

## A G E N D A

### National Collegiate Athletic Association

#### Division II Legislation Committee

NCAA National Office  
Indianapolis, Indiana

March 18-19, 2010

1. Welcome and announcements. (Ann Martin)
2. Approve the November 2009 NCAA Division II Legislation Committee report. [[Supplement No. 1](#)] (Martin) [**Action anticipated.**]
3. Review the January 2010 NCAA Division II Presidents Council and NCAA Division II Management Council 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 November 2009 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. Information regarding each concept may be found in the supplement. All concepts recommended by the subcommittee must receive approval by the full committee.*

5. Discussion of Division II legislation adopted at the 2010 NCAA Convention. (Jenn Fraser)
  - a. NCAA Proposal No. 2010-1 (recruiting – offers and inducements – summer facility fees for prospective student-athletes). [[Supplement No. 5-a](#)]
    - (1) Definition of summer to determine when a prospective student-athlete may participate in voluntary related activities and receive the benefit of an institution paying fees associated with the use of facilities.
    - (2) Review of permissible and nonpermissible activities for prospective student-athletes who have signed a National Letter of Intent or written offer of admission or financial aid (e.g., working at camps and clinics during the summer prior to initial full-time collegiate enrollment). [Supplement Nos. [5-b](#) and [5-c](#)]
  - b. Proposal Nos. 2010-2 (recruiting and eligibility – admissions and graduation data, banned drug list and initial-eligibility standards – reports and notification – Eligibility Center) and 2010-10 (recruiting – official visit – written notice). [Supplement Nos. [5-d](#) and [5-e](#)]
    - (1) Can the five-visit limitation notice be sent to prospective student-athletes by the NCAA Eligibility Center?
    - (2) Is it necessary to have a limitation on the permissible number of official visits in Division II? [[Supplement No. 5-f](#)]
  - c. Proposal No. 2010-3 (recruiting – tryout exceptions – use of institutional facilities). [[Supplement No. 5-g](#)]
    - Discussion regarding the promotion of the event.
  - d. Proposal No. 2010-5 (playing and practice seasons – fall sports). [[Supplement No. 5-h](#)]
    - Discussion regarding the blanket waiver issued by the NCAA Division II Committee for Legislative Relief regarding practice for institutions that have a contract to compete between August 26 and September 1, 2010. [[Supplement No. 5-i](#)]
  - e. Proposal No. 2010-7 (playing and practice seasons – winter break). [[Supplement No. 5-j](#)]

- (1) Discussion regarding exceptions to the winter break set forth in Bylaws 12 and 16 (e.g., promotional activities, community engagement activities, administrative meetings).
  - (2) Discussion regarding limitation on voluntary athletically related activities during the winter break for Division I and National Collegiate Championships sports.
  - (3) Discussion regarding amending the winter break period to provide institutions the ability to determine the consecutive seven-day period rather than prescribing the period as December 20 through December 26.
- f. Proposal No. 2010-7-1 (playing and practice seasons – winter break – return travel). [[Supplement No. 5-k](#)]
  - (1) Discussion regarding whether the legislation should be amended via an incorporation of interpretation. [See Supplement No. 4, [Attachment G](#)]
  - (2) Discussion regarding whether the legislation should be amended to give institutions the ability to travel December 20 for away-from-home competitions that occur on a date other than December 19.
- g. Proposal No. 2010-11 (eligibility – criteria for determining season of eligibility – participation in organized competition prior to initial collegiate enrollment). [[Supplement No. 5-l](#)]
  - (1) Discussion regarding Eligibility Center's notification of new requirements.
  - (2) Discussion regarding the skiing exception. Why is it a two-year exception? [[Supplement No. 5-m](#)]
- h. Proposal No. 2010-12 (financial aid, playing and practice seasons and division membership – sand volleyball). [[Supplement No. 5-n](#)]
  - Discussion regarding the timetable for emerging sports for women: amateurism, seasons of competition and awards and benefits (year two).
- i. Proposal No. 2010-14 (playing and practice seasons – basketball – first contest). [[Supplement No. 5-o](#)]

- Discussion regarding when a Conference Challenge Event must be played for institutions to exempt the contests pursuant to NCAA Bylaw 17.3.5.5.1 (conference challenge event).

**Background:** *The committee will review proposals adopted at Convention and address any issues that have arisen since that time. The committee will also review official interpretations issued in regard to the proposals, if any.*

6. Discussion of NCAA Division I legislation adopted since November 2009. [[Supplement No. 6](#)] (Fraser)

**Background:** *Provided for review are the Division I proposals adopted by the NCAA Division I Board of Directors since November 2009. The committee will review the proposals to determine if Division II should consider sponsorship of the same or similar legislative changes.*

7. Discussion of NCAA Division III legislation adopted at the 2010 Convention. [[Supplement No. 7](#)] (Smith)

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

8. Discussion regarding Phase II of the Life in the Balance initiative. [[Supplement No. 8-a](#)] (Smith/Gregg Summers) [**Action anticipated.**]

- a. Maximum number of contests or dates of competition for sports that were not modified in Phase I. [Supplement No. 8-b to be distributed prior to the meeting.]

**Background:** *During its November 2009 meeting, the committee agreed to focus on the contests or dates of competition in Division II championship sports, specifically, football and tennis. Provided for review are responses from the questionnaire that was completed by Division II institutions specific to the number of Thursday night games in football and the number of institutions that participated in 10 games versus the maximum of 11 games over the last three years (2006-07, 2007-08 and 2008-09) and the average number of dates of competition used by institutions that sponsor tennis over the same three-year period.*

- b. List of annual and discretionary exemptions (e.g., alumni meet, conference championship, scrimmages). [Supplement No. 8-c to be distributed at the meeting.]

**Background:** *Provided for review are the responses received from Division II institutions regarding the number of annual and discretionary exemptions that were used over the last three years (i.e., 2006-07, 2007-08 and 2008-09).*

- c. Nonchampionship segment start date and competition opportunities. [Supplement No. 8-d to be distributed at the meeting.]

**Background:** *Provided for review are the responses received from Division II institutions regarding the number of contests or dates of competition that were used over the last three years (i.e., 2006-07, 2007-08 and 2008-09) during the nonchampionship segment. The committee also agreed to discuss amending the start date for the nonchampionship segment.*

- d. 20/8-hour rule, skill instruction and counting contests.

**Background:** *The committee will conduct an in-depth review of the daily and weekly hour limitations, skill instruction and the way contests are counted in the 20-hour limitation.*

- e. Feedback and The NCAA News Articles. [Supplement Nos. [8-e](#), [8-f](#) and [8-g](#)]

- 9. Discussion regarding the development of a metric tool to measure the impact of the Life in the Balance initiative. (Summers)

- 10. Visit to the Eligibility Center and update regarding the amateurism certification process. [[Supplement No. 9](#)] (Mike DeCesare and Susan Peal)

**Background:** *The Eligibility Center will provide education to prospective student-athletes, their parent or legal guardians and the Division II membership regarding Bylaw 14.2.4.2 (participation in organized competition prior to initial collegiate enrollment). Eligibility Center staff will provide the committee with an overview of the educational initiatives it plans to implement, with an overview of the process for certifying prospective student-athletes.*

11. Discussion regarding the importance of compliance administrators. [[Supplement No. 10](#)] (Smith)
12. Review action steps for the 2009-12 NCAA Division II Strategic Plan. [[Supplement No. 11-a](#)] (Maritza Jones)
  - a. Priority 2.5 – Develop, enhance and increase educational materials, resources (e.g., technology), tools and services that support and maintain an effective compliance system. [[Supplement No. 11-b](#)]
    - (1) Compliance Assistant user guide and bridge program. [[Supplement No. 11-c](#)]
    - (2) Conference access to Compliance Assistant.
  - b. 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. [[Supplement No. 11-d](#)]
    - (1) Logos and design tools.
    - (2) Educational tools for coaches.
- Background:** *During the November 2009 meeting, the committee created action steps specific to the committee's areas of oversight in the 2009-12 NCAA Division II Strategic Plan. At the direction of the NCAA Division II Planning and Finance Committee, the committee should create timelines for completion of the action steps and ways in which the success can be measured.*
13. Review of the 2010 Division II Priorities. [[Supplement No. 12](#)] (Martin)
14. Review all permissible and impermissible activities for managers. [[Supplement No. 13](#)] (Alvida Alford)
15. Discussion regarding the unethical conduct legislation. [[Supplement No. 14](#)] (Fraser)

16. Legislative Review Subcommittee appointment. (Martin) [**Action Anticipated.**]

**Background:** *Effective in November 2009, Jill McCartney, assistant director of athletics, Washburn University joined the committee. The committee will appoint Ms. McCartney to the Legislative Review Subcommittee to fill the open seat.*

17. Future meeting dates.

- a. June 7-8, 2010 (Indianapolis, Indiana).
- b. June 9, 2010, joint meeting with the NCAA Division II Championships Committee (Indianapolis, Indiana).
- c. November 3-4, 2010 (Indianapolis, Indiana).

18. Other business.

20. Adjournment.

**REPORT OF THE  
NCAA DIVISION II LEGISLATION COMMITTEE  
NOVEMBER 2-3, 2009, MEETING**

**ACTION ITEMS.**

**1. Legislative Action Item.**

- **Modification of Wording – NCAA Division II Proposal No. 2010-7 – Playing and Practice Seasons – Winter Break.**
  - (1) Recommendation. Adopt a modification of wording based on intent to clarify that in basketball, swimming and diving, indoor track and field and wrestling, an institution shall not provide travel expenses or transportation December 20 through December 26 in conjunction with away-from-home competition.
  - (2) Effective Date. Immediate; with the adoption of Proposal No. 2010-7.
  - (3) Rationale. This modification clarifies that institutions may not provide travel expenses or transportation December 20 through December 26 in conjunction with away-from-home competition. The intent of Proposal No. 2010-7 is to provide student-athletes, coaches, administrators and institutional staff members with a consecutive seven-day break without transportation in conjunction with away-from-home competition infringing on that time period
  - (4) Estimated Budget Impact. None.
  - (5) Student-Athlete Impact. Student-athletes will be ensured a consecutive seven-day break between December 20 and 26.

**2. Nonlegislative Action Item.**

- **Legislative Referral to Other Division II Committee.**
  - (1) Recommendation. That the NCAA Division II Management Council refer the following concept to the NCAA Division II Championships Committee and the NCAA Division II Baseball and Softball Sports Committees for review and possible action:
    - NCAA Bylaws 17.2.7.1 (Baseball – Maximum Limitations – Institutional) and 17.20.7.1 (Softball – Maximum Limitations – Institutional). Whether the Division II membership should



consider adding additional contests for baseball and softball during the nonchampionship segment.

- (2) Rationale. The NCAA Division II Legislation Committee discussed recommending legislation for the 2011 NCAA Convention to increase the maximum number of contests for baseball and softball during the nonchampionship segment due to the reduction of contests that would be permitted should Proposal No. 2010-6 (playing and practice seasons – spring sports) be adopted at the 2010 Convention. The committee expressed concerns that sponsoring legislation for the 2011 Convention would be premature as a vote has yet to be taken on the proposed legislation. In addition, the committee determined that it would be appropriate for the Baseball and Softball Committees to review the issue and recommend a course of action to the Championships Committee. The committee also noted that this recommendation should be discussed as part of Phase II of the Life in the Balance discussions, and possibly be reviewed during the committee's March 2010 in-person meeting.
- (3) Estimated Budget Impact. Will vary by institution based on the number of contests that are played during the nonchampionship segment and the location of those contests.
- (4) Student-Athlete Impact. Student-athletes will spend time away from campus during the nonchampionship segment.

### **INFORMATIONAL ITEMS.**

1. **Discussion on Proposal No. 2010-7 (Playing and Practice Seasons – Winter Break).** Based on a referral from the Management Council to review team travel issues during the proposed winter break in Proposal No. 2010-7, the committee issued an official interpretation to clarify the application of Bylaws 17.1.6.6.3 (limitations on voluntary athletically related activities – winter break), 17.3.4 (limitations on voluntary athletically related activities – winter break), 17.22.4 (limitations on voluntary athletically related activities – winter break), 17.24.4 (limitations on voluntary athletically related activities – winter break) and 17.27.4 (limitations on voluntary athletically related activities – winter break). The committee agreed with the Council that the issue should be addressed through a common-sense approach. The official interpretation issued by the committee reads as follows:

Transportation From an Away-From-Home Competition During the Winter Break. (II)  
The Legislation Committee determined that an institution may return to campus on December 20 following the completion of an away-from-home competition, provided the

team departs the competition location at the earliest practical opportunity, but not later than 11:59 p.m. (local time) December 19, and all contact between institutional staff members (e.g., coaches) and student-athletes ceases on arrival to campus.

[Reference: Proposal No. 2010-7 (playing and practice seasons – winter break)]

**2. Committee Positions on 2010 Convention Division II Amendment-to-Amendments.**

The committee reviewed two amendment-to-amendments that were submitted by the membership in accordance with the provisions of NCAA Constitution 5.3.4.2 (amendment-to-amendment).

**a. Proposal No. 2010-5-1 (Playing and Practice Seasons – Fall Sports – Field Hockey – Maximum Number of Contests – Effective Date).** The committee agreed to oppose this amendment-to-amendment. The committee noted that historically, all sports that conclude a season in an NCAA Division II National Championships Festival have to adjust the championship season schedules. In the years when the festival takes place, institutions must adjust their schedules accordingly to account for the festival dates. The committee further noted that although the fall sports proposal will change how institutions that sponsor field hockey traditionally schedule contests in the championship segment, the amendments in the fall sports proposal will impact all fall sports. As such, the proposal should be voted on as a whole for a fair and balanced treatment to all fall sports.

**b. Proposal No. 2010-7-1 (Playing and Practice Seasons – Winter Break – Return Travel).** The committee agreed to oppose this amendment-to-amendment. The committee noted that the intent of the proposal is to have a full seven-day break, and this change reduces that benefit for winter sport student-athletes, coaches and athletics administrators. The committee further noted that a common-sense approach should be used when scheduling a contest or date of competition prior to the winter break. Institutions are encouraged to schedule away-from-home contests or dates of competition with in-region or conference opponents that are located geographically closest to their campuses, as to avoid any return travel issues.

**3. Review of 2010 Convention Legislation and the Legislative Proposal Question and Answer Guide.** The committee reviewed the 2010 Convention proposals and the Legislative Proposal Question and Answer Guide in an attempt to resolve all possible questions prior to the 2010 Convention Division II business session January 16, 2010. The committee also discussed a noncontroversial proposal approved by the Management Council amending the effective date of Proposal No. 2010-11 (eligibility – criteria for

determining season of eligibility – participation in organized competition prior to initial collegiate enrollment). The proposal changes the effective date of the legislation, if adopted by the membership, from August 1, 2010, to August 1, 2010, for individuals who are issued a final amateurism certification by the NCAA Eligibility Center on or after April 1, 2010. Staff provided the committee with an update on the release of the Question and Answer Guide. The Question and Answer Guide for the four Life in the Balance proposals will be released to the membership November 20. The complete Question and Answer Guide will be released January 6, 2010. The guide for the 2010 Convention will only be produced electronically, so the committee directed staff to send the document to the top five at each institution in addition to the Division II conference commissioners and conference compliance administrators.

4. **Discussion Regarding Phase II of the Life in the Balance Initiative.** The committee began its discussion of Phase II of the Life in the Balance initiative. The committee agreed to focus its efforts on a few key areas, including: (1) a continued review of the maximum number of contests and dates of competition for sports that did not receive a recommended reduction in Phase I of the initiative; (2) annual and discretionary exemptions; and (3) nonchampionship segment activities. Similar to Phase I, the committee directed staff to reach out to member institutions, faculty athletics representatives, the Division II Conference Commissioners Association, the Division II Athletics Directors Association, coaches associations and student-athletes for feedback during the Phase II discussion.
  - a. **Additional Reductions to the Maximum Number of Contests or Dates of Competition.** The committee continued its discussions regarding possible reductions to the maximum number of contests or dates of competition for sports that did not receive a reduction in Phase I. The committee agreed that no reductions regarding emerging sports for women (e.g., equestrian, rugby) and National Collegiate Championships sports (e.g., bowling, gymnastics, water polo) should be recommended. The committee noted that it wants to grow the emerging sports for women, and reducing the maximum number of contests or dates of competition in those sports may be detrimental. In addition, institutions that participate in National Collegiate Championships sports compete against institutions in Divisions I and III. Therefore, the maximum number of contests or dates of competition in those sports should not be reduced for competitive equity reasons. The committee agreed to continue discussions regarding football and tennis at its March 2010 in-person meeting.
  - b. **Annual and Discretionary Exemptions.** The committee began discussions on whether to amend the legislation regarding annual and discretionary exemptions to better align with the NCAA Division II Strategic Positioning Platform. The committee will focus its review on all sports for which a Division II

championship is conducted. In addition, the committee directed staff to initiate a research project in December to determine how many and which annual and discretionary exemptions have been used during the last three years (i.e., 2006-07, 2007-08 and 2008-09). The committee will review the data at its March 2010 in-person meeting.

- c. **Discussion Regarding the Nonchampionship Segment.** The committee began discussions on whether to amend the legislation regarding nonchampionship segment activities to better align with the Strategic Positioning Platform. Areas of review include: (1) amending the structure of the nonchampionship segment (e.g., 24 in 45 days); (2) amending the 20/8-hour rule (e.g., amend how hours are counted); (3) amend the skill-instruction legislation to permit institutions to conduct full practice sessions; and (4) amend the start date for out-of-season activities and the nonchampionship segment. The committee also directed staff to initiate a research project in December to determine the number of nonchampionship segment contests or dates of competition used during the last three years (i.e., 2006-07, 2007-08 and 2008-09). The committee will review the data at its March 2010 in-person meeting.
5. **Review of Minutes Issued by the Interpretations Subcommittee of the Legislation Committee.** The full committee approved the minutes of the Interpretations Subcommittee since its last in-person meeting in June 2009. The committee approved the minutes from July 13, August 24 and September 21.
6. **Review of Recently Issued Division II Staff Determination.** The committee reviewed and approved a recently issued staff determination for Division II:

  - Six-Hour Requirement for Eligible Student-Athletes Who Transfer During an Academic Term. (II) The academic and membership affairs staff determined that a student-athlete who transfers to the certifying institution during the same regular academic term in which he or she was enrolled full time at the previous institution (e.g., fall semester to fall semester or quarter) is not required, upon transfer, to have completed six hours of academic credit during the same regular academic term at the previous institution.

[NCAA Division II Bylaws 14.4.3.1 (fulfillment of credit-hour requirements) and 14.4.3.1.1 (transfer student – six-hour requirement), 14.5.4 (two-year college transfers), 14.5.5.3.10 (one-time transfer exception) and staff interpretation (01/02/1991, item a), that has been archived]

7. **Review of Recently Issued Division I Staff and Official Interpretations.** The committee reviewed recently issued Division I staff and official interpretations and determined that the following interpretations are applicable in Division II:

- a. Provision of Electronic Media Guides to Prospective Student-Athletes. (II) The Legislation Committee determined it is permissible for an institution to provide prospective student-athletes with a media guide on a digital media storage device (e.g., compact disc, flash drive, memory disk), provided the storage device does not include any content other than an exact reproduction of the media guide. Further, any images or information on the packaging (e.g., label, insert) is limited to a reproduction of the image(s) contained on the cover of the media guide or other identification of the institution (e.g., name, logo) and the media guide (e.g., sport). Finally, storage devices used for this purpose must not exceed the minimum standard capacity necessary to store the media guide (e.g., a media guide of 103 megabytes should be stored on a standard 128 megabyte flash drive).

[References: Bylaws 13.2.1 (general regulations) and 13.4.1 (printed recruiting materials)]

- b. Transfer Student who Fulfills a Residence Requirement at the Certifying Institution with Enrollment in Nonconsecutive Terms. (II) The Legislation Committee confirmed a student-athlete who fulfills a residence requirement by enrolling in nonconsecutive terms (e.g., fall terms of consecutive academic years, while missing the interim spring term), must meet all applicable progress-toward-degree requirements prior to competing in the semester following fulfillment of the residence requirement.

[References: Bylaws 14.4.3.1 (fulfillment of credit-hour requirements), 14.4.3.1.2 (academic year in residence), 14.4.3.2.3 (application of rule to transfer and continuing student), 14.4.3.2 (fulfillment of minimum grade-point average requirements), 14.4.3.2.2 (application of rule to transfer student), 14.4.3.3.1.1 (application of rule to transfer student) and 14.5.1.1 (determination of year of residence)]

8. **Issuance of Official Interpretation Regarding the Men's Basketball Recruiting Calendar.** The committee discussed the issue of whether Division II men's basketball coaches should be prohibited from evaluating prospective student-athletes at a high school all-star game that occurs during the NCAA Division I Men's Basketball Championship, which is designated as a dead period to encourage coaches to attend the National Association of Basketball Coaches Convention. The committee agreed that even though Division I currently prohibits its institutions from these types of activities, there is no reason for amending the current legislation. The committee directed staff to

reach out to both the men's and women's basketball coaches associations and obtain data regarding the number of Division II coaches that have been attending the national conventions for the past three years. The committee will review this issue again at a future meeting to determine if a legislative change is necessary. The committee also issued an official interpretation to clarify the application of Bylaws 30.11.1 (basketball, men's) and 30.11.2 (basketball, women's), as follows:

Evaluation of Prospective Student-Athletes at a High School All-Star Game that Takes Place During a Dead Period. (II) The Legislation Committee determined that the Division II men's and women's basketball recruiting calendars would not prohibit a Division II men's or women's basketball coach from evaluating prospective student-athletes at a high school all-star game that occurs within the state in which the member institution is located when the all-star contest occurs in the dead period between the Thursday before the Division I Men's Basketball Championship game to noon Tuesday after the game.

[References: Bylaws 30.11.1 (basketball, men's) and 30.11.2 (basketball, women's)]

9. **Update Regarding the Eligibility Center and Amateurism Certification Trends in Division II.** Staff from the Eligibility Center provided an update regarding amateurism certification trends in Division II. The report also included the number of amateurism certification cases processed by the Eligibility Center through October 30, 2009. When meeting with the Eligibility Center staff, the committee also discussed ways in which it can assist the Eligibility Center with day-to-day operations such as communication of new policies to the membership and other education initiatives. The committee directed staff to arrange for a tour of the Eligibility Center at its in-person meeting in March 2010.
10. **Review Best Practices Document Developed by Staff Outlining Permissible Activities for Prospective Student-Athletes Pursuant to Bylaw 13 (Recruiting) and Bylaw 16 (Awards and Benefits).** The committee reviewed and approved a best practices document outlining permissible activities for prospective student-athletes. The committee directed staff to add pertinent Bylaw 15 (financial aid) references (e.g., financial aid prior to initial full-time enrollment) to the document and place it on the NCAA Web site and to disseminate it through other means to the membership. The committee agreed that the document should remain as a best practices document rather than a chart or figure in the NCAA Division II Manual.
11. **Update Regarding the NCAA Manual Consistency Project.** The committee received an update regarding the work that is being done by the NCAA academic and membership affairs legislative team on the Manual consistency project. The Manual consistency

project was initiated in an effort to make the divisional Manuals more user friendly and bring a greater level of efficiency and consistency them. Specifically, the committee was provided the communication plan to inform member institutions, conferences, committees and related organizations of the structural changes that will be taking place. The committee will continue to receive updates on the status of the project at future meetings.

**12. Editorial Revision.** The committee reviewed the following editorial revision:

- **Executive Regulations – Selection of Teams and Individuals for Championships Participation – Automatic Qualification – Earned Access – Football.** The committee reviewed an editorial revision to amend Bylaw 31.3.4.7 (earned access – football) to clarify that when the Division II regionalization model was adopted in 2008, the eight-region model was modified to four super regions. With the reduction in the number of regions, the Division II Championships Committee approved a recommendation by the Division II Football Committee to require a conference representative to finish in the top eight of the final regional ranking to secure earned access to the Division II football postseason.

**13. Discussion Regarding the 2009-12 NCAA Division II Strategic Plan.** The committee discussed the development of action steps for the priorities in which it has oversight.

- a. The committee developed the following action steps related to Priority 2.5 [Develop, enhance and increase educational materials, resources (e.g., technology), tools and services that support and maintain an effective compliance system.]:
  - (1) Create a New Users Guide for Institutions that are not currently Using NCAA Compliance Assistant. The committee directed staff to work with the Division II Conference Compliance Administrators Compliance Administrators (CCACA) to gather data to determine the number of institutions that are using Compliance Assistant, and to the extent the institutions are using the software. The committee believes that while change can be difficult, the overall consistency of rules application and increased efficiency for institutions will be a great benefit.
  - (2) Create a Tutorial for Building a Bridge from Compliance Assistant to Student-Tracking Systems. The committee directed staff to identify institutions that have successfully built a bridge between Compliance Assistant and student tracking systems (e.g., Banner, People Soft) and

create a "how-to" guide for institutions that are interested in building a bridge. The committee identified a few challenges with this action step, namely that information technology systems differ from one campus to the next and resources vary; however, the committee felt that if the tutorial was made available it would make the transition and building process smoother.

- (3) Give Conferences Access to Compliance Assistant. Often times when institutional personnel have questions regarding Compliance Assistant their first call is to the conference office. Currently, the conference office does not have direct access to Compliance Assistant and can only access information if an institution provides access, including a user name. The committee directed staff to explore the possibility of granting read-only access to conference personnel for ease in communication and reporting.
- b. The committee developed the following action steps related to Priority 4.5 [Commit to develop tools and resources that assist active member institutions and conferences with evaluating its position in conjunction with the strategic position and philosophy of Division II intercollegiate athletics.]:
- (1) Provide Conferences and Institutions with Logos and Design Tools. The committee viewed the Central Collegiate Athletic Conference's Web site, which was recently redesigned by using the Strategic Positioning Platform as the model. The committee will encourage conference offices to use the strategic positioning logos and initiatives on their Web sites in an effort to have that information accessible to each member institution. The committee's goal is for institutions to have greater understanding of the Division II positioning initiatives.
  - (2) Create Educational Tools for Coaches Associations. Data received through a survey, clearly showed that coaches are the least informed and aware of the Division II strategic positioning initiatives. The committee directed staff to create educational tools specifically designed for coaches associations in all sports to better inform coaches about current and future initiatives.
  - (3) Promote Use of the Compliance Blueprint Program and the Compliance Audit Guide. The committee believes that institutions would benefit greatly from using various evaluation tools that are made available to the Division II membership (e.g., compliance blueprint program, compliance audit guide). There is a negative perception surrounding the evaluation process, and the committee believes that if more institutions use the tools



that are available there would be greater understanding and acceptance of the usefulness of the exercises.

