. Add the figures and compare this total to the limits specified in Bylaw 15.5.2.1.

Change in Status. Use these two columns to indicate a student-athlete's change in status during the academic year (i.e., student-athlete is no longer an active participant in the sport).

Reason. Indicate a reason for a change in status as follows:

- Cut or dismissed from team;
- Exhausted eligibility in the sport;
- Graduated;
- Medical exception resulting from career-ending injury or condition;
- Quit the team; or
- Withdrew.

Use **C** for cut or dismissed, **E** for exhausted eligibility, **G** for graduated, **M** for medical exception, **Q** for quit the team and **W** for withdrew from institution.

Date. Indicate the effective date of the change in status.

Institution: _____ **City:** _____ **State:** _____

[illegible]**Total:**

Form completed by: _____
Signature Title

Phone: _____ Date: _____

Form approved by: _____

Signature (Athletics Director) _____ Title _____

Phone: _____ Date: _____

Form approved by: _____

Signature (Head Coach) _____ Title _____

Phone: _____ Date: _____



Form 10-10b

Academic Year 2010-11

**General Amateurism and Eligibility Form for International
and Select Student-Athletes – NCAA Division II**

For: NCAA Division II institutions.
Action: Complete for each international student-athlete, and file at your institution with other eligibility documents.
Due Date: The student-athlete's first day of practice or outside competition.
Required by: NCAA Bylaw 14.1.6.
Purpose: To qualify international student-athletes for intercollegiate practice or competition and assess compliance with NCAA general amateurism and eligibility rules.

(Note: This form is required in addition to the amateurism certification completed by the NCAA Eligibility Center.)

Student-Athlete: _____
(Please print name)

Name of your institution: _____

Sport: _____

Part I: Institutional Guidelines.

To be eligible to represent an institution in intercollegiate athletics practice or competition, an international/select student-athlete shall be certified as eligible using this form. An international/select student-athlete is a student-athlete who either: (a) is not a United States citizen; or (b) resides in an unincorporated or commonwealth territory of the United States; or (c) has participated in foreign-athletics activities or was associated as an athlete with a foreign-athletics organization.

Each international/select student-athlete who is participating for the first time in intercollegiate athletics at the certifying institution should be given this form to complete and to sign. The form should be completed in the presence of the institution's eligibility-certification official. It will be necessary for an institutional administrator to assist the student-athlete in understanding terms and to ensure that the student-athlete responds to all items. Subsequent to the student-athlete completing the form, the institution's eligibility official is responsible for investigating any answers that may result in ineligibility. Further, the statement must be signed by the institution's eligibility official and the student-athlete's head coach prior to the student-athlete engaging in competition. The completed form shall be maintained on file at the institution with other eligibility documents. [See Bylaw 14.1.6]

Please be aware that your institution is responsible for:

1. Reviewing Bylaw 10.1 with the student-athlete to ensure that all information is provided truthfully and that the student-athlete is aware that further eligibility consequences could result if false and misleading information is provided.
2. Verifying the validity of the information provided by the student-athlete.

3. Analyzing the information submitted by the student-athlete and applying NCAA general amateurism and eligibility rules, particularly those related to amateurism, to determine the student-athlete's general eligibility. (NCAA Manual citations are included after each item to assist in this effort.)
4. Contacting the NCAA academic and membership affairs staff for assistance in determining the correct application of NCAA rules.
5. Advising the student-athlete that the information being provided through this form can affect the individual's eligibility.

[Note: International/Select student-athletes also must sign the NCAA Student-Athlete Statement, NCAA Affirmation of Eligibility and NCAA Drug-Testing Consent Forms.]

Part II – International/Select Student-Athlete Information.

[Please note that this section is to be completed by the student-athlete.]

To be eligible for intercollegiate athletics practice and competition, every student-athlete must meet all applicable NCAA eligibility requirements. As an international/select student-athlete, you are being asked to complete this form because it will make it easier for your institution to determine your eligibility under NCAA rules.

This questionnaire does not relate to your admission to the school -- the admissions office of your institution will handle that process separately.

You must respond to each item below and sign the form to compete in intercollegiate athletics at an NCAA institution. (Use "N/A" if the question does not apply to you.) Ask an administrator at your institution for help if you do not understand an item. (References to NCAA bylaws that follow each item are for your institution's use.) The institution's eligibility-certification official and your head coach also must sign the completed form and keep it on file at the institution with other eligibility documents.

Please note that the information you provide on this form will be used to certify your eligibility and thus may impact your eligibility to compete at an NCAA institution. In addition, under NCAA legislation you are required to provide accurate information. The knowing provision of false and misleading information on this form may result in additional consequences to your NCAA eligibility.

[Note: In completing the following items, please use the back of the pages if you need additional space.]

A. General Information.

Full Name: _____ Sport(s): _____

Home Country: _____

Date of Birth: ____/____/____ Date of High School Graduation: ____/____/____
Month Day Year Month Year

Government Identification Number: _____

[Note: This is similar to the U.S. Social Security Number.]

International student-athletes must provide appropriate visa and/or other government documentation in accordance with local, state and federal laws, and member institutions will be required to maintain copies of such documentation on file in the athletics department.

B. Educational Background.

Please describe below your educational experience:

Please list all schools attended (e.g., high schools, preparatory schools, etc).

Year	School	Country	Tuition Required & Amount	Degree Received

1. Did you at any time discontinue full-time high school enrollment?

(Please circle) YES NO

If “YES”, when? _____.

2. For all schools where tuition was required, please indicate who (parents, coach, school, athletics team, government, family friend, other individual, etc.) paid for your expenses. (Bylaw 12.1.2.1.3)

School	Tuition Paid By

3. Did you ever attend classes in a regular term as a full-time student (not a vacation or holiday term) at a collegiate institution in the United States or abroad?

(Please circle) YES NO

If yes, please provide the name of the institution(s) and the years attended.
(Bylaw 14.2.2)

Institution	Years Attended

C. Participation in Athletics.

1. Participation on an organized team.

Please list all organized teams in which you engaged in practice or competition, including tryouts, and include the years participated.

Team	Year

Please respond to the following questions regarding your participation on the teams mentioned.

- a. Did you or any of your teammates receive actual and necessary expenses for your participation on any of the teams mentioned above? (Bylaws 12.02.4 and 12.1.1)

(Please circle) YES NO

If the answer is yes, please indicate which team provided the expenses and what expenses were paid.

Team	Expenses Paid

- b. Did you sign any type of contract or agreement to participate on any of the teams mentioned in section one? (Bylaw 12.1.2)

(Please circle) YES NO

If yes, for which team and please provide a copy of the agreement signed.

2. Participation as an individual.

Please list all events in which you participated, the years participated, and the amount of prize money and or expenses you received for your participation.

Event	Year	Prize Money	Expenses

3. Additional issues.

- a. Have you accepted any other benefits not listed on this form from individuals other than your parents or legal guardians? (Bylaw 12.1.2.1.6)

(Please circle) YES NO

- b. Have you ever been involved in an advertisement or promotional activity? (Bylaw 12.5)

(Please circle) YES NO

If yes, please list activities. _____

- c. Have you ever accepted any remuneration (e.g., pay) of any kind for your participation in an advertisement or promotional activity? (Bylaw 12.5.1)

(Please circle) YES NO

- d. Did you or someone on your behalf ever pay a recruiting service or another individual to assist you in finding an institution or obtaining an athletics scholarship? (Bylaw 12.3.3.1)

(Please circle) YES NO

- e. Who paid for your transportation to the United States?

- f. When did you first arrive in the United States?

- g. Where did you live once you arrived in the United States?

- h. Did you ever have any contact with an agent or a runner? (Bylaw 12.3.1)

(Please circle) YES NO

If yes, did you sign any kind of agreement with the agent?

(Please circle) YES NO

Did you accept any benefits from an agent or a runner?

(Please circle) YES NO

Part III – International/Select Student-Athlete Information.

Part III of this form is to be completed by your institution's eligibility-certification officer based on the above responses.

Please proceed to the last page and complete the international student-athlete affirmation and return this form to the appropriate athletics department officials.

The purpose of the information below is to ascertain whether the individual has previously been involved with a team or in individual competition that would compromise the individual's amateur status pursuant to Bylaw 14.2.4.2.

The following questions will enable the NCAA member institution to better determine the individual's eligibility status.

Question No. 1 Did the student-athlete graduate from high school pursuant to his or her expected date of high school graduation?

(Please circle) YES NO

(Please see the NCAA Web site and the NCAA Guide to International Academic Standards for Athletics Eligibility for information on high school graduation dates for various countries.)

If no, proceed to Part A.

If yes, answer Question No. 2.

Question No. 2 Did the student-athlete enroll in a collegiate institution as a full-time student in a regular academic term at his or her first opportunity immediately following his or her graduation?

(Please circle) YES NO

If no, proceed to Part A.

If yes, skip to Part B.

Part A: Amateurism Issues.

For 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 (the next opportunity to enroll after the one calendar-year period has elapsed) following high school graduation, please answer the following questions regarding each consecutive 12-month period after the one-year time period and before initial full-time collegiate enrollment.

Yes	No	
___	___	1. Did the individual participate in any competition scheduled in advance? [Bylaw 14.2.4.2.1.2(a)]
___	___	2. Did the individual participate in any competition in which official score is kept? [Bylaw 14.2.4.2.1.2(b)]
___	___	3. Did the individual participate in any competition in which individual or team standings or statistics are maintained? [Bylaw 14.2.4.2.1.2(c)]
___	___	4. Did the individual participate in any competition in which an official timer or game officials are used? [Bylaw 14.2.4.2.1.2(d)]
___	___	5. Did the individual participate in any competition in which admission is charged? [Bylaw 14.2.4.2.1.2(e)]
___	___	6. Did the individual participate in any competition in which teams are regularly formed or team rosters are predetermined? [Bylaw 14.2.4.2.1.2(f)]
___	___	7. Did the individual participate in any competition in which team uniforms are used? [Bylaw 14.2.4.2.1.2(g)]
___	___	7. Did the individual participate in any competition in which an individual or team is privately or commercially sponsored? [Bylaw 14.2.4.2.1.2(h)]
___	___	8. Did the individual participate in a competition that is either directly or indirectly sponsored, promoted or administered by an individual, an organization or any other agency? [Bylaw 14.2.4.2.1.2(i)]

If the answer to any of the questions in Part A is “YES”, then the individual may be subject to the organized competition or training prior to collegiate enrollment rule (Bylaw 14.2.4.2) and it is the responsibility of the institution to determine how many seasons of eligibility were used based on the participation history of the student-athlete. Further, if the student-athlete is subject to the provisions in Bylaw 14.2.4.2, then he or she must fulfill an academic year in residence without competing in the specific sport at any NCAA institution. Please note that there are exceptions to Bylaw 14.2.4.2 stated in Bylaws 14.2.4.2.3.2 (U.S. Armed Services), 14.2.4.2.3.3 (national/international competition exception), 14.2.4.2.3.4 (postgraduate college preparatory) and 14.2.4.2.3.5 (skiing exception).

Part B: Additional Amateurism Issues.

Yes	No	
___	___	1. Has the individual ever agreed (orally or in writing) to be represented by an agent for the purposes of marketing his or her athletics ability? [Bylaw 12.3.1]
___	___	2. Has the individual ever entered into an agreement (verbal or written) with an agent for representation in future professional sports organizations? [Bylaw 12.3.1.1]
___	___	3. Has the individual, his or her relatives or friends ever accepted transportation or other benefits from an agent? [Bylaw 12.3.1.2]

If the answer to any of the questions in Part B is “YES” the individual may have jeopardized his or her amateur status and may not be eligible for intercollegiate competition in a particular sport. Therefore, it is incumbent on the institution to further investigate the individual’s amateur status.

INTERNATIONAL/SELECT STUDENT-ATHLETE’S AFFIRMATION

By signing below, I, _____, affirm that I have discussed the information
(Student-Athlete’s Name)

I provided on this form with the eligibility-certification official at _____
(Name of Your NCAA Institution)

to determine my eligibility for participation in intercollegiate athletics. I have completed and reviewed the responses to the questionnaire above and agree that the information is correct. I understand that if I knowingly have given false or misleading answers to these questions, I will jeopardize my eligibility for participation in intercollegiate athletics at NCAA member institutions.

Student-athlete signature

Date

[Note: You may wish to keep a copy of this form should you enroll at or transfer to another NCAA institution.]

ELIGIBILITY-CERTIFICATION OFFICIAL’S AFFIRMATION

By signing below, I, _____, affirm that I have
(Eligibility-Certification Official’s Name)

reviewed the responses to the questionnaire above, as well as other information, and agree that
_____ has met all academic eligibility requirements (including certification
(Student-Athlete’s Name)

by the NCAA Eligibility Center, if a freshman) and other general-eligibility requirements and, therefore, is eligible for participation in intercollegiate athletics.

Eligibility-Certification Official’s Signature

Date

HEAD COACH’S AFFIRMATION

By signing below, I, _____, affirm that the information provided by the student-athlete is accurate to the best of my knowledge. I understand that I am responsible under Bylaw 10.1 to provide truthful information.

Head Coach’s Signature

Date

**Student-Athlete Authorization/Consent for
Disclosure of Protected Health Information**

I, _____ hereby authorize _____
Name of Student-Athlete Name of my Institution

and its physicians, athletic trainers and health care personnel to disclose my protected health information including, without limitation, any information regarding any injury, illness, treatment or participation related to or affecting my training for and participation in intercollegiate athletics to the National Collegiate Athletic Association (NCAA), and its designated employees, agents and/or contractors. I further authorize the NCAA to disclose, and/or use, such information as provided herein.

I understand that my participation and protected health information, including, without limitation, injuries or illnesses resulting from or affecting training for or participation in athletics, may be disclosed to, and/or used by, the NCAA, and any third party expressly authorized by the NCAA to receive such information for the purposes described in this paragraph. The information provides NCAA committees, athletics conferences and individual schools, and NCAA-approved researchers with injury, relevant illness and participation information that does not identify individual student-athletes or schools. The data provide the Association and other groups with an information resource upon which to base and evaluate the effectiveness of health and safety rules and policy, and to study other sports medicine questions. Selected de-identified summary (aggregate) data also are made accessible to the general public as a service to further the general understanding of athletic injury patterns.

I understand that my protected health information is protected by federal regulations under either the Health Information Portability and Accountability Act (HIPAA) or the Family Educational Rights and Privacy Act of 1974 (the Buckley Amendment) and may not be disclosed without either my authorization under HIPAA or my consent under the Buckley Amendment. I understand that my signing of this authorization/consent is voluntary and that my institution will not condition or withhold any health care treatment or payment, enrollment in a health plan or receipt of any benefits (if applicable) on whether I provide the consent or authorization requested for this disclosure. I also understand that I am not required to sign this authorization/consent in order to be eligible for participation in NCAA athletics.

I understand that while HIPAA regulations may not apply to NCAA use or disclosure of my injury/illness information, the NCAA is committed to protecting my privacy. I understand that my protected health information and any personal identifiers will be encrypted while being transmitted from my institution and, to the extent kept by the NCAA, that all such data will be stored securely within industry standards. I further understand that neither the NCAA nor its agents or contractors will identify me personally in any publication or disclosure of research results.

This authorization/consent for transfer of protected health information expires 545 days from the date of my signature below, but I have the right to revoke it in writing at any time by sending written notification to the director of athletics at my institution. I understand that a revocation takes effect on its request date and does not affect any action taken prior to that date.

Printed Name of Student-Athlete

Signature

Date



Summary of NCAA Regulations – NCAA Division II

For: Student-athletes.

Purpose: To summarize NCAA regulations regarding eligibility of student-athletes to compete.

DISCLAIMER: THE SUMMARY OF NCAA REGULATIONS DOES NOT INCLUDE ALL NCAA DIVISION II BYLAWS. FOR A COMPLETE LIST, GO TO WWW.NCAA.ORG. YOU ARE RESPONSIBLE FOR KNOWING AND UNDERSTANDING THE APPLICATION OF ALL BYLAWS RELATED TO YOUR ELIGIBILITY TO COMPETE. CONTACT YOUR INSTITUTION'S COMPLIANCE OFFICE OR THE NCAA IF YOU HAVE QUESTIONS.

TO: STUDENT-ATHLETE.

This summary of NCAA regulations contains information about your eligibility to compete in intercollegiate athletics.

This summary has two parts:

- Part I is for **all** student-athletes.
- Part II is for **new** student-athletes only (those signing the Student-Athlete Statement for the first time).

If you have questions, ask your director of athletics (or his or her official designee) or refer to the 2010-11 NCAA Division II Manual. The references in brackets after each summarized regulation show you where to find the regulation in the Division II Manual.

Part I: For All Student-Athletes.

- This part of the summary discusses ethical conduct, amateurism, financial aid, academic standards and other regulations concerning your eligibility for intercollegiate competition.

1. Ethical Conduct – All Sports.

- a. You must act with honesty and sportsmanship at all times so that you represent the honor and dignity of fair play and the generally recognized high standards associated with wholesome competitive sports. [NCAA Bylaw 10.01.1]
- b. You have engaged in unethical conduct if you refuse to furnish information relevant to an investigation of a possible violation of an NCAA regulation when requested to do so by the NCAA or your institution. [Bylaw 10.1(a)]
- c. You are **not eligible** to compete if you knowingly provide information to individuals involved in organized gambling activities concerning intercollegiate athletics competition; solicit a bet on any intercollegiate team; accept a bet on any

team representing the institution or solicit or accept a bet on any intercollegiate competition for any item (e.g., cash, shirt, dinner) that has tangible value. [Bylaw 10.3]

- d. You are **not eligible** to compete if you knowingly participate in any gambling activity that involves intercollegiate or professional athletics through a book-maker, a parlay card or any other method employed by organized gambling. [Bylaw 10.3]
- e. You are **not eligible** to compete if you have shown dishonesty in evading or violating NCAA regulations. [Bylaws 10.1 and 14.01.3.3]

2. **Amateurism – All Sports.**

- a. You are **not eligible** for participation in a sport if after initial full-time collegiate enrollment you have ever:
 - (1) Taken pay, or the promise of pay, for competing in that sport;
 - (2) Agreed (orally or in writing) to compete in professional athletics in that sport;
 - (3) Played on any professional athletics team as defined by the NCAA in that sport; or
 - (4) Used your athletics skill for pay in any form in that sport. [Bylaw 12.1.2]
- b. You are **not eligible** in a sport if you ever have accepted money, transportation or other benefits from an agent, or agreed to have an agent market your athletics ability or reputation in that sport. [Bylaw 12.3]
- c. You are **not eligible** in any sport if, after you become a student-athlete, you accept any pay for promoting a commercial product or service, or allowed your name or picture to be used for promoting a commercial product or service. [Bylaws 12.5.2.1 and 12.5.2.2]
- d. You are **not eligible** in any sport if, because of your athletics ability, you were paid for work you did not perform, were paid at a rate higher than the going rate, or were paid for the value an employer placed on your reputation, fame or personal following. [Bylaw 12.4]

3. **Seasons of Competition – All Sports.**

The following rules are applicable to all Division II student-athletes who are issued a final amateurism certification by the Eligibility Center on or after April 1, 2010:

If you did not 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 (the next opportunity to enroll after the one calendar-year period has elapsed) following high school graduation, you have used 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 you participated in organized competition. [Bylaws 14.2.4.2 and 14.2.4.2.1.2]

a. Activities Constituting Organized Competition:

- (1) Any competition that is scheduled in advance;
- (2) Any competition in which official score is kept;
- (3) Any competition in which individual or team standings or statistics are maintained;
- (4) Any competition in which an official timer or game officials are used;
- (5) Any competition in which admission is charged;
- (6) Any competition in which teams are regularly formed or team rosters are predetermined;
- (7) Any competition in which team uniforms are used;
- (8) Any competition in which an individual or team is privately or commercially sponsored; or
- (9) Any competition that is either directly or indirectly sponsored, promoted or administered by an individual, an organization or any other agency. [Bylaw 14.2.4.2.1.2]

b. If you discontinued high school enrollment before graduation and participated in any of the activities constituting use of a season, you have used a season of intercollegiate competition for each calendar year or sports season of participation regardless of the date your high school class graduates. [Bylaw 14.2.4.2.1.1.3]

c. If you have used a season(s) of competition according to the regulations above, you must fulfill an academic year in residence at any member institution prior to being eligible to represent your institution in intercollegiate competition. [Bylaw 14.2.4.2.1.3]

4. Financial Aid – All Sports.

a. You are **not eligible** if you receive financial aid other than the financial aid that your institution distributes. However, it is permissible to receive:

- (1) Money from anyone on whom you are naturally or legally dependent;
 - (2) Financial aid that has been awarded to you on a basis other than athletics ability; or
 - (3) Financial aid from an entity outside your institution that meets the requirements specified in the Division II Manual. [Bylaw 15.01.3]
 - (4) On- or off-campus employment earnings, provided the compensation does not include remuneration for value that the student-athlete may have for the employer because of publicity, reputation, fame or personal following; the student-athlete is compensated only for work actually performed; and the student-athlete is compensated at a rate commensurate with the going rate in that locality for similar services.
- b. You must report to your institution any financial aid that you receive from a source other than your institution. However, you do not need to report financial aid received from anyone on whom you are naturally or legally dependent.