*Committee Chair: Ann Martin, Regis University*

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

*Stephanie Quigg Smith, Academic and Membership Affairs*

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

<b>Division II Management Council January 13, 2010 Atlanta, Georgia</b>	<b>Division II Presidents Council January 14, 2010 Atlanta, Georgia</b>	<b>Division II Management Council January 16, 2010 Atlanta, Georgia</b>
<b>ATTENDEES:</b>	<b>ATTENDEES:</b>	<b>ATTENDEES</b>
Darrell Axtell, Saint Martin's University Bob Boerigter, Northwest Missouri State University Kathleen Brasfield, Angelo State University Brenda Cates, Mount Olive College Rick Cole Jr., Dowling College Bob Fortosis, Eckerd College Barbara Hannum, Hawaii Pacific University Stephanie Harrison-Dyer, Albany State University Ann Jirkovsky, Bellarmine University Ann Martin, Regis University Wendy Taylor May, University of California, San Diego Sandy Michael, Holy Family University Frances Nee, Indiana University of Pennsylvania Lloyd Raymond, Northern Sun Intercollegiate Conference ( <i>vice chair</i> ) Herb Reinhard, Valdosta State University David Riggins, Mars Hill College Julie Ruppert, Northeast-10 Conference Suzanne Sanregret, Michigan Tech University Tim Selgo, Grand Valley State University ( <i>chair</i> ) Karen Soto, University of Puerto Rico at Mayaguez Bren Stevens, University of Charleston	Drew Bogner, Molloy College Mickey Burnim, Bowie State University Philip Gerbino, University of the Sciences in Philadelphia Joseph P. Grunenwald, Clarion University of Pennsylvania Stephen Jordan, Metropolitan State College of Denver ( <i>chair</i> ) 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> ) Judith Ramaley, Winona State University David F. Rankin, Southern Arkansas University	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 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 Tim Selgo, Grand Valley State University Karen Soto, University of Puerto Rico Mayaguez Bren Stevens, University of

<b>Division II Management Council</b> <b>January 13, 2010</b> <b>Atlanta, Georgia</b>	<b>Division II Presidents Council</b> <b>January 14, 2010</b> <b>Atlanta, Georgia</b>	<b>Division II Management Council</b> <b>January 16, 2010</b> <b>Atlanta, Georgia</b>
Glenn D. Stokes, Columbus State University Kathy Turner, Oklahoma Panhandle State University Sherman Ward, Virginia State University Willie Washington, Benedict College		Charleston Glenn D. Stokes, Columbus State University Kathy Turner, Oklahoma Panhandle State University Sherman Ward, Virginia State University Willie Washington, Benedict College
<b>ABSENTEES</b>	<b>ABSENTEES</b>	<b>ABSENTEES</b>
None	Hamid Shirvani, California State University, Stanislaus	Herb Reinhard, Valdosta State University
<b>OTHER PARTICIPANTS</b>	<b>OTHER PARTICIPANTS</b>	<b>OTHER PARTICIPANTS</b>
Troy Arthur, NCAA Gary Brown, NCAA Jaime Fluker, NCAA Bernard Franklin, NCAA Jennifer Fraser, NCAA Jim Isch, NCAA Marquette Jamison, NCAA Maritza Jones, NCAA Consultant Stephen M. Jordan, Metropolitan State College of Denver Karen Morrison, NCAA Delise O'Meally, NCAA Stacey Osburn, NCAA Roberta Page, NCAA Dan Parker, Parker Executive Search Mike L. Racy, NCAA Ruth Reinhardt, NCAA, <i>recording secretary</i>	Gary Brown, NCAA Bernard Franklin, NCAA Jennifer Fraser, NCAA Jim Isch, NCAA Marquette Jamison, NCAA Maritza Jones, NCAA Delise O'Meally, NCAA Jean Orr, NCAA Stacey Osburn, NCAA Dan Parker, Parker Executive Search Mike L. Racy, NCAA Ruth Reinhardt, NCAA, <i>recording secretary</i> Stephanie Smith, NCAA Terri Steeb, NCAA Gregg Summers, NCAA	Gary Brown, NCAA Jennifer Fraser, NCAA Marquette Jamison, NCAA Kathryn Miller, NCAA Stacey Preston, NCAA Mike Racy, NCAA Ruth Reinhardt, NCAA, <i>recording secretary</i> JoJo Rinebold, NCAA Damon Schoening, NCAA Stephanie Smith, NCAA Terri Steeb, NCAA Gregg Summers, NCAA

Wally Renfro, NCAA Stephanie Smith, NCAA Terri Steeb, NCAA Gregg Summers, NCAA Jill Willson, Double LL Con- sulting		
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***1. WELCOME AND ANNOUNCEMENTS.***

January 13 Management Council. The meeting was called to order at 8 a.m. by the outgoing chair, Tim Selgo. The chair reviewed the announcements for the meeting, noting specific Convention meetings and activities. He thanked the Council for the work they had accomplished during his period as chair. The chair also welcomed Brenda Cates, faculty athletics representative, Mount Olive College, who was beginning her term early due to the departure of Tim Griggs, Coker College, from the Management Council.

Dr. Stephen Jordan, chair of the Presidents Council, was in attendance for the first portion of the meeting. He noted his appreciation to the Management Council for its hard work the previous year, particularly on the “Life in the Balance” package. Sandy Michael thanked the Council for its kindness during the recent loss of her brother.

January 14 Presidents Council. The meeting was called to order at 11:15 a.m. by the chair, Stephen Jordan. Dr. Jordan welcomed the guests in attendance. He reviewed the Convention schedule for the next few days. He noted that this meeting would mark the end of Joe Grunenwald’s term on the Council and also noted that Al Walker, Bluefield State College, would be joining the Council in April.

January 16 Management Council. The meeting was called to order at 12:30 p.m. by the incoming chair, Kathleen Brasfield, Angelo State University. The chair recognized the new Management Council representatives—Clint Bryant, Augusta State University; Jim Naumovich, Great Lakes Valley Conference; and Erin O’Connell, Seattle Pacific University. Introductions were made by all Management Council representatives.

Tim Selgo, outgoing Council chair, asked that the meeting minutes reflect his indignation at comments that were made during the Division II business session regarding the NCAA staff and, in particular, the Division II governance staff. He asked that it be noted that, in his opinion, the staff is accessible to the Division II membership on a 24-hour, 365-day basis. Comments made at the business session were inexcusable and out of line.

The chair recognized contributions made by the staff during the Convention. No formal action was taken.

**2. REVIEW OF PREVIOUS MINUTES.**

**a. Management Council meeting October 19-20, 2009, and Presidents Council meeting October 29, 2009.**

January 13 Management Council. The Management Council approved the meeting summary of the October 19-20, 2009, Management Council meeting, as presented.

January 14 Presidents Council. The Presidents Council approved the meeting summary of the October 29, 2009, Presidents Council meeting, as presented.

**b. Executive Committee meeting October 29, 2009.**

January 13 Management Council. The Management Council reviewed the minutes of the October 29, 2009, Executive Committee meeting. No formal action was necessary.

January 14 Presidents Council. The Presidents Council reviewed the minutes of the October 29, 2009, Executive Committee meeting, noting items of interest: 1) new NCAA office building; and 2) NCAA contribution to the Myles Brand Chair in Cancer Research fund. No formal action was necessary.

**c. Administrative Committee meeting December 2, 2009.**

January 13 Management Council. The Management Council approved the minutes from the December 2, 2009, Administrative Committee meeting and the interim actions taken by the committee.

January 14 Presidents Council. The Presidents Council approved the minutes from the December 2, 2009, Administrative Committee meeting and the interim actions taken by the committee.

**3. 2010 DIVISION II PRIORITIES.**

January 13 Management Council. The Management Council reviewed the 2010 priorities, noting that the document would have widespread distribution during the Convention. No formal action was taken.

January 14 Presidents Council. No action was necessary.

**4. 2009-12 DIVISION II STRATEGIC PLAN.**

January 13 Management Council. The Management Council received the 2009-12 Division II strategic plan for informational purposes. No action was necessary.

January 14 Presidents Council. The President Council received the 2009-12 Division II strategic plan for informational purposes. No action was necessary.

- **Committee tracking charts.**

January 13 Management Council. The Management Council received a report on the progress being made concerning the monitoring and implementation of the strategic plan and the associated tracking charts. A further update will be provided to the Council at its July meetings. No formal action was taken.

January 14 Presidents Council. The Presidents Council received a report on the progress being made concerning the monitoring and implementation of the strategic plan and the associated tracking charts. A further update will be provided to the Council at its August teleconference. No formal action was taken.

**5. COMMITTEE RECOMMENDATIONS AFFECTING DIVISION II.**

**a. Association-wide committees.**

**(1) Competitive Safeguards and Medical Aspects of Sports.**

January 13 Management Council. The Management Council was presented with a memorandum from the committee chair that provided comments relative to the football portion of Division II Proposal No. 2010-5. The Council noted that it did not find a health and safety concern with the limited double practice session opportunities during the preseason calendar period. Further the Council noted that any changes to practice opportunities or the preseason period should be accompanied by an educational campaign for both coaches and student-athletes, as to the expectations of the sport season. No action was taken.

January 14 Presidents Council. No action was necessary.

**(2) Honors Committee.**

**(a) Appointment.**

January 13 Management Council. The Management Council agreed to recommend that the Presidents Council approve the ap-

pointment of Valerie Ackerman to serve as a nationally distinguished citizen on the Honors Committee.

January 14 Presidents Council. The Presidents Council approved the appointment.

**(b) Honors Celebration Selections.**

January 13 Management Council. The Management Council reviewed the selections for the various awards that would be presented at the Honors Celebration Friday evening, January 15. No formal action was taken.

(i) 2010 Silver Anniversary Award Selections. Gregg Carr (Auburn University); Jack Del Rio (University of Southern California); Doug Flutie (Boston College); Jackie Joyner-Kersey (University of California, Los Angeles); Maureen O'Toole-Purcell (University of Hawaii, Manoa); Deborah (University of Florida).

(ii) 2010 Today's Top VIII Award Selections.

- Division I: Amanda Blumenherst (Duke University); Courtney Kupets (University of Georgia); Jeff Lerg (Michigan State University); Brittany Rogers (University of Alabama, Tuscaloosa). Sarah Stevens (Arizona State University); and Tim Tebow (University of Florida).
- Division II: Venessa Lee (Pittsburg State University).
- Division III: Kent Raymond [Wheaton College (Illinois)]

(iii) 2010 Theodore Roosevelt Award Selection. George Mitchell (Bowdoin College).

(iv) 2010 Award of Valor Selections. Richard Phillips (Massachusetts Maritime Academy); and Roxana Saberi (Concordia College, Moorhead).

(v) 2010 Inspiration Award Selections. 2007 Buffton University Baseball Team; and Gregory Gadsen (U.S. Military Academy).

January 14 Presidents Council. The Presidents Council received the selection information for the Honors Celebration. No formal action was taken.

**(c) Committee Chair.**

January 13 Management Council. The Council noted the selection of Barbara Walker, senior associate director of athletics, Wake Forest University, to serve as committee chair at the close of the 2010 NCAA Convention. No action was taken.

January 14 Presidents Council. No action was necessary.

**(3) Research Committee.**

January 13 Management Council. The Management Council reviewed the committee's report. No formal action was taken.

January 14 Presidents Council. No action was necessary.

**(4) Committee on Sportsmanship and Ethical Conduct.**

**(a) 2008-09 Sportsmanship and Ethical Conduct Award Winners.**

January 13 Management Council. The Management Council noted the following 2008-09 Sportsmanship and Ethical Conduct award winners:

- (i) National—Aleksandra Mackiewicz, Brown University (Ivy League); and Anthony DiCarlo, Anderson University (South Carolina), (Conference Carolinas).
- (ii) Division I—Blake Griffin, University of Oklahoma (Big 12 Conference); and Aaron Ammons, University of Southern Mississippi (Conference USA).
- (iii) Division II—Jamie Maloney, Clarion University of Pennsylvania (Pennsylvania State Athletic Conference).
- (iv) Division III—Women's Lacrosse Team, Fitchburg State College (Massachusetts State College Athletic Conference); Isaac Rothenbaum, Carthage College (Conference College of Illinois and Wisconsin).

January 14 Presidents Council. The Presidents Council received the information above. No formal action was taken.



- (b) **RESPECT Sportsmanship Initiative.** The Council noted that work has been completed on the new sportsmanship Web site, [www.ncaa.org/sportsmanship](http://www.ncaa.org/sportsmanship), sportsmanship public service announcement videos and new RESPECT campaign brochure. Every NCAA championship this year will include RESPECT signage, public service announcements and RESPECT campaign information in event programs.

Next steps for campaign activation include:

- (i) Reaching out to campus leaders, presidents, sports information directors and conference offices to implement the RESPECT campaign.
- (ii) Discussing additional opportunities with AFCA, including implementing the pre-game handshake for the Football Championship Series playoff games.
- (iii) Creating a RESPECT best practice document to provide guidance for conference and championship events, to include sample fan codes of conduct.
- (iv) Encouraging greater involvement of student-athletes participating in NCAA championships in the RESPECT campaign.
- (v) Reaching out to Division I basketball conference championships regarding using the RESPECT banners at conference championships.
- (vi) Reaching out to media and broadcasters to help increase awareness of RESPECT campaign.
- (vii) Partnering with the NCAA championships bid host process to include sportsmanship-related practices in the bid application.
- (viii) Distributing RESPECT giveaways to fans at championship events.

- (c) **New Sportsmanship Award.**

January 13 Management Council. The Management Council noted that the committee had approved a new award to honor an athletics administrator who displays a high regard for sportsmanship and ethical conduct that impacts NCAA intercollegiate athletics. The

anticipated inaugural application process will be conducted in the 2009-10 academic year. No formal action was taken.

January 14 Presidents Council. The Presidents Council received the information above. No formal action was taken.

**b. Division II committees.**

**(1) Championships Committee—Committee Composition—Men's Golf Committee.**

January 13 Management Council. The Management Council agreed to sponsor noncontroversial legislation to amend Figure 21-1 to adjust the composition of the men's golf committee to consist of four members (a reduction of one) effective with the 2010-11 academic year.

January 14 Presidents Council. No action was necessary.

**(2) Legislation Committee.**

**(a) Convention Proposal No. 2010-7—Playing and Practice Seasons—Winter Break.**

January 13 Management Council. The Management Council approved a modification of wording to amend Proposal No. 2010-7 to clarify that in basketball, swimming and diving, indoor track and field and wrestling, an institution shall not provide travel expenses or transportation December 20 through December 26 in conjunction with away-from-home competition.

January 14 Presidents Council. No action was necessary.

**(b) Referral to Division II Committees.**

January 13 Management Council. The Management Council agreed to refer the following concept to the Division II Championships Committee and the Division II Baseball and Softball Sports Committees for review and possible action:

- NCAA Bylaws 17.2.7.1 (Baseball—Maximum Limitations—Institutional) and 17.20.7.1 (Softball—Maximum Limitations—Institutional)—whether the Division II membership should consider adding additional contests for baseball and softball during the nonchampionship segment.

January 14 Presidents Council. No action was necessary.

**(c) Proposal No. 2010-7—Playing and Practice Seasons—Winter Break.**

January 13 Management Council. Based on a referral from the Management Council to review team travel issues during the proposed winter break in Proposal No. 2010-7, the Council noted that the Legislation Committee had issued an official interpretation to clarify the application of Bylaws 17.1.6.6.3 (limitations on voluntary athletically related activities—winter break), 17.3.4 (limitations on voluntary athletically related activities—winter break), 17.22.4 (limitations on voluntary athletically related activities—winter break), 17.24.4 (limitations on voluntary athletically related activities—winter break) and 17.27.4 (limitations on voluntary athletically related activities—winter break).

- 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)]

January 14 Presidents Council. No action was necessary.

**(d) Committee Positions on 2010 Convention Division II Amendment-to-Amendments.**

January 13 Management Council. The Management Council noted that the committee had reviewed two amendment-to-amendments that were submitted by the membership in accordance with the provisions of NCAA Constitution 5.3.4.2 (amendment-to-amendment) and noted the following positions:

- Proposal No. 2010-5-1 (Playing and Practice Seasons—Fall Sports—Field Hockey—Maximum Number of Contests—Effective Date). The committee agreed to oppose this amendment-to-amendment. The committee noted that historically, all sports that conclude a season in an NCAA Division II National Championships Festival have to adjust

the championship season schedules. In the years when the festival takes place, institutions must adjust their schedules accordingly to account for the festival dates. The committee further noted that although the fall sports proposal will change how institutions that sponsor field hockey traditionally schedule contests in the championship segment, the amendments in the fall sports proposal will impact all fall sports. As such, the proposal should be voted on in its entirety for a fair and balanced treatment to all fall sports.

- (ii) Proposal No. 2010 -7-1 (Playing and Practice Seasons—Winter Break—Return Travel). The committee agreed to oppose this amendment-to-amendment. The committee noted that the intent of the proposal is to have a full seven-day break, and this change reduces that benefit for winter sport student-athletes, coaches and athletics administrators. The committee further noted that a common-sense approach should be used when scheduling a contest or date of competition prior to the winter break. Institutions are encouraged to schedule away-from-home contests or dates of competition with in-region or conference opponents that are located geographically closest to their campuses, as to avoid any return travel issues.

January 14 Presidents Council. No action was necessary.

(e) **Phase II of the “Life in the Balance” Initiative.**

January 13 Management Council. The Management Council noted that the committee had begun its discussion of Phase II of the Life in the Balance initiative and will focus on a few key areas, including: 1) a continued review of the playing and practice seasons for sports that were not part of Phase I; 2) annual and discretionary exemptions; 3) nonchampionship segment activities; and 4) weekly and daily hour limitations. Similar to Phase I, an inclusive review will occur that includes input sought from member institutions, faculty athletics representatives, the Division II Conference Commissioners Association, the Division II Athletics Directors Association, coaches associations and student-athletes. No formal action was taken.

January 14 Presidents Council. No action was necessary.

**(3) Committee for Legislative Relief.**

January 13 Management Council. No action was necessary.

January 14 Presidents Council. No action was necessary.

**(4) 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.**

January 13 Management Council. The Management Council agreed to recommend that the Presidents Council sponsor legislation for the 2011 NCAA Convention to amend NCAA Constitution 6.3.1 (self-study report), Division II 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), 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, 2012, and the minimum financial aid and minimum sports sponsorship reporting for the 2011-12 academic year and thereafter.)

January 14 Presidents Council. The Presidents Council referred the recommendation back to the Division II Membership Committee for additional information and further review. The Council requested that the committee provide its definition of parameters, execution (e.g., what is the committee's definition of 'randomly' selected), and policies related to the audit(s).

**(b) Bylaw 20.3—Division II Membership Process—Institution Providing Erroneous Information During the Membership Process—Financial Penalty.**

January 13 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 Membership Committee during the membership process shall be subject to a financial penalty if it is discovered within three years of the institution being invited to active status. Further, to specify that the committee shall deter-

mine the amount of the financial penalty on a case-by-case basis. (Effective August 1, 2011).

January 14 Presidents Council. The Presidents Council referred the recommendation back to the Division II Membership Committee for additional review (e.g., to include providing a distinction between an erroneous submission being inadvertent or purposeful). The Presidents Council had concerns over whether a financial penalty would achieve the desired effect. The possibility of the institution providing documentation stating that it is in good standing in the organization from which it is coming or a statement concerning integrity in the membership application were suggestions that were raised by the Council.

- (c) **Bylaw 16.8.1.2.1.1 (c) and Bylaw 16.8.1.2.1.1 (d)—Departure/Return Expense Restrictions—Exceptions—Canada.**

January 13 Management Council. The Management Council agreed to sponsor noncontroversial legislation to amend Bylaw 16.8.1.2.1.1 (c) and Bylaw 16.8.1.2.1.1 (d) (exceptions) to include Canada to the travel expense restriction exceptions afforded to Hawaii and Alaska.

January 14 Presidents Council. No action was necessary.

- (d) **Bylaw 17.29—Foreign Tours and Bylaw 30.7—Foreign Tours and Competition.**

January 13 Management Council. The Management Council agreed to sponsor noncontroversial legislation to amend Bylaw 17.29 (foreign tours) and Bylaw 30.7 (foreign tours and competition) to specify that a member institution may not participate in competition against another member institution in Canada using the foreign tour exception.

January 14 Presidents Council. No action was necessary.

- (e) **St. Andrews Presbyterian College-Deferment of Application of Constitution 3.2.5.2.**

January 13 Management Council. The Management Council received information concerning a request from St. Andrews Presbyterian College to defer the application of Constitution 3.2.5.2 (removal of accreditation), which requires an active member to be reclassified immediately to corresponding membership when its

academic regional accreditation has been removed. The institution is currently involved in litigation with the Southern Association of Colleges and Schools, which has determined that the institution is no longer meeting the requirements to be an accredited four-year, degree-granting institution. The institution has requested that the NCAA Executive Committee review Constitution 3.2.5.2 and determine if it is appropriate to expand the list of accrediting bodies to include national, as well as regional, accrediting bodies. The institution has received accreditation from the American Academy for Liberal Education, a national accrediting body. The Council was informed that the Membership Committee has agreed to defer application of Constitution 3.2.5.2 for the 2009-10 academic year and will revisit the issue during its July 2010 in-person meeting. The Council agreed with the committee that the deferment will provide the institution with an opportunity to work through both the legal issues involved and provides the Executive Committee with an opportunity to determine if changes are necessary to Constitution 3.2.5.2.

January 14 Presidents Council. The Presidents Council was advised of the situation with St. Andrews Presbyterian College by NCAA executive vice president Bernard Franklin. He informed the Presidents Council that an ad hoc committee has been formed to recommend a course of action concerning the application of Constitution 3.2.5.2. No action was necessary.

**(f) Discussion Regarding Division I Institutions Reclassifying to Division II.**

January 13 Management Council. The Management Council reviewed information from the committee, which agreed that all Division I institutions, regardless of their status as a former Division II institution, shall not be required to go through the membership process set forth in Bylaw 20.3 (Division II membership process). Rather, the committee determined that an institution in this scenario shall be required to: (1) send a letter of intent to the committee of its wish to reclassify to Division II; (2) host an orientation visit on the institution's campus with select committee members, staff and the institution's president and director of athletics to discuss current Division II initiatives (at the expense of the institution); (3) provide a strategic plan to the committee, which outlines how the institution will meet all Division II legislation; (4) conduct an audit by an outside consultant to determine that the institution is in compliance with all Division II legislation; (5) submit documentation to verify compliance with Division II legislation to the committee; and (6) meet all Division II legislation prior to being considered

for active member status. The Council noted that the committee agreed it was appropriate to streamline the process for Division I institutions reclassifying to Division II; however, institutions in this situation shall count toward the policy of a maximum of 30 institutions being in the membership process at any time. The Membership Committee had discussed concerns in regard to former Division I institutions competing in Division II and were not concerned that former Division I institutions would have an unfair competitive advantage over their Division II counterparts.

January 14 Presidents Council. The Presidents Council reviewed the information from the Membership Committee. No action was taken.

**(g) Discussion Regarding the Reorganization of the ISSG.**

January 13 Management Council. The Council noted that the committee received a presentation on the current structure of the ISSG and discussed options for reorganizing the document, as requested by the NCAA Division II Presidents Council. The committee determined that the document was composed of both legislated items, as well as best practices and had directed staff to divide the current document into two separate documents—one of legislation and one of strategic initiatives. The committee will review the separated documents at its next meeting and make recommendations for the creation of an updated ISSG. The committee's goal is to provide the Presidents Council with the suggested improvements at the Chancellors and Presidents' Summit in June 2010.

January 14 Presidents Council. The Presidents Council received the information regarding the reorganization of the ISSG. No formal action was taken.

**(5) Membership Fund Selection Committee.**

**(a) Approvals.**

January 13 Management Council. The Management Council reviewed the report from the committee, noting the following grant approvals:

- \$1,500 to the Great Lakes Valley Conference to conduct a follow-up visit to newly accepted member William Jewell (which also has been accepted into the Division II membership process) to assist the school in its reclassification.



- \$4,000 to the Pacific West Conference to explore expansion opportunities with prospective schools in the West region.
- \$5,000 to the Rocky Mountain Athletic Conference to explore expansion opportunities with prospective schools in the West region.
- \$10,000 to the Northern Sun Intercollegiate Conference to facilitate campus visits for prospective new member institutions.
- \$8,495 to the Great Lakes Intercollegiate Athletic Conference to facilitate exploratory visits to four prospective member schools.

**(b) Timeline for 2010.**

January 13 Management Council. The Council noted that April 30 and October 1 shall be the deadlines for submission of membership fund applications in 2010. The committee will meet in June to review the applications submitted in April and will meet in November to review the applications submitted in October. Funding will be disbursed in August and January, respectively. Information about the Division II membership fund may be found under the resources section of the Division II homepage ([www.ncaa.org/dii](http://www.ncaa.org/dii)).

January 14 Presidents Council. The Presidents Council received the information from the committee. No action was necessary.

**(6) Nominating Committee.**

January 13 Management Council. The Management Council agreed to recommend that the Presidents Council approve the following committee appointments, effective immediately.

- Christopher Phenicie, vice president for enrollment, Limestone College, to the Division II Academic Requirements Committee;
- Morgan Walker, as associate director of athletics, California State University, San Bernardino, to the Division II Infractions Appeals Committee.

January 14 Presidents Council. The Presidents Council approved the appointments, as recommended.

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

January 13 Management Council. The Management Council reviewed the budget-to-actual report. No action was taken.

January 14 Presidents Council. The Presidents Council reviewed the budget-to-actual report. No action was taken.

**(8) Student-Athlete Advisory Committee.**

**(a) Make-A-Wish.**

January 13 Management Council. The Management Council noted that the committee had extended its partnership with the Make-A-Wish Foundation, moving to extend the Division II SAAC contract with Make-A-Wish through the 2012 -13 academic year. The Council noted that the committee recognizes the need to more effectively communicate with its respective conferences the local impact of the funds, as all funds filtered through the National Office of the Make-A-Wish Foundation are then sent back to local regional offices. SAAC also has assumed the responsibility of personally reaching out to its regional Make-A-Wish offices in order to help facilitate improved communication between the two parties. No action was taken.

January 14 Presidents Council. The Council received the information from the committee. No action was necessary.

**(b) DVD Resource Update.**

January 13 Management Council. The Management Council noted that the SAAC DVD resource was distributed to the membership prior to the 2010 Convention. No action was taken.

January 14 Presidents Council. No action was necessary.

**6. NCAA Convention and Legislation.**

**a. Proposed Legislation for the 2010 NCAA Convention.**

January 13 Management Council. The Management Council reviewed the proposed legislation for the 2010 NCAA Convention. No further action was taken by the Council.

January 14 P residents Council. The Presidents Council reviewed the proposed legislation for the 2010 NCAA Convention. No action was necessary.

**b. Position Papers for 2010 Convention Proposals.**

January 13 Management Council. The Management Council was provided with a copy of the position papers for the 14 proposals to be voted on at the Division II business session. No action was taken.

January 14 Presidents Council. No action was necessary.

**c. Assignments for Division II legislative proposals.**

January 13 Management Council. The Management Council reviewed their assignments. No formal action was taken.

January 14 P residents Council. The Presidents Council reviewed their assignments and were encouraged to speak on the Convention floor, if needed. No formal action was taken.

**d. Procedural Issues Document.**

January 13 Management Council. The Management Council endorsed the procedural issues document and directed staff to distribute this document to the membership prior to the 2010 Division II Business Session.

January 14 Presidents Council. The Presidents Council endorsed the procedural issues document.

**e. Question and Answer Guide Related to the 2010 NCAA Convention Proposals.**

January 13 Management Council. The Management Council reviewed the Q&A document related to 2010 NCAA Convention proposals and noted that the document is available online. No action was taken.

January 14 P residents Council. The Presidents Council reviewed the Q&A document. No action was taken.

**f. Noncontroversial Legislation per Constitution 5.3.1.1.1.**

January 13 Management Council. The Management Council approved the non-controversial proposals, as presented.

January 14 Presidents Council. No action was necessary.

**g. Modification of Wording to Conform to the Intent.**

January 13 Management Council. The Management Council approved the legislative form of the modification of wording, as presented.

January 14 Presidents Council. No action was necessary.

**h. 2010 Convention Schedule.**

January 13 Management Council. The Management Council reviewed the schedule for the 2010 Convention. No action was taken.

January 14 Presidents Council. The Presidents Council reviewed the schedule for the 2010 Convention. No action was taken.

**i. Presidents Council Sponsored Proposals for the 2011 NCAA Convention.**

January 13 Management Council. The Management Council agreed to recommend that the Presidents Council approve the legislative drafts of the proposals for the 2011 NCAA Convention.

January 14 Presidents Council. The Presidents Council approved the legislative drafts of the proposals for the 2011 NCAA Convention.

**7. Division II Management Council Issues and Updates.**

**a. 2010 Committee and Project Team Assignments.**

January 13 Management Council. The Management Council reviewed the committee and project team assignments for 2010. No action was taken.

**b. 2010 Community Engagement Award of Excellence.**

January 13 Management Council. The Management Council was presented information about the 2010 Community Engagement Award of Excellence. Submissions for the 2010 award must be received not later than Friday, April 23, 2010. The national winner will be recognized at the June 2010 Division II Chancellors and Presidents Summit. No action was taken.

**c. Redesign of [diicommunity.org/diinetnetwork.com](http://diicommunity.org/diinetnetwork.com).**

January 13 Management Council. The Management Council was given a presentation on the redesign of [diicommunity.org/diinetnetwork.com](http://diicommunity.org/diinetnetwork.com). No action was taken.

**d. Election for Representative from the Central Intercollegiate Athletic Association.**

January 13 Management Council. The Management Council agreed to recommend that the Presidents Council approve the election of Leonza Loftin, faculty athletics representative, Fayetteville State University, as the Central Intercollegiate Athletic Association's representative on the Management Council. This appointment will replace Sherman Ward, Virginia State University, and is effective immediately until January 2013.

January 14 Presidents Council. The Presidents Council approved the appointment.

**e. January 16 Post-Convention Meeting.**

- (1) Legislative Issues.** There were no legislative issues for follow-up related to the 2010 Convention.
- (2) Feedback to Convention Management.** The Management Council provided feedback to the Convention management team regarding programs and scheduling at the 2010 Convention. Feedback provided was positive.
- (3) Evaluation of Joint Meetings.** The Management Council provided feedback on the joint Student-Athlete Advisory Committee/Management Council/Presidents Council breakfast and the joint Management Council/Presidents Council meeting.

**8. Division II Presidents Council Issues and Updates.**

- a. Vice President's Report.** The vice president updated the Council on the Division II Chancellors and Presidents Summit scheduled for June 18-19, on the fourth quarter 2009 update for Division II priorities; and on the new president for Co-SIDA, who is from Clarion University of Pennsylvania. No action was taken.
- b. Vice Chair Report.** The vice chair updated the Council on committee assignments for 2010 and on the budget-to-actual report. No action was taken.
- c. Executive Session.** The Presidents Council went into executive session at 12:50 p.m. to discuss matters related to Division II Convention proposals and the Division II Business Session. The session adjourned at 1:25 p.m. and NCAA staff was permitted to continue the meeting with the Council.

**9. National Office Staff Updates.**

**a. Graduation Rates by Conference.**

January 13 Management Council. The Management Council received updated graduation/academic success rate information for the 1999-2002 freshman cohort. No action was taken.

January 14 Presidents Council. The Presidents Council received updated graduation/academic success rate information for the 1999-2002 freshman cohort. No action was taken.

**b. Superregional for Division II Leadership Academies.**

January 13 Management Council. The Management Council was presented information on the Super Regional Leadership Conference format that will be implemented beginning the fall of 2010. No action was taken.

**c. NCAA Diversity and Inclusion Gender and Equity Framework.**

January 13 Management Council. The Management Council received an update on the work of the NCAA Diversity and Inclusion and Gender Program Review Working Group, which was charged with evaluating and assessing the success and organizational impact of the 12 diversity and inclusion programs and six gender initiatives programs, as well as creating recommendations to strengthen existing programs, create new programs and/or discontinue or redesign present programs that may be less effective. No action was taken.

**d. Executive Vice President's Report.**

January 13 Management Council. The Management Council was updated by the executive vice president on membership discussions that had taken place between the NCAA and the NAIA, as well as an update on the St. Andrews Presbyterian College deferment of Constitution 3.2.5.2. No action was taken. The executive vice president also made an awards presentation to Tim Selgo, as an outgoing member of the NCAA Executive Committee.

**e. Interim President's Report.**

January 13 Management Council. The Management Council was updated on the search for the new president of the NCAA and was asked for any suggestions, nominations and/or recommendations that they would like to submit. Timeframe for having the new president on board is the beginning of the academic term in Fall 2010.

January 14 Presidents Council. The Presidents Council was updated on the search for the new president of the NCAA and was provided an opportunity for feedback.

#### **10. Recognition for Representatives.**

January 13 Management Council. The Management Council recognized the service of four outgoing Management Council representatives: Darrell Axtell, faculty athletics representative, Saint Martin's College; Stephanie Harrison-Dyer, senior woman administrator, Albany State University; Ann Jirkovsky, faculty athletics representative, Bellarmine University; and Sherman Ward, faculty athletics representative, Virginia State University.

The Council also recognized the service of Tim Selgo, whose term as chair ended with the adjournment of the 2010 Business Session. Tim will serve an additional year on the Council prior to the end of his term in January 2011.

January 14 Presidents Council. The Presidents Council recognized the service of Joe Grunenwald, Clarion University of Pennsylvania, and the service of Steve Jordan, whose term as chair ended with the adjournment of the 2010 Business Session. Dr. Jordan will serve one additional year on the Council prior to the end of his term in January 2011.

#### **11 Future meetings.**

January 13 Management Council. The Management Council reviewed the future meetings. No action was taken.

January 14 Presidents Council. The Presidents Council reviewed the future meetings. No action was taken.

#### **12. Adjournment.**

January 13 Management Council. The Management Council adjourned at 12:15 p.m.

January 14 Presidents Council. The Presidents Council adjourned at 1:48 p.m.

January 16 Management Council. The Management Council adjourned at 1:50 p.m.

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

Teleconference No. 6

December 14, 2009

Participants:

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

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

1. The Interpretations Subcommittee of the Division II Legislation Committee discussed whether or not NCAA Bylaw 17.1.6.6.1 (no class time missed for practice activities) applies to participation in NCAA championships events. While the legislation is clear that a student-athlete may not miss class to participate in practice unless the practice is in conjunction with an away-from-home competition, not all playing and practice seasons requirements are applicable during practice for or competition in NCAA championships events.

The Interpretations Subcommittee referred the issue to the Legislation Committee for review at a future meeting. The subcommittee was unable to issue an interpretation on the matter due to the lack of clarity that is available in the legislation.

2. Adjournment.

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

Teleconference No. 1

February 22, 2010

Participants:

Diana Kling, Peach Belt Conference, chair  
Ann Martin, Regis University  
Fran Nee, Indiana University of Pennsylvania  
Jay Newton, University of Southern Indiana  
Christina Heck Whetsel, Angelo State University  
Alvida Alford, NCAA  
Jenn Fraser, NCAA, recording secretary

Marcus Grant, Central Intercollegiate Athletic Association, 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 discussed whether or not to archive a February 15, 1979, official interpretation (student-athlete promoting Ronal McDonald House). The subcommittee agreed to archive the interpretation based on the current iteration of NCAA Bylaw 12.5.1.1 (institutional, charitable, educational or nonprofit promotions). Specifically, the subcommittee determined that at the time the interpretation was issued the promotional activities legislation prohibited student-athletes from being involved in the promotion of any entity other than the certifying institution. Since that time, the legislation has been expanded to allow student-athletes to participate in promotional activities for charitable, educational or nonprofit organizations, which the Ronald McDonald House is.
2. Adjournment.

# # # # #

A G E N D A

National Collegiate Athletic Association

Legislative Review Subcommittee of the

Division II Legislation Committee

NCAA National Office  
Indianapolis, Indiana

March 18, 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. Amateurism – Promotional Activities – Nonpermissible – Advertisements and Promotions Subsequent to Enrollment. [[Attachment B](#)] (Alvida Alford)
  - c. Recruiting – Official (Paid) Visit – Entertainment on Official Visit for Relatives or Legal Guardian(s) of Prospective Student-Athlete. [[Attachment C](#)] (Jenn Fraser)
  - d. Recruiting – Tryout Exceptions – Use of Facilities for Activities Related to a Nonsponsored Sport. [[Attachment D](#)] (Fraser)
  - e. Awards and Benefits – Expenses to Receive Noninstitutional Awards – Established Regional, National or International Awards. [[Attachment E](#)] (Alford)
  - f. Playing and Practice Seasons – General Playing Season Regulations – Additional Restrictions – No Class Time Missed for Practice Activities. [[Attachment F](#)] (Fraser)
3. Incorporation of interpretations. [[Attachment G](#)] (Smith)
  - a. December 10, 2003, official interpretation (practice subsequent to last scheduled contest or date of competition). [[Attachment H](#)]

- b. March 27, 2001, official interpretation (definition of institutional staff member).  
[\[Attachment I\]](#)
- 4. NCAA Bylaw 30 noncontroversial review. [\[Attachment J\]](#) (Smith)
- 5. Division II editorial revisions. [\[Attachment K\]](#) (Alford)
- 6. Review of recently adopted Division III editorial revisions. [\[Attachment L\]](#) (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**

**Issue:**

Whether the NCAA Division II Legislation Committee should recommend sponsorship of legislation for the 2011 NCAA Convention to amend NCAA 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, which is 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. As to avoid the challenges of reviewing a final amateurism certification prior to the start of a championship and potentially withholding the student-

athlete(s) from championship competition, should the legislation specify 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)?

### **Conclusions:**

1. The Legislation Committee **recommends** that the staff discuss the potential consequences of such a legislative change with the Eligibility Center, agents, gambling and amateurism, enforcement and championships staffs. The feedback shall be brought back to the committee for further discussion at its June in-person meeting.
2. 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.
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 Division II Bylaw 12.5.2.1 -- Amateurism -- Promotional Activities --  
Nonpermissible -- Advertisements and Promotions Subsequent to Enrollment**

**Issue:**

Whether the NCAA Division II Legislation Committee should recommend sponsorship of legislation for the 2011 NCAA Convention to amend NCAA Division II Bylaw 12.5.2.1 (advertisements and promotions subsequent to enrollment).

**Analysis:**

Under current Division II Bylaw 12.5.2.1 (advertisements and promotions subsequent to enrollment) and a staff interpretation [Reference: 2/13/91, Item No. b], a student-athlete is precluded from establishing his or her own business, inasmuch as the use of the student-athlete's name or photograph or athletics reputation to promote such a business is inherent under these circumstances.

In the past, Divisions I and III had similar interpretations regarding student-athletes establishing their own businesses. Divisions I and III issued staff interpretations [Reference: 2/13/91, Item No. b] that precluded a student-athlete from establishing his or her own business based on the same rationale as the current Division II interpretation.

However, Division I issued an official interpretation [Reference: 7/20/06, Item No. 2] which stated that a student-athlete may establish his or her own business, provided the student-athlete's name, photograph, appearance or athletics reputation are not used to promote such a business. Subsequently, an official interpretation [Reference: 12/12/06, Item No. 7] was incorporated into the Division I manual as Bylaw 12.4.4 (self-employment).

Shortly thereafter, Division III issued an official interpretation [Reference: 2/1/07, Item No. 3] which also stated 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. Division III did not incorporate the interpretation.

The proposed official interpretation or legislative concept would specify that a Division II student-athlete may establish his or her own business, provided the student-athlete's name, photograph, appearance or athletics reputation are not used to promote such a business.

**Conclusions:**

1. The Legislation Committee **recommends** that the staff interpretation [Reference: 2/13/91, Item No. b] be archived and the NCAA Division II Management sponsor legislation for the 2011 Convention to amend Bylaw 12.5.2.1 to specify 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.

2. The legislation committee **recommends** that the staff interpretation [Reference: 2/13/91, Item No. b] be archived and an official interpretation be published to specify 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.
3. The legislation committee **does not recommend** that the staff interpretation [Reference: 2/13/91, Item No. b] be archived.

#### **Division I Bylaws:**

**12.4.4 (Self-Employment).** A student-athlete may establish his or her own business, provided the student-athlete's name, photograph, appearance or athletics reputation are not used to promote the business. (*Adopted: 12/12/06*)

**12.5.2.1 (Advertisements and Promotions After Becoming a Student-Athlete).** After becoming a student-athlete, an individual shall not be eligible for participation in intercollegiate athletics if the individual:

1. Accepts any remuneration for or permits the use of his or her name or picture to advertise, recommend or promote directly the sale or use of a commercial product or service of any kind; or
2. Receives remuneration for endorsing a commercial product or service through the individual's use of such product or service.

#### **Division I Official Interpretation:**

##### **Student-Athlete Establishing His or Her Own Business**

Archived Interpretation

Date Issued: July 20, 2006

Item No: 2

Archive Info: Incorporated into Manual (See Proposal No. I-2006-11).

**Interpretation:**

The committee determined that a student-athlete may establish his or her own business, provided the student-athlete's name, photograph, appearance or athletics reputation are not used to promote such a business.

[References: Bylaws 12.4.1.1 (athletics reputation), 12.5.2.1 (advertisements and promotions subsequent to enrollment), a official interpretation (2/4/81, Item No. 1-(o)] and a staff interpretation (2/13/91, Item No. b), which has been archived]

**Division I Proposal:**

**Title:** Amateurism -- Promotional Activities -- Advertisements and Promotions Subsequent to Enrollment -- Student-Athlete Promotion of Own Business.

**Date Submitted:** December 12, 2006

**Official Notice Number:** I-2006-11

**Source:** NCAA Division I Legislative Review/Interpretations Committee (7/20/06, Item No. 1).

**Category:** Incorporation

**Topical Area:** Amateurism

**Status:** Adopted

Bylaws: Amend 12.4, as follows:

12.4 Employment

[12.4.1 through 12.4.3 unchanged.]

12.4.4 Self Employment. A student-athlete may establish his or her own business, provided the student-athlete's name, photograph, appearance or athletics reputation are not used to promote the business.

**Division II Bylaw:**

**12.5.2.1 (Advertisements and Promotions Subsequent to Enrollment).** After becoming a student-athlete, an individual shall not be eligible for participation in intercollegiate athletics, if the individual:

1. Accepts any remuneration for or permits the use of his or her name or picture to advertise, recommend or promote directly the sale or use of a commercial product or service of any kind; or

2. Receives remuneration for endorsing a commercial product or service through the individual's use of such product or service.

**Division II Staff Interpretation:**

**Student-Athlete Establishing His or Her Own Business**

Date Issued: February 13, 1991

Item No: b

**Interpretation:**

Reviewed Bylaw 12.4.1.1 (athletics reputation) and staff minutes (10/13/89, Item No. 1-(d)) and NCAA Administrative Committee minutes, (2/4/81, Item No. 1-(o)); confirmed that a student-athlete would be precluded from establishing his or her own business, inasmuch as the use of the student's name or photograph or athletics reputation to promote such a business is inherent under these circumstances.

**Division III Bylaw:**

**12.4.1 (Criteria Governing Compensation to Student-Athletes).** All compensation received by a student-athlete must be consistent with the limitations on financial aid set forth in Bylaw 15. Compensation may be paid to a student-athlete:

1. Only for work actually performed; and
2. At a rate commensurate with the going rate in that locality for similar services.

**Division III Official Interpretation:**

**Student-Athlete Establishing His or Her Own Business**

Date Issued: February 1, 2007

Item No: 3

**Interpretation:**

The 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: Bylaw 12.4.1 (criteria governing compensation to student-athletes), official interpretation (2/4/81, Item No. 1-(o)), and staff interpretation (2/13/91, Item No. b), which has been archived]

**Division III Staff Interpretation:**

**Student-Athlete Establishing His or Her Own Business**

Date Issued: February 13, 1991

Item No: b

**Interpretation:**

Reviewed Bylaw 12.4.1.1 (athletics reputation) and staff minutes (10/13/89, Item No. 1-(d)) and NCAA Administrative Committee minutes, (2/4/81, Item No. 1-(o)); confirmed that a student-athlete would be precluded from establishing his or her own business, inasmuch as the use of the student's name or photograph or athletics reputation to promote such a business is inherent under these circumstances.

**Division III Proposal:**

**Title:** Amateurism -- Employment -- Criteria Governing Compensation to Student-Athletes

**Convention Year:** 2004

**Date Submitted:** August 13, 2003

**Official Notice Number:** NC-2004-6

**Source:** NCAA Division III Management Council (Interpretations and Legislation Committee)

**Category:** Noncontroversial

**Topical Area:** Amateurism

**Status:** Adopted

**Intent:** To eliminate current regulations regarding a student-athlete's employment on a commission basis and allow the general criteria governing compensation to student-athletes to apply to all types of employment.

**Bylaws:** Amend 12.4.1, as follows:

**12.4 Employment**

**12.4.1 (Criteria Governing Compensation to Student-Athletes).** All compensation received by a student-athlete must be consistent with the limitations on financial aid set forth in Bylaw 15. Compensation may be paid to a student-athlete:

- a. Only for work actually performed, and
- b. At a rate commensurate with the going rate in that locality for similar services.

~~12.4.1.1 Athletics Reputation. Such compensation may not include any remuneration for value or utility that the student athlete may have for the employer because of the publicity, reputation, fame or personal following that he or she has obtained because of athletics ability.~~

~~12.4.1.2 Employment on a Commission Basis. An employer, other than the student athlete's institution, may employ a student athlete on a commission basis only if:~~

~~(a) The cost of any preliminary training program for such employees is borne by the student athlete (i.e., such costs may not be paid by a member institution or a representative of its athletics interests);~~

~~(b) The personnel so employed consist of both student athletes and nonathletes;~~

~~(c) The employment of student athletes does not result in the company's use of athletics reputations of such individuals to promote the sale of the company's products; and~~

~~(d) The company is able to document that employees who are nonathletes receive earnings from sales commissions at a rate generally equivalent to the commission rate realized by the student athletes employed by the company."~~



**NCAA Bylaw 13.6.7 – Recruiting – Official (Paid) Visit – Entertainment on Official Visit  
for Relatives or Legal Guardian(s) of Prospective Student-Athlete**

**Issue:**

Whether the NCAA Division II Legislation Committee should issue an official interpretation to clarify that lodging for prospective student-athletes and the relatives or legal guardian(s) of a prospective student-athlete during an official visit is not limited to one room.

**History:**

The legislation permitting an institution to provide entertainment, meals and lodging for relatives or legal guardian(s) who are accompanying the prospective student-athlete during an official visit has been in existence since 1971. Minor changes have been made to the legislation to account for the modern family structure; however, there have been no substantial modifications made since 1971.

**Analysis:**

During an official visit an institution may provide entertainment, meals and lodging to the prospective student-athlete and his or her parents or legal guardian(s). In addition, NCAA Bylaw 13.6.8 (lodging for additional persons) permits additional persons (e.g., prospective student-athlete's brother, sister, friend) to stay in the same room as the prospective student-athlete or the relatives or legal guardian(s) of the prospective student-athlete provided the institution does not pay any costs resulting from the additional person.

The NCAA academic and membership affairs staff was asked whether or not the legislation precludes an institution from providing separate lodging for a prospective student-athlete and the relatives or legal guardian(s) that are accompanying the prospective student-athlete during the official visit. In reviewing the legislation, the staff informed the institution that a prospective student-athlete may stay in one hotel room and the relatives or legal guardian(s) may be provided separate accommodations within the parameters of the legislation.

**Conclusions:**

1. The Legislation Committee **recommends** the issuance of an official interpretation.
2. The Legislation Committee **recommends** that the NCAA Division II Management Council sponsor legislation for the 2011 NCAA Convention to amend Bylaw 13.6.7, effective August 1, 2011.
3. The Legislation Committee **recommends** no action be taken.

**Associated References:**

**Division II Bylaws**

**13.6.7 Entertainment on Official Visit for Relatives or Legal Guardian(s) of Prospective Student Athlete.** A member institution shall limit entertainment, meals and lodging on the prospective student-athlete's official visit to a prospective student-athlete, and the prospective student-athlete's relatives [or legal guardian(s)]. For violations of this bylaw, the eligibility of the individual (i.e., prospective or enrolled student-athlete) shall not be affected conditioned on the individual repaying the benefit to a charity of his or her choice. The individual, however, shall remain ineligible from the time that 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.

**13.6.8 Lodging for Additional Persons.** Additional persons (e.g., prospective student-athlete's brother, sister, friend) may stay in the same room as the prospective student-athlete or relatives or legal guardian(s) of the prospective student-athlete, but the institution shall not pay the costs resulting from the additional occupants. The additional occupants shall not be prospective student-athletes being recruited by the institution.

**NCAA Bylaw 13.11.3.9 – Recruiting – Tryout Exceptions – Use of Facilities for Activities  
Related to a Nonsponsored Sport**

**Issue:**

Whether the NCAA Division II Legislation Committee should issue an official interpretation to clarify that a group consisting of prospective student-athletes is permitted to perform or display athletics ability without it being considered an impermissible tryout at an institution, provided the institution does not sponsor the sport at the varsity intercollegiate level.

**History:**

At the 2010 NCAA Convention the membership adopted NCAA Division II Proposal No. 2010-3 (recruiting – tryout exceptions – use of institutional facilities) which added two exceptions to the tryout legislation. The exception in NCAA Bylaw 13.11.3.9 (use of facilities for activities related to a nonsponsored sport) permits a group that includes prospective student-athletes to participate in physical activities without those activities being considered a tryout, provided the physical activities take place in a sport that is not sponsored at the varsity intercollegiate level by the institution.

This exception offers Division II institutions the opportunity to invite groups that include prospective student-athletes to campus without either diminishing the intent or impact of the tryout legislation. Bylaw 13 (recruiting) contains many exceptions to the tryout legislation, but none that clearly permits a group containing prospective student-athletes to showcase athletics ability during a competition on a Division II campus.

**Analysis:**

Individuals who are not prospect age are permitted to perform physical activities, regardless of what sport or activity the group may be engaged in; however a group that includes prospective student-athletes could not engage in athletics activities at halftime of an institution's contest. Many Division II institutions invite local community groups to perform at halftime of competitions, and currently those groups cannot contain any individual who is prospect age.

This restriction hinders Division II institutions' ability to build community relationships, which is contrary to the NCAA Division II Strategic Positioning Platform. Some of the common groups that perform at halftime of competitions are cheer/dance teams, jump-roping teams and gymnastics/tumbling groups. Currently, there are five Division II institutions that sponsor women's gymnastics and cheerleading, dance and jump roping are not sports that are sponsored at the varsity intercollegiate level.

**Conclusions:**

1. The Legislation Committee **recommends** the issuance of an official interpretation.

2. The Legislation Committee **recommends** that the NCAA Division II Management Council sponsor legislation for the 2011 Convention to amend Bylaw 13.11.3 (tryout exceptions), effective August 1, 2011.
3. The Legislation Committee **recommends** no action be taken.

**Associated References:**

**Division II Bylaws**

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

**13.11.1.1 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.

**Division II Interpretations**

**Half-time performances during institution's contest by high-school prospects**

Date Issued: September 30, 1982

Item Ref: p

Affirmed a staff interpretation that the Association's tryout rule and recruiting regulations would preclude a member institution from implementing a program that would involve the participation of individuals from the local public school system in athletics activities performed at half time of the institution's women's basketball games.

**Individual Performing Athletics Activities at Half-Time of an Institution's Athletics Contest**

Date Issued: October 14, 1998

Item Ref: 27

The membership services staff determined that a member institution would not be precluded from arranging for individuals who have not started ninth grade to participate in athletics activities performed at half-time at the institution's athletics contest, provided no benefits (e.g.,

transportation) are made available to the individuals, inasmuch as the individuals do not meet the definition of a prospective student-athlete. [Note: This minute replaces staff minute, 11/04/88, item g, which has been archived.]