5. Academic standards – All sports.

- a. Eligibility for Competition.
- (1) To be **eligible to compete**, you must:
 - (a) Have been admitted as a regularly enrolled, degree-seeking student according to the published entrance requirements of your institution;
 - (b) Be in good academic standing according to the standards of your institution; and
 - (c) Be enrolled in at least a minimum full-time baccalaureate degree program (not less than 12 semester or quarter hours) and maintain satisfactory progress toward that degree, be enrolled in a full-time graduate or professional degree program (as defined by the institution for all graduate students in that program) or be enrolled and seeking a second baccalaureate degree at your institution. [Bylaws 14.01.2, 14.1.8 and 14.1.9]
 - (2) If you are enrolled in less than a full-time program, you are **eligible to compete** only if you are enrolled in the last term of your degree program and are carrying credits necessary to finish your degree. [Bylaw 14.1.8.1.7.3]

- (3) You are **eligible** to **compete** during the official vacation period immediately before initial enrollment, provided you have been accepted by your institution for enrollment in a regular, full-time program of studies at the time of your initial participation, you are no longer enrolled in your previous educational institution and you are eligible under all institutional and NCAA requirements. [Bylaw 14.1.8.1.7.1]
- (4) You are **eligible** to **compete** between terms if you are continuing enrollment, provided you have been registered for the required minimum full-time load at the conclusion of the term immediately preceding the date of competition, or if you are either continuing enrollment or beginning enrollment, provided you have been accepted for enrollment as a regular full-time student for the regular term immediately following the date of competition. [Bylaw 14.1.8.1.7.2]

b. Eligibility for Practice.

- (1) You are eligible to practice if you are enrolled in a minimum full-time program of studies leading to a baccalaureate or equivalent degree as defined by the regulations of the certifying institution, which shall not be less than 12 semester or quarter hours, regardless of the institution's definition of a minimum full-time program of studies. [Bylaw 14.1.8.1]
- (2) You are **eligible** to **practice** during the official vacation period immediately preceding initial enrollment provided you have been accepted by your institution for enrollment in a regular, full-time program of studies at the time of your initial participation, you no longer are enrolled in your previous educational institution, and you are eligible under all institutional and NCAA requirements. [Bylaw 14.1.8.1.7.1]
- (3) You also are **eligible** to **practice** if you are enrolled in the final semester or quarter of a baccalaureate program while enrolled in less than a minimum full-time program of studies and your institution certifies that you are carrying (for credit) the courses necessary to complete the degree requirements, as determined by the faculty of the institution. [Bylaw 14.1.8.1.7.3]

c. Continuing Eligibility – All Sports.

- (1) In order to be eligible for competition at the end of each academic term, a student-athlete must successfully complete six semester or six quarter hours of academic credit the preceding regular academic term in which the student-athlete has been enrolled full time at any collegiate institution. [Bylaw 14.4.3.1-(a)] (Beginning in the fall 2005 term and all terms after that.)

- (2) If you have transferred to your current institution midyear, or you have completed one academic year in residence at your current institution or used one season of eligibility in a sport at your current institution, your eligibility shall be determined by your academic record in existence at the beginning of the fall term or at the beginning of any other regular term of that academic year and you must satisfy the following requirements for academic progress to **be eligible** to compete.
- (a) You satisfactorily must have completed at least an average of 12 semester or quarter hours of academic credit during each of the terms in each of the academic years in which you have been enrolled, or you satisfactorily must have completed 24 semester hours or 36 quarter hours of academic credit since the beginning of the previous fall term or since the beginning of your institution's preceding regular two semesters or three quarters. [Bylaw 14.4.3.1-(b)]
 - (b) You must earn at least 75 percent of the semester or quarter hours required for satisfactory progress during the regular academic year. You may not earn more than 25 percent of the semester or quarter hours required for satisfactory progress during the summer or through correspondence courses taken during the 1993-94 academic year and thereafter. [Bylaw 14.4.3.1.4]
 - (c) You must achieve the following minimum grade-point average (based on a maximum of 4.000) at the beginning of the fall term or at the beginning of any other regular term of the academic year, based on you earning:
 - i. 24 semester or 36 quarter hours: 1.800;
 - ii. 48 semester or 72 quarter hours: 1.900;
 - iii. 72 semester or 108 quarter hours: 2.000; and
 - iv. 96 semester or 144 quarter hours: 2.000. [Bylaw 14.4.3.2]
 - (d) You must meet the minimum grade-point average at the certifying institution based on the method of calculation used by the institution for calculating grade-point averages for all students, and the calculation shall only include coursework normally counted by the institution in calculating the grade-point average for graduation. [Bylaw 14.4.3.2.1]
 - (e) You must choose a major that leads to a specific baccalaureate degree by the beginning of your third year of enrollment. (This includes transfer students who have not completed an academic year in residence yet or used one season of eligibility in a sport at their current institution.) [Bylaw 14.4.3.1.5]

d. Freshmen.

- (1) You are referred to as a qualifier and are eligible to practice and compete in your sport and to receive financial aid (institutional and athletically related) during your first academic year under Bylaw 14.02.10, if you:
 - (a) Graduate from high school;
 - (b) Attain a minimum high school grade-point average of 2.000 in 14 core-curriculum courses as specified in Bylaw 14.3.1.1; and
 - (c) Achieve the required sum ACT (68) or SAT (820) score as specified in Bylaw 14.3.1.1.
- (2) You are referred to as a partial qualifier and are eligible to receive institutional and athletically related financial aid if you fail to meet the criteria for a qualifier, but at the time of graduation from high school you attain a minimum high school grade-point average of 2.000 in 14 core-curriculum courses as specified in Bylaw 14.3.1.1 or achieve the required sum ACT (68) or SAT (820) score. You may not compete in your sport during your first academic year in residence; however, you may practice on campus or at your institution's regular practice facility. [Bylaws 14.02.10, 14.3.1.1 and 14.3.2.1.]
- (3) You are referred to as a nonqualifier if you fail to meet the criteria above for qualifiers or partial qualifiers. Although a nonqualifier is ineligible for practice and competition during the first academic year in residence, a nonqualifier may receive nonathletics institutional aid, provided certification by the faculty athletics representative and the chair of the financial aid committee that the financial aid was granted without regard to athletics ability is on file in the office of the director of athletics. [Bylaws 14.02.10.3, 14.3.2.2.1 and 15.5.1-(b)]
- (4) If you are a nonqualifier or partial qualifier, you will have four seasons of eligibility after your first academic year in residence. However, student-athletes who have exhausted three seasons of competition in Division I are not eligible for further seasons of competition in Division II. [Bylaw 14.3.3]

6. Other Regulations Concerning Eligibility – All Sports.

- a. You are **not eligible** to participate in more than four seasons of intercollegiate competition. [Bylaw 14.2]
- b. You are not eligible after the first 10 semesters or 15 quarters in which you were enrolled at a collegiate institution in at least a minimum full-time program of stu-

dies as determined by the institution, except for extensions that have been approved in accordance with NCAA legislation. [Bylaws 14.2.2 and 14.2.2.3]

- c. You are **eligible** at an institution other than the institution from which you have received or satisfied the requirements for a baccalaureate degree or an equivalent degree and you have eligibility remaining as set forth in Bylaw 14.2.2.
- d. You are **eligible** for championships that occur within 60 days of the date you complete the requirements for your degree. [Bylaw 14.1.9.3]

7. All Sports Other Than Basketball.

- You are **not eligible** in your sport for the rest of your season if, after enrollment in college and during any year in which you were a member of an intercollegiate team, you competed as a member of any outside team in any noncollegiate, amateur competition in the sport during the playing season. Competing in the Olympic Games tryouts and competition, and other specified national and international competition is permitted. [Bylaws 14.7.1, 14.7.3 and 14.7.5]

8. Basketball Only.

- a. You are **not eligible** if, after you become a student-athlete, you participate in any organized basketball competition except while representing the institution in intercollegiate competition. Competing in the Olympic Games tryouts and competition, and other specified national and international competition is permitted. [Bylaws 14.7.2, 14.7.4 and 14.7.5]
- b. There are no restrictions on the participation of Division II student-athletes in outside basketball competition during the summer. [Bylaw 14.7.5.2-(a)]

9. Transfer Students Only.

- a. You are a transfer student if:
 - (1) The registrar or admissions officer from your former institution certified that you officially were registered and enrolled at that institution in any term in a minimum full-time load and you attended a class or classes while enrolled as a full-time student; **or**
 - (2) The director of athletics from your former institution certified that you reported for the regular squad practice that any staff member of the athletics department of your former institution announced before the beginning of any term. [Bylaw 14.5.2]
- b. If you are a transfer student from a four-year institution, you are **not eligible** during your first academic year in residence unless you meet the provisions of

one of the exceptions specified in Bylaw 14.5.5.3 or one of the waivers specified in Bylaw 14.8.1.2.

- c. If you are a transfer student from a two-year institution, you are **not eligible** during your first academic year in residence at your new institution unless you meet the academic and residence requirements specified in Bylaw 14.5.4 or the exceptions specified in Bylaw 14.5.4.5.
- d. If you transferred from a four-year college to a two-year college and then to your new institution, you are **not eligible** during your first academic year in residence at your new institution unless you meet the requirements specified in Bylaw 14.5.4.2 or the exceptions specified in Bylaw 14.5.4.5.

10. Drugs – All Sports.

- a. A student-athlete who, as a result of a drug test administered by the NCAA, is found to have used a substance on the list of banned drug classes shall be declared ineligible for further participation in postseason or regular-season competition during the time period ending one calendar year after the collection of the student-athlete's positive drug test specimen. The student-athlete shall be charged with the loss of a minimum of one season of competition in all sports if the season of competition has not yet begun or a minimum of the equivalent of one full season of competition in all sports if the student-athlete tests positive during his or her season of competition (i.e., the remainder of contests in the current season and contests in the next season up to the period of time in which the student-athlete was declared ineligible during the previous year). The student-athlete shall remain ineligible until the student-athlete tests negative (in accordance with the testing methods authorized by the NCAA Executive Committee) and the student-athlete's eligibility is restored by the NCAA Committee on Student-Athlete Reinstatement. [Bylaw 31.2.3]
- b. If the student-athlete who tested positive for any drug other than a "street drug" as defined in Bylaw 31.2.3.4 tests positive a second time for the use of any drug other than a "street drug" as defined in Bylaw 31.2.3.4, he or she shall lose all remaining regular-season and postseason eligibility in all sports. If the student-athlete tests positive for the use of a "street drug" after being restored to eligibility, he or she shall lose a minimum of one additional season of competition in all sports and also shall remain ineligible for regular-season and postseason competition at least through the next calendar year. Bylaw 18.4.1.5.2 also provides that the Executive Committee shall adopt a list of banned drugs and authorize methods for drug testing of student-athletes on a year-round basis. [Bylaw 31.2.3.2]
- c. If the student-athlete who tested positive for any drug other than a "street drug" as defined in Bylaw 31.2.3.4 tests positive a second time for the use of any drug other than a "street drug" as defined in Bylaw 31.2.3.4, he or she shall lose all remaining regular-season and postseason eligibility in all sports. If the student-

athlete tests positive for the use of a “street drug” after being restored to eligibility, he or she shall be charged with the loss of a minimum of one additional season of competition in all sports and also shall remain ineligible for regular-season and postseason competition at least through the next calendar year. [Bylaw 18.4.1.5.1.2]

- d. A policy adopted by the Executive Committee establishes that the penalty for missing a scheduled drug test is the same as the penalty for testing positive for the use of a banned drug other than a street drug. You will remain ineligible until you retest negative and your eligibility has been restored by the Committee on Student-Athlete Reinstatement. [Bylaws 18.4.1.5.1 and 18.4.1.5.1.1]

11. Non-NCAA Athletics Organization Positive Drug Test - All Sports.

- a. If you test positive for banned substances by a non-NCAA athletics organization, you must notify your director of athletics regarding the positive drug test. You also must permit the NCAA to test you for the banned drugs listed in Bylaw 31.2.3.4.
- b. If the result of the NCAA drug test is positive, you will lose all remaining eligibility during the season in which you tested positive and an additional season of competition.
- c. The director of athletics must notify the Vice President of NCAA Education Services in writing regarding a student-athlete’s disclosure of a previous positive drug test administered by any other athletics organization.
- d. If the student-athlete immediately transfers to a non-NCAA institution while ineligible and competes in collegiate competition within the 365-day period at a non-NCAA institution, the student-athlete will be ineligible for all NCAA regular-season and postseason competition until the student-athlete does not compete in collegiate competition for a 365-day period. Additionally, the student-athlete must retest negative (in accordance with the testing methods authorized by the Executive Committee) and request that eligibility be restored by the Committee on Student-Athlete Reinstatement. [Bylaw 18.4.1.5.1.3]
- e. The list is subject to change and the institution and student-athlete shall be held accountable for all banned drug classes on the current list. The list is located on the NCAA Web site (www.ncaa.org) or may be obtained from the NCAA health and safety staff in Education Outreach.

Part II: For New Student-Athletes Only.

- This part of the summary contains information about your recruitment, which is governed by Bylaw 13 of the Division II Manual.

1. Recruitment.

a. Offers – All Sports.

- (1) You are **not eligible** if, before you enrolled at your institution, any staff member of your institution or any other representative of your institution's athletics interests provided or offered to you, your relatives or your friends any financial aid or other benefits that NCAA legislation does not permit. [Bylaw 13.2.1]
- (2) An institution's staff member or any representative of its athletics interests shall not be involved, directly or indirectly, in making arrangements for or giving or offering to give any financial aid or other benefits to the prospect or the prospect's relatives or friends, other than expressly permitted by NCAA regulations. Receipt of a benefit by prospective student-athletes or their relatives or friends is not a violation of NCAA legislation if it is demonstrated that the same benefit is generally available to the institution's prospective students or their relatives or friends or to a particular segment of the student body (e.g., foreign students, minority students) determined on a basis unrelated to athletics ability. For violations of this bylaw in which the value of the offer or inducement is \$100 or less, the eligibility of the individual (i.e., prospective or enrolled student-athlete) shall not be affected conditioned on the individual repaying the value of the benefit to a charity of his or her choice. The individual, however, shall remain ineligible from the time the institution has knowledge of the receipt of the impermissible benefit until the individual repays the benefit. Violations of this bylaw remain institutional violations per Constitution 2.8.1, and documentation of the individual's repayment shall be forwarded to the enforcement staff. [Bylaw 13.2.1]

b. Contacts – All Sports.

- (1) For purposes of this section, contact means “any face-to-face encounter between a prospect or the prospect’s parent or legal guardian and an institutional staff member or athletics representative during which any dialogue occurs in excess of an exchange of a greeting. Any such face-to-face encounter that is prearranged or that takes place on the grounds of the prospect's educational institution or at the site of organized competition or practice involving the prospect or the prospect’s high school, preparatory school, two-year college or all-star team shall be considered a contact, regardless of the conversation that occurs.” [Bylaw 13.02.3]
- (2) You are **not eligible** if any staff member of your institution:
 - (a) Contacted you, your relatives or your legal guardians in person off your institution’s campus before you completed your junior

year in high school (except for students at military academies) as described in Bylaw 13.1.1.1;

- (b) Contacted you in person off your institution's campus more than the number of times specified in Bylaw 13.1.6; or
 - (c) Contacted you in person off your institution's campus outside the time periods specified in Bylaw 13.1.4 for football and basketball.
- (3) You are **not eligible** if anyone from your institution, other than an authorized staff member, contacted you, your relatives or your legal guardian in person on or off your institution's campus to recruit you. [Bylaw 13.1.2.1]
 - (4) You are **not eligible** if, while you were being recruited, any staff member of your institution or any other representative of your institution's athletics interests contacted you during the day or days of competition at the site of any athletics competition in which you were competing. It was permissible for such contact to occur (during the permissible period) after the competition if the appropriate high school authority released you prior to the contact. [Bylaw 13.1.7.2]

c. Publicity – All Sports.

- (1) You are **not eligible** if, before you enrolled at your institution, your institution publicized any visit that you made to its campus. [Bylaw 13.10.4]
- (2) You are **not eligible** if, before you enrolled at your institution, you appeared on a radio or television program that involved a coach or another member of the staff of the athletics department at your institution. [Bylaw 13.10.3]

d. Letter-of-Intent Signing.

- You are **not eligible** if a staff member of your institution was present while you were signing, at an off-campus site, a National Letter of Intent or an acceptance of a financial aid offer from your institution or your conference. [Bylaw 13.1.6.2]

e. Source of Funds – All Sports.

- You are **not eligible** if any organization or group of people outside your institution spent money recruiting you to attend your institution, including entertaining, giving gifts or services and providing transportation to you or your relatives or friends. [Bylaw 13.14.4]

f. Tryouts – All Sports.

- (1) You are **not eligible** if, after starting classes for the ninth grade, you displayed your abilities in any phase of any sport in a tryout conducted by or for your institution not conducted under the conditions specified in Bylaw 13.11.2.1.
- (2) Member institutions are permitted to host intercollegiate athletics competitions in conjunction with high school, preparatory school and two-year college contests. [Bylaw 13.11.1.3]
- (3) Basketball Only.
 - You are **not eligible** if a member of your institution's coaching staff participated in competition or in coaching activities involving a nonscholastic basketball team of which you were a member. [Bylaw 13.11.1.4]

g. Sports Camps.

- You are **not eligible** if, before you enrolled at your institution, the institution, members of its staff or a representative of its athletics interests employed, or gave you free or reduced admission privileges to attend its camp or clinic after you started classes for the ninth grade. [Bylaw 13.12.1.5.1]

h. Visits, Transportation and Entertainment – All Sports.

- (1) You are **not eligible** under Bylaws 13.5, 13.6 or 13.7 if, before you enrolled at your institution, any of the following happened to you:
 - (a) You accepted expense-paid visits to more than five NCAA institutions or more than one expense-paid visit to one member institution;
 - (b) Your institution paid more than the actual round-trip cost by direct route between your home and the campus when you made your one expense-paid visit; or
 - (c) Your institution entertained you, your parents (or legal guardians) or your spouse excessively during your expense-paid visit or entertained your friends or other relatives at any site.¹
- (2) A prospect may not be provided an expense-paid visit earlier than the opening day of classes of the prospect's senior year in high school.

¹ Unless the value of the benefit was \$100 or less.

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. [Bylaw 13.6.1.2.1]

- (3) A member institution may not provide an expense-paid visit to a high school or preparatory school prospect until he or she: (a) presents the institution with a score from a PSAT, an SAT, a PLAN or an ACT test taken on a national testing date under national testing conditions. The score must be presented in writing through a testing-agency document or on a high school (or college) academic transcript (official or unofficial) or through the use of the applicable testing agency's automated voice system. A foreign or learning-disabled prospect who requires a special administration of the PSAT, SAT, PLAN or ACT may present such a score on the approval of the appropriate academic requirements committee; (b) registers with the NCAA Eligibility Center; and (c) is placed on the institution's institutional request list (IRL) with the Eligibility Center. [Bylaw 13.6.2]
- (4) You are **not eligible** if, at any time that you were visiting your institution's campus at your own expense, your institution paid for anything more than the following:
 - (a) During an unofficial visit, the institution may not pay any expenses or provide any entertainment except a maximum of three complimentary admissions to a campus athletics event in which the institution's intercollegiate team practices or competes. Such complimentary admissions are for the exclusive use of the prospect and those persons accompanying the prospect on the visit and must be issued on an individual-game basis. Providing seating during the conduct of the event (including intermission) for the prospect or those persons accompanying the prospect in the facility's press box, special seating box(es) or bench area is specifically prohibited. For violations of this bylaw in which the individual receives an excessive number of complimentary admissions, and the value of the excessive admissions is \$100 or less, the eligibility of the individual (i.e., prospective or enrolled student-athlete) shall not be affected conditioned on the individual repaying the value of the benefit to a charity of his or her choice. The individual, however, shall remain ineligible from the time the institution has knowledge of the receipt of the impermissible benefit until the individual repays the benefit. Violations of this bylaw remain institutional violations per Constitution 2.8.1, and documentation of the individual's repayment shall be forwarded to the enforcement staff. [Bylaw 13.7.2.1]

- (b) During any unofficial recruiting visit, the institution may provide the prospect with transportation to view practice and competition sites in the prospect's sport and other institutional facilities and to attend an institution's home athletics contest (on or off-campus). An institutional staff member must accompany the prospect during such a trip. For violations of Bylaw 13.5.3 in which the value of the transportation is \$100 or less, the eligibility of the individual (i.e., prospective or enrolled student-athlete) shall not be affected conditioned on the individual repaying the value of the benefit to a charity of his or her choice. The individual, however, shall remain ineligible from the time the institution has knowledge of the receipt of the impermissible benefit until the individual repays the benefit. Violations of this bylaw remain institutional violations per Constitution 2.8.1, and documentation of the individual's repayment shall be forwarded to the enforcement staff with the institution's self-report of the violation. [Bylaw 13.5.3]
 - (c) A meal at the dining hall of your institution or a meal at an off-campus site if all institutional dining halls were closed and the institution normally provides similar meals to all visiting prospective students. [Bylaw 13.7.2.1.1]
 - (d) An institution shall not permit its athletics department staff members or representatives of its athletics interests to pay, provide or arrange for the payment of transportation costs incurred by relatives, friends or legal guardian(s) of a prospect to visit the campus or elsewhere. [Bylaw 13.5.2.8]
 - (5) You are **not eligible** if, when you were being recruited, your institution gave you complimentary admissions to more than one regular-season home game scheduled outside your institution's community or gave you more than three complimentary admissions to that one regular-season home game scheduled outside your institution's community. [Bylaw 13.7.2.2]
 - (6) You are **not eligible** if, when you were being recruited, a staff member of your institution's athletics department spent money other than what was necessary for the staff member's (or representative's) personal expenses during an off-campus visit with you. [Bylaw 13.14.2]
- i. Precollege or Postgraduate Expense – All Sports.
- An institution or a representative of its athletics interests shall not offer, provide or arrange financial assistance, directly or indirectly, to pay (in whole or in part) the costs of the prospect's educational or other expenses

for any period before his or her enrollment or so the prospect can obtain a postgraduate education. For violations of Bylaw 13.15 in which the value of the benefit received directly by the prospective student-athlete is \$100 or less, the eligibility of the prospective student-athlete shall not be affected conditioned on the prospective student-athlete repaying the value of the benefit to a charity of his or her choice. However, the prospective student-athlete shall remain ineligible from the time the institution has knowledge of receipt of the direct impermissible benefit until the prospective student-athlete repays the benefit. Violations of this bylaw remain institutional violations per Constitution 2.8.1, and documentation of the prospective student-athlete's repayment shall be forwarded to the enforcement staff. [Bylaw 13.15.1]



NCAA Division II

Legislation Committee

Policies and Procedures Manual

Effective: March 28, 2008

Last Updated: 4/22/2010

Table of Contents

Composition of Committee.....	1
Length of Term	1
Appointment or Election.....	1
Election of Chair	1
Appointments to Fill Vacancies.....	1
Committee Duties	2
Meeting Procedures	2
Meeting Information	3
Attendance Policy	4
Conflict of Interest Policy	4
Policy Regarding Speaking Agents of the Association	5
Operating Policy	5
Review of Interpretive Requests	6
Review of Staff Interpretations	6
Request for an Interpretation of NCAA Legislation at Issue in a Request for a Waiver of NCAA Legislation or Self-Report of a Violation of NCAA Legislation	7
Incorporation of Interpretations	8
Screening of Division I and III Legislation and Official Interpretations.....	8
Legislative Recommendations	8
Review of Editorial Revisions	9
Role in Legislative Process.....	9
Rules Education and Compliance Resources.....	10

Appendices

NCAA Division II Interpretation Screening Process

NCAA Interpretations Subcommittee of the Division II Legislation Committee Policies and Procedures

NCAA Legislative Review Subcommittee of the Division II Legislation Committee Policies and Procedures

Composition of Committee

The NCAA Division II Legislation Committee shall consist of 12 members. Two shall be members of the NCAA Division II Management Council, one shall be a member of the NCAA Division II Student-Athlete Advisory Committee.

Length of Term

Unless otherwise specified, a member of the committee shall be appointed or elected for one four-year term. Terms of service shall commence on the first day of September after the member's election or appointment.

Appointment or Election

Committee members shall be appointed or elected by the Management Council, subject to ratification by the NCAA Division II Presidents Council. A former committee member may be appointed or elected to an additional term on that committee after three years have elapsed. An individual who has served two terms on the committee may not serve further on that committee. A member serving more than one-half of a four-year term is ineligible to seek immediate re-election.

Election of Chair

The chair of the committee shall be elected by the committee members for a term not to exceed two years. A chair is not eligible for immediate re-election to the position of chair.

Appointments to Fill Vacancies

Whenever a vacancy occurs among the committee members, the Management Council, subject to ratification by the Presidents Council, may fill the vacancy for the remainder of the term by a majority vote of its members present and voting.

Members appointed to fill vacancies shall be appointed only for the unexpired portion of that term. Members who serve more than one-half of a term in such instances shall be considered to have served a full term.

Committee Duties

The following are the general duties of the committee:

- Determine interpretations of all Division II-specific legislation.
- Incorporate new legislation and interpretations in the NCAA Manual.
- Review deregulation issues in consultation with other Division II committees.
- Approve the publication of supplementary compilations of interpretations.
- Review and consider issues of those portions of the Association's constitution and bylaws that relate to the principles governing financial aid and amateurism, professional sports relations, recruiting, personnel limitations, and playing and practice seasons.
- Review and consider issues regarding rules education and compliance resources.

Meeting Procedures

The following procedures will apply to all committee meetings:

- In-person meetings are conducted in March, June/July and November of each year.
- Teleconferences may supplement the in-person meetings when needed.
- Supplements to the in-person agendas are posted on the NCAA Web site approximately one week in advance of the meeting. Committee members will be notified when materials are posted and will then have the opportunity to peruse all materials prior to arrival at the meeting site. Teleconference materials are also posted approximately one week prior to the teleconference.
- Committee members will be expected to bring all relevant material with them regarding the in-person meetings.
- All committee decisions will be reported in summary fashion to the Management Council for ratification.
- Decisions will also be forwarded to individual institutions, conferences or committees, as appropriate, by the staff.
- For purposes of parliamentary procedure, the committee shall apply the provisions of Robert's Rules of Order.

Quorum. In order for the committee to take action, at least six committee members shall be available to vote on the action item.

Voting. In order for the committee to take action, a majority vote of those members who have agreed to hear the issue is required. The chair only votes in case of a tie. Vote tallies of decisions are private and will not be provided to the media or the involved institution.

Appeals. An institution may appeal a committee recommendation to the Management Council, and may appeal a Management Council's recommendation to the Presidents Council.

Meeting Information

The committee, as is the case with all entities in the NCAA, is bound by various Association meeting policies, including:

- The committee will conduct two-thirds of its meetings in Indianapolis. The remaining meeting may be held at one of the approved meeting cities.
- The committee will meet three times a year, March, June/July and November. Meetings are scheduled for two days in length. Members are expected to fly to the meeting site the night before so that the meeting can begin the next morning.
- Meetings are considered closed and not open to the membership or public at large. The committee and chair retain the authority to invite special guests or observers to attend meetings.
- All members are expected to use Short's Travel Management, the Association's travel agency, for their transportation arrangements to committee meetings. An NCAA Travel Handbook is given to each new member of the committee.

The Association's policies regarding meeting expenses are set forth in NCAA Bylaw 31.7.2 in the NCAA Division II Manual. The NCAA pays for transportation to and from meetings, hotel room and tax charges at the meetings, and a \$75 per diem for each day or part thereof involved in traveling to and from and attendance at the meeting. The member may claim mileage at the NCAA-approved rate for the round trip based on the most direct route between the two points if travel is by automobile.

Air transportation and the hotel room and tax charges are billed directly to the NCAA; the member needs only to pay incidental charges to his or her room when leaving the meeting site. Following the meeting, each member will receive an e-mail providing directions on how to claim per diem and any other expenses permitted under NCAA policies. The member will receive reimbursement for those expenses from the NCAA national office within a reasonable time after each meeting. Also, early in each calendar year, each member will receive a Form 1099 reporting the amounts thus paid during the preceding year, if that amount exceeds \$600. In such instances, the member then will declare that amount in filing his or her income tax return for that year, so members will want to record their committee-related expenses in order to deduct the appropriate amount.

Attendance Policy

Committee members are required to attend all committee meetings and teleconferences. The chair is authorized to recommend to the Management Council that a member be replaced if such member is not discharging the member's duties properly. In addition, a member who is absent from two consecutive meetings without reason approved by the Management Council shall be removed from the committee. The Management Council shall have authority to appoint a replacement for the unexpired portion of the term.

Conflict of Interest Policy

The NCAA is a voluntary Association comprised of colleges, universities, conferences and other organizations, and governed through a membership-led committee structure. Within the governance structure, committee members must carefully balance their responsibilities to their respective institutions and/or conferences with the obligation to advance the interests of the Association, the division, or the sport, and ultimately enhance the student-athlete experience. While the fiduciary obligations of committee members to their own institution, their conference, and to the Association ordinarily are not in conflict, it is recognized that as a representative membership organization, committee members' fiduciary obligations are first to their institution, second to their conference, and third to the Association. NCAA committee service involves important ethical and moral obligations. Committee integrity is critical to the decision-making process and includes trust, confidentiality and honesty in all issues and aspects of service and representation. NCAA committee members shall disclose any conflict or potential conflict between their respective personal, professional, institutional, conference, or business interests and the interests of the Association that may affect or otherwise threaten such integrity, in any and all actions taken by them on behalf of the Association, for committee evaluation under this Statement.

In addition to any fiduciary obligation to their institution and conference, committee members also have a fiduciary duty to the Association not to use knowledge or information obtained solely due to service on that committee to the disadvantage of the Association during the term of committee service. Further, a Committee member shall not participate in the committee's discussion or vote on any action that might bring direct or indirect personal financial benefit to the member or any organization (other than the member's institution or conference) in which the member is financially interested. A committee member should also not participate in a discussion or vote for which the member's institution or conference is to be accorded a special benefit beyond benefits shared with other institutions or conferences or is to receive a penalty or disqualification. A violation of either of the above rules by a member of the committee shall not invalidate the action taken by the committee if, following disclosure of the conflict of interest, the committee authorizes, ratifies or approves the action by a vote sufficient for the purpose,

without counting the vote of the committee member with the conflict of interest, and the appropriate oversight body approves the action.

A committee member is responsible for advising the chair of any actual or potential conflicts of interest or obligations which he/she may have hereunder, and should recuse him/herself from participating in proceedings, as may be warranted by this policy. Abuse of one's position as a member of a committee may result in dismissal from that position. Where such abuse appears evident, a committee member will be notified by the committee chair and will have the opportunity to present a rebuttal or details of the situation. (August 2008 Executive Committee minutes)

Policy Regarding Speaking Agents of the Association

The president of the Association and the chair of the Executive Committee are the only individuals authorized to speak on behalf of the Association except as outlined below. An individual representing a member institution or conference who speaks or opines on an Association issue only has the authority to express the view of that individual or the member institution or conference unless the individual has been designated by the Executive Committee of the Association as a speaking agent of the Association on that issue. Committee chairs are hereby designated as speaking agents of their committees regarding issues within their committees' jurisdiction on which there is consensus, except that positions of advocacy on behalf of the committee or the Association to be communicated in writing or orally to persons or entities external to the Association must have prior approval by the NCAA Executive Committee or the president of the Association. The president of the Association is hereby granted authority to designate additional speaking agents of the Association. (April 2001 Executive Committee minutes)

Operating Policy

Guiding Principle - Student-Athlete Well-Being

In support of the "students-first" philosophy, consistent with NCAA Constitution Principles for Conduct of Intercollegiate Athletics including Student-Athlete Well-Being, Rules Compliance and Competitive Equity and meeting Objective 2.1 in the Association's Strategic Plan (to increase the application of fair and more flexible regulations that favor student-athletes), the following principle will serve to ensure consistency in the application of NCAA regulations and messaging.

The well-being of student-athletes is at the center of all we do:

1. Any process must be flexible and timely and include effective communication.
2. Decisions must be fair, reasonable and consider the potential impact on the student-athlete.

Review of Interpretive Requests

The committee shall review interpretive requests from the membership, governance structure and NCAA academic and membership affairs staff. In its review, the committee shall first determine if an issue is interpretive. An issue is not interpretive if the plain meaning of the legislation is clear on its face, the legislative history of the rule (including intent and rationale) clearly addresses the situation, or a published official interpretation clearly addresses the situation.

If the committee deems the issue is interpretive, it shall next consider if the issue is one of national significance. Nationally significant issues are those that are likely to impact many institutions/student-athletes nationally. They may have an immediate impact on other institutions, may create a significant recruiting or competitive advantage and relate to a fundamental principle that impacts the Association generally or Division II specifically. If the issue is not of national significance, the committee shall not issue an interpretation but may answer the question for the inquiring party.

In the case of nationally significant interpretive issues, the committee may issue an official interpretation that is either a confirmation or a determination. Confirmations are issued when the legislation is clear. Actions to the contrary of official confirmations are considered rules violations regardless of when they occur. Determinations are issued when the legislation does not clearly address the situation, but the issue is one of national significance. Prior actions contrary to official determinations are not considered rules violations. Interpretations issued by the committee shall be binding on notification to affected institutions and on all member institutions after publication and circulation to the membership. All official interpretations are posted on the Legislative Services Database for the Internet (LSDBi) after the committee has officially approved language for the interpretation in its review of committee minutes. As such, there is a one-meeting lag time between discussion of the interpretation and its becoming effective and posting on LSDBi.

Review of Staff Interpretations

At each in-person meeting, the committee shall review all staff interpretations issued since the previous in-person meeting. The committee can make the staff interpretation official, make the staff interpretation official and incorporate it into the Manual, overturn the staff interpretation or

take no action. Similar to official interpretations, staff interpretations are issued as confirmations or determinations, and have different culpability standards for institutions.

A staff confirmation is not actually an interpretation. It is issued when the legislation or an official interpretation is responsive to the inquiry, but the issue is of national significance, and the staff has concluded the membership would benefit from the action being recorded on LSDBi. A staff confirmation is binding on all member institutions and prior and subsequent actions contrary to staff confirmations are considered rules violations.

A staff determination is an interpretation provided when an issue or fact situation is not addressed clearly by the legislation or an official interpretation and the issue is one of national significance. A staff determination shall be binding on notification to affected institutions and on all member institutions after publication and circulation to the membership.

In addition to the regular screening of staff interpretations, a member institution may request a review by the committee of any interpretation provided by the academic and membership affairs staff at any time. Such a request must be submitted in writing by the institution's conference or by one of the five individuals who are authorized to request such interpretations on behalf of the institution [i.e., chancellor or president, faculty athletics representative, athletics director, senior woman administrator, compliance coordinator, or designated substitute(s) for the chancellor or president and/or athletics director, as specified in writing to the national office]. See below for a diagram of the interpretations process when it involves both academic and membership affairs and the committee.

Request for an Interpretation of NCAA Legislation at Issue in a Request for a Waiver of NCAA Legislation or Self-Report of a Violation of NCAA Legislation

An institution must exhaust all interpretive processes prior to filing a waiver of NCAA legislation, student-athlete reinstatement request or self-reporting a violation of NCAA legislation.

If an institution submits a request for a waiver of NCAA legislation (e.g., Committee for Legislative Relief waiver), the institution acknowledges that the applicable NCAA legislation and/or official or staff interpretations address the subject matter of the waiver. Therefore, if an institution submits a request for a waiver of NCAA legislation, it is precluded from requesting an interpretation of NCAA legislation at issue in the waiver submission unless new information is discovered that could not reasonably have been ascertained prior to submitting the waiver request.

If an institution submits a request for reinstatement of a student-athlete's eligibility, the institution acknowledges that a violation of the applicable NCAA legislation has occurred. Therefore, if an institution submits such a request, it is precluded from requesting an

interpretation of NCAA legislation at issue unless new information is discovered that could not reasonably have been ascertained prior to submitting the request for reinstatement.

If an institution submits a self report of a violation of NCAA legislation, the institution acknowledges that a violation of the applicable NCAA legislation has occurred. Therefore, if an institution submits a self report of a violation of NCAA legislation, it is precluded from requesting an interpretation of NCAA legislation at issue in the self report unless new information is discovered that could not reasonably have been ascertained prior to submitting the self report.

Incorporation of Interpretations

The committee is authorized to recommend interpretations be incorporated in the next printing of the Manual. Such interpretations are approved by the Management Council and are ratified at the annual NCAA Convention.

Screening of Division I and III Legislation and Official Interpretations

As a normal course of committee business, the committee reviews all adopted proposals and official interpretations of NCAA Divisions I and III for possible sponsorship or adoption in Division II.

Legislative Recommendations

The committee may consider interpretive issues related to any Division II bylaw, but its primary legislative emphasis within the Division II governance structure includes the following bylaws: 11 (personnel), 12 (amateurism), 13 (recruiting), 15 (financial aid), 16 (awards and benefits) and 17 (playing and practice seasons). The committee also has the responsibility to consider deregulation opportunities for Division II. The committee may recommend the sponsorship of any of the following types of proposals:

Convention Legislation - These proposals represent significant changes to current legislation and require approval by the Management Council and ultimate sponsorship by the Presidents Council. They are put before the membership for a vote at the annual Convention business session.

Noncontroversial Proposals - These proposals are considered noncontroversial and necessary in the normal and orderly administration of the Association's legislation. Proposals that are ratified by the Management Council shall be effective as of the date the proposal is posted on LSDBi.

Once ratified, the proposals will be submitted by the Management Council as legislation at the annual Convention business session.

Modifications of Wording - These proposals are consistent with the intent of the membership in adopting the original legislation and sufficient documentation and testimony exists to establish clearly that the original wording of the legislation was inconsistent with that intent. Proposals that are ratified by the Management Council shall be effective as of the date the proposal is posted on LSDBi. Once ratified, the proposals will be submitted by the Management Council as legislation at the annual Convention business session.

It should be noted that the committee may also sponsor incorporations of interpretations. These proposals are described in the incorporation of interpretations section above, require Management Council approval, become effective when sponsored by the committee and are ratified at the annual Convention business session.

Review of Editorial Revisions

In February 2004, the committee granted NCAA staff the authority to make editorial revisions to the Manual and report such revisions to the committee on a regular basis. As such, each in-person meeting includes a review of all editorial revisions issued since the last in-person meeting. An editorial revision is designed to clarify the legislation, is nonsubstantive in nature and does not affect the application of the legislation.

Role in Legislative Process

The committee shall respond to any membership request to interpret Convention proposals. A form for this purpose appears as an appendix of the NCAA Division II Official Notice and all such requests are due to the national office not later than December 7 of each year. All such decisions will be reviewed by the Management Council in its pre-Convention meeting. The resulting interpretations will be duplicated and distributed to the conferences for their pre-Convention meetings before the beginning of the annual division business session. The committee also issues a pre-Convention question and answer document to inform the voting membership about the impact of legislative proposals.

Important legislative dates include:

July 15: Deadline for submission of amendments.

August 15: Internet posting of NCAA Division II Initial Publication of Proposed Legislation.

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

September 15: Deadline for submission by all sponsors (with submission by the primary contact person) of any modification to their original amendments.

September 23: Posting of NCAA Division II Second Publication of Proposed Legislation.

November 1: Deadline for all amendments-to-amendments to be received in the national office.