**NCAA Bylaw 16.1.6.2 – Awards and Benefits – Expenses to Receive Noninstitutional  
Awards – Established Regional, National or International Awards**

**Issue:**

Whether the NCAA Division II Legislation Committee should recommend sponsorship of legislation for the 2011 NCAA Convention to amend NCAA Bylaw 16.1.6.2 (established regional, national or international awards).

**Analysis:**

Under the current Division II rule, institutions are not permitted to 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).

In December 2009 the academic and membership affairs staff saw an increase in Committee for Legislative Relief waivers filed for student-athletes who were being named as members of coaches associations' All-America teams. In the waiver applications common mitigation for relief was:

1. Student-athlete well-being as said recognitions are unique opportunities;
2. There is current Division II legislation that permits institutions to provide actual and necessary expenses when an international, senior student-athlete is accorded special recognition by the equivalent of the president, governor or legislative body of the student-athlete's home country (Bylaw 16.1.6.4); and
3. There is current Division II legislation that permits a conference or its member institutions to provide actual and necessary expenses for a student-athlete to travel to the conference office or other site to receive a conference award (Bylaw 16.1.6.5).

The Committee for Legislative Relief operates under the guideline that since the legislation does not expressly prohibit an institution from providing actual and necessary travel expenses for a student-athlete to receive an established regional, national or international award, these waivers have to be determined on a case-by-case basis looking at any mitigation as well as student-athlete well-being. Thus far, the committee has provided relief.

It should be noted that the Committee for Legislative Relief anticipates that the number of these specific waiver applications will continue to increase in Division II. This is in part because, unlike Division I, Division II does not have a Student-Athlete Opportunity Fund, the purpose of which is to provide direct benefits to student-athletes or their families as determined by conference offices (Bylaw 16.11.1.12). Specifically, the fund is used to assist student-athletes in meeting financial needs that arise in conjunction with participation in intercollegiate athletics.

Due to the lack of such a fund for Division II student-athletes, currently, the committee for legislative relief waiver process is the sole means for possible relief.

The proposed legislative concept would specify that an institution would be permitted to 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).

### **Conclusions:**

1. The Legislation Committee **recommends** that the NCAA Division II Management Council sponsor legislation for the 2011 Convention to amend Bylaw 16.1.6.2 to specify that Division II institutions are also permitted to 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).
2. The Legislation Committee **does not recommend** that the Management Council sponsor legislation for the 2011 Convention to amend Bylaw 16.1.6.2.

### **Division I Bylaw:**

**16.11.1.13 Student-Athlete Opportunity Fund.** A student-athlete may receive money from the NCAA Student-Athlete Opportunity Fund. Member institutions and conferences shall not use money received from the fund to finance salaries, grants-in-aid (other than summer school) for student-athletes with remaining eligibility, capital improvements, stipends and outside athletics development opportunities for student-athletes (e.g., participation in a sports camp or clinic, private sports-related instruction, green fees, batting cage rental, outside foreign tour expenses). (*Adopted: 4/24/03, Revised: 1/8/07*)

### **Division II Bylaws:**

**16.1.6.2 Established Regional, National or International Awards.** It is permissible for an outside organization (other than a professional sports organization) to 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 outside organization also may provide actual and necessary expenses for the student-athlete's relatives or legal guardians to attend the recognition event. (*Revised: 1/9/06*)

**16.1.6.4 Recognition of International Student-Athletes.** An institution may provide actual and necessary expenses when an international, senior student-athlete is accorded special recognition by the equivalent of the president, governor or legislative body of the student-athlete's home country. (*Adopted: 1/9/06*)

**16.1.6.5 Conference Awards.** A conference or its member institutions may provide actual and necessary expenses for a student-athlete to travel to the conference office or other site to receive a conference award. In addition, the conference may provide actual and necessary expenses for the student-athlete's relatives (or legal guardians) to attend the presentation of the conference's male or female "athlete of the year" award to the student-athlete, provided not more than one male and one female student-athlete receive such an award per academic year. The conference may also provide actual and necessary expenses for the student-athlete's relatives to attend the presentation of conference academic awards to the student-athlete, provided the academic awards are presented in recognition of outstanding academic achievement. (*Adopted: 1/10/92, Revised: 1/10/95, 1/9/06*)



**NCAA Bylaw 17.1.6.6.1 – Playing Seasons – General Playing Season Regulations –  
Additional Restrictions – No Class Time Missed for Practice Activities**

**Issue:**

Whether the NCAA Division II Legislation Committee should recommend sponsorship of noncontroversial legislation to amend Bylaw 17.1.6.6.1 (no class time missed for practice activities) to permit host institution student-athletes to miss class for practice in conjunction with NCAA championship events.

**Analysis:**

The NCAA academic and membership affairs staff was asked if Bylaw 17.1.6.6.1 (no class time missed for practice activities) applied to practice during an NCAA championship. In this scenario, a Division II institution was hosting championship competition and the host team's practice time was scheduled to take place when student-athletes had class. Staff determined that the legislation was not clear and an NCAA Division II Committee for Legislative Relief waiver was needed to seek relief of the legislation.

The legislation is clear that a student-athlete may not miss class to participate in practice unless the practice is in conjunction with an away-from-home contest; however, not all playing and practice seasons requirements are applicable during practice for or competition in NCAA championship events. For example, the required day off does not apply during participation in conference and postseason championship activities as stated in Bylaw 17.1.6.4 (required day off – playing season) but daily and weekly hour limitations continue to apply.

The legislative history did not provide any additional clarity to the question. At the 1991 NCAA Convention, Proposal No. 38 was adopted by the membership which established the base of the playing and practice seasons legislation that is in place today. Neither the intent or rationale statements spoke to which of the requirements are applicable during practice for or participation in NCAA championship events.

**Conclusions:**

1. The Legislation Committee **recommends** noncontroversial legislation to amend Bylaw 17.1.6.6.1 (no class time missed for practice activities).
2. The Legislation Committee **recommends** no action be taken.

**Associated References:**

**Division II Bylaws**

**17.1.6.6.1 No Class Time Missed for Practice Activities.** No class time shall be missed for practice activities except when a team is traveling to an away-from-home contest and the practice is in conjunction with the contest.

**Division II Interpretations**

**Missed class time for golf practice round prior to a tournament**

Date Issued: October 18, 1991

Item Ref: a

Missed Class Time for Golf Practice Round Prior to a Tournament: Reviewed NCAA Bylaws 17.1.5.1.1 (golf practice-round exception) and 17.1.5.5.1 (no class time missed for practice activities) in regard to a situation in which a member institution hosts a golf tournament, and all competing institutions have the opportunity to participate in a golf practice round the day preceding the start of the tournament; determined that the host institution's team would not be permitted to miss any class time in order to participate in the golf practice round.

**Class time missed for home contest**

Date Issued: May 22, 1991

Item Ref: a

Class Time Missed for Home Contest: Reviewed NCAA Bylaw 17.1.5.5.1 (no class time missed for practice activities) and determined that no class time shall be missed for practice activities on the day of a home contest unless the student- athlete has reported for the home contest, including associated pregame activities necessary for that day's home contest.

## **Incorporation of Interpretations**

### **Interpretations Issued November 3, 2009:**

1. 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. Provision of Electronic Media Guides to Prospective Student-Athletes. (II) The Legislation Committee determined it is permissible for an institution to provide prospective student-athletes with a media guide on a digital media storage device (e.g., compact disc, flash drive, memory disk), provided the storage device does not include any content other than an exact reproduction of the media guide. Further, any images or information on the packaging (e.g., label, insert) is limited to a reproduction of the image(s) contained on the cover of the media guide or other identification of the institution (e.g., name, logo) and the media guide (e.g., sport). Finally, storage devices used for this purpose must not exceed the minimum standard capacity necessary to store the media guide (e.g., a media guide of 103 megabytes should be stored on a standard 128 megabyte flash drive).

[References: Bylaws 13.2.1 (general regulations) and 13.4.1 (printed recruiting materials)]

3. Transfer Student who Fulfills a Residence Requirement at the Certifying Institution with Enrollment in Nonconsecutive Terms. (II) The Legislation Committee confirmed a student-athlete who fulfills a residence requirement by enrolling in nonconsecutive terms (e.g., fall terms of consecutive academic years, while missing the interim spring term), must meet all applicable progress-toward-degree requirements prior to competing in the semester following fulfillment of the residence requirement.

[References: Bylaws 14.4.3.1 (fulfillment of credit-hour requirements), 14.4.3.1.2 (academic year in residence), 14.4.3.2.3 (application of rule to transfer and continuing student), 14.4.3.2 (fulfillment of minimum grade-point average requirements), 14.4.3.2.2 (application of rule to transfer student), 14.4.3.3.1.1 (application of rule to transfer student) and 14.5.1.1 (determination of year of residence)]

4. Evaluation of Prospective Student-Athletes at a High School All-Star Game that Takes Place During a Dead Period. (II) The Legislation Committee determined that the Division II men's and women's basketball recruiting calendars would not prohibit a Division II men's or women's basketball coach from evaluating prospective student-

athletes at a high school all-star game that occurs within the state in which the member institution is located when the all-star contest occurs in the dead period between the Thursday before the Division I Men's Basketball Championship game to noon Tuesday after the game.

[References: Bylaws 30.11.1 (basketball, men's) and 30.11.2 (basketball, women's)]



## Interpretations

## ATTACHMENT H SUPPLEMENT NO. 4

**Title:** Practice Subsequent to Last Scheduled Contest or Date of Competition (II)

**Date Issued:** December 10, 2003

**Date Published:** December 10, 2003

**Type:** Official Interpretation

**Item Ref:** 1

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).]



Interpretations

**Title:** Definition of Institutional Staff Member (II)

**Date Issued:** March 27, 2001

**Date Published:** March 27, 2001

**Type:** Official Interpretation

**Item Ref:** 1

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]

**Bylaw 30 Consolidation Chart -- Division II**

<b>BYLAW 30 PROVISION</b>	<b>MOVED TO</b>
30.1 ADMISSIONS AND GRADUATION-RATE DISCLOSURE	18.4.2.2.1 Admissions and Graduation-Rate Disclosure
30.1.1 Academic Performance Census; 30.1.1.1 Waiver	3.2.4.11 through 3.2.4.11.1 Academic Performance Census
30.3 CERTIFICATION OF COMPLIANCE	18.4.2 Institutional Eligibility
30.3.1 through 30.3.5	18.4.2.1.1.1 through 18.4.2.1.1.5
30.4 CONSORTIUM, ATHLETICS	3.1.2 Athletics Consortiums
30.4.1 through 30.4.11	3.1.2.1 through 3.1.2.11
30.5 DRUG-TESTING PROGRAM; 30.5.1 Responsibility of Institution; 30.5.1.1 Effect of Violations	3.2.4.6 Drug-Testing Program and Consent Form; 3.2.4.6.2 Effect of Violations
30.5 DRUG-TESTING PROGRAM 30.5.2 Drug Testing Consent Form	14.1.4.2 Administration
30.5 DRUG-TESTING PROGRAM 30.5.2.1 Effect of Violation	14.1.4.4 Effect of Violation
30.6 10-SEMESTER/15-QUARTER WAIVER	14.2.2.3 Ten-Semester/15-Quarter Rule
30.6.1 through 30.6.1.3.1	14.2.2.3 through 14.2.2.3.1.3.1
30.7 FOREIGN TOURS AND COMPETITION	17.29 FOREIGN TOURS
30.7.1 Certification of Tour	17.29.1.3 Institutionally Certified Tours
30.7.2 through 30.7.2.1	17.29.1.5 through 17.29.1.5.1
30.7.3 through 30.7.3.1	17.29.1.4 through 17.29.1.4.1
30.7.4	17.29.1.7
30.7.5 through 30.7.5.1	17.29.1.8 through 17.29.1.8.1
30.7.6 through 30.7.6.1	17.29.1.6 through 17.29.1.6.1
30.7.7	17.29.1.3
30.7.8 through 30.7.10	17.29.1.9 through 17.29.1.11
30.8 OUTSIDE COMPETITION, NATIONAL TEAM; 30.8.1 Criteria	14.7.5.3 National-Team Criteria
30.11 RECRUITING CALENDARS	13.17 RECRUITING CALENDARS
30.11.1 Basketball, Men's	13.17.1 Men's Basketball

30.11.2 Basketball, Women's	13.17.2 Women's Basketball
30.11.3 Football	13.17.3Football
30.11.4 Dead Periods for Other Sports	13.17.4 Dead Periods for Other Sports
30.11.4.1 through 30.11.4.2	13.17.4.1 through 13.17.4.2
30.12 STUDENT-ATHLETE HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT AUTHORIZATION/BUCKLEY AMENDMENT CONSENT FORM -- DISCLOSURE OF PROTECTED HEALTH INFORMATION	14.1.5 Student-Athlete Health Insurance Portability and Accountability Act (HIPAA) Authorization/Buckley Amendment Consent form -- Disclosure of Protected Health Information; 14.1.5.2 Administration
30.12.1 Effect of Violations	14.1.5.3 Effect of Violation
30.13 STUDENT-ATHLETE STATEMENT	14.1.3 Student-Athlete Statement; 14.1.3.2 Administration
30.14 SQUAD LIST	15.5.5 Squad List; 15.5.5.2.1 Procedures



## CONSOLIDATION OF ADMINISTRATIVE REGULATIONS INTO OTHER ARTICLES

**Convention Year:** 2011

**Effective Date:** Immediate

**Source:** NCAA Division II Management Council (Legislation Committee).

**Proposal Category:** Noncontroversial

**Topical Area:** Administrative Regulations

**Status:** Submitted to National Office

**Intent:** To move Bylaw 30 and its subsections to other sections of the Constitution and Bylaws, as specified.

**A. Constitution:** Amend 3.1.2, as follows:

3.1.2 Athletics Consortiums. The Management Council, by a two-thirds majority of its members present and voting, may approve an athletics consortium involving a member institution and neighboring member or nonmember institutions, but not more than one nonmember institution, to permit the student-athletes of the combined institutions to compete on the member institution's intercollegiate athletics teams, provided the student-athletes satisfy the eligibility requirements of the member institution and the NCAA. The Management Council shall develop and publish appropriate criteria to be applied to such consortiums (*see Bylaw 30.4 for criteria*).

**3.1.2.1 General Policy.** In general, a consortium shall be approved on the basis of existing academic considerations with the understanding that there shall be no change in the basic recruitment, enrollment or financial aid policies of the involved institutions as a result of such approval.

**3.1.2.2 Combining Entire Athletics Programs.** The institutions shall combine their entire athletics programs, and the consortium shall not be formed on a sport-by-sport basis.

**3.1.2.3 Conference Approval.** An institution that belongs to an NCAA member conference first shall receive approval of its conference prior to instituting a consortium for its intercollegiate athletics program. If more than one institution holds such conference membership, all such conferences shall approve the consortium.

**3.1.2.4 Eligibility Requirements for Student-Athletes.** Participating student-athletes shall meet all eligibility requirements of the member institution(s), the athletics conference(s) involved and the NCAA. The member institution(s) shall certify the eligibility of all student-athletes under those rules.

**3.1.2.5 Financial Assistance to Student-Athletes.** Within a consortium:

**(a) Each institution shall be responsible for the financial assistance awarded to its student-athletes. The financial arrangement between or among the institutions for the exchange of funds to cover the academic costs of student-athletes who take part in the exchange program shall apply to student-athletes in the same manner as it applies to those students not participating in the intercollegiate athletics program;**

(b) One institution may not provide a scholarship or any other form of financial aid to a student-athlete enrolled in another institution or transmit a scholarship or grant-in-aid to another institution to be used by one or more of its student-athletes; and

(c) Financial aid limitations as set forth in Bylaw 15 shall be applicable to the consortium as one entity and shall include all countable student-athletes, regardless of the institution in which they are enrolled.

3.1.2.6 Length of Approval. NCAA approval shall be for a four-academic year period, at the end of which the institutions shall submit a report on the program and describe its effect upon their academic and athletics operations.

3.1.2.7 NCAA Division Membership. The institutions may be members of different NCAA divisions but shall select one division for legislative and competitive purposes.

3.1.2.8 NCAA Member Involvement. At least one of the institutions shall be a member of the NCAA, and no more than one nonmember institution shall be included.

3.1.2.9 NCAA Membership Application. The institutions shall apply for NCAA membership as a consortium and shall be considered as one member of the Association, with their combined names included on official NCAA membership records.

3.1.2.10 Prior Academic Consortium Relationship. The institutions shall have had a prior academic consortium relationship.

3.1.2.11 Recruitment. It is permissible for one institution to recruit prospective student-athletes with a view to their possible enrollment at another institution in the consortium, provided the individuals qualify for admission to that institution and the athletics interests of the member institution are not involved, directly or indirectly, in influencing the admission or award of financial assistance.

**B. Constitution:** Amend 3.2.4.6, as follows:

3.2.4.6 Drug-Testing **Program and** Consent Form. An active member shall administer annually, a drug-testing consent form for each student-athlete (per Bylaw 12.02.5) pursuant to ~~Bylaws~~ **Bylaw 14.1.4 and 30.5 shall ensure compliance with the following elements of the NCAA Drug Testing Program:**

**(a) Complete and forward the drug-testing availability calendars to The National Center for Drug Free Sport by the date specified by the organization;**

**(b) Respond to the initial drug-testing notification from The National Center for Drug Free Sport by the date specified by the organization;**

**(c) Complete and forward to The National Center for Drug Free Sport a current and accurate institutional squad list (see Bylaw 15.5.5) by the date specified by the organization;**

**(d) Provide adequate and secure drug-testing facilities as specified by The National Center for Drug Free Sport;**

**(e) Notify student-athletes who have been randomly selected for drug testing according to the timeline specified by The National Center for Drug Free Sport; and**

**(f) Respond to additional requests for assistance in administering the NCAA year-round drug-testing program as specified by The National Center for Drug Free Sport.**

[3.2.4.6.1 unchanged.]

**3.2.4.6.2 Effect of Violation. A violation of Constitution 3.2.4.6 shall be considered an institutional violation per Constitution 2.8.1; however, the student-athlete's eligibility shall not be affected.**

**C. Constitution:** Amend 3.2.4, as follows:

3.2.4 Conditions and Obligations of Membership.

[3.2.4.1 through 3.2.4.10.1.2 unchanged.]

**3.2.4.11 Academic Performance Census – Failure to Submit.** If an institution fails to submit its Academic Performance Census by the applicable deadline, in a format approved and administered by the Presidents Council (or a committee designated by the Presidents Council), that institution shall forfeit Division II institutional enhancement funds for the following academic year.

**3.2.4.11.1 Waiver.** The Academic Requirements Committee may grant waivers of Bylaw 30.1.1 if it deems that unusual circumstances warrant such action. The Management Council shall hear and act on an institution's appeal of a decision made by the Academic Requirements Committee.

[3.2.4.11 through 3.2.4.14 renumbered as 3.2.4.12 through 3.2.4.15, unchanged.]

**D. Bylaws:** Amend 13, as follows:

13 RECRUITING

[13.01 through 13.15 unchanged.]

### **13.17 RECRUITING CALENDARS**

#### **13.17.1 Men's Basketball. The following contact and evaluation periods shall apply to men's basketball:**

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

#### **13.17.2 Women's Basketball. The following contact and evaluation periods shall apply to women's basketball:**

- |   |                            |
|---|----------------------------|
| <b><u>(a) June 1 through June 14:</u></b>   | <b><u>Quiet Period</u></b> |
| <b><u>(b) June 15 through August 1:</u></b> | <b><u>Evaluation</u></b>   |

	<u>Period</u>
<u>(c) August 2 through September 6:</u>	<u>Quiet Period</u>
<u>(d) September 7 through October 14:</u>	<u>Contact Period</u>
<u>(e) October 15 to the date of the prospective student-athlete's initial high school or two-year college contest:</u>	<u>Quiet Period</u>
<u>(f) During the period 48 hours before 7 a.m. on the initial date for the fall signing of the National Letter of Intent:</u>	<u>Dead Period</u>
<u>(g) The period between the prospective student-athlete's initial and final high school or two-year college contests:</u>	<u>Evaluation Period</u>
<u>(h) March 1 through 30 days after the Saturday after the initial date for the spring signing of the National Letter of Intent [except for (1) below]:</u>	<u>Contact Period</u>
<u>(1) During the period 48 hours before 7 a.m. on the initial date for the spring signing of the National Letter of Intent:</u>	<u>Dead Period</u>
<u>(i) During four sanctioned Amateur Athletic Union women's events occurring between May 18 and June 14 selected at the discretion of the institution and designated in writing in the office of the director of athletics:</u>	<u>Evaluation Period</u>
<u>(j) During any high school all-star game that occurs within the state in which the member institution is located:</u>	<u>Evaluation Period</u>
<u>(k) During the Saturday before to the start of the Division I Women's Basketball Championship through Wednesday noon after the championship game:</u>	<u>Dead Period</u>
<u>(l) All other dates:</u>	<u>Quiet Period</u>
<u>13.17.3 Football. The following contact and evaluation periods apply to football:</u>	
<u>(a) June 1 to the beginning of the prospective student-athlete's high school or two-year college football season (as determined by the first regularly scheduled practice immediately preceding the start of the regular season):</u>	<u>Quiet Period</u>
<u>(b) During the prospective student-athlete's high school or two-year</u>	<u>Evaluation</u>

<u>college football season (as determined by the first regularly scheduled practice immediately preceding the start of the regular season):</u>	<u>Period</u>
<u>(c) November 1 through November 30 [except for (1) below]:</u>	<u>Evaluation Period</u>
<u>(1) For two-year college prospective student-athletes, the conclusion of the prospective student-athlete's two-year college football season (i.e., the conclusion of the institution's last regularly scheduled contest rather than the conclusion of the institution's final postseason contest) through November 30:</u>	<u>Contact Period</u>
<u>(d) December 1 through 30 days after the Saturday after the initial date for signing the National Letter of Intent [except for (1) below]:</u>	<u>Contact Period</u>
<u>(1) During the period 48 hours before 7 a.m. on the initial date for signing the National Letter of Intent:</u>	<u>Dead Period</u>
<u>(e) The 31st day after the Saturday after the initial date for signing the National Letter of Intent through May 31 [except (f) below]:</u>	<u>Quiet Period</u>
<u>(f) April 15 through May 31:</u>	<u>Evaluation Period</u>
<u>(1) Four weeks (excluding Memorial Day and Sundays) selected at the discretion of the member institution and designated in writing in the office of the director of athletics.</u>	
<u>(g) Authorized coaching staff members may evaluate a high school football all-star game any time of the year provided the game occurs within the state in which the member institution is located.</u>	

13.17.4 Dead Periods for Other Sports. There are no specified contact and evaluation periods in sports other than basketball and football except for the following dead periods.

13.17.4.1 National Letter of Intent Signing Date. The period 48 hours before 7 a.m. on the date for signing the National Letter of Intent in the applicable sport.

13.17.4.1.1 Exception – U.S. Diving National Championship. When the dead period for recruiting occurs during the U.S. Diving National

**Championships, it shall be permissible to observe prospective student-athletes participating in that event.**

**13.17.4.2 Men's Lacrosse. In addition to the dead period before the National Letter of Intent signing date (see Bylaw 13.17.4.1), the following dead periods shall apply to men's lacrosse:**

**(a) Thursday before the NCAA Division II Men's Lacrosse Championship to Tuesday noon after the championship; and**

**(b) Wednesday before the Intercollegiate Men's Lacrosse Coaches Association Clinic to Monday noon after the clinic.**

**E. Bylaws:** Amend 14.1.3, as follows:

14.1.3 Student-Athlete Statement.

[14.1.3.1 unchanged.]

**14.1.3.2 Administration. The following procedures shall be used in administering the student-athlete statement:**

**(a) The statement shall be administered individually to each student-athlete by the athletics director or the athletics director's designee before the student's participation in intercollegiate competition each academic year;**

**(b) The athletics director and head coach in the sport in which the student-athlete participates shall sign the squad list form;**

**(c) The statement shall be kept on file by the athletics director and shall be available for examination on request by an authorized representative of the NCAA; and**

**(d) The athletics director shall promptly notify in writing the NCAA director of sports sciences regarding a student-athlete's disclosure of a previous positive drug test administered by any other athletics organization.**

[14.1.3.2 renumbered as 14.1.3.3, unchanged.]

**F. Bylaws:** Amend 14.1.4, as follows:

14.1.4 Drug-Testing Consent Form.

14.1.4.1 Content and Purpose. Each academic year a student-athlete shall sign a form prescribed by the Management Council in which the student-athlete consents to be tested for the use of drugs prohibited by NCAA legislation. Failure to complete and sign the consent form before practice or competition in sports in which the Association conducts year-round drug testing shall result in the student-athlete's ineligibility for participation

(i.e., practice and competition) in all intercollegiate athletics (see Constitution 3.2.4.6). ~~Details about the content, administration and disposition of the consent form are set forth in Constitution 3.2.4.6.1 and Bylaw 30.5. Violations of this bylaw do not affect a student athlete's eligibility, if the violation occurred due to an institutional administrative error or oversight, and the student athlete subsequently signs the form; however, the violation shall be considered an institutional violation per Constitution 2.8.1.~~

**14.1.4.2 Administration. The following procedures shall be used in administering the drug-testing consent form (see Constitution 3.2.4.6):**

**(a) The consent form shall be administered individually to each student-athlete by the director of athletics or the director of athletics' designee each academic year;**

**(b) The director of athletics or the director of athletics' designee shall disseminate the list of banned drug classes to all student-athletes and educate them about products that might contain banned drugs. All student-athletes are to be notified that the list may change during the academic year and that updates may be found on the NCAA Web site (i.e., [www.ncaa.org](http://www.ncaa.org)) and are to be informed of the appropriate athletics department procedures for disseminating updates to the list; and**

**(c) The consent forms shall be kept on file by the director of athletics and shall be available for examination on request by an authorized representative of the NCAA.**

[14.1.4.2 renumbered as 14.1.4.3, unchanged.]

**14.1.4.4 Effect of Violation. A violation of Bylaw 14.1.4 or its subsections shall be considered an institutional violation per Constitution 2.8.1; however, the student-athlete's eligibility shall not be affected, provided the student-athlete signs the consent form.**

**G. Bylaws: Amend 14.1.5, as follows:**

14.1.5 Student-Athlete Health Insurance Portability and Accountability Act (HIPAA) Authorization/Buckley Amendment Consent Form -- Disclosure of Protected Health Information.