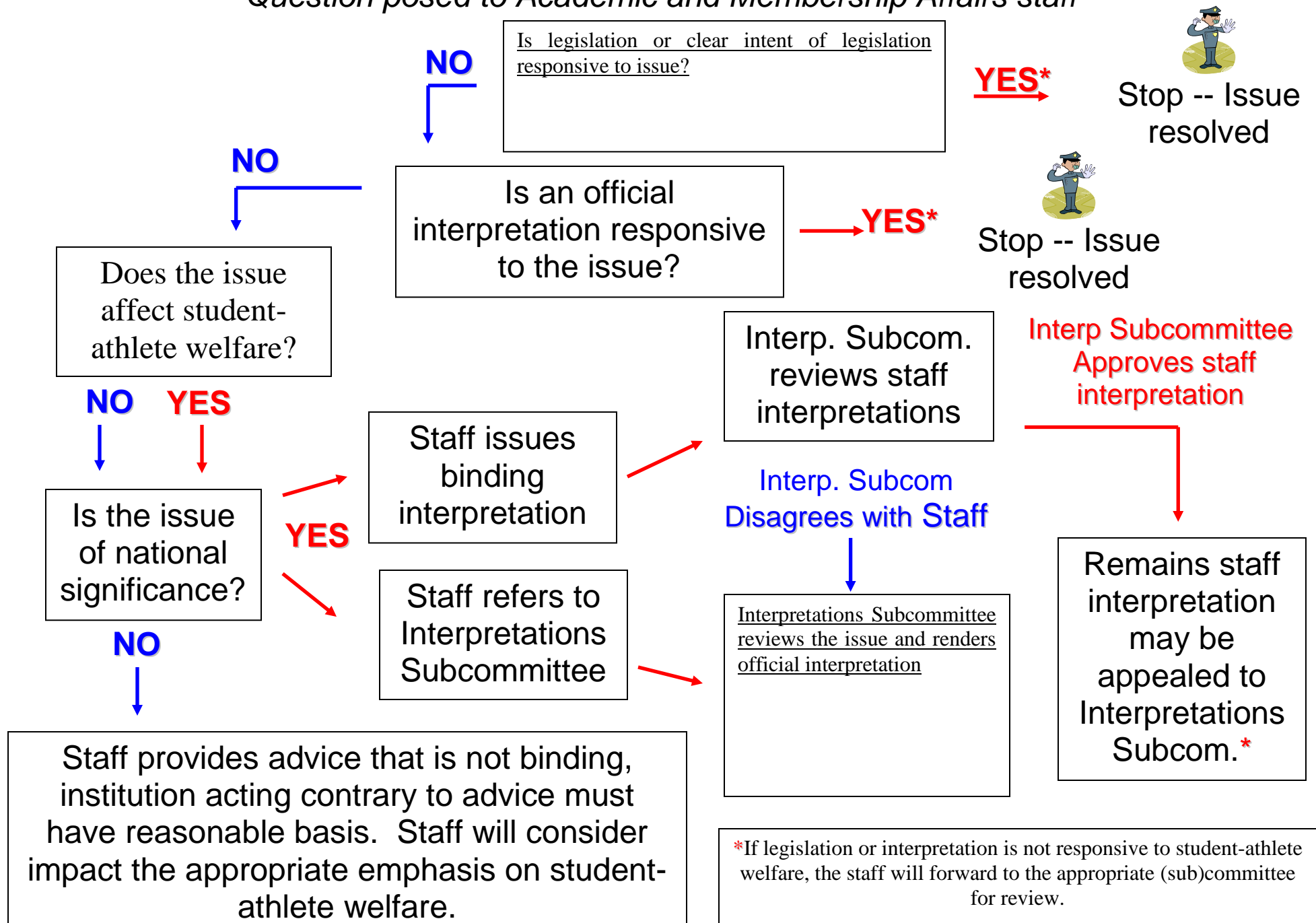
November 15: Mailing of the Official Notice of the Convention.

Rules Education and Compliance Resources

The committee shall have the authority to develop or obtain rules education and compliance resources in accordance with its strategic plan. These resources shall be made available to member institutions and conferences via the Division II Homepage on the NCAA Web Site and other appropriate means as determined by the committee.

DIVISION II SCREENING PROCESS

Question posed to Academic and Membership Affairs staff



Review of Division II Interpretation that were Redrafted Based on Newly Adopted Legislation

Proposed Interpretation:

Organized Competition Prior to Initial Collegiate Enrollment -- Expected Date of Graduation -- CEGEP (II)

Date Issued:

Date Published:

Item Ref: 1

Interpretation:

The NCAA Division II Legislation Committee determined that for purposes of identifying the expected date of high school graduation pursuant to the organized competition prior to initial collegiate enrollment legislation, the *College d'Enseignement General et Professionnel (CEGEP)* is a two-year program that a prospective student-athlete from Quebec, Canada, may complete after earning a *Diplome d'Etudes Secondaires (DES)*. Enrollment in the *CEGEP* will not constitute a delay of enrollment, provided the student-athlete enrolls in the *CEGEP* immediately after earning a *DES* and he or she earns a *Diplome d'Etudes Collegialles (DEC)* at the conclusion of the consecutive two-year program.

[Reference: NCAA Bylaw 14.2.4.2 (participation in organized competition prior to initial collegiate enrollment)]

Current Interpretation:

Organized Competition or Training Prior to Initial Collegiate Enrollment -- Expected Date of Graduation -- CEGEP (II)

Date Issued: November 7, 2008

Date Published: November 7, 2008

Item Ref: 1

Interpretation:

The NCAA Division II Legislation Committee determined that for purposes of identifying the expected date of high school graduation pursuant to the organized competition or training prior to initial collegiate enrollment legislation, the *College d'Enseignement General et Professionnel (CEGEP)* is a two-year program that a prospective student-athlete from Quebec, Canada, may complete after earning a *Diplome d'Etudes Secondaires (DES)*. Enrollment in the *CEGEP* will not constitute a delay of enrollment, provided the student-athlete enrolls in the *CEGEP*

immediately after earning a *DES* and he or she earns a *Diplome d'Etudes Collegialles (DEC)* at the conclusion of the consecutive two-year program.

[Reference: NCAA Bylaw 14.2.4.2 (participation in organized competition or training prior to initial collegiate enrollment)]

MINUTES OF THE
NATIONAL COLLEGIATE ATHLETIC ASSOCIATION
EXECUTIVE COMMITTEE

NCAA National Office
Indianapolis, Indiana

April 29, 2010

Participants:

Charles Bantz, Indiana Univ.-Purdue Univ. at Indianapolis
James Barker, Clemson University
Drew Bogner, Molloy College
Kathleen Brasfield, Angelo State University
Robert Bruininks, University of Minnesota
Mark Emmert, NCAA president-elect
Damon Evans, University of Georgia
Judy Genshaft, University of South Florida
James Harris, Widener University
Robert Kustra, Boise State University
Ann Millner, Weber State University
Kevin Mullen, Siena College
Lynn Oberbillig, Smith College
Harvey Perlman, University of Nebraska, Lincoln
Beverley Pitts, University of Indianapolis
Shirley Raines, University of Memphis
Edward Ray, Oregon State University, chair
Jim Isch, NCAA
Delise O'Meally, NCAA, recording secretary

James Bultman, Hope College; William Harvey, Hampton University; and John Peters, Northern Illinois University, were not able to participate.

Also in attendance were: Gary Brown, director of NCAA News; Elsa Cole, vice president of legal affairs/general counsel; Joni Comstock, senior vice president of championships/senior woman administrator; Dennis Cryder, senior vice president of branding and communications; Tom Jernstedt, executive vice president; David Klossner, director of health and safety; Kevin Lennon, vice president of academic and membership affairs; Keith Martin, interim vice president of administration/chief financial officer; Wallace Renfro, vice president and senior advisor to the NCAA president; Greg Shaheen, senior vice president of basketball and business strategies; Charlotte Westerhaus, vice president of diversity and inclusion; Bob Williams, managing director of public and media relations; David Berst, Daniel Dutcher and Mike Racy, NCAA governance vice presidents; and Jackie Campbell, Leah Kareti and Terri Steeb, NCAA governance directors.

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

The meeting was called to order at 1:20 p.m. by the chair, President Ray. All members were present as noted above.

1. Welcome and announcements. Ray welcomed Drew Bogner, president of Molloy College and incoming president of the Division II Presidents Council. He also thanked James Barker, Shirley Raines and Damon Evans, who were attending their last Executive Committee meeting.

2. Approval of January 16, 2010, meeting minutes.

It was VOTED

"To approve the Executive Committee minutes of the January 16, 2010, meeting as distributed."

3. NCAA Executive Committee Finance Committee report.

- a. Second quarter FY 2009-10 budget-to-actual. The Finance Committee reviewed the second quarter budget-to-actual statement and is satisfied that the Association is on target with its revenues and expenses. The Association has limited financial activity in the second quarter with the majority of revenues and expenditures occurring in the second half of the year related to championship activity and revenue distributions. Revenues received are 32 percent of the budget and are in line with the prior year. The Association's expenses are 16 percent of the total budget for the first quarter and are in line with the prior year.
- b. FY 2010-11 and FY 2011-12 Executive Committee Finance Committee recommendations. The Finance Committee met in March and reviewed the budget allocations for the next two years. In January, the committee reaffirmed an allocation of \$1.0 million for Division I new initiatives and \$1.0 million for the NCAA president's and Executive Committee new initiatives over the next two years.

- (1) President's recommended criteria and FY 2010-11 budget allocations. In fiscal year 2010-11, there will be approximately a six percent increase in revenue with an eight percent increase in Division I revenue distributions, with an allocation increase to Divisions II and III of almost six percent. This aligns with the projected revenue increases. Most of the recommended increases are to maintain current championships, programs and services with less than two percent increase, and 0.36 percent allocated to new initiatives.
- (2) FY 2010-11 and FY 2011-12 Division I and Executive Committee and presidential new initiatives.
 - (a) FY 2010-11 Distribution to Membership. An increase is recommended for the distribution to the Division I membership of \$33.8 million. This was a component of the long-term distribution plan approved by the Division I Board of Directors and Executive Committee several years ago. Once final negotiations are complete on the media contract, 2011-12 revenue distribution amounts will be determined.
 - (b) NCAA Football Championship (FCS) series bracket expansion. An allocation of \$250,000 is recommended to expand the FCS bracket beginning with the 2010 football championship. This expansion was approved by the Division I Board of Directors during the last budget cycle.
 - (c) Expanded softball bat testing and other championships initiatives. An allocation of \$83,000 is recommended to expand the number of bats tested across all divisions, as well as to enhance the testing process. An allocation of \$90,000 is planned for host expenses at specific championship events.
 - (d) Men's basketball recruiting. A recommended investment of \$410,000 is recommended to assist with monitoring, investigation, education, outreach and compliance.
 - (e) Presidential Reserve. An allocation of \$1 million is recommended to permit budget flexibility to implement new initiatives, as appropriate.
- (3) FY 2010-11 and FY 2011-12 Divisions II and III budget recommendations. The Finance Committee did not have any exceptions to the respective initiatives within Divisions II and III.

- (4) FY 2010-11 maintenance budget recommendations. The Finance Committee recommended the following fiscal year 2010-11 budget initiatives to maintain current program levels:
- (a) Modest increases to maintain the current championships, programs and services;
 - (b) Additional dollars for contractual commitments and travel-related services;
 - (c) Adjustments related to the president's salary and a 2.25 percent adjustment to be allocated between market equity and performance adjustments for the staff; and
 - (d) Five hundred thousand dollars to maintain insurance and risk management programs, and a small incremental increase in officiating fees.

It was VOTED

"To approve the budget recommendations as proposed by the Finance Committee."

- c. Building financing bond resolution. The Finance Committee recommended the approval of the bond resolution for the \$20 million financing for the new building. Construction is scheduled to begin May 4, and total construction costs are approximately \$35 million, and the remaining funding has been earmarked by previous Executive Committee actions. Construction bids came in at 15 percent below estimates, and the staff is continuing to work through some value engineering savings. The financing structure is a 10-year fixed rate structure with an anticipated interest rate of approximately three percent. The annual debt service will be approximately \$2.3 million that will be funded from the NCAA Eligibility Center resources and annual committee cost savings.

It was VOTED [For 14, abstain 1.]

"To approve the bond resolution that would provide the authority for the borrowing."

- d. Enterprise risk assessment executive summary. In preparation for the incoming NCAA president, the Finance Committee requested a refresh of the Enterprise Risk Assessment that was completed in 2004. Although there has been some change since 2004, the four fundamental risks have stayed the same:

- (1) Reputational risks;
- (2) Lack of revenue diversification;
- (3) Adverse legal rulings/interpretation; and
- (4) Regulatory intervention.

Two additional risks have been added to the assessment, and they are:

- Security and privacy of transactions, and data that the NCAA collects on behalf of its members; and
- Physical security around major events particularly around the NCAA Final Four.

This information will be included in the briefing document materials that have been prepared for the incoming President.

4. Executive Committee Accreditation Agency Working Group report.

The Committee received a report from the Accreditation Agency Working Group. The working group was established to review a request from an institution for a waiver of the constitutional membership requirements that mandate accreditation by one of the six regional accrediting agencies. Specifically, the institution wanted to substitute accreditation by a national accrediting agency. The working group recommended that the Committee deny the request for a waiver. Additionally, the group recommended that the issue be forwarded to each division for consideration of a modification to the NCAA Constitution by common provision to remove the requirement for accreditation by one of the six regional accrediting agencies and replace that language with a more general requirement of institutional accreditation by an accrediting agency that has been recognized by the U.S. Department of Education in compliance with Title IV of the Higher Education Act of 1965. The working group noted that NCAA legislative history indicates that at one time accreditation by a national accrediting agency was permitted; however, that language was changed after that agency ceased accrediting universities.

It was VOTED

“To approve the recommendations of the Accreditation Agency Working Group to deny the waiver request and forward the issue of a constitutional amendment to each of the divisional presidential bodies.”

5. Litigation update. The Committee received a report from the NCAA general counsel regarding litigation and settlement actions. Also, the Committee reviewed an NCAA policy that would guide disclosure of records to be distributed publicly.

It was VOTED

“To adopt the following guiding principle regarding disclosure of NCAA records:

“It is the policy of the NCAA to disclose information as a matter of course to its member schools and conferences, or as requested by them and to others to the extent it supports the NCAA mission, except where disclosure would violate the law or prejudice the interests or well-being of the Association.”

The Committee also approved a process for implementation of the policy by NCAA staff.

6. NCAA drug-testing results for 2008-09. The Committee received a report from the NCAA Committee on Competitive Safeguards and Medical Aspects of Sports (CSMAS). The report included final results of the 2008-09 NCAA drug testing in championship events for all divisions, as well as year-round testing in Divisions I and II. The Committee noted an increase in positive tests for marijuana and a slight uptick in positive tests for anabolic steroids. CSMAS requested permission to publish the 2008-09 drug testing results and also requested permission to release contemporaneous aggregate drug-testing results data as a drug-education prevention tool, whereby the data could be used to underscore to the membership the risks faced by student-athletes.

It was VOTED

“To approve the publication of the 2008-09 drug testing results and to permit the release of contemporaneous aggregate drug testing results data in a manner that avoids the Association of any individual or institutional identity.”

7. Concussion Policy.

The Committee also received a CSMAS report on recent discussions surrounding concussion management and a recommendation that the Executive Committee adopt a policy requiring institutions across all three divisions to have a concussion management plan on file that mandates removal of a student-athlete who exhibits signs, symptoms or behaviors consistent with a concussion from practice or competition.

It was VOTED

“To adopt the concussion management policy as follows:

“Institutions shall have a concussion management plan on file such that a student-athlete who exhibits signs, symptoms or behaviors consistent with a concussion shall be removed from practice or competition and evaluated by an athletics healthcare provider with experience in the evaluation and management of concussions. Student-athletes diagnosed with a concussion shall not return to activity for the remainder of that day. Medical clearance shall be determined by the team physician or their designee according to the concussion management plan.

“In addition, student-athletes must sign a statement in which they accept the responsibility for reporting their injuries and illnesses to the institutional medical staff, including signs and symptoms of concussions. During the review and signing process, student-athletes should be presented with educational material on concussions.”

The policy is to be effective by the start of the 2010-11 academic year. The Committee also asked that consequences for not following the policy be deliberated and that recommended sanctions for noncompliance be presented to the committee by its August meeting. The Executive Committee also recommended each division consider this policy for legislative action.

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

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

- (1) Division I Men’s Basketball Championship Expansion. Unanimously approved expansion of the Division I Men’s Basketball Championship to 68 teams.

- (2) Football Academic Working Group. Received a report from the Football Academic Working Group and expressed strong support for the concepts recommended. The Board will review the recommendations in legislative format in August, with a plan to enter proposals into the 2010-11 legislative cycle.
 - (3) Executive Committee appointments. Approved the following appointments to the Executive Committee: Jim Cofer, University of Louisiana at Monroe, and David Schmidly, University of New Mexico.
 - (4) Board of Director appointments. Approved the following appointments to the Board of Directors: Lee Todd, University of Kentucky; Steadman Upham, University of Tulsa; and Nathan Hatch, Wake Forest University.
 - (5) Division I membership standards. Reviewed and approved the final recommendations from the Division I Leadership Council regarding division's membership standards. The Board plans to review the recommendations in legislative form in August prior to inserting them into the 2010-11 legislative cycle.
- b. Division II Presidents Council. The Committee received an update on the actions of the Division II Presidents Council that included the following:
- (1) Life in the Balance Phase II. As an ongoing commitment to providing student-athletes with a college experience that balances academics, athletics and social pursuits, Division II chancellors and presidents are engaging in Phase II of the "Life in the Balance" initiative that ensures alignment of athletics competition policies with the division's attribute-based strategic positioning platform. The Presidents Council reviewed the legislative concepts put forth by the Management Council on Phase II of the "Life in the Balance" initiative. The concepts deal with (a) annual or discretionary exemptions, (b) the nonchampionship segment, and (c) the 20/8 hour rule; skill instruction outside the playing season; and start dates for winter sports. The concepts will be further reviewed by the Division II Championships and Legislation Committees at their joint meeting in June. The Presidents Council will determine which concepts to sponsor for the 2011 NCAA Convention at its meetings this summer.
 - (2) 2010 Division II Chancellors and Presidents Summit. Received an update on the 2010 Chancellors and Presidents Summit, which will be conducted July 19. To date, approximately 140 presidents and chancellors have registered for the meeting, which will focus on Division II Life in the Balance

Phase II; Division II as a membership destination; academics and life skills; and athletics department enhancement tools.

- (3) Diversity programming and Association-wide diversity initiatives. Met with NCAA staff members involved with diversity and inclusion. The discussion focused primarily on background information and the current diversity data and statistics for Division II. This is a discussion that the Presidents Council will continue to have throughout this year; the topic also has been placed on the agenda for the 2010 Division II Chancellors and Presidents Summit in June.
 - (4) Development of chancellors and presidents athletics oversight summary. The division is developing a chancellors and presidents athletics oversight summary, the intent of which is to enhance and support presidential commitment, oversight and involvement in the intercollegiate athletics program. The tool will assist Division II chancellors and presidents in evaluating their position in conjunction with the strategic position and philosophy of Division II intercollegiate athletics. The Presidents Council reviewed and endorsed the document. The document will be shared at the Division II Chancellors and Presidents Summit in June.
 - (5) Presidents Council vice chair. Elected Pat O'Brien, West Texas A&M University, as the new vice chair of the Council. Dr. O'Brien will assume his duties September 1, when Dr. Pitts' term ends.
- c. Division III Presidents Council. The Committee received an update on the actions of the Division III Presidents Council. These included:
- (1) 2010-12 budget. Approved the division's proposed 2010-12 budget, noting that some minimal adjustments may be necessary in 2011-12 due to recent changes in the division's revenue projection. The division's reserve may be used to cover all approved 2011-12 commitments.
 - (2) Presidential leadership. Endorsed a series of concepts designed to better engage presidents in the strategic oversight and leadership of the division, consistent with the 2008 white papers. The following concepts will be reviewed in draft form during the August meeting for membership consideration at the 2011 Convention in San Antonio:
 - (a) Eliminate the need for the Presidents Council to serve as the sponsor for all of the governance-sponsored proposals for Convention vote. This would allow the Management Council to develop and sponsor operational and administrative legislation and will provide

a clear delineation of operational and strategic responsibilities within the governance structure.

- (b) Establish a subcommittee of the Presidents and Management Councils to determine which concepts warrant review by the Presidents Council and formalize the guidelines for such determinations. The subcommittee will establish objective review guidelines that focus on clear, fundamental tenets of the Division III Philosophy Statement and set the proper framework for identifying issues that warrant the Presidents Council's attention.
 - (c) Expand the membership of the Management Council by adding the category of individuals to whom athletics reports. The addition of two individuals (non-Presidents who directly oversee an athletics director) could broaden the perspective of the Council by including a voice that, while responsible for managing athletics on most campuses, has not historically been directly included in governance discussions. The "direct report" model exists at approximately 805 of Division III member schools.
 - (d) Establish an expectation for conferences to demonstrate presidential leadership. Despite the current legislative requirement for conference presidential oversight, it appears that presidents may not actively lead some Division III conferences. The division will benefit from more clearly establishing the expectation of strategic leadership at the conference level, and will establish a clear goal in the division's strategic plan, as well as offer incentives to support active presidential leadership.
- (3) Collegiate sports wagering. Received a presentation on the results of the 2008 study on collegiate sports wagering, as well as the educational resources offered by the NCAA agents, gambling and amateurism staff. As a result of this presentation, the Council referred to the division's Strategic Planning and Finance Committee the formal inclusion of sports wagering resources in the student-athlete well-being section of the conference grant program. The Council also suggested that Division III consider offering a sports wagering presentation for the 2011 NCAA Convention and consider other ways to enhance the division's use of existing educational resources.

- (4) Accreditation requirements for membership. Expressed caution on the concept of changing the accreditation bylaws as they currently stand, noting that the regional accrediting bodies may be less subject to political pressures than the U.S. Department of Education and the current standards seem to be appropriately rigorous for institutions of higher education.

- 9. NCAA Executive Committee Subcommittee on Gender and Diversity Issues. The Committee received a report from the Executive Committee Subcommittee on Gender and Diversity Initiatives. The subcommittee requested that the Executive Committee review and approve an Association-wide vision statement/framework for NCAA diversity and gender programs and initiatives.

It was VOTED

“To approve the diversity, inclusion and gender framework as follows:

“As a core value, the NCAA believes in and is committed to diversity, inclusion and gender equity among its student-athletes, coaches and administrators. We seek to establish and maintain an inclusive culture that fosters equitable participation for student-athletes and career opportunities for coaches and administrators from diverse backgrounds. Diversity and inclusion improve the learning environment for all student-athletes and enhance excellence within the Association.

“The NCAA will provide or enable programming and education, which sustains foundations of a diverse and inclusive culture across dimensions of diversity including, but not limited to age, race, sex, class, creed, educational background, disability, gender expression, geographical location, income, marital status, parental status, sexual orientation and work experiences. Programming and education also will strive to support equitable laws and practices, increase opportunities for individuals from historically underrepresented groups to participate in intercollegiate athletics at all levels, and enhance hiring practices for all athletics personnel to facilitate more inclusive leadership in intercollegiate athletics.”

- 10. Association-wide committee frequency requests. The Association’s bylaws require the Executive Committee to authorize exceptions for Association-wide committees to meet more than two meetings per year. Two of the nine Association-wide committees have requested waivers: (1) the Minority Opportunities and Interests Committee (MOIC) and (2) the Postgraduate Scholarship Committee.

It was VOTED

“To approve meeting exception waivers for the MOIC and the Postgraduate Scholarship Committee. Further the Committee delegated this authority to the NCAA president in the future.”

11. Future meetings. The Committee reviewed its future meetings schedule.
12. Adjournment. Ray adjourned the meeting at 3:05 p.m.

#

NCAA Bylaw 10.1 – Ethical Conduct – Unethical Conduct

Issue:

Whether the NCAA Division II Legislation Committee should recommend sponsorship of legislation for the 2011 NCAA Convention to amend NCAA Bylaw 10.1 (unethical conduct).

Legislative History:

In 2006, Divisions I and III adopted a revision to Bylaw 10.1-(f) (unethical conduct) which clarified that knowing involvement in providing banned substances is such an egregious act that it violates the Association's ethical conduct bylaw, as it is contrary to the health and safety of student-athletes.

Analysis:

In order to maintain orderly business it is important that the areas of Bylaw 10.1 that are applicable to all three divisions be identical. This revision is necessary to bring Bylaw 10.1 (unethical conduct) into alignment with Divisions I and III. There is an ongoing review of all provisions in Bylaw 10.1 to ensure consistency in all three divisions.

Conclusions:

1. The Legislation Committee **recommends** that the NCAA Division II Management Council sponsor legislation for the 2011 Convention to amend Bylaw 10.1, effective immediately.
2. The Legislation Committee **does not recommend** that the Management Council sponsor legislation for the 2011 Convention to amend Bylaw 10.1.

Associated References:

Division II Bylaw

Bylaw 10.1 Unethical Conduct. Unethical conduct by a prospective or enrolled student-athlete or a current or former institutional staff member may include, but is not limited to, the following:

- (a) Refusal to furnish information relevant to an investigation of a possible violation of an NCAA regulation when requested to do so by the NCAA or the individual's institution;

- (b) Knowing involvement in arranging for fraudulent academic credit or false transcripts for a prospective or an enrolled student-athlete;
- (c) Knowing involvement in offering or providing a prospective or an enrolled student-athlete an improper inducement or extra benefit or improper financial aid;
- (d) Knowingly furnishing or knowingly influencing others to furnish the NCAA or the individual's institution false or misleading information concerning the individual's involvement in or knowledge of matters relevant to a possible violation of an NCAA regulation;
- (e) Receipt of benefits by an institutional staff member for facilitating or arranging a meeting between a student-athlete and an agent, financial advisor or a representative of an agent or advisor (e.g., "runner");
- (f) Knowingly providing a student-athlete with a banned substance, impermissible supplement, or medications contrary to medical licensure, commonly accepted standards of care in sports medicine practice, or state or federal law. This provision shall not apply to banned substances for which the student-athlete has received a medical exception per Bylaw 31.2.3.5; however, the substance must be provided in accordance with medical licensure, commonly accepted standards of care and state or federal law;
- (g) Failure to provide complete and accurate information to the NCAA or institution's admissions office regarding an individual's academic record (e.g., schools attended, completion of coursework, grades, test scores);
- (h) Fraudulence or misconduct in connection with entrance or placement examinations;
- (i) Engaging in any athletics competition under an assumed name or with intent otherwise to deceive; or
- (j) Failure to provide complete and accurate information to the NCAA, the NCAA Eligibility Center or the institution's athletics department regarding an individual's amateur status.

Division I Bylaw

Bylaw 10.1 Unethical Conduct. Unethical conduct by a prospective or enrolled student-athlete or a current or former institutional staff member (e.g., coach, professor, tutor, teaching assistant, student manager, student trainer) may include, but is not limited to, the following:

- (a) Refusal to furnish information relevant to an investigation of a possible violation of an NCAA regulation when requested to do so by the NCAA or the individual's institution;

- (b) Knowing involvement in arranging for fraudulent academic credit or false transcripts for a prospective or an enrolled student-athlete;
- (c) Knowing involvement in offering or providing a prospective or an enrolled student-athlete an improper inducement or extra benefit or improper financial aid;
- (d) Knowingly furnishing or knowingly influencing others to furnish the NCAA or the individual's institution false or misleading information concerning an individual's involvement in or knowledge of matters relevant to a possible violation of an NCAA regulation;
- (e) Receipt of benefits by an institutional staff member for facilitating or arranging a meeting between a student-athlete and an agent, financial advisor or a representative of an agent or advisor (e.g., "runner");
- (f) Knowing involvement in providing a banned substance or impermissible supplement to student-athletes, or knowingly providing medications to student-athletes contrary to medical licensure, commonly accepted standards of care in sports medicine practice, or state and federal law. This provision shall not apply to banned substances for which the student-athlete has received a medical exception per Bylaw 31.2.3.5; however, the substance must be provided in accordance with medical licensure, commonly accepted standards of care and state or federal law;
- (g) Failure to provide complete and accurate information to the NCAA, the NCAA Eligibility Center or an institution's admissions office regarding an individual's academic record (e.g., schools attended, completion of coursework, grades and test scores);
- (h) Fraudulence or misconduct in connection with entrance or placement examinations;
- (i) Engaging in any athletics competition under an assumed name or with intent to otherwise deceive; or
- (j) Failure to provide complete and accurate information to the NCAA, the NCAA Eligibility Center or the institution's athletics department regarding an individual's amateur status.

Division I Proposal

Proposal Number: 2005-36

Title: ETHICAL CONDUCT -- UNETHICAL CONDUCT -- PRESCRIPTION DRUGS

Intent: To specify that unethical conduct shall include the knowing involvement in providing a student-athlete a banned substance, impermissible supplement or medications contrary to medical licensure, commonly accepted standards of care in sports medicine practice, or state or federal law.

Bylaws: Amend 10.1, as follows:

"10.1 UNETHICAL CONDUCT. Unethical conduct by a prospective or enrolled student-athlete or a current or former institutional staff member (e.g., coach, professor, tutor, teaching assistant, student manager, student trainer) may include, but is not limited to, the following:

[10.1-(a) through 10.1-(d) unchanged.]

"(e) Receipt of benefits by an institutional staff member for facilitating or arranging a meeting between a student-athlete and an agent, financial advisor or a representative of an agent or advisor (e.g., "runner")-; **or**

"(f) Knowing involvement in providing a banned substance or impermissible supplement to student-athletes, or knowingly providing medications to student-athletes contrary to medical licensure, commonly accepted standards of care in sports medicine practice, or state and federal law."

Source: NCAA Division I Board of Directors

Effective Date: Immediate

Category: Amendment

Topical Area: Ethical Conduct

Rationale: Current NCAA legislation does not specify that the act of providing impermissible substances (e.g., prescription drugs) that impact athletics performance is an institutional violation. This proposal will clarify that such an egregious act violates the Association's ethical conduct bylaw as it is contrary to health and safety of student-athletes. Finally, this proposal would not apply to those student-athletes with a documented medical history demonstrating the need for regular use of such a drug.

Budget Impact: None.

Impact on S-A's Time: None.

History

Jun 20, 2005: Submit; Submitted for consideration.

Jul 18, 2005: Mgmt Council 1st Review; Management Council approved legislation as noncontroversial; unanimous voice vote

Aug 04, 2005: Board Consideration, Adopted; Adopted the proposal as noncontroversial legislation. (Unanimous Voice Vote)

Aug 04, 2005: Adopted, Override Period; Start of Override Period

Oct 03, 2005: Adopted; Adopted - Final.

Oct 03, 2005: Adopted, Override Period; End of Override Period

Division III Bylaw

Bylaw 10.1 Unethical Conduct. Unethical conduct by a prospective or enrolled student-athlete or a current or former institutional staff member may include, but is not limited to, the following:

- (a) Refusal to furnish information relevant to an investigation of a possible violation of an NCAA regulation when requested to do so by the NCAA or the individual's institution;
- (b) Knowing involvement in arranging for fraudulent academic credit or false transcripts for a prospective or an enrolled student-athlete;
- (c) Knowing involvement in offering or providing a prospective or an enrolled student-athlete an improper inducement or extra benefit or improper financial aid;
- (d) Knowingly furnishing or knowingly influencing others to furnish the NCAA or the individual's institution false or misleading information concerning an individual's involvement in or knowledge of matters relevant to a possible violation of an NCAA regulation;
- (e) Receipt of benefits by an institutional staff member for facilitating or arranging a meeting between a student-athlete and an agent, financial advisor or a representative of an agent or advisor (e.g., "runner"); or
- (f) Knowing involvement in providing a banned substance or impermissible supplement to student-athletes, or knowingly providing medications to student-athletes contrary to medical licensure, commonly accepted standards of care in sports medicine practice, or state or federal law. This provision shall not apply to banned substances for which the student-athlete has received a medical exception per Bylaw 31.2.3.5; however, the substance must be provided in accordance with medical licensure, commonly accepted standards of care and state or federal law.

Division III Proposal

Title: ETHICAL CONDUCT -- UNETHICAL CONDUCT -- PRESCRIPTION DRUGS

Convention Year: 2006

Effective Date: Immediate

SPOPL Number: 4

Official Notice Number: 2006-21

Source: NCAA Division III Presidents Council (Management Council).

Category: Presidents Council

Topical Area: Ethical Conduct/Institutional Control

Status: Adopted

Intent: To specify that unethical conduct shall include the knowing involvement in providing a student-athlete a banned substance, impermissible supplement or medications contrary to medical licensure, commonly accepted standards of care in sports medicine practice, or state or federal law.

Bylaws: Amend 10.1, page 47, as follows:

[Division III, roll call]

"10.1 UNETHICAL CONDUCT. Unethical conduct by a prospective or enrolled student-athlete or a current or former institutional staff member may include, but is not limited to, the following:

[10.1-(a) through 10.1-(c) unchanged.]

"(d) Knowingly furnishing the NCAA or the individual's institution false or misleading information concerning the individual's involvement in or knowledge of matters relevant to a possible violation of an NCAA regulation; ~~or~~

"(e) Receipt of benefits by an institutional staff member for facilitating or arranging a meeting between a student-athlete and an agent, financial advisor or a representative of an agent or advisor (e.g., "runner")- ; **or**

"(f) Knowing involvement in providing a banned substance or impermissible supplement to student-athletes, or knowingly providing medications to student-athletes contrary to medical licensure, commonly accepted standards of care in sports practice, or state or federal law."

Rationale: Current NCAA legislation does not specify that the act of providing impermissible substances (e.g., prescription drugs) that impact athletics performance is an institutional violation. This proposal will clarify that such an egregious act violates the Association's ethical conduct bylaw as it is contrary to health and safety of student-athletes. Finally, this proposal would not apply to those student-athletes with a documented medical history demonstrating the need for regular use of such a drug.

Division II Coaches Certification Test – Timing of Release

Issue:

Whether or not the NCAA Division II Legislation Committee should recommend amending the NCAA coaches certification test policies and procedures to include a change to the date of the online availability of recruiting certification test materials.

Analysis:

Currently, NCAA Division II legislation requires that coaches wishing to contact or evaluate any prospective student-athletes off campus must be certified to do so on an annual basis. This certification is obtained through a standardized national test covering NCAA recruiting legislation, including NCAA Bylaw 13 and other bylaws [e.g., Bylaws 15.3 (terms and conditions of awarding institutional financial aid) and 14.3 (freshman academic requirements)]. Although the technical certification period runs from August 1 to July 31 of the following year, once a Division II coach earns a passing score of 80 percent on the certification exam, he or she is certified to contact or evaluate any prospective student-athletes off campus from the date of the exam through July 31 of the following year.

Presently, the release date for Division II recruiting certification test materials, including both practice and actual exams, is not legislated. However, as a matter of policy, these materials are traditionally made available to the Division II membership in electronic format during the last week of March or first week of April, annually. The rationale for choosing this particular period of time is twofold. First, it should be noted that testing opportunities shall be limited only by the stipulation that 30-calendar days shall elapse between a participant's test dates. Therefore, if a coach takes the exam but does not earn a passing score, he or she must wait 30 days before being allowed to retake the exam. Providing the test materials prior to the end of the spring academic term allows coaches who do not pass the exam to have ample time to retake the exam multiple times prior to their previous certification expiring while still allotting time for the required 30-day lapse. Additionally, some Division II member institutions' coaching staffs are contracted for a period of less than 12 months. The current release date provides enough time for Division II coaches to take and pass the exam during the spring academic term without incurring the possible extra financial expense and time commitment of returning to their institution's campus during the summer term to earn their recruiting certification.

Each year NCAA staff receives many questions from Division II conference offices and institutions during the months of April to August. The fact that the new Division II manual is released in August and Division II membership status of reclassifying or provisional institutions is not effective until September 1 is a source of their confusion. The proposed date changes would release practice exam materials on the same date that the updated Division II manual is made available to the membership and actual exam materials would be provided on September 1, to coincide with the effective date for Division II membership status of reclassifying or provisional institutions. Thus, the new certification period would be from September 1 to August 31 of the following year. The proposed release dates would increase convenience for

Division II coaches as they are already on campus on September 1 and they recruit heavily during the spring term, which would fall the middle of the new testing cycle.

Currently, Division I releases their practice certification materials during the last week of March or first week of April and the actual exam is made available in May. At this time, Division I has no plans to change the release dates for their certification testing materials.

Conclusions:

1. The Legislation Committee **recommends** amending NCAA recruiting certification policies and procedures to change the date of the online availability of practice certification exam materials to coincide with the August release of the NCAA Division II Manual and the date of the online availability of actual certification exam materials to coincide with the effective date for Division II membership status of reclassifying or provisional institutions.
2. The Legislation Committee **does not recommend** amending NCAA recruiting certification policies and procedures to include a change to the date of the online availability of recruiting certification test materials.

Division II Bylaws

11.5.1.1 Annual Certification Requirement. Only those coaches who have been certified may contact or evaluate any prospective student-athletes off campus. Certification must occur on an annual basis. (*Adopted: 1/10/92 effective 8/1/93*)

11.5.1.1.1 Certification Administration. Such certification procedures shall be established by the NCAA national office in a standardized format and administered for its member institutions by the member conferences of the Association or, in the case of an independent institution, by the NCAA national office or the conference office that administers the National Letter of Intent for that institution. Such certification procedures shall include a requirement that the coaches shall have passed a standardized national test covering NCAA recruiting legislation, including Bylaw 13 and other bylaws [e.g., Bylaws 15.3 (terms and conditions of awarding institutional financial aid) and 14.3 (freshman academic requirements)] that relate to the recruitment of prospective student-athletes as a condition for being permitted to engage in off-campus recruiting. (*Adopted: 1/10/92 effective 8/1/93, Revised: 1/16/93*)

13.01.4 Off-Campus Recruiting. In-person, off-campus recruiting is limited to authorized athletics department staff members and limitations may be placed on the number of staff members who are permitted to recruit off campus. (See Bylaws 11.5 and 13.1.2.1.1.)

13.1.2.1.1 Off-Campus Recruiters. An institutional staff member is not permitted to recruit off campus until he or she has been certified on an annual basis as to knowledge of applicable recruiting rules per Bylaw 11.5.1.1. However, institutional staff members (e.g., faculty members) may contact prospective student-athletes for recruiting purposes on campus or within the locale of the institution's main campus during the prospective student-athlete's official visit. 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. *(Adopted: 1/10/92 effective 8/1/93, Revised: 1/10/05, 1/9/06 effective 8/1/06, 3/22/06)*

20.4.2.3 Reclassification Period. A member reclassifying a single sport from Division I to Division II shall complete a two-year reclassifying period. At the end of the two-year period (unless an institution is required to repeat a year), a member reclassifying a single sport from Division I to Division II shall be eligible for participation in Division II in the sport effective the September 1 that the institution selects as its effective date. *(Revised: 1/12/04 effective 8/1/04)*

20.2.2 Effective Date and Compliance Period. In establishing criteria, the members of the division shall specify the effective date and compliance period, if any. Each institution (either as a member of that division or as an institution that competes in a sport in that division under the provisions of multidivision classification per Bylaw 20.4) shall conform to the requirements of the criteria by that effective date or by the end of the compliance period, whichever is later. Amendments to membership criteria shall be effective the September 1 after adoption or a future September 1.

Statistics Related to Secondary Cases for 2009

Approximately 4,107 secondary infractions cases were processed and/or reviewed by the enforcement staff during the 2009 calendar year. Of the 4,107 cases, approximately 1,566 cases (38 percent) were processed by institutions and/or conferences as Level II secondary violations. There were four appeals of secondary violation penalties imposed by the enforcement staff; in each instance, the penalties were upheld by the Committee on Infractions as appropriate.

BY DIVISION

Total	4107	(38 percent Level II)
I	2939	(42percent Level II)
II	777	(36 percent Level II)
III	391	(17percent Level II)

BY SPORT

<u>Administrative</u>		<u>Total = 84</u>	
<u>Men</u>	<u>Total =2141</u>	<u>Women</u>	<u>Total =1882</u>
Baseball	270	Basketball	363
Basketball	431	Bowling	5
Cross Country	51	Cross Country	67
Fencing	7	Equestrian	15
Football	610	Fencing	9
Golf	104	Field Hockey	52
Gymnastics	11	Golf	73
Ice Hockey	38	Gymnastics	44
Lacrosse	36	Ice Hockey	26
Rifle	1	Lacrosse	59
Skiing	1	Rifle	2
Soccer	159	Rowing	62
Swimming	64	Rugby	0
Tennis	82	Skiing	4
Track, Indoor	43	Soccer	217
Track, Outdoor	129	Softball	200
Volleyball	23	Squash	5
Water Polo	15	Swimming	105
Wrestling	60	Tennis	113
		Track, Indoor	55
		Track, Outdoor	144
*Men's Crew	5	Volleyball	249
*Men's Squash	1	Water Polo	13

TOTAL SPORTS = 4,107

*Used for sports-sponsorship purposes

BY BYLAW CITATION

<u>Citation</u>	<u>All Divisions</u>
Bylaw 2	2
Bylaw 3	0
Bylaw 6	5
Bylaw 10	24
Bylaw 11	153
Bylaw 12	387
Bylaw 13	2014
Bylaw 14	579
Bylaw 15	140
Bylaw 16	657
Bylaw 17	337
Bylaw 18	1
Bylaw 30	15
Bylaw 31	0
Bylaw 32	3
TOTAL	4317*

* Totals of each category may not match sport totals due to differentials in sports/bylaws involved in an individual case.