[14.1.5.1 unchanged.]

14.1.5.2 Administration. ~~The statement shall be administered individually to each student athlete by the athletics director or the athletics director's designee before the student athlete's participation in intercollegiate athletics each academic year. Details about the content, administration and disposition of the statement are set forth in Bylaw 30.12. Violations of this bylaw do not affect a student athlete's eligibility; however, the violation shall be considered an institutional violation per Constitution 2.8.1.~~ **The**



**following procedures shall be used in administering the Student-Athlete HIPAA Authorization/Buckley Amendment consent form:**

**(a) The authorization/consent form shall be administered individually to each student-athlete by the athletics director or the athletics director's designee before the student-athlete's participation in intercollegiate athletics each academic year.**

**(b) Signing the authorization/consent shall be voluntary and is not required by the student-athlete's institution for medical treatment, payment for treatment, enrollment in a health plan or for any benefits (if applicable) and is not required for the student-athlete to be eligible to participate.**

**(c) Any signed authorization/consent forms shall be kept on file by the athletics director.**

**14.1.5.3 Effect of Violation. A violation of Bylaw 14.1.5 or its subsections shall be considered an institutional violation per Constitution 2.8.1; however, the student-athlete's eligibility shall not be affected.**

**H. Bylaws:** Amend 14.2, as follows:

14.2 SEASONS OF COMPETITION: 10-SEMESTER/15-QUARTER RULE. A student-athlete shall not engage in more than four seasons of intercollegiate competition in any one sport (see Bylaws 14.02.7 and 14.2.2). An institution shall not permit a student-athlete to represent it in intercollegiate competition unless the individual completes all of his or her seasons of participation in all sports within the time periods specified below:

[14.2.1 unchanged.]

14.2.2 Ten-Semester/15-Quarter Rule. A student-athlete shall complete his or her seasons of participation during the first 10 semesters or 15 quarters in which the student is enrolled in a collegiate institution in at least a minimum full-time program of studies, as determined by the regulations of that institution. For an institution that conducts registration other than on a traditional semester or quarter basis, the Academic Requirements Committee shall determine an equivalent enrollment period.

[14.2.2.1 through 14.2.2.2 unchanged.]

14.2.2.3 ~~Waivers~~ **Ten-Semester/15-Quarter Rule Waiver.** The Management Council, or a committee designated by the Management Council to act for it, by a two-thirds majority of its members present and voting, may approve waivers to the 10-semester/15-quarter rule as it deems appropriate. ~~(See Bylaw 30.6.1 for criteria.)~~

**14.2.2.3.1 Waiver Criteria. A waiver of the 10-semester/15-quarter period of eligibility is designed to provide a student-athlete with the opportunity to participate in four seasons of intercollegiate competition within a 10-**

semester/15-quarter period. This waiver may be granted, based upon objective evidence, for reasons that are beyond the control of the student-athlete and the institution, which deprive the student-athlete of the opportunity to participate for more than one season in his/her sport within the 10-semester/15-quarter period. The Committee on Student-Athlete Reinstatement reserves the right to review requests that do not meet the more-than-one-year criteria detailed in this bylaw for extraordinary circumstances or extreme hardship.

14.2.2.3.1.1 Circumstances Beyond Control. Circumstances considered to be beyond the control of the student-athlete and the institution and do not cause a participation opportunity to be used shall include, but are not limited to, the following:

(a) Situations clearly supported by contemporaneous medical documentation, which states that a student-athlete is unable to participate in intercollegiate competition as a result of incapacitating physical or mental circumstances;

(b) The student-athlete is unable to participate in intercollegiate athletics as a result of a life-threatening or incapacitating injury or illness suffered by a member of the student-athlete's immediate family that clearly is supported by contemporaneous medical documentation;

(c) Reliance by the student-athlete on written, contemporaneous, clearly erroneous academic advice provided to the student-athlete from a specific academic authority from a collegiate institution regarding the academic status of the student-athlete or prospective student-athlete that directly leads to that individual not being eligible to participate and, but for the clearly erroneous advice, the student-athlete would have established eligibility for intercollegiate competition;

(d) Natural disaster (e.g., earthquakes, floods);

(e) Extreme financial difficulties as a result of a specific event (e.g., layoff, death in the family) experienced by the student-athlete or by an individual on whom the student-athlete is legally dependent that prohibits the student-athlete from participating in intercollegiate athletics. These circumstances must be clearly supported by objective documentation (e.g., decree of bankruptcy, proof of termination) and must be beyond the control of the student-athlete or the individual on whom the student-athlete is legally dependent.

**14.2.2.3.1.2 Circumstances Within Control. Circumstances that are considered to be within the control of the student-athlete and the institution and cause a participation opportunity to be used include, but are not limited to, the following:**

**(a) A student-athlete's decision to attend an institution that does not sponsor his/her sport, or decides not to participate at an institution that does sponsor his/her sport;**

**(b) An inability to participate due to failure to meet institutional/conference or NCAA academic requirements, or disciplinary reasons or incarceration culminating in or resulting from a conviction;**

**(c) Reliance by a student-athlete on misinformation from a coaching staff member;**

**(d) Redshirt year, unless it meets the exception pursuant to Bylaw 14.2.2.3.1.3;**

**(e) An inability to participate as a result of a transfer year in residence or fulfilling a condition for restoration of eligibility; and**

**(f) A student-athlete's lack of understanding regarding the specific starting date of his or her 10-semester/15-quarter period of eligibility.**

**14.2.2.3.1.3 Exception – Student-Athlete Who Does Not Use Season of Competition During Initial Year of Collegiate Enrollment. For a student-athlete who does not use a season of competition during his or her initial year of full-time collegiate enrollment at any institution, a waiver may be granted if all of the following conditions are met:**

**(a) The student-athlete was academically and athletically eligible and was on the institution's squad list during his or her initial year of collegiate enrollment;**

**(b) The student-athlete was denied one participation opportunity per Bylaw 14.2.2.3.1 following his or her initial year of collegiate enrollment; and**

**(c) The institution has filed the waiver prior to the beginning of student-athlete's 11th semester or 16th quarter of full-time enrollment.**

**14.2.2.3.1.3.1 Application of Waiver. If the waiver is granted, it must be used during the next available opportunity [e.g.,**

next semester(s) or quarter(s)] and shall be applied at the institution where the student-athlete exhausted his or her 10th semester or 15th quarter of full-time enrollment.

**14.2.2.3.2 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 waiver request with the NCAA national office.

[14.2.3 through 14.2.3.5 unchanged.]

~~14.2.3.6 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 request per Bylaw 30.6.1 with the NCAA national office.~~

[Remainder of 14.2 unchanged.]

**I. Bylaws:** Amend 14.7.5.3, as follows:

14.7.5.3 National-Team Criteria. ~~The criteria for determining a national team under this regulation are set forth in Bylaw 30.8.1.~~ **A national team shall meet the following criteria:**

**(a) It is selected, organized and sponsored by the appropriate Group A member 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 in that sport);**

**(b) Selection for such a team is made on a national qualification basis either through a defined selective process or actual tryouts, publicly announced; and**

**(c) The international competition in question requires that the entries officially represent their respective nations, although it is not necessary to require team scoring by nation.**

**J. Bylaws:** Amend 15.5.5, as follows:

15.5.5 Squad List.

[15.5.5.1 unchanged.]

15.5.5.2 Squad-List Form. The member institution's athletics director shall compile a list, on a form approved by the Management Council, of the squad members in each sport on the first day of competition and shall indicate thereon the status of each member in the categories listed (~~see Bylaw 30.14~~).

**15.5.5.2.1 Procedures.** The following procedures shall be used for the squad list:

**(a) The forms shall be kept on file in the office of the athletics director, and such file shall be available for examination on request by an authorized representative of another member institution, the NCAA, and, if the institution is a member of a conference, an authorized representative of the conference;**

**(b) Any student-athlete who signs a drug-testing consent form must be included on the institution's squad-list form, and any student-athlete who is included on the squad-list form must have signed a drug-testing consent form per Bylaw 14.1.4;**

**(c) A supplementary form may be filed to add names of persons not initially on the squad or to indicate a change of status;**

**(d) A student-athlete's name must be on the official institutional form to qualify to represent the institution in intercollegiate athletics; and**

**(e) The athletics director and head coach in the sport in which the student-athletes participate shall sign the squad list form for that particular sport.**

[Remainder of 15.5.5 unchanged.]

**K. Bylaws:** Amend 17.29, as follows:

#### 17.29 FOREIGN TOURS

17.29.1 Institutionally Certified Tours. A member institution may participate in competition in any sport on foreign tours, ~~certified by the institution in accordance with procedures set forth under Bylaw 30.7.~~ **The institution must certify in writing that the conditions set forth in this section are met and must maintain the certification on file in the athletics department.**

[17.29.1.1 through 17.29.1.2 unchanged.]

**17.29.1.3 Timing of Tour. The tour shall be scheduled during the summer-vacation period between the institution's spring and fall terms or during any other vacation period published in the institution's official catalog. All travel to and from the foreign country must take place during such a vacation period. However, if the team crosses the international date line during the tour, the change of date will be disregarded and the equivalent time as measured in the United States will be used to determine the institution's vacation period.**

**17.29.1.4 Time Lapse between Tours. An institution shall not engage in a foreign tour in each sport more than once every four years. Participation during the summer is counted in the previous academic year.**

**17.29.1.4.1 Additional Basketball Restriction.** In basketball, an institution may not engage in an institutionally approved foreign tour in any academic year (or the summer immediately thereafter) in which the institution uses in that year any of the exceptions set forth in Bylaws 17.3.5 and 17.3.6.

**17.29.1.5 Eligibility of Student-Athletes.** The eligibility of student-athletes on the tour shall be governed by the following (see Bylaw 14.2.4.5):

**(a) If the tour takes place during the summer, the student-athletes shall have been eligible for intercollegiate competition during the previous academic year or shall have been enrolled at the institution as a full-time student during the previous academic year and have established by the beginning of the tour that he or she is eligible for competition the academic year immediately following the tour.**

**(b) If the tour takes place after the academic year has started, the student-athlete shall be regularly enrolled in the institution and eligible for intercollegiate competition.**

**17.29.1.5.1 Incoming-Student Participation.** It is permissible for an eligible incoming student-athlete to represent the institution only on a foreign tour that begins after the permissible starting practice date in the sport involved or after the first day of classes of his or her first regular term at the institution.

**17.29.1.6 Practice Limitations.** Not more than 10 days of practice are permitted before departure. Practice is prohibited outside the playing season one week prior to the beginning of the institution's final examination period for the applicable regular academic term through the conclusion of the final examination period.

**17.29.1.6.1 Day Off Not Required.** An institution is not required to take one day off per week during the 10-day practice period set forth in Bylaw 17.29.1.6 or during its participation in a tour.

**17.29.1.7 Maximum Number of Contests/Competition Dates.** A team shall be limited to a maximum of three football games, 10 basketball games or 10 contests or dates of competition in any other sport during and as part of the tour.

**17.29.1.8 Opponents.** The team shall not compete during the tour against other American teams (colleges or other U.S. teams) other than teams composed of U.S. armed forces personnel stationed at U.S. military bases in foreign countries.

**17.29.1.8.1 Exception – Women's Rowing.** It is permissible for rowing teams representing NCAA member institutions to compete against each other as part of the Henley Royal Regatta.

**17.29.1.9 Per Diem.** An institution may provide a student-athlete \$20 cash per day to cover unitemized incidental expenses incurred in connection with a foreign tour in his or her particular sport. This expense allowance may be provided for each day of the tour, to a maximum of 21 days.

**17.29.1.10 Post-Tour Stay.** An institution may not provide transportation expenses to return home for a student-athlete who remains in the foreign country after the foreign tour is completed.

**17.29.1.11 Passports and Visas.** An institution may purchase passports and visas for its student-athletes that are required for travel in connection with a foreign tour, and student-athletes may retain ownership of such passports and visas. The institution also may provide student-athletes with reasonable local transportation to obtain such passports and visas.

[Remainder of 17.29 unchanged.]

**L. Bylaws:** Amend 18.4.2, as follows:

18.4.2 Institutional Eligibility.

18.4.2.1 General Institutional Requirements. To be eligible to enter a team or an individual in NCAA championship competition, an institution shall:

[18.4.2.1-(a) through 18.4.2.1-(c) unchanged.]

(d) Certify, through its president or chancellor on a form approved by the Management Council, the institution's compliance with NCAA legislation. The certification **of compliance** shall be completed not later than September 15 (~~see Bylaw 30.3 for details about information required on the certification form~~);

[18.4.2.1-(e) through 18.4.2.1-(g) unchanged.]

**18.4.2.1.1 Certification of Compliance -- Requirements.** The following conditions shall be satisfied.

**18.4.2.1.1.1 NCAA Rules Review.** The president or chancellor, or a designated representative, has reviewed with all athletics department staff members the rules and regulations of the NCAA as they apply to the administration and conduct of intercollegiate athletics.

**18.4.2.1.1.2 Coaching Staff Disciplinary Actions.** At the time of such certification, and as a result of involvement in a violation of the Association's legislation as determined by the Committee on Infractions or the Management Council, no current member of the institution's coaching staff:

(a) Shall have been temporarily or permanently suspended from coaching duties by another member institution within the last two years; or

(b) Shall have been prohibited within the last two years, as a result of violations occurring while employed by another member institution, from participating in identified coaching-related activities, unless the prohibition has been equally applied by the certifying institution with respect to the individual's coaching-related activities on behalf of it; or

(c) Shall have been permitted within the last two years to perform any coaching-related activities for the certifying institution that were prohibited after determination by the Committee on Infractions of an "appropriate disciplinary action" for the individual in accordance with the show-cause provision of Bylaw 19.5.2.2-(k) of the NCAA enforcement procedures.

18.4.2.1.1.2.1 Period of Suspension or Prohibition. The period of suspension or prohibition established by the Committee on Infractions or the Management Council must be in effect for the provisions set forth in Bylaw 18.4.2.1.1.2 to apply.

18.4.2.1.1.2.2 Due-Process Requirement. The affected coaching staff member must be given through the appropriate institution notice of an opportunity to be heard at both the NCAA hearing resulting in the finding of involvement in the violation and the institutional hearing resulting in suspension or prohibition.

18.4.2.1.1.3 Certification of Policies, Procedures and Practices. The policies, procedures and practices of the institution, its staff members and representatives of athletics interests are in compliance at the present time with the Association's legislation insofar as the president or chancellor can determine.

18.4.2.1.1.4 Maintenance of Compliance. It is the intention of the institution to maintain such compliance.

18.4.2.1.1.5 Report of NCAA Violation Involving Institution. A current statement has been filed with the president or chancellor, as a part of the institution's annual certification, which is signed by each athletics department staff member (except for students or student-athletes responsible only for the completion of clerical duties) attesting that the individual has reported any knowledge of an



**involvement in any violations of NCAA legislation involving the institution.**

[18.4.2.1.1 through 18.4.2.1.2 renumbered as 18.4.2.1.2 through 18.4.2.1.3, unchanged.]

18.4.2.2 Championships. To be eligible to enter a team or an individual in an NCAA championship, a member institution shall, in addition to meeting the general institutional eligibility requirements set forth in Bylaw 18.4.2.1:

[18.4.2.2-(a) through 18.4.2.2-(b) unchanged.]

(c) Report annually to the NCAA through the president or chancellor, on a form approved by the Management Council, the admissions and graduation-rate data specified in ~~Bylaw 30.1~~ **Bylaws 18.4.2.2.1 and 18.4.2.2.2**. The data shall be received in the national office not later than January 2. Any data received after that date shall appear on a form postmarked not later than December 26.

**18.4.2.2.1 Admissions and Graduation-Rate Disclosure. An institution shall not be eligible to enter a team or an individual competitor in an NCAA championship unless it has completed and submitted a copy of the Integrated Postsecondary-Education Data System Graduation-Rate Survey (IPEDS GRS-1) to the NCAA national office on or before the applicable deadline established by federal regulations.**

[18.4.2.2.1 renumbered as 18.4.2.2.2, unchanged.]

**M. Administrative:** Amend 30, as follows:

***30 ADMINISTRATIVE REGULATIONS***

~~30.01 GENERAL PRINCIPLE.— Constitution 5.2.3 authorizes the applicable presidential administrative group to adopt or amend administrative regulations.~~

~~30.1 ADMISSIONS AND GRADUATION RATE DISCLOSURE.— An institution shall not be eligible to enter a team or an individual competitor in an NCAA championship unless it has completed and submitted a copy of the Integrated Postsecondary Education Data System Graduation Rate Survey (IPEDS GRS-1) to the NCAA national office on or before the applicable deadline established by federal regulations. (See Bylaw 13.3 for additional regulations.)~~

~~30.1.1 Academic Performance Census— Failure to Submit.— If an institution fails to submit its Academic Performance Census by the applicable deadline, in a format approved and administered by the Presidents Council (or a committee designated by the Presidents Council), that institution shall forfeit Division II institutional enhancement funds for the following academic year.~~

~~30.1.1.1 Waiver. The Academic Requirements Committee may grant waivers of Bylaw 30.1.1 if it deems that unusual circumstances warrant such action. The Management Council shall hear and act on an institution's appeal of a decision made by the Academic Requirements Committee.~~

~~30.3 CERTIFICATION OF COMPLIANCE. A member institution shall not be eligible to enter a team or individual competitors in an NCAA championship unless its president or chancellor makes an annual institutional eligibility certification [see Bylaw 18.4.2.1 (d)] attesting that the conditions set forth in this section have been satisfied. The certification shall be completed not later than September 15.~~

~~30.3.1 NCAA Rules Review. The president or chancellor, or a designated representative, has reviewed with all athletics department staff members the rules and regulations of the NCAA as they apply to the administration and conduct of intercollegiate athletics.~~

~~30.3.2 Coaching Staff Disciplinary Actions. At the time of such certification, and as a result of involvement in a violation of the Association's legislation as determined by the Committee on Infractions or the Management Council, no current member of the institution's coaching staff:~~

~~(a) Shall have been temporarily or permanently suspended from coaching duties by another member institution within the last two years; or~~

~~(b) Shall have been prohibited within the last two years, as a result of violations occurring while employed by another member institution, from participating in identified coaching-related activities, unless the prohibition has been equally applied by the certifying institution with respect to the individual's coaching-related activities on behalf of it; or~~

~~(c) Shall have been permitted within the last two years to perform any coaching-related activities for the certifying institution that were prohibited after determination by the Committee on Infractions of an "appropriate disciplinary action" for the individual in accordance with the show-cause provision of Bylaw 19.5.2.2 (k) of the NCAA enforcement procedures.~~

~~30.3.2.1 Period of Suspension or Prohibition. The period of suspension or prohibition established by the Committee on Infractions or the Management Council must be in effect for the provisions set forth in Bylaw 30.3.2 to apply.~~

~~30.3.2.2 Due Process Requirement. The affected coaching staff member must be given through the appropriate institution notice of an opportunity to be heard at both the NCAA hearing resulting in the finding of involvement in the violation and the institutional hearing resulting in suspension or prohibition.~~

~~30.3.3 Certification of Policies, Procedures and Practices. The policies, procedures and practices of the institution, its staff members and representatives of athletics interests are in compliance at the present time with the Association's legislation insofar as the president or chancellor can determine.~~

~~30.3.4 Maintenance of Compliance. It is the intention of the institution to maintain such compliance.~~

~~30.3.5 Report of NCAA Violation Involving Institution. A current statement has been filed with the president or chancellor, as a part of the institution's annual certification, which is signed by each athletics department staff member (except for students or student athletes responsible only for the completion of clerical duties) attesting that the individual has reported any knowledge of an involvement in any violations of NCAA legislation involving the institution.~~

~~30.4 CONSORTIUM, ATHLETICS. An athletics consortium (see Constitution 3.1.2) may be approved by a two-thirds vote of the Management Council, provided the criteria specified below are met.~~

~~30.4.1 General Policy. In general, a consortium shall be approved on the basis of existing academic considerations with the understanding that there shall be no change in the basic recruitment, enrollment or financial aid policies of the involved institutions as a result of such approval.~~

~~30.4.2 Combining Entire Athletics Programs. The institutions shall combine their entire athletics programs, and the consortium shall not be formed on a sport-by-sport basis.~~

~~30.4.3 Conference Approval. An institution that belongs to an NCAA member conference first shall receive approval of its conference before instituting a consortium for its intercollegiate athletics program. If more than one institution holds such conference membership, all such conferences shall approve the consortium.~~

~~30.4.4 Eligibility Requirements for Student Athletes. Participating student athletes shall meet all eligibility requirements of the member institution(s), the athletics conference(s) involved and the NCAA. The member institution(s) shall certify the eligibility of all student athletes under those rules.~~

~~30.4.5 Financial Assistance to Student Athletes. Within a consortium:~~

~~(a) Each institution shall be responsible for the financial assistance awarded to its student athletes. The financial arrangement between or among the institutions for the exchange of funds to cover the academic costs of student athletes who take part in the exchange program shall apply to student athletes in the same manner as it applies to those students not participating in the intercollegiate athletics program;~~

~~(b) One institution may not provide a scholarship or any other form of financial aid to a student athlete enrolled in another institution or transmit a scholarship or grant-in-aid to another institution to be used by one or more of its student athletes; and~~

~~(c) Financial aid limitations as set forth in Bylaw 15 shall be applicable to the consortium as one entity and shall include all countable student athletes, regardless of the institution in which they are enrolled.~~

~~30.4.6 Length of Approval. NCAA approval shall be for a four academic year period, at the end of which the institutions shall submit a report on the program setting forth its effect upon their academic and athletics operations.~~

~~30.4.7 NCAA Division Membership. The institutions may be members of different NCAA divisions but shall select one division for legislative and competitive purposes.~~

~~30.4.8 NCAA Member Involvement. At least one of the institutions already shall be a member of the NCAA, and no more than one nonmember institution shall be included.~~

~~30.4.9 NCAA Membership Application. The institutions shall apply for NCAA membership as a consortium and shall be considered as one member of the Association, with their combined names included on the official NCAA membership list.~~

~~30.4.10 Prior Academic Consortium Relationship. The institutions shall have had a prior academic consortium relationship.~~

~~30.4.11 Recruitment. It is permissible for one institution to recruit prospective student athletes with a view to their possible enrollment at another institution in the consortium, provided the individuals qualify for admission to that institution and the athletics interests of the member institution are not involved, directly or indirectly, in influencing the admission or award of financial assistance.~~

### **30.5 DRUG TESTING PROGRAM**

~~30.5.1 Responsibility of Institution. Each member institution is responsible for ensuring compliance with the following elements of the NCAA Drug Testing Program:~~

~~(a) Complete and forward the drug testing availability calendars to The National Center for Drug Free Sport by the date specified by the organization;~~

~~(b) Respond to the initial drug testing notification from The National Center for Drug Free Sport by the date specified by the organization;~~

~~(c) Complete and forward to The National Center for Drug Free Sport a current and accurate institutional squad list (see Bylaw 30.14) by the date specified by the organization;~~

~~(d) Provide adequate and secure drug testing facilities as specified by The National Center for Drug Free Sport;~~

~~(e) Notify student athletes who have been randomly selected for drug testing according to the timeline specified by The National Center for Drug Free Sport; and~~

~~(f) Respond to additional requests for assistance in administering the NCAA drug testing program as specified by The National Center for Drug Free Sport.~~

~~30.5.1.1 Effect of Violations. Violations of Bylaw 30.5.1 shall be considered institutional violations per Constitution 2.8.1; however, they shall not affect the student athlete's eligibility.~~

~~30.5.2 Drug Testing Consent Form. The following procedures shall be used in administering the drug testing consent form required in Bylaw 14.1.4 (see Constitution 3.2.4.6):~~

~~(a) The consent form shall be administered individually to each student athlete by the director of athletics or the director of athletics' designee each academic year;~~

~~(b) The director of athletics or the director of athletics' designee shall disseminate the list of banned drug classes to all student athletes and educate them about products that might contain banned drugs. All student athletes are to be notified that the list may change during the academic year, that updates may be found on the NCAA Web site (www.ncaa.org) and are to be informed of the appropriate athletics department procedures for disseminating updates to the list; and~~

~~(c) The consent forms shall be kept on file by the director of athletics and shall be available for examination on request by an authorized representative of the NCAA.~~

~~30.5.2.1 Effect of Violations. Violations of Bylaw 30.5.2 shall be considered institutional violations per Constitution 2.8.1; however, a violation shall not affect the student athlete's eligibility.~~

~~30.6 10 SEMESTER/15 QUARTER RULE WAIVER. As authorized in Bylaws 14.2.2.3 and 14.2.3.6, the Management Council, or a Management Council designated committee, by a two-thirds majority of its members present and voting, may approve waivers of the 10 semester/15 quarter rule.~~

~~30.6.1 Waiver Criteria. A waiver of the 10 semester/15 quarter period of eligibility is designed to provide a student athlete with the opportunity to participate in four seasons of intercollegiate competition within a 10 semester/15 quarter period. This waiver may be granted, based upon objective evidence, for reasons that are beyond the control of the student athlete and the institution, which deprive the student athlete of the opportunity to participate for more than one season in his/her sport within the 10 semester/15 quarter period. The Committee on Student Athlete Reinstatement reserves the right to review requests that do not meet the more than one-year criteria detailed in this bylaw for extraordinary circumstances or extreme hardship.~~

~~30.6.1.1 Circumstances Beyond Control. Circumstances considered to be beyond the control of the student athlete and the institution and do not cause a participation opportunity to be used shall include, but are not limited to, the following:~~

~~(a) Situations clearly supported by contemporaneous medical documentation, which states that a student athlete is unable to participate in intercollegiate competition as a result of incapacitating physical or mental circumstances;~~

~~(b) The student athlete is unable to participate in intercollegiate athletics as a result of a life-threatening or incapacitating injury or illness suffered by a member of the student athlete's immediate family that clearly is supported by contemporaneous medical documentation;~~

~~(c) Reliance by the student athlete on written, contemporaneous, clearly erroneous academic advice provided to the student athlete from a specific academic authority from a collegiate institution regarding the academic status of the student athlete or prospective student athlete that directly leads to that individual not being eligible to participate and, but for the clearly erroneous advice, the student athlete would have established eligibility for intercollegiate competition;~~

~~(d) Natural disaster (e.g., earthquakes, floods);~~

~~(e) Extreme financial difficulties as a result of a specific event (e.g., layoff, death in the family) experienced by the student athlete or by an individual on whom the student athlete is legally dependent that prohibit the student athlete from participating in intercollegiate athletics. These circumstances must be clearly supported by objective documentation (e.g., decree of bankruptcy, proof of termination) and must be beyond the control of the student athlete or the individual on whom the student athlete is legally dependent.~~

~~30.6.1.2 Circumstances Within Control. Circumstances that are considered to be within the control of the student athlete and the institution and cause a participation opportunity to be used include, but are not limited to, the following:~~

~~(a) A student athlete's decision to attend an institution that does not sponsor his/her sport, or decides not to participate at an institution that does sponsor his/her sport;~~

~~(b) An inability to participate due to failure to meet institutional/conference or NCAA academic requirements, or disciplinary reasons or incarceration culminating in or resulting from a conviction;~~

~~(c) Reliance by a student athlete on misinformation from a coaching staff member;~~

~~(d) Redshirt year, unless it meets the exception pursuant to Bylaw 30.6.1.3;~~

~~(e) An inability to participate as a result of a transfer year in residence or fulfilling a condition for restoration of eligibility; and~~

~~(f) A student athlete's lack of understanding regarding the specific starting date of his or her 10-semester period of eligibility.~~

~~30.6.1.3 Exception—Student Athlete Who Does Not Use Season of Competition During Initial Year of Collegiate Enrollment. For a student athlete who does not use a season of~~

~~competition during his or her initial year of full time collegiate enrollment at any institution, a waiver may be granted if all of the following conditions are met:~~

~~(a) The student athlete was academically and athletically eligible and was on the institution's squad list during his or her initial year of collegiate enrollment;~~

~~(b) The student athlete was denied one participation opportunity per Bylaw 30.6.1 following his or her initial year of collegiate enrollment; and~~

~~(c) The institution has filed the waiver prior to the beginning of student athlete's 11th semester or 16th quarter of full-time enrollment.~~

~~30.6.1.3.1 Application of Waiver. If the waiver is granted, it must be used during the next available opportunity [e.g., next semester(s) or quarter(s)] and shall be applied at the institution where the student athlete exhausted his or her 10th semester or 15th quarter of full-time enrollment.~~

~~30.7 FOREIGN TOURS AND COMPETITION. A member institution may participate in a foreign tour in any sport (see Bylaw 17.29), provided the conditions specified below are met.~~

~~30.7.1 Certification of Tour. The institution must certify in writing that the conditions set forth in this section are met and must maintain the certification on file in the athletics department.~~

~~30.7.2 Eligibility of Student Athletes. The eligibility of student athletes on the tour shall be governed by the following (see Bylaw 14.2.4.5):~~

~~(a) If the tour takes place during the summer, the student athletes shall have been eligible for intercollegiate competition during the previous academic year or shall have been enrolled at the institution as a full time student during the previous academic year and have established by the beginning of the tour that he or she is eligible for competition the academic year immediately following the tour.~~

~~(b) If the tour takes place after the academic year has started, the student athlete shall be regularly enrolled in the institution and eligible for intercollegiate competition.~~

~~30.7.2.1 Incoming Student Participation. It is permissible for an eligible incoming student athlete to represent the institution only on a foreign tour that begins after the permissible starting practice date in the sport involved or after the first day of classes of his or her first regular term at the institution.~~

~~30.7.3 Time Lapse between Tours. An institution shall not engage in a foreign tour in each sport more than once every four years. Participation during the summer is counted in the previous academic year.~~

~~30.7.3.1 Additional Basketball Restriction. In basketball, an institution may not engage in an institutionally approved foreign tour in any academic year (or the summer~~

~~immediately thereafter) in which the institution uses in that year any of the exceptions set forth in Bylaws 17.3.5 and 17.3.6.~~

~~30.7.4 Maximum Number of Contests/Competition Dates. A team shall be limited to a maximum of three football games, 10 basketball games or 10 contests or dates of competition in any other sport during and as part of the tour.~~

~~30.7.5 Opponents. The team shall not compete during the tour against other American teams (colleges or other U.S. teams) other than teams composed of U.S. armed forces personnel stationed at U.S. military bases in foreign countries.~~

~~30.7.5.1 Exception—Women's Rowing. It is permissible for rowing teams representing NCAA member institutions to compete against each other as part of the Henley Royal Regatta.~~

~~30.7.6 Practice Limitation. Not more than 10 days of practice are permitted before departure. Practice is prohibited outside the playing season one week prior to the beginning of the institution's final examination period for the applicable regular academic term through the conclusion of the final examination period.~~

~~30.7.6.1 Day Off Not Required. An institution is not required to take one day off per week during the 10 day practice period set forth in Bylaw 30.7.6 or during its participation in a tour.~~

~~30.7.7 Timing of Tour. The tour shall be scheduled during the summer vacation period between the institution's spring and fall terms or during any other vacation period published in the institution's official catalog. All travel to and from the foreign country must take place during such a vacation period. However, if the team crosses the international date line during the tour, the change of date will be disregarded and the equivalent time as measured in the United States will be used to determine the institution's vacation period.~~

~~30.7.8 Per Diem. An institution may provide a student athlete \$20 cash per day to cover unitemized incidental expenses incurred in connection with a foreign tour in his or her particular sport. This expense allowance may be provided for each day of the tour, to a maximum of 21 days.~~

~~30.7.9 Post-Tour Stay. An institution may not provide transportation expenses to return home for a student athlete who remains in the foreign country after the foreign tour is completed.~~

~~30.7.10 Passports and Visas. An institution may purchase passports and visas for its student athletes that are required for travel in connection with a foreign tour, and student athletes may retain ownership of such passports and visas. The institution also may provide student athletes with reasonable local transportation to obtain such passports and visas.~~

~~30.8 OUTSIDE COMPETITION, NATIONAL TEAM. Student athletes are prohibited from participating in organized outside competition except as specifically provided in Bylaw 14.7.~~



~~30.8.1 National Team Criteria. In applying the regulation permitting exceptions for student athletes to participate during the institution's intercollegiate season in international competition involving national teams represented in the competition, a national team is defined as one that meets the following criteria:-~~

~~(a) It is selected, organized and sponsored by the appropriate Group A member 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 in that sport);~~

~~(b) Selection for such a team is made on a national qualification basis either through a defined selective process or actual tryouts, publicly announced; and~~

~~(c) The international competition in question requires that the entries officially represent their respective nations, although it is not necessary to require team scoring by nation.~~

### ~~30.11 RECRUITING CALENDARS~~

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

<del>(a)</del>	<del>June 1 through June 14:-</del>	<del>Quiet Period</del>
<del>(b)</del>	<del>June 15 through August 1:-</del>	<del>Evaluation Period</del>
<del>(c)</del>	<del>August 2 through September 6:-</del>	<del>Quiet Period</del>
<del>(d)</del>	<del>September 7 through October 14:-</del>	<del>Contact Period</del>
<del>(e)</del>	<del>October 15 to the date of the prospective student athlete's initial high school or two year college contest:-</del>	<del>Quiet Period</del>
<del>(f)</del>	<del>During the period 48 hours before 7 a.m. on the initial date for the fall signing of the National Letter of Intent:-</del>	<del>Dead Period</del>
<del>(g)</del>	<del>The period between the prospective student athlete's initial and final high school or two year college contests:-</del>	<del>Evaluation Period</del>
<del>(h)</del>	<del>March 1 through 30 days after the Saturday after the initial date for the spring signing of the National Letter of Intent [except for (1) and</del>	<del>Contact Period</del>

	<del>(2) below]:</del>	
	<del>(1) Thursday before the National Collegiate Division I Men's Basketball Championship game to Tuesday noon after the game:</del>	<del>Dead Period</del>
	<del>(2) During the period 48 hours before 7 a.m. on the initial date for the spring signing of the National Letter of Intent:</del>	<del>Dead Period</del>
(i)	<del>During any high school all star game that occurs within the state in which the member institution is located:</del>	<del>Evaluation Period</del>
(j)	<del>During any all star contest held during the final weekend of the NCAA Basketball Championship in the host city.</del>	<del>Evaluation Period</del>
(k)	<del>All other dates:</del>	<del>Quiet Period</del>

~~30.11.2 Basketball, Women's. The following contact and evaluation periods shall apply to women's basketball:~~

- |  |                              |
|--|------------------------------|
| <del>(a) June 1 through June 14:</del>   | <del>Quiet Period</del>      |
| <del>(b) June 15 through August 1:</del>   | <del>Evaluation Period</del> |
| <del>(c) August 2 through September 6:</del>   | <del>Quiet Period</del>      |
| <del>(d) September 7 through October 14:</del>   | <del>Contact Period</del>    |
| <del>(e) October 15 to the date of the prospective student athlete's initial high school or two year college contest:</del>                                      | <del>Quiet Period</del>      |
| <del>(f) During the period 48 hours before 7 a.m. on the initial date for the fall signing of the National Letter of Intent:</del>                               | <del>Dead Period</del>       |
| <del>(g) The period between the prospective student athlete's initial and final high school or two year college contests:</del>                                  | <del>Evaluation Period</del> |
| <del>(h) March 1 through 30 days after the Saturday after the initial date for the spring signing of the National Letter of Intent [except for (1) below]:</del> | <del>Contact Period</del>    |
| <del>(1) During the period 48 hours before 7 a.m. on the initial date for the spring signing of the National Letter of Intent:</del>                             | <del>Dead Period</del>       |

- ~~(i) During four sanctioned Amateur Athletic Union women's events occurring between May 18 and June 14 selected at the discretion of the institution and designated in writing in the office of the director of athletics:~~ *Evaluation Period*
- ~~(j) During any high school all-star game that occurs within the state in which the member institution is located:~~ *Evaluation Period*
- ~~(k) During the Saturday before to the start of the Division I Women's Basketball Championship through Wednesday noon after the championship game:~~ *Dead Period*
- ~~(l) All other dates:~~ *Quiet Period*

~~30.11.3 Football. The following contact and evaluation periods shall apply to football:~~

- ~~(a) June 1 to the beginning of the prospective student athlete's high school or two year college football season (as determined by the first regularly scheduled practice immediately preceding the start of the regular season):~~ *Quiet Period*
- ~~(b) During the prospective student athlete's high school or two year college football season (as determined by the first regularly scheduled practice immediately preceding the start of the regular season):~~ *Evaluation Period*
- ~~(c) November 1 through November 30 [except for (1) below]:~~ *Evaluation Period*
- ~~(1) For two year college prospective student athletes, the conclusion of the prospective student athlete's two year college football season (i.e., the conclusion of the institution's last regularly scheduled contest rather than the conclusion of the institution's final postseason contest) through November 30:~~ *Contact Period*
- ~~(d) December 1 through 30 days after the Saturday after the initial date for signing the National Letter of Intent [except for (1) below]:~~ *Contact Period*
- ~~(1) During the period 48 hours before 7 a.m. on the initial date for signing the National Letter of Intent:~~ *Dead Period*
- ~~(e) The 31st day after the Saturday after the initial date for signing the National Letter of Intent through May 31 [except (f) below]:~~ *Quiet Period*

~~(f) April 15 through May 31:~~

*Evaluation  
Period*

~~(1) Four weeks (excluding Memorial Day and Sundays) selected at the discretion of the member institution and designated in writing in the office of the director of athletics.~~

~~(g) Authorized coaching staff members may evaluate a high school football all star game any time of the year provided the game occurs within the state in which the member institution is located.~~

~~30.11.4 Dead Periods for Other Sports. There are no specified contact and evaluation periods in sports other than football and basketball except for the following dead periods.~~

~~30.11.4.1 National Letter of Intent Signing Date. The period 48 hours before 7 a.m. on the date for signing the National Letter of Intent in the applicable sport.~~

~~30.11.4.1.1 Exception—U.S. Diving National Championship. When the dead period for recruiting occurs during the U.S. Diving National Championships, it shall be permissible to observe prospective student-athletes participating in that event.~~

~~30.11.4.2 Lacrosse, Men's. In addition to the dead period before the National Letter of Intent signing date (see Bylaw 30.11.4.1), the following dead periods shall apply to men's lacrosse:~~

~~(a) Thursday before the NCAA Division II Men's Lacrosse Championship to Tuesday noon after the championship; and~~

~~(b) Wednesday before the Intercollegiate Men's Lacrosse Coaches Association Clinic to Monday noon after the clinic.~~

~~30.12 STUDENT ATHLETE HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT (HIPPA) AUTHORIZATION/BUCKLEY AMENDMENT CONSENT FORM—DISCLOSURE OF PROTECTED HEALTH INFORMATION. The following procedures shall be used in administering the Student Athlete HIPAA Authorization/Buckley Amendment Consent Form—Disclosure of Protected Health Information required by Bylaw 5 (see Constitution 3.2.4.7):~~

~~(a) The authorization/consent form shall be administered individually to each student athlete by the athletics director or the athletics director's designee before the student athlete's participation in intercollegiate athletics each academic year.~~

~~(b) Signing the authorization/consent shall be voluntary and is not required by the student athlete's institution for medical treatment, payment for treatment, enrollment in a health plan or~~

~~for any benefits (if applicable) and is not required for the student athlete to be eligible to participate.~~

~~(c) Any signed authorization/consent forms shall be kept on file by the athletics director.~~

~~30.12.1 Effect of Violations. Violations of the procedures set forth in Bylaw 30.11 shall be considered an institutional violation per Constitution 2.8.1 and shall not affect the student athlete's eligibility.~~

~~30.13 STUDENT ATHLETE STATEMENT. The following procedures shall be used in administering the student athlete statement required in Bylaw 14.1.3:~~

~~(a) The statement shall be administered individually to each student athlete by the athletics director or the athletics director's designee prior to the student's participation in intercollegiate competition each academic year;~~

~~(b) The athletics director and head coach in the sport in which the student athlete participates shall sign the squad list form;~~

~~(c) The statement shall be kept on file by the athletics director and shall be available for examination on request by an authorized representative of the NCAA; and~~

~~(d) The athletics director shall promptly notify in writing the NCAA director of sports sciences regarding a student athlete's disclosure of a previous positive drug test administered by any other athletics organization.~~

~~30.14 SQUAD LIST. The following procedures shall be used in regard to the squad list required in Bylaw 15.5.5.2:~~

~~(a) The forms shall be kept on file in the office of the athletics director, and such file shall be available for examination on request by an authorized representative of another member institution; the NCAA, and, if the institution is a member of a conference, an authorized representative of the conference;~~

~~(b) Any student athlete who signs a drug-testing consent form must be included on the institution's squad list form, and any student athlete who is included on the squad list form must have signed a drug-testing consent form per Bylaw 14.1.4;~~

~~(c) A supplementary form may be filed to add names of persons not initially on the squad or to indicate a change of status; and~~

~~(d) A student athlete's name must be on the official institutional form to qualify to represent the institution in intercollegiate athletics.~~

~~*(e) The athletics director and head coach in the sport in which the student athletes participate shall sign the squad list form for that particular sport.*~~

**Review History:**

*March 19, 2010:* Reviewed in Concept – Legislation Committee

**Additional Information:** By moving Bylaw 30 and its subsections to other sections of the constitution and bylaws, the 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 have been amended in this manner.



NCAA Division II Editorial Revisions

**Title:** POSTSEASON EVENTS -- POSTSEASON FOOTBALL -- PERMISSIBLE  
FOOTBALL GAMES

**Convention Year:** 2011

**Date Submitted:** March 3, 2010

**Effective Date:** Immediate

**Official Notice Number:** ER-2010-1

**Source:** NCAA Staff.

**Category:** Editorial Revision

**Topical Area:** Championships/Postseason Events

**Status:** Adopted

**Bylaws:** Amend 18.7.1, as follows:

18.7.1 Permissible Football Games. The only football games in which a member institution may compete are:

18.7.1-(a) through 18.7.1-(c) unchanged.]

(d) Games that are part of the National Association of Intercollegiate Athletics football championships; **and**

(e) A conference championship game on an open date during the traditional fall season, provided the game is played (as opposed to scheduled) the week before the first round of an NCAA football championship date and provided the game is listed on the schedules of all conference members; ~~and.~~

~~(f) Certified postseason bowl games that meet all requirements and conditions set forth in Bylaw 30.9.~~

**Additional Information:** 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.

**Title:** PLAYING AND PRACTICE SEASONS -- LACROSSE -- NUMBER AND DATES OF COMPETITION -- MAXIMUM LIMITATIONS -- INSTITUTIONAL

**Convention Year:** 2011

**Date Submitted:** March 3, 2010

**Effective Date:** Immediate

**Official Notice Number:** ER-2010-2

**Source:** NCAA Staff.

**Category:** Editorial Revision

**Topical Area:** Playing and Practice Seasons

**Status:** Adopted

**Bylaws:** Amend 17.13.7.1, as follows:

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 to 17 dates of competition in men's ~~and women's~~ lacrosse during the segment in which the NCAA championship is conducted and ~~five dates of competition during another segment in women's lacrosse~~ **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.

**Additional Information:** This change is necessary 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.



**Title:** AWARDS AND BENEFITS -- BENEFITS, GIFTS AND SERVICES -- COACHING  
AND ATHLETICS ADMINISTRATION CAREER EDUCATIONAL PROGRAMS

**Convention Year:** 2011

**Date Submitted:** March 3, 2010

**Effective Date:** Immediate

**Official Notice Number:** ER-2010-3

**Source:** NCAA Staff.

**Category:** Editorial Revision

**Topical Area:** Awards and Benefits

**Status:** Adopted

**Bylaws:** Amend 16.11.1.10, as follows:

16.11.1.10 Coaching and/or Athletics Administration Career Educational Programs. An institution or conference may provide actual and necessary expenses to a student-athlete ~~entering their fourth year (seventh semester or 10th quarter)~~ **who has completed his or her third year (sixth semester or ninth quarter)** of collegiate enrollment ~~and thereafter, actual and necessary expenses~~ to attend a coaching and/or athletics administration career educational programs (e.g., Women's Basketball Coaches Association -- So You Want To Be A Coach, Black Women in Sports Foundation -- Next Step Program, U.S. Olympic Committee -- Minority/Women in Coaching Leadership).

**Additional Information:** This change brings 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.

**Title:** ETHICAL CONDUCT -- UNETHICAL CONDUCT -- FAILURE TO PROVIDE  
COMPLETE INFORMATION TO THE NCAA ELIGIBILITY CENTER

**Convention Year:** 2010

**Date Submitted:** March 3, 2010

**Effective Date:** Immediate

**Official Notice Number:** ER-2010-4

**Source:** NCAA Staff.

**Category:** Editorial Revision

**Topical Area:** Ethical Conduct/Institutional Control

**Status:** Adopted

**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 may include, but is not limited to, the following:

[10.1-(a) through 10.1-(f) unchanged.]

(g) Failure to provide complete and accurate information to the NCAA, **the NCAA Eligibility Center** or institution's admissions office regarding an individual's academic record (e.g., schools attended, completion of coursework, grades, test scores);

[Remainder of 10.1 unchanged.]

**Additional Information:** This change is necessary 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 NCAA 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.

**Title:** ETHICAL CONDUCT -- SPORT WAGERING ACTIVITIES -- SCOPE OF APPLICATION -- PROHIBITION APPLICABLE TO ANY INSTITUTIONAL PRACTICE OR ANY COMPETITION

**Convention Year:** 2011

**Date Submitted:** March 3, 2010

**Effective Date:** Immediate

**Official Notice Number:** ER-2010-5

**Source:** NCAA Staff.

**Category:** Editorial Revision

**Topical Area:** Ethical Conduct/Institutional Control

**Status:** Adopted

**Bylaws:** Amend 10.3.1, as follows:

[Common provision, all divisions, divided vote]

10.3.1 Scope of Application. The prohibition against sports wagering applies to any ~~sport~~ ~~or~~ institutional practice or **any** competition (intercollegiate, amateur or professional) in a sport in which the Association conducts championship competition, in bowl subdivision football and in emerging sports for women.

**Additional Information:** This is a common provision and should therefore be the same in all divisions. The revision in Division II brings consistency with the language in Divisions I and III.

**Title:** RECRUITING -- RECRUITING MATERIALS -- PRINTED RECRUITING MATERIALS -- REPRODUCING PRINTED RECRUITING MATERIALS IN ANY ELECTRONIC FORMAT

**Convention Year:** 2011

**Date Submitted:** January 25, 2010

**Effective Date:** Immediate

**Official Notice Number:** ER-2010-6

**Source:** NCAA Staff.

**Category:** Editorial Revision

**Topical Area:** Recruiting

**Status:** Adopted

**Bylaws:** Amend 13.4.1.1.2, as follows:

13.4.1.1.2 Reproducing Printed Recruiting Materials in Any Electronic Format. An institution may reproduce media guides in any electronic format for purposes of recruiting; however, all of the material contained in the electronic format must be able to be replicated in hard-copy format (i.e., the electronic format may not contain audio or visual materials pursuant to Bylaw ~~13.4.2~~ **13.4.5**) and must be permissible according to Bylaw 13.4.1.

**Additional Information:** This revision eliminates duplicative provisions from the definitions and applications section and moves other provisions to the appropriate bylaw regarding recruiting activities for student-athletes.

**Title:** LEGISLATIVE PROCESS -- OTHER LEGISLATIVE AND AMENDMENT  
PROCEDURES -- APPEAL OF STAFF INTERPRETATION -- SENIOR COMPLIANCE  
ADMINISTRATOR

**Convention Year:** 2011

**Date Submitted:** January 25, 2010

**Effective Date:** Immediate

**Official Notice Number:** ER-2010-7

**Source:** NCAA Staff.

**Category:** Editorial Revision

**Topical Area:** Legislative Process

**Status:** Adopted

**Constitution:** Amend 5.4.1.2.1.1.1, as follows:

5.4.1.2.1.1.1 Appeal of Staff Interpretation. A member institution may appeal a staff interpretation to the Legislation Committee. 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., president or chancellor, faculty athletics representative, athletics director, senior woman administrator, ~~compliance coordinator~~ **senior compliance administrator**, or designated substitute(s) for the president or chancellor and/or athletics director, as specified in writing to the national office].

**Additional Information:** The National Association of Athletic Compliance Coordinators (NAAC) recommended this revision because the title of senior compliance administrator 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.

**Title:** ELIGIBILITY -- TRANSFER REGULATIONS -- COMPETITION IN YEAR OF  
TRANSFER -- GRADUATE STUDENT/POSTBACCALAUREATE/SECOND  
BACCALAUREATE PARTICIPATION

**Convention Year:** 2011

**Date Submitted:** January 25, 2010

**Effective Date:** Immediate

**Official Notice Number:** ER-2010-8

**Source:** NCAA Staff.

**Category:** Editorial Revision

**Topical Area:** Eligibility

**Status:** Adopted

**Bylaws:** Amend 14.5.5.4, as follows:

14.5.5.4 Competition in Year of Transfer. A transfer student from a four-year institution, who has received a waiver of or exception to the transfer residence requirement (per Bylaw **14.1.9.1** or 14.5.5.3), is not 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. Therefore, if the institution from which a student-athlete transfers declares separate championship and nonchampionship segments of its playing and practice season, a student-athlete may compete during the nonchampionship segment for such an institution and during the championship segment for the certifying institution during the same academic year in the same sport, provided the student-athlete is otherwise eligible for competition.

**Additional Information:** This revision clarifies 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.

**Title:** RECRUITING -- UNOFFICIAL (NONPAID) VISITS -- MEALS

**Convention Year:** 2011

**Date Submitted:** March 3, 2010

**Effective Date:** Immediate

**Official Notice Number:** ER-2010-9

**Source:** NCAA Staff.

**Category:** Editorial Revision

**Topical Area:** Recruiting

**Status:** Adopted

**Bylaws:** Amend 13.7.2.1.1, as follows:

13.7.2.1.1 Meals. An institution may provide a prospective student-athlete (and the prospective student-athlete's relatives or legal guardians) with one meal in the institution's on-campus dining facility during an unofficial visit. **When all on-campus dining facilities are closed,** ~~In addition,~~ an institution may provide a meal in an off-campus dining facility ~~when all on-campus dining facilities are closed.~~

**Additional Information:** This revision clarifies 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.

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

**Convention Year:** 2011

**Date Submitted:**

**Effective Date:** January 22, 2010

**Official Notice Number:** ER-2010-12

**Source:** NCAA Staff.

**Category:** Editorial Revision

**Topical Area:** Playing and Practice Seasons

**Status:** Adopted

**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

**Date Submitted:** March 3, 2010

**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).



**ATTACHMENT L  
SUPPLEMENT NO. 4**

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

Proposal Number	Title	Add'l Info
ER-2010-1	AMATEURISM -- GENERAL REGULATIONS -- AMATEUR STATUS -- REORGANIZATION	This revision reorganizes Bylaw 12.1 into categories of permissible and non-permissible activities based on whether the activity occurred prior to or after full time collegiate enrollment or while delaying collegiate enrollment. Reorganizing Bylaw 12.1 in this manner will make the legislation easier for the user to apply.

**Title:** RECRUITING -- OFFERS AND INDUCEMENTS -- SUMMER FACILITY FEES FOR PROSPECTIVE STUDENT-ATHLETES

**Effective Date:** Immediate

**SPOPL Number:** 2

**Official Notice Number:** 2010-1

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

**Category:** Presidents Council

**Topical Area:** Recruiting

**Status:** Adopted

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

**Bylaws:** Amend 13.2, as follows:

13.2 OFFERS AND INDUCEMENTS

[13.2.1 through 13.2.8 unchanged.]

**13.2.9 Summer Facility Fees for Prospective Student-Athletes. An institution may pay fees associated with the use of institutional practice and competition facilities by a prospective student-athlete to participate in voluntary athletically related activities in his or her sport during the summer prior to initial full-time enrollment at the certifying institution (see Bylaw 13.11.2.3), provided the prospective student-athlete has signed a National Letter of Intent or written offer of admission and/or financial aid.**

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

**Review History:**

*November 7, 2008:* Recommends Approval - Legislation Committee

*January 14, 2009:* Approved in Concept - Management Council

*January 15, 2009:* Approved in Concept - Presidents Council

*April 21, 2009:* Approved in Legislative Format - Management Council

*April 30, 2009:* Approved in Legislative Format - Presidents Council

*August 26, 2009:* Approved in Legislative Format - Administrative Committee

## Permissible Activities for Prospective Student-Athletes

This sheet is intended to outline the permissible and impermissible activities for prospective student-athletes pursuant to NCAA Bylaws 13 (recruiting), 15 (financial aid) and 16 (awards and benefits); however, it should only be used as a quick reference guide. For additional information, please refer to the NCAA Division II Manual or the NCAA Legislative Services Database for the *Internet* (LSDBi) at [www.ncaa.org](http://www.ncaa.org).