Statistics Related to Secondary Cases for 2009 Division I

Approximately 2,939 Division I secondary infractions cases were processed and/or reviewed during the 2009 calendar year. Of those 2,939 cases, approximately 1,221 (42 percent) were processed by institutions and/or conferences as Level II secondary violations. There were two appeals of secondary violation penalties imposed by the enforcement staff; in each instance, the penalties were upheld by the Committee on Infractions as appropriate.

Division I Total = 2939 (42 percent Level II)

BY SPORT

<u>Administrative</u>		<u>Total = 48</u>	
<u>Men</u>	<u>Total = 1546</u>	<u>Women</u>	<u>Total = 1345</u>
Baseball	154	Basketball	252
Basketball	329	Bowling	3
Cross Country	28	Cross Country	42
Fencing	6	Equestrian	15
Football	503	Fencing	8
Golf	78	Field Hockey	37
Gymnastics	10	Golf	57
Ice Hockey	26	Gymnastics	42
Lacrosse	20	Ice Hockey	21
Rifle	1	Lacrosse	45
Skiing	1	Rifle	2
Soccer	90	Rowing	54
Swimming	42	Rugby	0
Tennis	52	Skiing	4
Track, Indoor	30	Soccer	152
Track, Outdoor	102	Softball	124
Volleyball	12	Squash	3
Water Polo	13	Swimming	79
Wrestling	46	Tennis	80
		Track, Indoor	43
		Track, Outdoor	124
		Volleyball	148
		Water Polo	10
*Men's Crew	3		

TOTAL SPORTS = 2,939

*Used for sports-sponsorship purposes

BY BYLAW CITATION

<u>Citation</u>	<u>Division I</u>
Bylaw 2	1
Bylaw 3	0
Bylaw 6	3
Bylaw 10	16
Bylaw 11	125
Bylaw 12	263
Bylaw 13	1603
Bylaw 14	364
Bylaw 15	115
Bylaw 16	482
Bylaw 17	207
Bylaw 18	0
Bylaw 30	10
Bylaw 31	0
Bylaw 32	2
TOTAL	3191*

* Totals of each category may not match sport totals due to differentials in sports/bylaws involved in an individual case.

Statistics Related to Secondary Cases for 2009 Division II

Approximately 777 Division II secondary infractions cases were processed and/or reviewed during the 2009 calendar year. Of those 777 cases, approximately 280 (36 percent) were processed by institutions and/or conferences as Level II secondary violations. There were two appeals of secondary violation penalties imposed by the enforcement staff; in each instance, the penalties were upheld by the Committee on Infractions as appropriate.

Division II Total = 777 (36 percent Level II)

BY SPORT

<u>Administrative</u>		<u>Total = 11</u>	
<u>Men</u>	<u>Total = 391</u>	<u>Women</u>	<u>Total = 375</u>
Baseball	69	Basketball	92
Basketball	80	Bowling	1
Cross Country	14	Cross Country	16
Fencing	1	Equestrian	0
Football	80	Fencing	1
Golf	14	Field Hockey	5
Gymnastics	0	Golf	7
Ice Hockey	7	Gymnastics	0
Lacrosse	10	Ice Hockey	3
Rifle	0	Lacrosse	5
Skiing	0	Rifle	0
Soccer	44	Rowing	1
Swimming	9	Rugby	0
Tennis	15	Skiing	0
Track, Indoor	9	Soccer	48
Track, Outdoor	22	Softball	53
Volleyball	5	Squash	0
Water Polo	1	Swimming	10
Wrestling	11	Tennis	20
		Track, Indoor	11
		Track, Outdoor	17
		Volleyball	83
		Water Polo	2

TOTAL SPORTS = 777

BY BYLAW CITATION

<u>Citation</u>	<u>Division II</u>
Bylaw 2	1
Bylaw 3	0
Bylaw 6	0
Bylaw 10	5
Bylaw 11	15
Bylaw 12	91
Bylaw 13	332
Bylaw 14	155
Bylaw 15	19
Bylaw 16	144
Bylaw 17	71
Bylaw 18	1
Bylaw 30	3
Bylaw 31	0
Bylaw 32	1
TOTAL	838*

* Totals of each category may not match sport totals due to differentials in sports/bylaws involved in an individual case.

Statistics Related to Secondary Cases for 2009 Division III

Approximately 391 Division III secondary infractions cases were processed and/or reviewed during the 2009 calendar year. Of those 391 cases, approximately 65 (17 percent) were processed by institutions and/or conferences as Level II secondary violations.

Division III Total = 391 (17 percent Level II)

BY SPORT

<u>Administrative</u>		<u>Total = 25</u>	
<u>Men</u>	<u>Total = 204</u>	<u>Women</u>	<u>Total = 162</u>
Baseball	47	Basketball	19
Basketball	22	Bowling	1
Cross Country	9	Cross Country	9
Fencing	0	Equestrian	0
Football	27	Fencing	0
Golf	12	Field Hockey	10
Gymnastics	1	Golf	9
Ice Hockey	5	Gymnastics	2
Lacrosse	6	Ice Hockey	2
Rifle	0	Lacrosse	9
Skiing	0	Rifle	0
Soccer	25	Rowing	7
Swimming	13	Rugby	0
Tennis	15	Skiing	0
Track, Indoor	4	Soccer	17
Track, Outdoor	5	Softball	23
Volleyball	6	Squash	2
Water Polo	1	Swimming	16
Wrestling	3	Tennis	13
		Track, Indoor	1
		Track, Outdoor	3
*Men's Crew	2	Volleyball	18
*Men's Squash	1	Water Polo	1

TOTAL SPORTS = 391

*Used for sport sponsorship purposes

BY BYLAW CITATION

<u>Citation</u>	<u>Division III</u>
Bylaw 2	0
Bylaw 3	0
Bylaw 6	2
Bylaw 10	3
Bylaw 11	13
Bylaw 12	33
Bylaw 13	79
Bylaw 14	60
Bylaw 15	6
Bylaw 16	31
Bylaw 17	59
Bylaw 18	0
Bylaw 30	2
Bylaw 31	0
Bylaw 32	0
TOTAL	288*

* Totals of each category may not match sport totals due to differentials in sports/bylaws involved in an individual case.

**Number of Secondary Violations Reported and Processed in Division II During the 2008-09 Academic Year
(9/1/08 through 8/31/09) by Conference**

Conference	Number of Secondary Violations for 2008-09 (9/1/08 through 8/31/09)	Conference	Number of Secondary Violations for 2008-09 (9/1/08 through 8/31/09)
California Collegiate Athletic Association	35	Mid-America Intercollegiate Athletics Association	21
Conference Carolinas	29	Northeast-10 Conference	35
Central Atlantic Collegiate Conference	19	Northern Sun Intercollegiate Conference	29
Central Intercollegiate Athletic Association	13	Pacific West Conference	14
East Coast Conference	15	Peach Belt Conference	17
Great Lakes Intercollegiate Athletic Conference	11	Pennsylvania State Athletic Conference	36
Great Lakes Valley Conference	31	Rocky Mountain Athletic Conference	16
Great Northwest Athletic Conference	27	South Atlantic Conference	20
Gulf South Conference	10	Southern Intercollegiate Athletic Conference	14
Heartland Conference	24	Sunshine State Conf	24
Lone Star Conference	53	West Virginia Intercollegiate Athletic Conference	17

A G E N D A

National Collegiate Athletic Association

Division II Championships Committee and Legislation Committee

**Indianapolis Marriott Downtown
Indianapolis, Indiana**

June 9, 2010

1. Welcome and announcements. (Ann Martin and Janet Montgomery)
 - a. Committee rosters. [Supplement Nos. 1 and 2]
 - b. Participants from the Division II Athletic Directors Association (ADA) and the Division II Conference Commissioners Association (CCA). [Supplement No. 3]
 - c. Comments from the chair of the Division II Management Council. (Kathleen Brasfield)
2. Review information shared with the NCAA Division II Presidents Council and NCAA Division II Management Council at the April in-person meetings. (Alvida Alford, Jenn Fraser and Martin)
 - a. Discussion document and PowerPoint presentation of research regarding Phase II of the Life in the Balance Initiative. [Supplement Nos. 4-a, 4-b and 5]
 - b. Update on feedback from Division II presidents and chancellors and the Management Council regarding Phase II. (Brasfield and Terri Steeb)
3. Updates from coaches associations. (Alford, Fraser and Stephanie Smith)
 - a. U.S. Track and Field and Cross Country Coaches Association. [Supplement No. 6]
 - b. National Soccer Coaches Association of America. [Supplement No. 7]
 - c. National Fastpitch Coaches Association. [Supplement No. 8]
 - d. Women's Basketball Coaches Association. [Supplement No. 9]
 - e. American Volleyball Coaches Association. [Supplement No. 10]
 - f. Feedback from other coaches associations received after the posting deadline. [Supplement No. 11 – to be delivered]

4. Feedback received from other constituent groups (e.g., conference offices, student-athletes).
 - a. Chart outlining feedback from Division II sports committees. [Supplement No. 12] (Smith)
 - b. Membership comments submitted via email at lifeinthebalance@ncaa.org. [Supplement No. 13] (Fraser)
 - c. Feedback from the Division II ADA and CCA. (Ed Matejkovic and Jim Naumovich)
 - Feedback from NCAA Division II Conferences. [Supplement Nos. 14 and 15]
 - d. Feedback from the Division II Student-Athlete Advisory teleconference on May 2. (Alford, Brooke Baker and Vanessa Moreira)
5. Review the legislative format of the concepts anticipated for recommendation of sponsorship for the 2011 NCAA Convention.
 - a. Annual and discretionary exemptions – combined lists. [Supplement No. 16] (Fraser)
 - b. Nonchampionship segment. (Fraser)
 - Baseball and softball – additional dates of competition. [Supplement Nos. 17-a and 17-b]
 - Spring sports – exception for use of a season of competition. [Supplement No. 18]
 - Start date for spring sports – later date. [Supplement No. 19]
 - c. 20/8 hour rule – figure outlining countable and noncountable athletically related activities. [Supplement No. 20] (Alford)
 - d. Skill instruction. (Alford)

- All sports except football – full team activities until first day of practice and skill instruction after the Division II championship. [Supplement No. 21]
 - All sports except football – full team activities outside of the playing season. [Supplement No. 22]
- e. Start date for winter sports. (Smith)
- September 7 or the fourth day of classes, whichever is earlier. [Supplement No. 23]
 - September 15. [Supplement No. 24]
 - September 7 or the first day of classes, whichever is later. [Supplement No. 25]
 - Reduction to the length of the championship segment by one week (seven consecutive calendar days). [Supplement No. 26]
6. Discussion on the championships policies to be reviewed and amended in Phase II. (Shonna Brown and Roberta Page)
- a. Championship selection criteria.
 - b. Regionalization. [Supplement No. 27]
7. Review of tracking mechanism for the Life in the Balance initiative. (Fraser)
8. Other business.
9. Adjournment.



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

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 2.5.1:

Creation of a user's guide for institutions that are not currently using Compliance Assistant internet (CAi).

PHASE ONE

Research/Data Summary:

The Legislation Committee directed the academic and membership affairs staff to use the Division II Conference Offices Compliance Administrators to gather data to determine the number of institutions that are using CAi and the extent to which each of those institutions are using the software.

Strengths/Opportunities:

Institutions that are not currently using CAi may feel reluctant to start doing so based on the amount of data that will need to be inputted initially. By creating a step-by-step guide for new users, individuals will know exactly what to expect initially, which will alleviate some of the concerns with the amount of time it takes to get started. Another benefit of helping institutions get started on CAi is that different tasks (such as monitoring records, certifying eligibility and reporting) will become much easier for those institutions.

Challenges/Barriers:

The committee recognized that change can be difficult; however, the overall consistency of rules application and increased efficiency for institutions will be a great benefit.

Timeline:

The committee received an update from the NCAA academic and membership affairs staff regarding the number of institutions that are currently using CAi. A majority of Division II institutions are using the program, but to varying degrees. Further, staff informed the committee that a technology initiative is being explored which may lead to a new version of CAi being released. The committee agreed to take no further action on the development of a users guide for

Compliance Assistant until it was determined whether or not a new version of the program was being developed.

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 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 2.5.2:

Creation of a tutorial for building a bridge from student-tracking systems (e.g., Banner, People Soft) to CAi.

PHASE ONE

Research/Data Summary:

N/A.

Strengths/Opportunities:

The Legislation Committee directed the academic and membership affairs staff to identify institutions that have successfully built the bridge between some commonly used student tracking systems and CAi and to create a "how-to" guide for institutions that are interested in building such a bridge. Having a bridge between CAi and other frequently used student-tracking systems would eliminate the need for manually imputing grades, grade-point averages or financial aid awards. CAi users would be able to import data from the student-tracking system to CAi and immediately be able to pull necessary reports. Creating a "how-to" guide for building the bridge between the two systems will streamline the data and reporting process.

Challenges/Barriers:

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.

Timeline:

The committee received an update on the number of institutions that have a bridge from CAi to its student-tracking system. Further, staff informed the committee that a technology initiative is being explored which may lead to a new version of CAi being released. The committee agreed to hold off on reaching out to institutional staff members until it was determined whether or not a new version of CAi was being developed.

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 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 2.5.3:

Allowing conference offices to have their own user name and password to be able to access CAi.

PHASE ONE

Research/Data Summary:

N/A.

Strengths/Opportunities:

Conference offices are often the first place institutions call with questions regarding CAi. Currently, in order for conference administrators to have access their institutions' CAi accounts, each institution is required to establish the conference office as an individual user, which means that conference administrators have up to 16 institution-specific user names and passwords. The committee directed the academic and membership affairs staff to explore the possibility of granting conference offices read-only access to each of their institution's CAi accounts to assist communications between conference offices and institutions regarding CAi questions. Another benefit is that many conferences require institutions to supply eligibility and squad lists prior to the first contest, and by providing conference administrators one access point to all members, there will be ease in gathering those reports.

Challenges/Barriers:

Not all conference offices require the same data from institutions and not all institutions throughout a conference are currently using CAi. The committee understands that conferences are in varying points with CAi, but believes that granting one access point will be a great advantage.

Timeline:

The staff informed the committee that a technology initiative is being explored which may lead to a new version of CAi being released. The committee agreed to take no further action on establishing conference access to CAi until it was determined whether or not a new version of the program was being developed.

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 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 2.5.4:

Promote the use of Legislative Services Database for the Internet (LSDBi) by Division II institutions.

PHASE ONE

Research/Data Summary:

The Legislation Committee directed the NCAA academic and membership affairs staff to work with the Division II Conference Commissioners Association Compliance Administrators (CCACA) to gather data to determine the number of institutions that are using LSDBi, and to what extent such institutions work in the database.

The committee will measure the success of the action step based on whether or not the number of institutions using LSDBi increases. The committee will also look for an increase by institutions in the various functions of LSDBi. Finally, participation in Webinars and educational sessions will provide data regarding the number of institutions that see the importance in understanding LSDBi.

Strengths/Opportunities:

LSDBi is the medium that the academic and membership affairs staff communicates with the membership regarding legislative and interpretive matters. The committee believes that Division II institutions do not have a complete understanding of the functions that LSDBi offers and by providing education, institutions will maintain a current understanding of legislative and interpretive issues facing the membership.

Challenges/Barriers:

The committee believes that institutions will be challenged to find time to participate in Webinars and attend educational sessions with already full schedules. The committee directed staff to be respectful of the workload that institutional administrators have.

Timeline:

Over the next six to nine months, the academic and membership affairs staff will survey the membership through the CCACA regarding the overall use and understanding of the functions of LSDBi.

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, Division II Membership Committee, Division II Presidents Council

Action Step 4.5.1:

Promote the use of compliance tools, such as the NCAA Division II Compliance Blueprint and Audit Guide.

PHASE ONE

Research/Data Summary:

The Legislation Committee wants to continue to document the number of institutions that utilize the audit guide and compliance blueprint to track on any action that is necessary to encourage such use. Reports from the Membership Committee will also assist in gathering data regarding institutions that are not meeting minimum membership requirements so that the staff may reach out to those institutions with information about the compliance tools that are available.

Strengths/Opportunities:

Institutions that take part in an audit program get the benefit of knowing where their strengths and weaknesses lie. By identifying those factors, institutions may highlight their strengths and draw on them while focusing efforts on strengthening the weaknesses. What comes from an audit program is a stronger athletics department.

Challenges/Barriers:

There is a negative perception around 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.

Timeline:

The committee believes that institutions would benefit greatly from using these compliance tools. The committee directed the NCAA academic and membership affairs staff to continue its educational efforts to ensure that institutions are aware that the tools and resources are available through the Division II Commissioner's Update, Regional Rules Seminars and Conference Contact Program.

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.]



MEMORANDUM

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

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

www.ncaa.org

May 28, 2010

TO: NCAA Division II Legislation Committee.

FROM: Jenn Fraser
Associate Director of Academic and Membership Affairs for Division II.

SUBJECT: Future Meeting Dates.

The proposed dates for the 2011 in-person meetings are as follows:

March Meeting:

1. March 8-9 (Tuesday and Wednesday);
2. March 9-10 (Wednesday and Thursday);
3. March 15-16 (Tuesday and Wednesday); or
4. March 22-23 (Tuesday and Wednesday).

June Meeting:

1. May 31 through June 1 (Tuesday and Wednesday);
2. June 2-3 (Thursday and Friday);
3. June 14-15 (Tuesday and Wednesday)
4. June 21-22 (Tuesday and Wednesday).

All meetings will be held in Indianapolis, Indiana, when practical.

JF:jcw

**REPORT OF THE
NCAA DIVISION II LEGISLATION COMMITTEE
JUNE 7-8, 2010 MEETING**

ACTION ITEMS.

1. Legislative Action Items.

a. 2011 NCAA Convention Legislation – NCAA Constitution 3.2.4 – NCAA Membership – Active Membership – Conditions and Obligations of Membership – Concussion Management Plan.

- (1) Recommendation. Sponsor legislation for the 2011 NCAA Convention to amend NCAA Constitution 3.2.4 (NCAA membership – active membership – conditions and obligations of membership) to require as a condition and obligation of NCAA membership that an institution shall have a concussion management plan on file, as specified.
- (2) Effective Date. Immediate.
- (3) Rationale This proposal outlines a consistent Association-wide approach to concussion management as recommended by the NCAA Executive Committee. This proposal demonstrates the NCAA's continued commitment to the prevention, identification, evaluation and management of concussions. The development of a concussion management plan at the institutional level that includes the protocol under the direction of a physician for responding to possible concussions is in the best interest of student-athlete well-being and can lessen the chances of further harm to a student-athlete's health. Further, a concussion management plan, in addition to the institution's sports medicine policies for the care of its student-athletes will assist with the continued evaluation and care for student-athletes who suffer concussions. Determination of appropriate care and treatment of a student-athlete's injuries and illness are best handled through an institutional medical model that has physician oversight and direction. This model should focus on appropriate access to healthcare providers with the unchallengeable authority to determine management and return to play following a concussion. Lastly, requiring each institution to engage student-athletes in understanding their risks and acknowledge that they understand these risks, as well as their responsibility for reporting their injuries and illnesses, including signs and symptoms of concussions, will help to ensure that student-athletes are keenly aware of the potential harmful effects of concussions on their health.
- (4) Estimated Budget Impact. None.

- (5) Student-Athlete Impact. The health and safety of student-athletes will be positively impacted by this legislation.

b. 2011 Convention Legislation –Bylaws 13.11.2.1 and 17.1.5 – Recruiting and Playing and Practice Seasons – Tryouts – and General Playing Season Regulations – Mandatory Medical Examination – Sickle Cell Solubility Test.

- (1) Recommendation. Sponsor legislation for the 2011 Convention to amend Bylaws 13.11.2.1 (tryouts) and 17.1.5 (mandatory medical examinations) to specify that the required medical examination or evaluation that prospective student-athletes who are trying out for a team and student-athletes who are beginning their initial season of eligibility, must undergo prior to participation in a tryout or practice, competition or out-of-season conditioning activities shall include a sickle cell solubility test (SST), unless documented results of a prior test are provided to the institution.
- (2) Effective Date. August 1, 2011.
- (3) Rationale. The administration of a sickle cell solubility test (SST), in addition to an established athletics department policy for managing the care of student-athletes with the trait, can lessen the chances of an untimely death related to the sickle cell condition. The SST is relatively inexpensive to administer compared to the heavy toll associated with a student-athlete's death. This legislation is in the best interest of student-athlete well-being. This legislation will reduce the risk associated with the sickle cell condition by requiring a screening in medical examinations for all prospective student-athletes and student-athletes who are beginning their initial season of eligibility, unless documented results of a prior test are provided to the institution.
- (4) Estimated Budget Impact. Estimated to be \$5 per test administered.
- (5) Student-Athlete Impact. The well-being of student-athletes will be positively impacted by this legislation.

c. 2011 Convention Legislation – Bylaw 14.2.4.1 – Eligibility – Seasons of Competition: 10-Semester/15-Quarter Rule – Criteria for Determining Season of Eligibility – Minimum Amount of Competition – Alumni Game, Fundraising Activity or Celebrity Sports Activity.

- (1) Recommendation. Sponsor legislation for the 2011 Convention to amend Bylaw 14.2.4.1 (minimum amount of competition) to specify that a

student-athlete may engage in outside competition in either one alumni game, one fundraising activity or one celebrity sports activity during a season without counting such competition as a season of competition, provided the event is exempted from the institution's maximum number of contests or dates of competition as permitted in the particular sport per Bylaw 17.

- (2) Effective Date. August 1, 2011.
- (3) Rationale. This proposal is consistent with the philosophy of student-athlete well-being. Alumni games, fundraising activities and celebrity sports activities are not designed to provide a competitive advantage. They are intended to promote community engagement, as well as to generate the necessary financial donations for the different sports programs. Allowing more student-athletes to compete in these events would help institutions to meet their financial goals. The limitation of one event is necessary to prevent institutions from using these types of events as tryouts.
- (4) Estimated Budget Impact. None.
- (5) Student-Athlete Impact. Student-athletes will receive the benefit of participating in competition that otherwise would have subject them to the use of a season of competition.

d. 2011 Convention Legislation – Bylaw 14.2.4.1 – Eligibility – Seasons of Competition: 10-Semester/15-Quarter Rule – Criteria for Determining Season of Eligibility – Minimum Amount of Competition – Exception – Baseball, Softball and Men's and Women's Lacrosse.

- (1) Recommendation. Sponsor legislation for the 2011 Convention to amend Bylaw 14.2.4.1 (minimum amount of competition) to permit student-athletes in baseball, softball and men's and women's lacrosse to compete against outside competition in the nonchampionship segment without using a season of competition, provided the student-athlete is academically eligible at the beginning of the fall term of that academic year.
- (2) Effective Date. August 1, 2011.
- (3) Rationale. Student-athletes who participate in sports with nonchampionship dates of competition should have the ability to participate in those dates of competition without being charged a season of

competition, regardless of whether the championship takes place in the fall or spring. Division II championship spring sport student-athletes should be afforded the opportunity to prepare for the championship segment by participating in outside competition during the nonchampionship segment. Student-athlete well-being is preserved because spring Division II championship student-athletes will no longer be charged a season of competition for participating in the nonchampionship segment if they do not represent the institution in the championship segment. In addition, requiring student-athletes to be eligible to represent the institution ensures that academic integrity is maintained.

(4) Estimated Budget Impact. None.

(5) Student-Athlete Impact. Student-athletes who participate in spring championship sports will be afforded the same benefit as fall sport student-athletes.

e. 2011 Convention Legislation – Bylaw 14.2.4.2 – Eligibility – Criteria for Determining Season of Eligibility – Participation in Organized Competition Prior to Initial Collegiate Enrollment – Exceptions to Participation in Organized Competition – Division II Men's Ice Hockey.

(1) Recommendation. Sponsor legislation for the 2011 Convention to amend Bylaw 14.2.4.2 (participation in organized competition prior to initial collegiate enrollment) to specify that for a maximum of one year, participation in organized competition shall be excepted in men's ice hockey, provided the participation is part of competition sanctioned by the United States Hockey Association, or its international counterparts; further, to specify that participation in Major Junior A ice hockey competition will render an individual ineligible.

(2) Effective Date. August 1, 2011.

(3) Rationale. Prior to the adoption of NCAA Division II Proposal No. 2010-11, student-athletes who participated for one of the six ice hockey playing institutions were certified using the fee exception to the organized-competition legislation. Proposal No. 2010-11 amended the trigger of the legislation from compensation to competition and extended the grace period to one year. Due to the number of institutions that sponsor the sport of men's ice hockey there is no championship offered, the institutions play a majority of their schedule against Division III opponents and there is no Division II men's ice hockey committee. During

the review of Division I Proposal No. 2009-22, which established an organized-competition rule similar to what Proposal No. 2010-11 did for Division II, the NCAA Division I Men's Ice Hockey Committee submitted a request for their sport to maintain the 21st-birthday rule because the nature of the sport is for prospective student-athletes to delay collegiate enrollment for more than one year. Providing an additional exception for men's ice hockey student-athletes does not give a competitive advantage because all six institutions that sponsor the sport participate as part of the same conference. In addition, the institutions make an effort to maintain competitive equity with their Division III counterparts and do not provide athletically related financial aid to their student-athletes. Further, requiring that the competition is sanctioned by USA Hockey, or an international equivalent, maintains consistency among sports that have similar cultures as skiing currently has a similar exception. In addition, making participation in Major Junior A hockey impact the eligibility of student-athletes maintains consistency with Divisions I and III which are the opponents of the Division II institutions.

- (4) Estimated Budget Impact. None.
- (5) Student-Athlete Impact. A men's ice hockey student-athlete will not be subject to the use of a season of competition under the organized-competition legislation if he delays initial collegiate enrollment for one year beyond the one-year grace period.

f. 2011 Convention Legislation – Bylaws 17.2.7.1, 17.2.7.2, 17.20.7.1 and 17.20.7.2 – Playing and Practice Seasons – Baseball and Softball – Maximum Limitations – Institutional and Student-Athlete – Nonchampionship Segment Dates of Competition – Two Dates of Competition.

- (1) Recommendation. Sponsor legislation for the 2011 Convention to amend Bylaws 17.2.7.1 (baseball – maximum limitations-institutional), 17.2.7.2 (baseball – maximum limitations-student-athlete), 17.20.7.2 (softball – maximum limitations – institutional) and 17.20.7.2 (softball – maximum limitations – student-athlete) to establish a maximum of two dates of competition in which an institution and student-athlete may participate in the nonchampionship segment; further, to specify that not more than two contests may be played on any one date of competition during the nonchampionship segment.
- (2) Effective Date. August 1, 2011.

- (3) Rationale. Providing baseball and softball student-athletes with an opportunity to participate in dates of competition during the nonchampionship segment will allow for better preparation for the championship segment of the playing season. Baseball and softball are often hindered by weather, which can impact when teams can start their championship segment. As a result, in some cases, the first contests an institution plays are conference and regional games, which are important for conference standings and NCAA championship selections. Dates of competition during the nonchampionship segment will allow teams to be better prepared, physically and skill-wise, without those dates counting against the maximum number of contests permitted in the championship segment. In addition, existing legislation relating to no missed class time for competition during the nonchampionship segment for team sports ensures that student-athletes will not compromise their academic commitments to participate in nonchampionship segment dates of competition.
- (4) Estimated Budget Impact. Will vary by institution, depending on how the institution structures the nonchampionship segment.
- (5) Student-Athlete Impact. Baseball and softball student-athletes will be afforded participation opportunities in the nonchampionship segment, similar to the opportunities that are afforded to other student-athletes (e.g., women's volleyball, soccer).

g. 2011 Convention Legislation – Bylaws 17.13.7.1 and 17.13.7.2 – Playing and Practice Seasons – Men's Lacrosse – Maximum Limitations – Institutional and Student-Athlete – Nonchampionship Segment Dates of Competition – Five Dates of Competition.

- (1) Recommendation. Sponsor legislation for the 2011 Convention to amend Bylaws 17.13.7.1 (lacrosse – maximum limitations – institutional) and 17.13.7.2 (lacrosse – maximum limitations – student-athlete) to establish a maximum of five dates of competition in which an institution and student-athlete may participate in the nonchampionship segment.
- (2) Effective Date. August 1, 2011.
- (3) Rationale. Providing men's lacrosse student-athletes with an opportunity to participate in dates of competition during the nonchampionship segment will allow for better preparation for the championship segment of the playing season. Dates of competition during the nonchampionship

segment will allow teams to be better prepared, physically and skill-wise, without those dates counting against the maximum number of contests permitted in the championship segment. Currently, women's lacrosse has five dates of competition in the nonchampionship segment and the similarities between the sports makes five dates of competition for men's lacrosse reasonable. In addition, existing legislation relating to no missed class time for competition during the nonchampionship segment for team sports ensures that student-athletes will not compromise their academic commitments to participate in nonchampionship segment dates of competition.

- (4) Estimated Budget Impact. Will vary by institution, depending on how the institution structures the nonchampionship segment.
- (5) Student-Athlete Impact. Men's lacrosse student-athletes will be afforded participation opportunities in the nonchampionship segment, equal to that which women's lacrosse student-athletes are afforded.

h. Noncontroversial Legislation – Bylaw 10.1 – Ethical Conduct – Unethical Conduct – Prescription Drugs.

- (1) Recommendation. Adopt noncontroversial legislation to amend Bylaw 10.1 (ethical conduct – unethical conduct) to specify that unethical conduct shall include the knowing involvement in providing a student-athlete a banned substance, impermissible supplement or medications contrary to medical licensure, commonly accepted standards of care in sports medicine practice, or state or federal law.
- (2) Effective Date. Immediate.
- (3) Rationale. Current NCAA legislation does not specify that the act of providing impermissible substances (e.g., prescription drugs) that impact athletics performance is an institutional violation. This proposal will clarify that such an egregious act violates the Association's ethical conduct bylaw as it is contrary to health and safety of student-athletes. Finally, this proposal would not apply to those student-athletes with a documented medical history demonstrating the need for regular use of such a drug.
- (4) Estimated Budget Impact. None.
- (5) Student-Athlete Impact. None.

i. Noncontroversial Legislation – Bylaws 13.1.3.3.3, 13.1.6.3 and 13.4.5.1 – Recruiting – Telephone Calls, Contacts and Electronic Transmissions – Exception – After Receipt of Financial Deposit.

- (1) Recommendation. Adopt noncontroversial legislation to amend Bylaws 13.1.3.3.3 (telephone calls after National Letter of Intent signing or other written commitment), 13.1.6.3 (contacts subsequent to National Letter-of-Intent signing or other written commitment) and 13.4.5.1 (electronic transmissions following National Letter of Intent signing or other written commitment) to specify that an institution's receipt of a financial deposit from a prospective student-athlete shall be an additional exception in the telephone calls, contacts and electronic transmissions legislation, as specified.
- (2) Effective Date. Immediate.
- (3) Rationale. Current legislation allows institutions to make unlimited telephone calls, have unlimited contacts and send unlimited electronic transmissions to a prospective student-athlete following the prospective student-athlete's signing of a National Letter of Intent (NLI) or other written commitment. Adding an exception for the receipt of a financial deposit is in the best interest of prospective student-athletes who do not sign an NLI, are not receiving athletically related financial aid and institutions that do not provide any form of written commitment. The change is reasonable and it meets the overall intent of the current legislation.
- (4) Estimated Budget Impact. None.
- (5) Student-Athlete Impact. None.

j. Noncontroversial Legislation – Bylaws 14.1.8.1.8.4 and 14.1.8.1.8.5 – Eligibility – Requirement for Practice – Waivers of the 12-Hour Requirement for Practice or Competition – Practice – U.S. Olympic Committee/National Governing Body – Individual Sports or Rowing and Team Sports – Former Student-Athlete Participating in Organized Practice Sessions.

- (1) Recommendation. Adopt noncontroversial legislation to amend Bylaw 14.1.8.1.8.4 (practice – U.S. Olympic committee/national governing body – individual sports and rowing) and 14.1.8.1.8.5 (practice – U.S. Olympic committee/national governing body – team sports) to permit a former

student-athlete who has graduated and has no eligibility remaining to participate in organized practice sessions at an institution other than the one he or she previously attended, provided the U.S. Olympic Committee or national governing body in the sport has recommended the individual's participation; further, to specify that a former student-athlete's participation in organized practice sessions shall be limited to the number of years that allows the individual to practice with the institution's team in preparation for two consecutive Olympic Games following exhaustion of eligibility or completion of degree, whichever is earlier.

(2) Effective Date. Immediate.

(3) Rationale. Current or former student-athletes may receive a waiver to participate in organized practice sessions, provided the practice sessions take place only at the institution the individual previously attended or currently attends as an undergraduate or graduate student. The NCAA Olympic Sports Liaison Committee supports the U.S. Olympic Committee and national governing bodies' efforts to enhance opportunities for elite athletes to improve their chances of making U.S. Olympic teams and, in the long term, compete for Olympic medals. Allowing former student-athletes opportunities to train with Olympic coaches at institutions other than those attended as an undergraduate or graduate student provides them with better opportunities to adequately prepare for the Olympic Games. In the past 15 years, the average age of Olympic athletes has increased significantly. Allowing a former student-athlete to spend additional years participating in an institution's organized practice sessions but limit that participation to the time period that encompasses two Olympic opportunities will increase the former student-athlete's opportunity to adequately prepare for the Olympic Games.

(4) Estimated Budget Impact. None.

(5) Student-Athlete Impact. None.

k. Noncontroversial Legislation – Bylaw 16.11.1.4 – Awards and Benefits – Benefits, Gifts and Services – Occasional Meals – Meal Provided by a Representative of Athletics Interests.

(1) Recommendation. Adopt noncontroversial legislation to amend Bylaw 16.11.1.4 (occasional meals) to permit a representative of the institution's athletics interests to provide an occasional meal to a student-athlete or the

entire team in a sport on campus or in a facility that is regularly used for home competition.

- (2) Effective Date. Immediate.
- (3) Rationale. Current legislation allows representatives of athletics interests the ability to provide a student-athlete or entire team with an occasional family home meal, provided the meal is in the individual's home. The legislation is difficult to apply in sports with large squad sizes. In many cases, the home of a representative of an institution's athletics interests may not be large enough to accommodate an entire team. Further, a representative of an institution's athletics interests may not wish to provide a meal at his or her home. This proposal supports the need to provide protection from potential abuses by permitting a representative of athletics interest to provide a meal on campus or at an institution's home competition facility. The legislation allows for appropriate oversight by the institution while also permitting flexibility and equity in providing such occasional meals.
- (4) Estimated Budget Impact. None.
- (5) Student-Athlete Impact. None.

I. Noncontroversial Legislation – Bylaw 17.29.2 – Playing and Practice Seasons – Foreign Tours – Sanctioned Outside-Team Tours – Women's Rowing.

- (1) Recommendation. Adopt noncontroversial legislation to amend Bylaw 17.29.2 (sanctioned outside-team tours) to specify that in women's rowing the number of student-athletes from any one institution who may participate in international competition as a member of an outside team on a foreign tour shall not exceed four.
- (2) Effective Date. Immediate.
- (3) Rationale. When women's rowing moved from emerging sport status to championship sport status, placing a limit on the number of student-athletes who may compete for an outside team was inadvertently overlooked. This proposal corrects that oversight.
- (4) Estimated Budget Impact. None.
- (5) Student-Athlete Impact. None.

m. Modification of Wording – Bylaw 13.4.5 – Recruiting – Recruiting Materials – Electronic Transmissions – Use of Service or Software to Convert Electronic Mail Into Text Message.

- (1) Recommendation. Adopt a modification or wording to specify that an institutional staff member shall not use a service or software that converts electronic mail into a text message when received by a prospective student-athlete.
- (2) Effective Date. Immediate.
- (3) Rationale. This modification clarifies that it is not permissible for institutional staff members to use a service or software that converts electronic mail (e.g., e-mail) sent by an institutional staff member into a text message when received by the prospective student-athlete, consistent with the intent of the legislation (see 1/12/08 Division II Educational Column).
- (4) Estimated Budget Impact. None.
- (5) Student-Athlete Impact. None.

n. Incorporation of Interpretation into the NCAA Division II Manual.

- (1) Recommendation. Incorporate the following interpretation into the NCAA Division II Manual:

Satisfactory-Progress Exception for an Individual Seeking a Second Baccalaureate or Equivalent Degree (II). Satisfactory-progress exception for an individual seeking a second baccalaureate or equivalent degree. A student-athlete who graduates and returns for a second baccalaureate degree or who is taking course work that would lead to the equivalent of another major or degree is not subject to NCAA satisfactory-progress regulations. [References: 14.1.8.2 (postbaccalaureate), 14.5.5.4 (graduate student exception) and 14.1.6.2.2.1 (full-time enrollment – first semester/quarter)]

- (2) Rationale. Current legislation provides graduate students with an exception to the progress-toward-degree requirements. Incorporating this interpretation will alleviate confusion as to whether the same exception can be provided to student-athletes working toward a second baccalaureate degree. The NCAA Division II Legislation Committee approved elevating

the staff interpretation to an official interpretation prior to recommending that it be incorporated.

(3) Estimated Budget Impact. None.

(4) Student-Athlete Impact. None.

o. Incorporation of Interpretation into the Division II Manual.

(1) Recommendation. Incorporate the following interpretation into the Division II Manual:

Conditions for Reduction or Cancellation of Athletically Related Financial Aid During the Period of the Award (II). The committee confirmed that, in addition to the legislated conditions by which a student-athlete's financial aid may be reduced or cancelled during the period of the award, an institution may include other nonathletically related conditions (e.g., compliance with academic policies or standards, compliance with team rules or policies) in its financial aid agreements. The committee noted that regardless of the reason for reduction or cancellation, the student-athlete must be provided the opportunity for a hearing before the aid is reduced or cancelled. [References: Division II Bylaws 15.3.2.4 (hearing opportunity), 15.3.4.1 (reduction or cancellation permitted) and 15.3.4.3 (reduction or cancellation not permitted) and a staff interpretation (8/22/07, Item No. 1), which has been archived]

(2) Rationale. Incorporating this interpretation into the legislation will clarify that an institution may include nonathletically related conditions in its financial aid agreements. Further, to maintain student-athlete well-being, regardless of the reason for athletics aid being cancelled during the period of the award, a hearing opportunity must be provided to the student-athlete.

(3) Estimated Budget Impact. None.

(4) Student-Athlete Impact. None.

2. Nonlegislative Action Items.

a. 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 Academic Requirements Committee for its review and possible action:

Bylaw 14.5.1.2 (disciplinary suspension). To specify that a transfer student who meets the requirements of the two-year nonparticipation exception shall be immediately eligible on transfer to the certifying institution, even if the student was disqualified or suspended from the previous institution for disciplinary reasons. (See Division III Proposal No. 2010-2.)

- (2) Rationale. The current rule requires a transfer student-athlete who leaves his or her previous institution under disciplinary suspension to serve a calendar year of residence to become eligible at the certifying institution, even if he or she was not enrolled full time for two years prior to enrollment at the certifying institution. The current requirement amounts to double jeopardy for such a student-athlete because a possible one-year sanction would actually be three years if he or she was not enrolled full time at any collegiate institution prior to the transfer. Therefore, this amendment would allow transfer students, who were on disciplinary suspension from the previous institution, to fulfill their sanctions by either serving a full calendar year of residence at their new institution or by meeting the requirements of the two-year nonparticipation exception.
- (3) Estimated Budget Impact. None.
- (4) Student-Athlete Impact. None.

b. Legislative Referral to Other Division II Committee.

- (1) Recommendation. That the Management Council refer the following concept to the NCAA Division II Committee on Student-Athlete Reinstatement for its review and possible action:

Bylaw 14.2.3.6 (10-semester/15-quarter extension request). To eliminate the 30 consecutive calendar-day limitation for practice once an institution has filed a 10-semester/15-quarter extension waiver request. (See Division III Proposal No. NC-2010-6.)