A **prospective student-athlete** is a student who has started classes for the ninth grade. In addition, a student who has not started classes for the ninth grade becomes a prospective student-athlete if the institution provides such an individual (or the individual's relatives or friends) any financial assistance or other benefits that the institution does not provide to prospective students generally. [Bylaw 13.02.11]

<i>Category</i>	<i>Activity</i>	<i>Is this permissible?</i>	<i>Bylaw(s)</i>
<b>Academic Support Services/Use of Training Room Facilities</b>	For prospective student-athletes enrolled in the institution's summer term before initial full-time enrollment	Yes	13.2.7
<b>Awards</b>			
	From sources other than an institution	Yes	16.1.1.1
	From an institution for outstanding athletics accomplishments	No	13.2.3-(a)
	From an institution, presented at regularly scheduled high school, preparatory school and two-year college athletics contests or matches (up to \$50 in value)	Yes	13.2.3-(c) and 13.11.3.5
<b>Benefits</b>	From an institutional staff member or representative of an institution's athletics interests (other than those expressly permitted by NCAA regulations)	No	13.2.1
<b>Camp or Clinics</b>			
	Employment	No	13.12.1.5.1
	Free or reduced admissions	No	13.12.1.5.1
	Payment of expenses by a representative of an institution's athletics interests	No	13.12.1.5.2
	Concession arrangement	No	13.12.1.5.3.1
	Receipt of awards	Yes	13.12.1.5.4
<b>Employment</b>			
	Arrangement of employment by an institution after the conclusion of the prospective student-athlete's senior year in high school	Yes	13.2.4.1

# Permissible Activities for Prospective Student-Athletes

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<i>Category</i>	<i>Activity</i>	<i>Is this permissible?</i>	<i>Bylaw(s)</i>
	Arrangement of employment by an institution of a two-year college prospective student-athlete after the prospective student-athlete has withdrawn from or has completed graduation requirements at the two-year college	Yes	13.2.4.1.1
<b>Entertainment</b>			
	On official visit	Yes	13.6.6.1
	On unofficial visit	No	13.7.2
	Complimentary admissions to campus athletics event on unofficial visit	Yes	13.7.2
<b>Fees Associated with Facility Use</b>	Payment of fees associated with a prospective student-athlete's use of an institution's facility during the summer prior to their initial enrollment at the certifying institution. Provided the prospective student-athlete has signed a National Letter of Intent or written offer of admission/ financial aid	Yes	13.9.2
<b>Loans</b>	Arrangement of educational loans by an institution prior to completion of senior year in high school	No	13.2.5
<b>Lodging and Meals</b>			
	On official visit	Yes	13.6.5 and 13.6.6.7
	One meal on unofficial visit	Yes	13.7.2.1.1
	Lodging on unofficial visit at prospective student-athlete's expense	Yes	13.7.2.1.2
<b>Precollege Expenses</b>	Offered, provided or arranged by an institution or representative of its athletics interests	No	13.15.1
<b>Preseason Practice and Competition</b>	Prospective student-athlete who is not enrolled, but who has been accepted for admission	Yes	13.11.2.2
<b>Promotional Activities</b>	Involvement in institutional fundraiser or promotional activity	No	13.2.2-(k)
<b>Recreational Activities</b>	Participation during a visit to an institution's campus	Yes	13.11.2.3
<b>Summer Financial Aid</b>	Financial aid to attend the institution's summer term, summer school or summer-orientation program	Yes	15.2.7, 15.2.7.1 and 15.2.7.2
<b>Summer Housing</b>	Rent at the regular institutional rate	Yes	13.2.6 and 16.5.1-(a)

<i>Category</i>	<i>Activity</i>	<i>Is this permissible?</i>	<i>Bylaw(s)</i>
<b>Tokens of Support</b>	In the event of death or life-threatening injury or illness of prospective student-athlete's relatives or legal guardians, provided prospective student-athlete has signed a National Letter of Intent or written offer of admission or financial aid	Yes	13.2.8
<b>Transportation</b>			
	To summer job	No	13.2.4.2
	On official visit	Yes	13.5.2
	On unofficial visit	No	13.5.3
	On unofficial visit to view practice and competition sites in the prospective student-athlete's sport, other institutional facilities and to attend an institution's home athletics contest	Yes	13.5.3
	To enroll	No	13.5.4
<b>Tryouts</b>	On the institution's campus or at a site at which it normally conducts practice or competition, under specified conditions	Yes	13.11.2.1

**13.12.1.5.1 – Recruiting – Sports Camps and Clinics – Institution's Sports Camps and Clinics – Employment of Prospective Student-Athletes/No Free or Reduced Admission Privileges – Prospective Student-Athlete**

**Issue:**

Whether or not the NCAA Division II Legislation Committee should recommend sponsorship of legislation for the 2011 NCAA Convention to amend NCAA Bylaw 13.12.1.5.1 (prospective student-athlete).

**Legislative History:**

At the 1973 Convention, the membership adopted NCAA Division II Proposal No. 52 which established the current prohibition against institutions, members of its staff or representatives of its athletic interests employing prospective student-athletes at a camp or clinic.

In its original form, the legislation was written to preclude only high school or junior college athletic award winners from employment at an institution's specialized sports camps, coaching school and clinics. At the 1989 Convention, the legislation was revised to include all individuals who have started classes for the ninth grade (rather than only athletics awards winners).

Since the beginning, the intent of the legislation was to prevent institutions from gaining a recruiting advantage.

In 2003, the Division II membership defeated Proposal Nos. 2003-30 and 2003-30-1. The membership-sponsored proposals attempted to allow men's and women's basketball prospective student-athletes who had signed a National Letter of Intent to be employed for a maximum of 10 days at an institution's camp or clinic during the summer prior to enrollment. The proposals sought to assist with a prospective student-athlete's acclimation to the institution without class or practice having begun.

**Analysis:**

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.

The Division II legislation is consistent with Division I legislation pertaining to the employment of prospective student-athletes and an institution's sports camp or clinic. The Division I legislation applies only to athletics award winners and includes any individuals who are being recruited by the institution.



In 2008 the Division III membership adopted Proposal No. 2008-2 which permits a prospective student-athlete to be employed at an institution's camp or clinic provided that all compensation received by the prospective student-athlete is for work actually performed and the rate is commensurate with the going rate in that locale for similar services.

### **Conclusions:**

1. The Legislation Committee **recommends** that the NCAA Division II Management Council sponsor legislation for the 2011 Convention to amend Bylaw 13.12.1.5.1, effective August 1, 2011.
2. The Legislation Committee **does not recommend** that the Management Council sponsor legislation for the 2011 Convention to amend Bylaw 13.12.1.5.1.

### **Associated References:**

#### **Division II Bylaws**

**Bylaw 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.

#### **Division III Bylaws**

**Bylaw 13.12.2.1 Prospective Student-Athletes.** An institution may employ a prospective student-athlete at its institutional sports camp and/or clinic provided all 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.

#### **Division II Interpretations**

### **Four-Year College Transfer Employed at Institution's Summer Camp**

Date Issued: June 4, 1997  
Date Published: June 4, 1997  
Item Ref: a

Interpretation:

Four-Year College Transfer Employed at Institution's Summer Camp: The membership services staff confirmed that a four-year college student who has received written permission per Bylaw 13.1.1.3 to discuss transferring with another NCAA institution is considered a senior prospect pursuant to NCAA recruiting regulations. Thus, in sports other than football, he or she may not be employed at any Division I institution's summer camp (either on a salaried or volunteer basis) if he or she is being recruited by that institution or if he or she was a high-school, preparatory-school or two-year college athletics award winner. Further, such a prospect may not be employed (either on a salaried or volunteer basis) at any Division II or III institutional camp or at a Division I football camp. [Note: This minute replaces staff minute 05/07/93, item b, which has been archived.] [References: 13.1.1.3 (four-year prospect), 13.13.1.5.1 (employment of prospect), 13.13.1.5.2 (employment of prospect -- Divisions II and III), 13.13.1.2.1 (exception -- Division I football) and 13.13.1.2.1.1 (senior prospect)]

### **Employment of Prospect at Summer Camps**

Date Issued: June 4, 1997  
Date Published: June 4, 1997  
Item Ref: b

#### **Interpretation:**

Employment of Prospect at Summer Camps: The legislative services staff confirmed that, in Division I, a prospective student-athlete who was a high-school, preparatory-school or two-year college award winner or who is being recruited by that institution may not be employed (either on a salaried or volunteer basis) at that institution's sports camp/clinic. Further, in Divisions II and III, an individual who has started classes for the ninth grade may not be employed (either on a salaried or volunteer basis) at that institution's sports camp/clinic. [Note: This minute replaces staff minute 06/09/89, item c, which has been archived.] [References: 13.13.1.5.1 (employment of prospect -- Division I); 13.13.1.5.2 (employment of prospect -- Divisions II and III); 13.02.10 (prospective student-athlete); and Official interpretation, 05/19/88, item 1]

### **Employment of Prospect in Developmental Clinic**

Date Issued: August 22, 1990  
Date Published: August 22, 1990  
Item Ref: 1

#### **Interpretation:**

##### **Camps/clinics**

1. Prospective student-athletes employed at an institution's developmental clinic. Reviewed the provisions of Bylaws 13.12.3.1, 13.13.1.2 and 13.13.1.5, and determined that a senior prospective student-athlete, or a high school, preparatory school or two-year college athletics award winner (or, in Division II or III, any individual who has started classes for the ninth grade)

may not be employed in a member institution's developmental clinic; recommended that the Legislative Review Committee incorporate this interpretation in the NCAA Manual.

**Prospective student-athlete as volunteer worker at member institution's camp**

Date Issued: June 9, 1989

Date Published: June 9, 1989

Item Ref: c

**Interpretation:**

Reviewed Bylaw 13.12.1.3 (definition of senior prospect) and Bylaw 13.12.1.6.1 (no employment for prospect) in regard to a senior prospective student-athlete who wishes to serve as a volunteer worker at a member institution's camp, noting that the prospect is willing to pay the cost of attending the camp in order to work as a volunteer; confirmed that such an arrangement is precluded, inasmuch as the intent of Bylaw 13.12.1.6.1 is to preclude a high school athletics award winner from serving in any work-related capacity at a member institution's summer camp.

**Legislative Proposals**

**RECRUITING -- CAMP OR CLINIC -- EMPLOYMENT OF PROSPECTIVE STUDENT-ATHLETE**

Convention Year: 2003

Date Submitted: July 11, 2002

Effective Date: August 1, 2003

IPOPL Number: 3

SPOPL Number: 9

Official Notice Number: 2003-30

Source: Great Lakes Valley Conference and Northeast-10 Conference.

Proposal Category: Membership Proposal

Topical Area: Recruiting

Status: Defeated

**Intent:**

To permit a prospective student-athlete, who has signed a National Letter of Intent (NLI) to be employed at that institution's summer camp or clinic for up to a total of 10 camp days.

**Bylaws:** Amend 13.13.1.5.1 by adding new 13.13.1.5.1.1, as follows:

**"13.13.1.5.1.1 Exception. A prospective student-athlete may be employed for a maximum of 10 camp days at the camp or clinic of the institution with which he or she has signed a National Letter of Intent (NLI)."**

**Rationale:**

Many Division II coaches feel the adoption to this proposal would allow prospective student-athletes who have signed a National Letter of Intent (NLI) an opportunity to acclimate themselves to the college campus environment without having the pressures of school and practice. Financially, the cost of permitting an institution to employ a prospective student-athlete who has signed a NLI in a summer camp or clinic would be minimal since compensation and other expenses would be taken out of camp revenues. Limiting the number of days a prospective student-athlete may be employed at an institution's summer camp or clinic to 10 would prevent abuse of this legislation.

**Position Statement(s):**

*Presidents Council, Management Council and Legislation Committee:* The Councils oppose this proposal. The Legislation Committee takes no position on this proposal.

**Convention Vote:**

*Date of Vote:* January 13, 2003

*Vote Type:* Paddle Vote

**RECRUITING -- CAMP OR CLINIC -- EMPLOYMENT OF PROSPECTIVE STUDENT-ATHLETE**

Convention Year: 2003

Date Submitted: November 1, 2002

Effective Date: August 1, 2003

Official Notice Number: 2003-30-1

Source: Great Lakes Valley Conference and Northeast-10 Conference.

Proposal Category: Amendment-to-Amendment

Topical Area: Recruiting

Status: Defeated

**Intent:**

To specify that Proposal No. 30 applies only to basketball student-athletes.

**Bylaws:** Amend Proposal No. 30, 13.13.1.5.1.1, as follows:

"13.13.1.5.1.1 Exception -- **Basketball**. **In basketball**, **A** **a** prospective student-athlete may be employed for a maximum of 10 camp days at the camp or clinic of the institution with which he or she has signed a National Letter of Intent (NLI)."

**Rationale:**

Proposal No. 30 should be applicable to only prospective student-athletes in basketball. Such an amendment better reflects the intent of the original proposal, which was sponsored in response to a request from the Women's Basketball Coaches Association (WBCA). Further, in reviewing the sports sponsorship statistics for Division II, it appears basketball is sponsored by more Division II institutions than any other sport. The sponsors would argue that Division II schools are more likely to sponsor summer basketball camps than camps in other NCAA sports.

Convention Vote:

*Date of Vote:* January 13, 2003

*Vote Type:* Paddle Vote

**Title:** RECRUITING AND ELIGIBILITY -- ADMISSIONS AND GRADUATION DATA, BANNED DRUG LIST AND INITIAL-ELIGIBILITY STANDARDS -- REPORTS AND NOTIFICATION -- ELIGIBILITY CENTER

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

**SPOPL Number:** 3

**Official Notice Number:** 2010-2

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

**Category:** Presidents Council

**Topical Area:** Recruiting

**Status:** Adopted

**Intent:** To specify that the NCAA Eligibility Center shall provide the information contained within the disclosure reports related to admissions, graduation-rate data and academic success rate to a prospective student-athlete and his or her parents or legal guardians after he or she has registered with the Eligibility Center and the Eligibility Center has received an institution's request to add the prospective student-athlete to the institution's institutional request list; further, to specify that the Eligibility Center shall provide notification of initial-eligibility standards, the banned-drug list and information about nutritional supplements to a prospective student-athlete and his or her parents or legal guardians after he or she has registered with the Eligibility Center.

**A. Bylaws:** Amend 13.3, as follows:

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

13.3.1 Disclosure Report.

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

13.3.1.2 Report Distribution. ~~Member institutions~~ **The NCAA Eligibility Center** shall provide ~~to prospective student-athletes and to prospective student-athletes' parents or legal guardians~~ the information contained within the report **to a prospective student-athlete and his or her parents or legal guardians after he or she has registered with the Eligibility Center and the Eligibility Center has received an institution's request to add the prospective student-athlete to the institution's institutional request list.** ~~Member institutions shall also provide the prospective student-athletes and their parent(s) or legal guardians with a copy of the institution's academic success rate report.~~ The NCAA shall provide a compilation of graduation data to the prospective student-athletes' guidance offices and high school and two-year college coaches. ~~All specified information shall be provided at the earliest opportunity after the institution's~~

~~first arranged in person encounter with the prospective student athlete or on request; however, in no event shall an institution provide the information later than the day before a prospective student athlete's signed acceptance of the National Letter of Intent or signed acceptance of the institution's written offer of admission and/or financial aid. Violations of this bylaw shall be considered institutional violations per Constitution 2.8.1; however, such violations shall not affect the student athlete's eligibility.~~

### 13.3.2 Banned Drug List and Information about Nutritional Supplements.

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

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

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

**B. Bylaws:** Amend 14.3.6, as follows:

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

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

**Review History:**

*February 20, 2009:* Recommends Approval - Academic Requirements Committee  
*April 21, 2009:* Approved in Concept - Management Council  
*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  
*August 26, 2009:* Approved in Legislative Format - Administrative Committee



**Title:** RECRUITING -- OFFICIAL VISIT -- WRITTEN NOTICE

**Effective Date:** Immediate

**IPOPL Number:** 1

**SPOPL Number:** 4

**Official Notice Number:** 2010-10

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

**Category:** Membership Proposal

**Topical Area:** Recruiting

**Status:** Adopted

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

**Bylaws:** Amend 13.6.1.2, as follows:

[Roll Call]

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

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

[13.6.1.2.2 renumbered as 13.6.1.2.1, unchanged.]

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

**Primary Contact Person:**

Stan Wagnon, Commissioner  
Lone Star Conference  
1221 W. Campbell Rd.  
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Richardson, TX 75080

(97-2) 234-0033

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Email: wagnons@lonestarconference.org

**Cosponsorship:**

**Conference:**

Lone Star Conference

Mid-America Intercollegiate Athletics Association

South Atlantic Conference

**Position Statement(s)**

*Presidents Council, Management Council and Legislation Committee:* The Councils and the committee agreed to oppose this proposal. The Councils and the committee noted that without the written notification requirement, prospective student-athletes may not be aware of the five-visit limitation for official visits, and will therefore not track their visits and possibly exceed the maximum number allowed. The Councils and the committee further noted that providing prospective student-athletes with written notification of the five-visit limit is not an administrative burden in that compliance administrators will still be required to monitor the rule.

**NCAA Bylaw 13.6.1.2 – Recruiting – Official (Paid) Visit – Limitations on Official Visit –  
Number of Official Visits – Prospective Student-Athlete Limitation**

**Issue:**

Whether or not the NCAA Division II Legislation Committee should recommend sponsorship of legislation for the 2011 NCAA Convention to amend NCAA Bylaw 13.6.1.2 (number of official visits – prospective student-athlete limitation).

**Legislative History:**

Prior to 1976 there was no limit on the number of official (paid) visits a prospective student-athlete could take. At that time a prospective student-athlete was permitted only one official visit per institution and limitations on the total number of official visits an institution could provide to prospective student-athletes in a particular sport existed (e.g., 75 paid visits in an academic year to prospective football student-athletes).

At the 1976 Special Convention in August, Divisions I and II adopted Proposal No. 34-B as amended by Proposal No. 107 which established a limit of six as the number of official visits a prospective student-athlete could take. The original proposal sought to place a limit of four on the number of official visits a prospective student-athlete could take which was reported as the average number of visits prospective student-athletes were taking. Representatives spoke in favor of providing prospective student-athletes more than the average number of reported visits so they have the opportunity to make educated decisions about where they wished to attend college and participate in intercollegiate athletics.

At the 1981 Convention, Proposal No. 63 was defeated by Divisions I and II. The proposal attempted to reduce the number of official visits from six to five. The membership opposed the proposal because they felt that it favored large, “glamorous” institutions and smaller institutions, including Division II institutions, would miss out on the opportunity to have top prospective student-athletes visit their institutions.

Just one year later, the Division I and II membership adopted Proposal No. 106 which established five as the maximum number of official visits a prospective student-athlete may take. Since 1982 there have no significant changes to the legislation in Division II.

**Analysis:**

The rationale behind establishing a maximum number of official visits that a prospective student-athlete may take to institutions was to reduce the amount of class time a prospective student-athlete was missing and to provide them the opportunity to remain engaged in their secondary-school activities. In addition to prospective student-athlete well-being, the costs associated with official visits were also factored in. Representatives believed that establishing a limit on the

number of official visits was an effective way to save money. There was great concern that a prospective student-athlete would be required to monitor how many official visits he was taking because the institution would be responsible if there was a violation of the legislation.

When the proposal was defeated at the 1981 Convention one of the main arguments was that limits did not need to be placed on a prospective student-athlete, but rather the member institutions. Representatives did not believe that any cost savings would be realized by reducing the number from six to five as institutions would continue to bring the same number or more prospective student-athletes to campus.

With much less discussion and fanfare the proposal was adopted at the 1982 Convention by many of the same arguments that were made in previous years, including the cost associated with official visits and the amount of missed class time that prospective student-athletes were missing. A new argument surfaced on the Convention floor in 1982, and that argument was that prospective student-athletes are making the decision on where they would like to attend college in fewer than six official visits. Therefore reducing the number would not have a negative impact on the prospective student-athlete.

### **Conclusions:**

1. The Legislation Committee **recommends** that the NCAA Division II Management Council sponsor legislation for the 2011 Convention to amend Bylaw 13.6.1.2, effective August 1, 2011.
2. The Legislation Committee **does not recommend** that the Management Council sponsor legislation for the 2011 Convention to amend Bylaw 13.6.1.2.

### **Associated References:**

#### **Division II Bylaws**

**Bylaw 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.

athlete. Such visit may not exceed forty-eight hours. Only actual round trip transportation costs by direct route between the student's home and the institution's campus may be paid. In each sport, there shall be a limit on the total number of paid visits an institution may provide prospective student-athletes during an academic year, as follows: Football—Seventy-five; Basketball—Twelve; Baseball—Seven; Cross Country/Track—Eight; Fencing—Three; Golf—Three; Gymnastics—Four; Ice Hockey—Nine; Lacrosse—Eight; Skiing—Four; Soccer—Seven; Swimming—Seven; Tennis—Three; Volleyball—Three; Water Polo—Three; Wrestling—Seven. In addition, there shall be an overall limit of fifty-three on the total number of visits each academic year for all sports excluding football and basketball. The institution must maintain a written record of the paid visits of prospective student-athletes pursuant to this paragraph."

Source: NCAA Council.

**Intent:** To limit the number of paid campus visits (including those defined by O.I. 122) which an institution may provide to prospective student-athletes in each sport, and to impose an overall limit for all sports excluding football and basketball.

**Effective Date:** Immediately.

[NOTE: Division I delegates to the NCAA Meeting on Economy in Intercollegiate Athletics did not specifically recommend a limit on the number of visits an institution could provide prospective student-athletes, but generally accepted the principle and recommended a study by the NCAA staff to determine appropriate limitations which would be reasonable and practical to the membership in general while providing for economy. The NCAA staff compiled information from a sample of Division I member institutions concerning expense-paid visits by sport, and based upon this information and consideration of the anticipated financial aid limitations in each sport, the NCAA Council proposed the limitations set forth in this amendment.]

**Action:** Approved by Division I by show of paddles (also see No. 106).

### NO. 33 CAMPUS VISITATIONS LIMITATION

**Bylaws:** Amend Article 1, Section 5-(a), page 36, as follows:

[NOTE: The following proposal is applicable only to members of Division II.]

"(a) **Division II**—A member institution may finance one and only one visit to its campus for a given prospective student-athlete. Such visit may not exceed forty-eight hours. Only actual round trip transportation costs by direct route between the student's home and the institution's campus may be paid. In each sport, there shall be a limit on the total number of paid visits an institution may provide prospective student-athletes during an academic year, as follows: Football—Thirty-seven; Basketball—Eleven; Baseball—Five; Cross Country/Track—Seven; Fencing—Three; Golf—Two; Gymnastics—Three; Ice Hockey—Nine; Lacrosse—Six; Skiing—Four; Soccer—Five; Swimming—Five; Tennis—Three; Volleyball—Three; Water

## 1976 Special Convention

Polo—Three; Wrestling—Five. In addition, there shall be an overall limit of thirty-two on the total number of visits each academic year for all sports excluding football and basketball. The institution must maintain a written record of the paid visits of prospective student-athletes pursuant to this paragraph."

Source: NCAA Council.

**Intent:** To limit the number of paid campus visits (including those defined by O.I. 122) which an institution may provide to prospective student-athletes in each sport and to impose an overall limit for all sports excluding football and basketball.

**Effective Date:** Immediately.

[NOTE: Division II delegates to NCAA Meeting on Economy in Intercollegiate Athletics did not specifically recommend limitations on the number of visits an institution could provide prospective student-athletes, but did recommend adoption of any recruiting limitations adopted by Division I member institutions. Division III delegates desired no limitations in this regard. Based upon proposed limits on expense-paid visits for Division I member institutions and consideration of Division II financial aid limitations in each sport, the NCAA Council proposed the limitations set forth in this amendment.]

**Action:** Approved by Division II by show of paddles.

### NO. 34 CAMPUS VISITATION

**A. Constitution:** Amend Article 3, Section 9, by adding new paragraph (k), page 19, as follows:

"(k) He shall be denied eligibility for intercollegiate competition in all sports if, as a prospective student-athlete, he accepted expense-paid visits in excess of the number specified in Bylaw 1-5-(c)."

**B. Bylaws:** Amend Article 1, Section 5-(c), page 36, as follows:

"(c) No member institution shall permit more than one expense-paid visit to its campus under the authorization of Bylaws 1-5-(a) and (b) and a prospective student-athlete may not be provided the expense-paid visit earlier than the opening day of classes of his senior year in high school. A prospect may accept not more than one expense-paid visit to not more than four member institutions. Each member institution shall be required to notify in writing, at the time of its invitation, each prospective student-athlete whom it invites to receive an expense-paid visit of the limitations imposed by this Bylaw; further, that invitation and notification shall occur at least five calendar days in advance of the visit.

Source: NCAA Council.

**Intent:** To limit the number of institutions to which a prospective student-athlete may receive an expense-paid visit, to render ineligible a prospective student-athlete who receives more than the specified four expense-paid visits and to require a member institution to notify a prospect of the four-visit limitation.

#### NO. 102 RECRUITING CONTACTS

Bylaws: Amend Proposal No. 26, page A-16, as follows:

"(b) No athletic staff member or other representative of the institution's athletic interests shall contact a prospective student-athlete in person off campus for recruiting purposes (per O.I. 100) during the academic year until the prospect completes his junior year in high school. Contacts with prospects recruited for certain sports may occur only during specified periods as follows: Football—December 1 through the first Saturday in February third full week in February; Basketball and Ice Hockey—February 15 through the second Saturday in April; Ice Hockey—February 15 through May 15."

Source: University of Michigan.

Action: Withdrawn.