- (2) Rationale. Bylaw 14.2.3.6 permits a student-athlete to practice after an institution has filed a 10-semester/15-quarter extension waiver request for a 30 consecutive calendar-day window. This generally provides sufficient time to resolve most requests. However, there is no authority to waive this 30-day limitation and, in a small number of circumstances, the time period for a final decision may extend beyond the 30 days. As a result, a student-athlete must discontinue practice activities pending final determination of the extension waiver request. In the interest of student-athlete well-being, the institution must submit a waiver request to allow continued practice and because, on limited occasions, practice beyond 30 consecutive calendar days after expiration of the 10-semester/15-quarter period of eligibility does occur. A legislated limitation is not necessary to prevent potential abuses of this practice opportunity. Moreover, the current legislation unnecessarily penalizes the student-athlete.
- (3) Estimated Budget Impact. None.
- (4) Student-Athlete Impact. None.

c. Legislative Referral to Other Division II Committee.

- (1) Recommendation. That the Management Council refer the following concept to the Division II Committee on Student-Athlete Reinstatement for review and possible action:

Bylaw 13.1.1.2 (four-year college prospective student-athletes). To specify that a violation of the permission to contact legislation in which an athletics staff member or a representative of the institution's athletics interests makes contact with a student-athlete of another NCAA or National Association of Intercollegiate Athletics (NAIA) four-year collegiate institution without first obtaining written permission shall be considered an institutional violation, but shall not affect the student-athlete's eligibility, provided permission to contact is subsequently granted by the first institution. (See Division III Proposal No. NC-2010-15.)

- (2) Rationale. Often when student-athlete reinstatement is presented with a reinstatement request involving a violation of the four-year college prospective student-athlete legislation, permission to contact has later been granted by the first institution as the prospective student-athlete has already transferred to the second institution. In such cases, the prospective student-athlete is reinstated without conditions. In those cases where permission is not granted, existing legislation indicates the second

institution should not encourage the transfer. In an effort to reduce bureaucracy, a violation of this legislation where permission to contact is later granted should not impact the prospective student-athlete's eligibility, but should remain an institutional violation.

(3) Estimated Budget Impact. None.

(4) Student-Athlete Impact. None.

d. Legislative Referral to Other Division II Committee.

(1) Recommendation. That the Management Council refer the following concept to the NCAA Division II Membership Committee for review and possible action:

Bylaw 20.2.5.1.2.1 (one-year probationary period). To reduce the penalty timetable for failure to meet minimum sports-sponsorship requirements from a 10-year period to a five-year period. (See Division III Proposal No. NC-2010-14.)

(2) Rationale. A revised membership requirements penalty structure that reduces the penalty timetable yet gives top priority to the fulfillment of sports-sponsorship requirement is necessary because the current 10-year penalty structure is too punitive for a membership requirement infraction. A clear three- or five-year penalty versus a scaled penalty is fairer and more easily understood by those institutions entering the penalty structure.

(3) Estimated Budget Impact. None.

(4) Student-Athlete Impact. None.

INFORMATIONAL ITEMS.

1. **Review 2011 Convention Division II Presidents Council-Sponsored Proposals.** The committee reviewed nine NCAA Division II Presidents Council-sponsored proposals for the 2011 Convention to determine if any of the nine should move forward as noncontroversial legislation. The committee recommended the adoption of Proposal No. 2011-5 (awards and benefits – awards – expenses to receive noninstitutional awards – established regional, national or international awards – actual and necessary expenses provided by an institution) and Proposal No. 2011-8 (playing and practice seasons – number of contests or dates of competition – annual exemptions – Hawaii, Alaska, Puerto

Rico – active member institution located in Canada – all sports) as noncontroversial legislation. The committee approved an immediate effective date for Proposal No. 2011-4 (recruiting – sports camps and clinics – institutional sports camps and clinics – employment of prospective student-athletes), to provide institutions the ability to employ prospective student-athletes at camps or clinics during the summer immediately following Convention if the proposal is adopted. The committee also noted that the proposal should include a requirement that the prospective student-athlete shall have completed all competition in their sport for the academic year before employment commences. The committee also noted that the title of Bylaw 14.5.4.2 (eligibility for competition, practice and athletics aid – all other qualifiers, partial qualifiers and nonqualifiers) should be amended in Proposal No. 2011-1. The requirement for transferable English and math credit does not apply to individuals who were certified as qualifiers by the NCAA Eligibility Center.

2. **Review of Feedback Gathered During Phase II of the Life in the Balance Initiative and Preparation for Joint Meeting with the Championships Committee.** The committee reviewed all of the feedback that was received throughout the review of Phase II of the Life in the Balance initiative from institutional representatives (including coaches) and coaches associations. In much of the feedback, individuals noted that the nonchampionship segment is an important part of the division's playing and practice season structure. Student-athletes desire time to improve their skills in a less competitive environment and coaches find it to be a time where great improvement can be found. A few coaches associations surveyed their membership about the areas that were being reviewed in Phase II of the initiative. Based on the response rate of some associations it is clear that there is great interest in the areas under review. The committee reviewed the legislative concepts and prepared for the joint meeting with the NCAA Division II Championships Committee where legislative recommendations would be made.
3. **Discussion Regarding the Tool to Measure the Impact of the Life in the Balance Initiative.** The committee discussed three options to measure the success the Life in the Balance initiative. One option is to use the data from the next GOALS/Scores survey which will be administered and available in 2014. The data from the most recent GOALS/Scores survey is what was used during Phase I of the initiative and would act as a baseline to measure the initiative's success. The second option is to use data from a survey that is administered by the University of California, Los Angeles, which measures satisfaction with the college experience, academic achievement and engagement and student values, attitudes and goals. The data is collected from campuses across America, and is not specific to student-athletes. There is, however, a question that asks the respondent if he or she is an NCAA student-athlete. This data would show student-athlete involvement on campus, but would not specifically measure the success of the

initiative. The final option is to have the NCAA research staff develop a comprehensive survey specific to the initiative. While this would garner the most direct information, the cost associated with this option would be significant.

The committee endorsed using the GOALS/Scores data in 2014, believing that it will provide a direct comparison to the data that was used during Phase I. In addition, the committee directed staff to develop a Web-based survey for athletics administrators, coaches, athletic trainers, sports information directors and other support staff to determine the impact the initiative.

4. **Discussion Regarding Exceptions to the Winter Break Period.** The committee discussed exceptions to the winter break period. The committee reviewed three areas that are permissible during the winter break period: (1) promotional activities; (2) community engagement activities; and (3) sports camps or clinics. Institutions and student-athletes are permitted to engage in these activities during the legislated break of December 20 through December 26, as they are not considered countable athletically related activities. However, the intent of the legislation was to provide a period of time when coaches, administrators and student-athletes were not connected to campus for activities organized by the athletics department. The committee directed staff to monitor this issue by surveying the membership on student-athletes' participation in these activities during the winter break three academic years after the 2010-11 academic year (2011-12, 2012-13 and 2013-14). The data that is collected will provide the committee with a better understanding of how coaches, administrators and student-athletes are spending the break.

5. **Discussion Regarding the Amateurism Certification Process – Institutional Responsibilities – Sharing Information and Reporting Discrepancies – Consideration of Eligibility Before the Championship.** The Legislation Committee received an update from the staff regarding the issue of institutional responsibility for notifying the NCAA Eligibility Center when it receives additional information, or otherwise has cause to believe, that a previously certified prospective student-athlete's amateur status has been jeopardized. Since the inception of the amateurism clearinghouse in 2006, which transitioned to the Eligibility Center in 2007, there have been a few instances in which institutions reported additional information and/or potential discrepancies related to a student-athlete's final amateurism certification days prior to the start of championship play, which has an impact on the institution, student-athlete(s) and NCAA and Eligibility Center staffs. The committee discussed this issue during the March 2010 meeting and directed staff to review the issue with the Eligibility Center staff, the agents, gambling and amateurism staff, the enforcement staff and the

championships staff. There was no consensus among the respective staffs following that discussion.

The committee directed staff to continue to educate the membership, especially coaches, regarding the institutional responsibility to share information and promptly report discrepancies. In addition, the committee asked staff to compile all of the educational resources that have been provided to the membership since the inception of the amateurism certification process so the materials can be reviewed and determine the best way to share them with institutions. Finally, the committee directed staff to draft a policy and procedure document which includes a step-by-step process for handling these instances by staff. The committee will review the policies and procedures at its November in-person meeting.

6. **Discussion of a Referral from NCAA Executive Committee Regarding Concussion Management Issues.** The committee reviewed the NCAA Executive Committee report which included a requirement for NCAA institutions to have a concussion management plan on file that mandates removal of a student-athlete who exhibits signs, symptoms or behaviors consistent with a concussion from practice or competition. Following review of the directive, the committee directed staff to redistribute the educational memorandum that was sent by the health and safety staff at the national office. In addition, the committee directed staff to add information regarding the signs and symptoms of a concussion to the compliance forms that are reviewed by coaches, administrators and student-athletes each academic year.
7. **Review of Minutes Issued by the NCAA Interpretations Subcommittee of the Division II Legislation Committee.** The committee approved the April 19 minutes of the Interpretations Subcommittee.
8. **Discussion Regarding the Legislation Committee Policies and Procedures.** The committee discussed whether to add a provision to the policies to establish a deadline for appeals of interpretive issues in situations involving eligibility issues or infractions issues. The committee directed staff to explore a legislative amendment to Constitution 5.4.1.2.1.2 (review of legislation committee decision) to align the legislation and policies and procedures. The final appeal opportunity for an institution is to Management Council, and currently, that appeal will be reviewed at the Management Council meeting immediately following the decision of the Legislation Committee. In some instances there could be months between the Legislation Committee's decision and the next Management Council meeting. Often times, in matters of eligibility and infractions, the delay is challenging to the institution. By creating policies with prescribed deadlines,

institutions will be provided an expedited appeal process. The committee approved the following language to be added to Legislation Committee Policies and Procedures:

"In situations involving eligibility issues or infractions issues, an institution shall have 14 calendar days after notification of a staff decision to provide notice that it intends to appeal the decision and, once notice is provided, 14 calendar days to submit its appeal materials. The Legislation Committee (or its designee) shall convene within 14 calendar days of receipt of the institution's appeal materials to decide the appeal."

9. Division II Editorial Revisions. The committee reviewed the following editorial revisions:

- a. Financial Aid – General Principles – Institutional Financial Aid Permitted – Other Financial Assistance.** The committee reviewed an editorial revision to amend multiple sections of Bylaw 15 (financial aid) to clarify the permissible forms of financial aid a student-athlete may receive, including benefits in Bylaw 16 (awards and benefits).
- b. Recruiting – Transportation – Coach Transporting Prospective Student-Athlete and Prospective Student-Athlete's Relatives To/From Site of Competition to Campus.** The committee reviewed an editorial revision to amend Bylaws 13.5.2.1 (coach transporting prospective student-athlete and prospective student-athlete's parent(s) or legal guardian(s) to/from site of competition to campus), 13.5.2.6.1 (coach transporting prospective student-athlete and prospective student-athlete's parent(s) or guardian(s) from educational institution to campus) and 13.5.2.8.1 (coach transporting prospective student-athlete and prospective student-athlete's parent(s) or legal guardian(s) to and from an official visit) to bring consistency to the legislation since "relatives" of student-athletes or prospective student-athletes may include spouses, children, parents, legal guardians, siblings and others. This change is necessary to maintain consistency throughout the legislation with regard to family members.
- c. Playing and Practice Seasons – Field Hockey and Soccer – Preseason Practice – Championship Segment.** The committee reviewed an editorial revision to correct the omission of the word "permissible" in the drafting of Proposal No. 2010-5. The change is necessary for the application of Bylaws 17.8.2.1 (field hockey – first date of practice – championship segment) and 17.19.2.1 (soccer – first date of practice-championship segment) for institutions that sponsor field hockey and soccer.

- d. **Ethical Conduct – Sports Wagering Activities – Sanctions.** The committee reviewed an editorial revision to amend Bylaw 10.3 to bring Division II legislation in line with Divisions I and III since this is a common provision.
- e. **Eligibility and Awards, Benefits and Expenses – Religious Organization.** The committee reviewed an editorial revision to amend Bylaws 14.02.2 (church mission, official), 14.2.1 (collegiate enrollment concurrent with service assignment), 14.5.5.3.5 (military service, church mission exception) and 16.10.1.2 (FCA/AIA encampments) to remove religious references that may be considered discriminatory and a redundant provision regarding service or religious organization encampments.
- f. **Institutional Control – Self-Study and Evaluation – Self-Study Report.** The committee reviewed an editorial revision to amend Constitution 6.3.1 (self-study report) to modify the list of subjects covered in the self-study guide for consistency with it being separated into two separate and distinct sections; section one covers compliance-related matters and section two covers strategic-initiative related matters.
- g. **Legislative Authority and Process – Administrative Bylaws – Infractions Appeals Committee Policies and Procedures.** The committee reviewed an editorial revision to amend Constitution 5.2.3.3 (enforcement policies and procedures) to clarify that the Infractions Appeals Committee is authorized to adopt or revise enforcement policies and procedures set forth in Bylaws 32.10 and 32.11 pursuant to the administrative bylaws legislative procedure. Such authority is also found in Bylaw 19.2.1.3.
- h. **Playing and Practice Seasons – Definitions and Applications – Practice Opportunities – Women's Rugby and Men's Water Polo.** The committee reviewed an editorial revision to amend Bylaw 18.02.12 (practice opportunities) to clarify that the practice opportunities legislation is applicable to only women's rugby and men's water polo in Division II.
- i. **Eligibility – Definitions and Applications – Academic Year of Residence.** The committee reviewed an editorial revision to amend multiple sections of Bylaw 14 (eligibility) to clarify that the definition of an academic year in residence applies to the references to the phrase throughout Bylaw 14, rather than just Bylaw 14.5. In addition, the revision eliminates redundant provisions.
- j. **Eligibility – Criteria for Determining Season of Eligibility – Participation in Organized Competition Prior to Initial Collegiate Enrollment – Transfer Student Exception to the Academic Year in Residence.** The committee

reviewed an editorial revision to amend Bylaw 14.2.4.2.1.3.1 (exception) specify that the exception to the academic year in residence for two-year and four-year college transfers who are subject to the organized competition prior to initial collegiate enrollment legislation does not apply to the use of season(s) of intercollegiate competition.

- 10. Review of NCAA Divisions I and III Editorial Revisions.** The committee reviewed editorial revisions issued in Divisions I and III in 2010, and directed NCAA staff to draft the following editorial revisions for Division II:

- **Division I Proposal No. ER-2010-6 (awards, benefits and expenses – enrolled student-athletes – permissible gift cards).** The committee directed staff to draft an editorial revision to amend Bylaws 16.1.1.2 (awards received by a student-athlete while enrolled as a full-time student), 16.1.1.3 (student-athlete not regularly enrolled) and 16.1.1.4 (after completion of athletics eligibility) to clarify that enrolled student-athletes may not receive gift cards that are redeemable for cash. The legislation is intended to preclude the use of gift certificates or other instruments, such as gift cards, as a means to transfer cash to student-athletes.

- 11. Issuance of an Official Interpretation, Redrafted Based on Newly Adopted Legislation.** The committee reviewed the redraft of a November 7, 2008, official interpretation regarding the organized-competition legislation and a prospective student-athlete who enrolls in the *College d'Enseignement General et Professionnel (CEGEP)* program. The official interpretation was redrafted based on the adoption of the Proposal No. 2010-11, which eliminated participation in training as part of the organized-competition legislation. The committee agreed to issue an official interpretation to clarify the relationship between organized competition and enrollment in a CEGEP program, as follows:

Organized Competition Prior to Initial Collegiate Enrollment – Expected Date of Graduation – CEGEP. (II) The NCAA Division II Legislation Committee determined that for purposes of identifying the expected date of high school graduation pursuant to the organized competition prior to initial collegiate enrollment legislation, the *College d'Enseignement General et Professionnel (CEGEP)* is a two-year program that a prospective student-athlete from Quebec, Canada, may complete after earning a *Diplome d'Etudes Secondaires (DES)*. Enrollment in the *CEGEP* will not constitute a delay of enrollment, provided the student-athlete enrolls in the *CEGEP* immediately after earning a DES and he or she earns a *Diplome d'Etudes Collegiales (DEC)* at the conclusion of the consecutive two-year program. [Reference: NCAA Bylaw 14.2.4.2 (participation in organized competition prior to initial collegiate enrollment)]

- 12. Review of Staff Interpretation Regarding Exception to Progress-Toward-Degree Requirements for Student-Athletes Seeking a Second Baccalaureate or Equivalent Degree.** The committee approved the elevation of a staff interpretation regarding an exception to the progress-toward-degree requirements for a student-athlete who is seeking a second baccalaureate or equivalent degree. The official interpretation shall read as follows:

Progress-Toward Degree Exception for an Individual Seeking a Second Baccalaureate or Equivalent Degree. (II) The NCAA Division II Legislation Committee determined that a student-athlete who graduates and returns for a second baccalaureate degree or who is taking course work that would lead to the equivalent of another major or degree is not subject to NCAA progress-toward-degree requirements. [References: 14.1.9 (graduate student/postbaccalaureate/second baccalaureate participation) and 14.4.3.4 (exceptions to progress-toward-degree rule)]

- 13. Review and Approval of 2010-11 NCAA Division II Compliance Forms.** The committee reviewed the 2010-11 Division II Compliance Forms. The committee directed the staff to make a number of editorial changes and approved the compliance forms as amended.
- 14. Update Regarding the Eligibility Center and the Amateurism Certification Process.** The Eligibility Center staff provided an update regarding amateurism certification trends in Division II. The Eligibility Center is processing cases using the newly adopted organized-competition legislation. The staff has processed 43 cases resulting in the use of season(s) of competition due to participation in organized competition following the one-year grace period. The Eligibility Center staff noted that the new definition of organized-competition legislation has simplified the review of cases and institutions are using the exception to the academic year in residence requirement for transfer student-athletes.
- 15. Update Regarding the Hardship Waiver Calculation Criteria.** The committee received an update regarding a request to consider amending the hardship-waiver legislation to increase the maximum permissible number of contests or dates of competition in which a student-athlete may participate in a season and remain eligible for a hardship waiver to 30 percent of the institution's completed contests or dates of competition or 30 percent of the maximum permissible number of contests or dates of competition set forth in Bylaw 17 in the sport. A conference believes that the reductions to the maximum number of contests or dates of competition in 10 sports that were adopted at the 2010 Convention as part of Phase I of the Life in the Balance initiative will

have an impact on a student-athlete's ability to qualify for a hardship waiver. The Committee on Student-Athlete Reinstatement also reviewed the request, and both committees are comfortable with the legislation as written. Both committees believe that if the membership wants to amend the rule a legislative change can be sponsored through the membership-sponsored proposal process.

16. **Discussion Regarding the Timing of the Release of the NCAA Division II Coaches Certification Test.** The committee discussed the timing of the release of the NCAA Division II Coaches Certification Test. Currently, the practice test, official exam and supplemental materials are made available to the Division II membership in electronic format during the last week of March or first week of April, annually. Providing the test materials prior to the end of the spring academic term allows coaches who do not pass the exam to have ample time to retake the exam multiple times prior to their previous certification expiring. Additionally, the current release date provides enough time for Division II coaches to take and pass the exam during the spring academic term without incurring the possible extra financial expense and time commitment of returning to their institution's campus during the summer term to earn their recruiting certification. The release tends to cause confusion because the release of the test does not align with the release of the Division II Manual, which includes legislative changes adopted at the previous NCAA Convention. The committee believes that the current timing of the release is appropriate for the division and the supplemental materials are sufficient for educating the coaches regarding newly adopted legislation.
17. **Review of NCAA Division II Enforcement Statistics.** The committee reviewed the enforcement statistics processed and reviewed during the 2009 calendar year regarding secondary violations reported by member institutions. The statistics featured a breakdown of violations by conference, sport and bylaw. The committee affirmed its position that secondary violations are an important part of institutional control, and commended the institutions that are actively monitoring compliance with the legislation.
18. **The Legislation Committee Staffing Issues.** The committee discussed issues related to staffing of the committee:
 - **Election of a New Chair.** The current committee chair's term of service will end in August. The committee elected Diana Kling, assistant commissioner, Peach Belt Conference as chair of the Legislation Committee.

- 19. Proposed Meeting Dates for 2011.** The committee reviewed possible meeting dates for the March and June 2011 in-person meetings. The committee selected March 8-9, 2011, and June 21-22, 2011.

Committee Chair: Ann Martin, Regis University

*Staff Liaisons: Alvida Alford, Academic and Membership Affairs
Jennifer Fraser, Academic and Membership Affairs
Stephanie Smith, Academic and Membership Affairs`*