#### NO. 103 RECRUITING CONTACTS

Bylaws: Amend Proposal No. 28, page A-17, as follows:

"(b) Contact in person with a prospective student-athlete or the student-athlete's family off campus for purposes of recruitment (per O.I. 100) by institutional staff members and/or representatives of athletic interests is subject to the following limitations:

[Paragraph (1) remains unchanged.]

"(2) No single contact shall exceed a twenty-four-hour period beginning and ending at midnight."

[Renumber subsequent paragraphs.]

Source: Southwest Athletic Conference.

Action: Ruled out of order.

#### NO. 104 CAMPUS VISITATION

Bylaws: Amend Proposal No. 30, page A-18, as follows:

"(c) No member institution shall permit more than one expense-paid visit to its campus under the authorization of Bylaws 1-5-(a) and (b). A prospective student-athlete shall not be provided an expense-paid visit earlier than the opening day of classes of his senior year in high school, and such visit by a prospect recruited for a particular sport shall occur only during a specified period as follows: Football—December 1 November 15 through the third Wednesday in February; Basketball—February 15 February 1 through the second Wednesday in April; Other Sports—March 15 March 1 through June 1."

Source: Southwestern Athletic Conference.

Action: Ruled out of order.

#### NO. 105 CAMPUS VISITATION

Bylaws: Amend Proposal No. 31, page A-19, as follows:

"(c) No member institution shall permit more than one expense-paid visit to its campus under the authorization of Bylaws 1-5-(a) and (b). A prospective student-athlete shall not be provided an expense-paid visit earlier than the opening day of classes of his senior year in high school, and such visit by a

### 1976 Special Convention

prospect recruited for a particular sport shall not occur only during a specified period as follows after the following dates: Football October 15 through the first Saturday in February; Basketball—January 15 through the second Saturday in April; Other Sports—January 15 through the second Saturday in May June."

Source: Pacific-8 Conference.

Action: Tabled by show of paddles.

#### NO. 106 CAMPUS VISITATIONS LIMITATION

Bylaws: Amend Proposal No. 32, page A-19, as follows:

"(a) Division I—A member institution may finance one and only one visit to its campus for a given prospective student-athlete. Such visit may not exceed forty-eight hours. Only actual round trip transportation costs by direct route between the student's home and the institution's campus may be paid. In each sport, there shall be a limit on the total number of paid visits an institution may provide prospective student-athletes during an academic year, as follows: Football—Seventy-five One hundred;"

(Remainder of Proposal No. 32 remains unchanged.)

Source: University of Tulsa.

Action: Division I only: Defeated by show of paddles.

#### NO. 107 CAMPUS VISITATION

Bylaws: Amend Proposal No. 34-B, page A-21, as follows:

"(c) No member institution shall permit more than one expense-paid visit to its campus under the authorization of Bylaws 1-5-(a) and (b) and a prospective student-athlete may not be provided the expense-paid visit earlier than the opening day of classes of his senior year in high school. A prospect may accept not more than one expense-paid visit to not more than four six member institutions. Each member institution shall be required to notify in writing at the time of its invitation, each prospective student-athlete whom it invites to receive an expense-paid visit of the limitations imposed by Constitution 3-9 and this Bylaw; further, that invitation and notification shall occur at least five calendar days in advance of the visit."

Source: University of the Pacific.

Action: Approved by Divisions I and II; defeated by Division III, all by show of paddles.

#### NO. 108 CANDIDATE'S DECLARATION PROGRAM

Bylaws: Amend Proposal No. 35, page A-22, as follows:

"Section 9. Candidate's Declaration Program. The issuance of a candidate's declaration form by a member institution, and the acceptance thereof by a prospective student-athlete, shall be governed by the following procedures:

"(a) A member institution shall not be required to utilize the candidate's declaration procedures, except that all member institutions shall respect a prospective student-athlete's declaration established by this Section, and all members shall observe



contest), as well as the months of April and May."

**Source:** University of Arkansas, Fayetteville; Clemson University; Colorado State University; University of Georgia; University of Missouri, Columbia; University of Notre Dame; Pennsylvania State University.

**Action:** Defeated by Division I-A football, 56-64, and by Divisions I-AA and II football.

#### NO. 62 EXPENSE-PAID VISITS

**Bylaws:** Amend Article 1, Section 7-(e), page 50, as follows:

[Divided bylaw, Divisions I and II, divided vote]

"(e) Divisions I and II—A prospect may accept not more than one expense-paid visit to not more than *six* four member institutions. Each Division I or II member institution shall be required to notify in writing, at the time of its invitation, each prospective student-athlete whom it invites to receive an expense-paid visit of the limitations imposed by this bylaw; further, that invitation and notification should occur at least five calendar days in advance of the visit."

**Source:** University of Arkansas, Fayetteville; Clemson University; University of Colorado; University of Florida; University of Georgia; University of Kansas; Kansas State University; University of Maryland, College Park; University of Miami (Florida); University of Missouri, Columbia; University of Mississippi; University of Nebraska, Lincoln; University of New Mexico; University of Notre Dame; University of Oklahoma; Pennsylvania State University; San Diego State University; Southern Methodist University; University of Tennessee, Knoxville; University of Texas, Austin; Utah State University; Vanderbilt University; Wake Forest University; West Virginia University; University of Wyoming.

**Intent:** To reduce from six to four the number of expense-paid visits a prospective student-athlete may receive from Divisions I and II member institutions.

**Effective Date:** August 1, 1981.

**Action:** Defeated by Divisions I and II.

#### NO. 63 EXPENSE-PAID VISITS

**Bylaws:** Amend Article 1, Section 7-(e), page 50, as follows:

[Divided bylaw, Divisions I and II, divided vote]

"(e) Divisions I and II—A prospect may accept not more than one expense-paid visit to not more than *six* five member institutions. Each Division I or II member institution shall be required to notify in writing, at the time of its invitation, each prospective student-athlete whom it invites to receive an expense-paid visit of the limitations imposed by this bylaw; further, that invitation and notification shall occur at least five calendar days in advance of the visit."

**Source:** NCAA Council.

**Intent:** To reduce from six to five the number of expense-paid visits which a prospective student-athlete may receive from Divisions I and II member institutions.

**Effective Date:** August 1, 1981.

**Action:** Defeated by Division I, 125-135, and by Division II.

#### NO. 64 EXPENSE-PAID VISITS

**Bylaws:** Amend Article 1, Section 7, pages 48-52, by adding new paragraph (f), relettering subsequent paragraphs, as follows:

[Division I-A football only]

"(f) Division I-A Football—A Division I-A Football member institution may not finance an expense-paid visit to its campus for a prospective student-athlete in the sport of football after the first permissible signing date for that academic year established by the National Letter of Intent program. If such a prospect visits a Division I-A Football institution at his own expense after the national signing date, he may be reimbursed for expenses incurred on such a visit if the prospect eventually executes a National Letter of Intent with the institution which he visited after the national signing date. This paragraph shall not apply to Division I-A Football member institutions which do not subscribe to the National Letter of Intent."

**Source:** University of Arkansas, Fayetteville; Boston College; Clemson University; University of Colorado; University of Florida; University of Georgia; Georgia Institute of Technology; University of Kansas; Kansas State University; University of Maryland, College Park; University of Miami (Florida); University of Missouri, Columbia; University of Mississippi; University of Nebraska, Lincoln; University of New Mexico; North Texas State University; University of Notre Dame; University of Oklahoma; Pennsylvania State University; San Diego State University; University of South Carolina; Southern Methodist University; University of Tennessee, Knoxville; University of Texas, Austin; Texas Tech University; Utah State University; Vanderbilt University; Wake Forest University; West Virginia University; University of Wyoming.

**Intent:** To prohibit a Division I-A member institution which subscribes to the National Letter of Intent from providing a prospective student-athlete in the sport of football with an expense-paid visit to its campus after the National Letter of Intent signing date and to permit such an institution to reimburse a prospect for expenses incurred for a visit to the campus after the signing date if the prospect executes a National Letter of Intent with the institution.

**Effective Date:** August 1, 1981.

**Action:** Defeated by Division I-A football, 64-66.

member institutions.

**Intent:** To permit a member institution to participate in an institutional letter-of-intent program which involves a signing date in the sport of football or basketball that precedes the initial signing date in the National Letter of Intent program.

**Effective Date:** August 1, 1982.

**Action:** Defeated by Divisions I and II.

#### NO. 105 RECRUITING—PUBLICITY

**Bylaws:** Amend Article 1, Section 4, page 47, by adding new paragraph (b), relettering subsequent paragraph, as follows:

[Division I-A football only]

**“(b) The head football coach of a Division I-A member institution shall not be present when an off-campus site is utilized for purposes of obtaining a prospective student-athlete’s signed acceptance of the institution’s written offer of admission as a student or written tender of financial assistance to be provided on the prospect’s enrollment.”**

**Source:** NCAA Council (Recruiting Committee).

**Intent:** To preclude a Division I-A head football coach from participating in the off-campus signing of a prospective student-athlete.

**Effective Date:** Immediately.

**Action:** Approved by Division I-A Football.

#### NO. 106 EXPENSE-PAID VISITS

**Bylaws:** Amend Article 1, Section 8-(e), page 51, as follows:

[Divided bylaw, Divisions I and II, divided vote]

**“(e) Divisions I and II—A prospect may accept not more than one expense-paid visit to not more than six five member institutions. Each Division I or II member institution shall be required to notify in writing, at the time of its invitation, each prospective student-athlete whom it invites to receive an expense-paid visit of the limitations imposed by this bylaw; further, that invitation and notification shall occur at least five calendar days in advance of the visit.”**

**Source:** NCAA Council (Recruiting Committee, Special Committee on Legislative Review).

**Intent:** To reduce from six to five the total number of expense-paid visits which a prospective student-athlete may receive from Divisions I and II member institutions.

**Effective Date:** August 1, 1982.

**Action:** Approved by Division I, 146-121, and by Division II.



**Title:** RECRUITING -- TRYOUT EXCEPTIONS -- USE OF INSTITUTIONAL FACILITIES

**Effective Date:** Immediate

**SPOPL Number:** 5

**Official Notice Number:** 2010-3

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

**Category:** Presidents Council

**Topical Area:** Recruiting

**Status:** Adopted

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

**Bylaws:** Amend 13.11, as follows:

#### 13.11 TRYOUTS

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

[13.11.1.1 through 13.11.2.6.2 unchanged.]

#### 13.11.3 Tryout Exceptions.

[13.11.3.1 through 13.11.3.8 unchanged.]

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

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

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

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

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

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

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

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

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

**Review History:**

*June 25, 2009:* Recommends Approval - 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

**Title:** PLAYING AND PRACTICE SEASONS -- FALL SPORTS

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

**SPOPL Number:** 11

**Official Notice Number:** 2010-5

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

**A. Bylaws:** Amend 17.1.6.3, as follows:

[Roll Call]

17.1.6.3 Computation and Recording of Hour Limitations.

[17.1.6.3.1 through 17.1.6.3.4 unchanged.]

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

[Remainder of 17.1.6.3 unchanged.]

**B. Bylaws:** Amend 17.5, as follows:

[Roll Call]

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

[17.5.1 through 17.5.1.1 unchanged.]

17.5.2 **Preseason Practice.**

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

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

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

[Remainder of 17.5 unchanged.]

C. **Bylaws:** Amend 17.8, as follows:

[Roll Call]

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

[17.8.1 unchanged.]

17.8.2 **Preseason Practice.**

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

**17.8.2.2 Preseason Activities Prior to the First day of Classes. During the preseason practice period prior to the first day of classes, student-athletes shall not engage in more than six hours of countable athletically related activities per day, only five of**

**which may be devoted to physical activities (e.g., practice, weight training, conditioning). In addition, any session with physical activities shall not exceed three hours in length. Student-athletes must be provided with at least three continuous hours of recovery time between any session occurring that day. During this time, student-athletes may not attend any meetings or engage in other athletically related activities (e.g., weight-lifting); however, time spent receiving medical treatment and eating meals may be included as part of the recovery time.**

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

[17.8.3.1 unchanged.]

[17.8.4 through 17.8.6 unchanged.]

17.8.7 Number of Contests and Dates of Competition.

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

[17.8.7.1.1 unchanged.]

17.8.7.2 Maximum Limitations -- Student-Athlete. An individual student-athlete may participate in each academic year in not more than ~~20~~ **18** field hockey contests during the segment in which the NCAA championship is conducted and five dates of competition in field hockey during the another segment. This limitation includes those contests or dates of competition in which the student represents the institution in accordance with Bylaw 17.02.8, including competition as a member of the varsity, junior varsity or freshman team of the institution.

[Remainder of 17.8 unchanged.]

**D. Bylaws:** Amend 17.9, as follows:

[Roll Call]

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

[17.9.1 unchanged.]

17.9.2 Preseason Practice.

17.9.2.1 First Practice Date -- Championship Segment. A member institution shall not commence official preseason football practice sessions in the championship segment, for

the varsity, junior varsity or freshman team before 21 days prior to the first permissible ~~date of competition~~ **contest or seven days prior to the first day of classes, whichever is earlier.**

[17.9.2.2 through 17.9.2.2.1 unchanged.]

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

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

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

[17.9.2.3-(d) through 17.9.2.3.2 unchanged.]

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

[Remainder of 17.9 unchanged.]

**E. Bylaws:** Amend 17.10, as follows:

[Roll Call]

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

[17.10.1 through 17.10.5 unchanged.]

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

	Fall (Championship)	Spring (Championship)
Practice	17 days prior to the first permissible date of competition <b><u>or five days prior to the first day of classes, whichever is earlier</u></b>	February 15
Competition	Thursday preceding <del>August 30</del> <b><u>September 6</u></b>	February 15

End date for  
practice and  
competition

November 15

Seven days prior to  
final examination  
period.

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

[Remainder of 17.10 unchanged.]

F. **Bylaws:** Amend 17.19, as follows:

[Roll Call]

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

[17.19.1 unchanged.]

17.19.2 **Preseason Practice.**

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

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

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

[17.19.3.1 unchanged.]

[17.19.4 through 17.19.6 unchanged.]

17.19.7 Number of Contests and Dates of Competition.

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

[17.19.7.1.1 unchanged.]

17.19.7.2 Maximum Limitations -- Student-Athlete. An individual student-athlete may participate in each academic year in not more than ~~20~~ **18** soccer contests during the segment in which the NCAA championship is conducted and five dates of competition in soccer during another segment. This limitation includes those contests in which the student represents the institution in accordance with Bylaw 17.02.8, including competition as a member of the varsity, junior varsity or freshman team of the institution.

[Remainder of 17.19 unchanged.]

**G. Bylaws:** Amend 17.23, as follows:

[Roll Call]

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

[17.23.1 through 17.23.5 unchanged.]

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

	Fall (Championship)	Spring (Nonchampionship)
Practice	17 days prior to the first permissible date of competition <b><u>or five days prior to the first day of classes.</u></b>	February 15



	<b><u>whichever is earlier</u></b>	
Competition	Thursday preceding <del>August 30</del> <b><u>September 6</u></b>	February 15
End date for practice and competition	November 15	Seven days prior to final examination period.

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

[Remainder of 17.23 unchanged.]

**H. Bylaws:** Amend 17.25, as follows:

[Roll Call]

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

[17.25.1 through 17.25.1.9.1 unchanged.]

17.25.2 Volleyball -- Women's.

[17.25.2.1 unchanged.]

17.25.2.2 **Preseason Practice.**

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

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

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

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

[17.25.3.1 unchanged.]

[17.25.2.4 through 17.25.2.6 unchanged.]

17.25.2.7 Number of Dates of Competition -- Women.

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

[17.25.2.7.1.1 unchanged.]

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

[Remainder of 17.25 unchanged.]

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

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

**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

## Division II Committee for Legislative Relief Blanket Waiver

**NCAA Division II Bylaws 17.5.2.1 (cross country - first date of practice -- championship segment), 17.8.2.1 (field hockey - first date of practice -- championship segment), 17.9.2.1 (football - first date of practice -- championship segment), 17.10.5.1 (golf - first date of practice -- championship segment), 17.19.2.1 (soccer - first date of practice -- championship segment), 17.23.5.1 (tennis - first date of practice -- championship segment) and 17.25.2.2.1 (volleyball - first date of practice -- championship segment).** February 4, 2010. The NCAA Division II Committee for Legislative Relief granted a blanket waiver of the legislation related to the first permissible practice dates for the 2010 fall term. The blanket waiver permits an institution to begin practice 21 days prior to the institution's first scheduled football contest and 17 days prior to the institution's first scheduled cross country, field hockey, golf, soccer, tennis and women's volleyball contest or date of competition for those institutions that had a signed contract prior to August 6, 2009, for contests or dates of competition scheduled to occur between August 26, 2010, and September 1, 2010. The committee noted the blanket waiver is warranted based on the adoption of NCAA Division II Proposal No. 2010-5, which amends the first permissible contest date from the Thursday preceding August 30 to the Thursday preceding September 6. The proposal's effective date allows institutions to honor contracts that were signed prior to August 6, 2009, for contests or dates of competition occurring between August 26, 2010, and September 1, 2010, but does not include any relief for practice prior to the first permissible date. Further, the committee noted student-athlete well-being would be compromised and institutions would be at a competitive disadvantage if institutions were not provided an opportunity to maintain the standard length of the preseason practice period. To view this blanket waiver in its entirety, please access Committee for Legislative Relief Case No. 12774 on LSDBi.

**Title:** PLAYING AND PRACTICE SEASONS -- WINTER BREAK

**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

**Title:** PLAYING AND PRACTICE SEASONS -- WINTER BREAK -- RETURN TRAVEL

**Effective Date:** August 1, 2010

**Official Notice Number:** 2010-7-1

**Source:** Great Northwest Athletic Conference

**Category:** Amendment-to-Amendment

**Topical Area:** Playing and Practice Seasons

**Status:** Adopted

**Intent:** To amend Proposal No. 2010-7 to specify that it is permissible for an institution to travel on December 20 after an away-from-home competition that occurs on December 19, provided that is the earliest practical opportunity to return to campus.

**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). **It is permissible for an institution to travel on December 20 after an away-from-home competition that occurs on December 19, provided that is the earliest practical opportunity to return to campus.**

[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). **It is permissible for an institution to travel on December 20 after an away-from-home competition that occurs on December 19, provided that is the earliest practical opportunity to return to campus.**

[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). **It is permissible for an institution to travel on December 20 after an away-from-home competition that occurs on December 19, provided that is the earliest practical opportunity to return to campus.**

[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). **It is permissible for an institution to travel on December 20 after an away-from-home competition that occurs on December 19, provided that is the earliest practical opportunity to return to campus.**

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

**Rationale:** Due to limited travel options and safety issues institutions need to have flexibility in the return travel restrictions at the beginning of the winter break period. The length of the games or the geographic location of the institution may impact what travel options are available. This proposal will require an institution to travel back to campus after an away-from-home competition that occurs on December 19 at the earliest practical opportunity, including the option of travelling on December 20. If adopted, return travel on December 20 will not result in a violation or require relief through the Committee for Legislative Relief waiver process, provided it is the earliest practical opportunity to return from competition.

**Primary Contact Person:**

Richard Hannan, Commissioner  
Great Northwest Athletic Conference  
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**Position Statement(s)**

*Legislation Committee:* The committee agreed to oppose this amendment-to-amendment. The committee noted that the intent of the proposal is to have a full seven day break, and this change reduces that benefit for winter sport student-athletes, coaches and athletics administrators. The committee further noted that a common sense approach should be used when scheduling a contest or date of competition prior to the winter break. Institutions are encouraged to schedule away-from-home contests or dates of competition with in-region or conference opponents that are located geographically closest to their campuses, as to avoid any return travel issues.

**Title:** ELIGIBILITY -- CRITERIA FOR DETERMINING SEASON OF ELIGIBILITY --  
PARTICIPATION IN ORGANIZED COMPETITION PRIOR TO INITIAL COLLEGIATE  
ENROLLMENT

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

**SPOPL Number:** 6

**Official Notice Number:** 2010-11

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

**Category:** Presidents Council

**Topical Area:** Eligibility

**Status:** Adopted

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

**Bylaws:** Amend 14.2.4.2, as follows:

[Roll Call]

14.2.4.2 Participation in Organized Competition ~~or Training~~ Prior to Initial Collegiate Enrollment. An individual who does not enroll in a collegiate institution as a full-time student ~~during the regular academic term that is immediately following the date that the individual's high school class normally graduates from high school (or the international equivalent as specified in the NCAA Guide to International Academic Standards for Athletics Eligibility)~~ **in the regular academic term that begins immediately after a one-year time period (the next opportunity to enroll after the one calendar-year period has elapsed) following his or her high school graduation date** shall use ~~a~~ **one** season of intercollegiate competition for each ~~calendar year or sports season (following that date)~~ **consecutive 12-month period after the one-year time period and before initial full-time collegiate enrollment** in which the individual ~~has participated~~ **participates** in ~~activities that meet the criteria set forth in~~ **organized competition per** Bylaw 14.2.4.2.3**1.2.**

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

~~14.2.4.2.2 Academic Year in Residence. An individual who uses a season(s) of competition in a specific sport per Bylaw 14.2.4.2, shall fulfill an academic year in~~

~~residence at any member institution prior to being eligible to represent the certifying institution in that specific sport in intercollegiate competition.~~

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

- ~~(a) Any competition or training with a team that declares itself to be professional;~~
- ~~(b) Any competition or training with a team in which compensation is provided to any of the participants (including actual and necessary expenses);~~
- ~~(c) Any individual competition or training in which any of the participants receive compensation (including actual and necessary expenses);~~
- ~~(d) Any competition pursuant to the signing of a contract for athletics participation;~~
- ~~(e) Any competition pursuant to involvement in a professional draft;~~
- ~~(f) Any competition funded by a professional sports organization, excluding not for profit organizations affiliated with professional sports organizations;~~
- ~~(g) Any competition funded by a representative of an institution's athletics interest that is not an open event; or~~
- ~~(h) Any practice with a professional athletics team (excluding a 48-hour tryout).~~

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

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

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

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

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

#### **14.2.4.2.1 Administration of Participation in Organized Competition.**

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

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

**14.2.4.2.1.1.2 Late High School Graduation -- Required Repeat Year.** If an individual is required to repeat an entire year of high school attendance, he or she becomes a member of that class and the date of graduation for the individual is the expected date of that class.

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

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

- (a) Competition is scheduled in advance;**
- (b) Official score is kept;**
- (c) Individual or team standings or statistics are maintained;**
- (d) Official timer or game officials are used;**
- (e) Admission is charged;**
- (f) Teams are regularly formed or team rosters are predetermined;**
- (g) Team uniforms are used;**

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

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

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

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

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

**14.2.4.2.3.2.1 U.S. Armed Services Exception. Participation in ~~activities that meet the criteria set forth in~~ organized competition per** Bylaw 14.2.4.2.3**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.

**14.2.4.2.3.3.2.2 National/International Competition Exception. For a maximum of one year, participation in ~~activities that meet the criteria set forth in~~ organized competition per** Bylaw 14.2.4.2.3**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).

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

14.2.4.2.3.5 2.3 Skiing Exception. For a maximum of two years, participation in ~~activities that meet the criteria set forth in~~ **organized competition per** Bylaw 14.2.4.2.3.1 2 shall be excepted in ~~the sport of~~ skiing when such participation is part of competition sanctioned by the U.S. Skiing Association and its international counterparts.

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

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

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

process. A waiver provision specifies the committee authorized to waive the application of the organized-competition legislation. Finally, the Legislation Committee will continue to review cases processed under the organized-competition rule and report any issues to the Presidents Council.

**Review History:**

*June 25, 2009:* Recommends Approval - 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





## **DARTMOUTH COLLEGE ATHLETIC DEPARTMENT**

**6083 ALUMNI GYM - HANOVER - NH - 03755-3512**  
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December 15, 2009

Mike Rogers  
Professor of Law  
Baylor Law School  
Sheila and Walter Umphrey Law Center  
1114 S University Parks Dr  
Waco, TX 76706-1223

Dear Mr. Rogers,

I am writing on behalf of the NCAA Men's and Women's Skiing Committee. The following is a summary of the concerns within the collegiate skiing community with regards to NCAA Division I Proposal 2009-22.

The world of collegiate skiing is a small one, with only 37 institutions sponsoring the sport and a mere 13 Division I schools sponsoring teams.

While there are numerous competitive opportunities available to the best high school and college-aged skiers in the United States and other countries, collegiate skiing is viewed as an outstanding competitive option for those individuals who are not able to compete on the World Cup circuit – the pinnacle of the sport. Access to the top of the sport – either at a World Cup level or the Olympics can only be gained through national team participation, so participation through the national federation on lower level national teams is essential.

There are a number of young men and women who compete for their country in a national team program prior to arrival on our campuses. Some are able to buoy their NCAA success into more opportunities on a higher level and even the world stage after they complete their eligibility, but the vast majority exhaust these opportunities prior to collegiate enrollment.

The ski coaches in Division I and across all Divisions are concerned that this legislation will have the chilling effect of keeping the best and brightest skiers away from our campuses and off our collegiate teams. The NCAA Men's Women's Skiing Committee and coaches across all three divisions are unified in this view.

The one-year enrollment window prior to eligibility penalties is only aspect of Proposal 2009-22 at issue in terms of skiing.

Student-athletes in skiing who delay enrollment do not sign endorsement contracts -- they typically attend in-residence skiing academies or participate directly in national team programs. The national teams of most countries charge individuals who are not at the World Cup level. For example, the cost of being on the US "C" or "D" team this winter is \$22,000 (it was \$25,000 in 2008-09). This money is charged to the individual participant prior to the winter. Skiing academies come with tuition and fees that are similar in cost to national teams. The opportunity to participate on these national teams, or to pursue

selection for them gives many students reason to delay collegiate enrollment for more than one year after high school. The handful of skiers who do earn a spot on the full national team (the "A" team), are compelled by US Skiing to sign an endorsement contract and are thus not eligible for future collegiate competition.

Approximately half of the student-athletes who qualified for 2009 NCAA championships in alpine skiing came to college two or more years after their high school class graduated. While many participated on various U.S., Canadian and European national teams, many more were pursuing that dream at skiing academies in the U.S. These academies have students who are high school-aged and above. The rosters of the 13 Division I skiing programs are filled with individuals who have delayed enrollment.

The national teams require participation from November through March making full-time college enrollment difficult if not impossible.

By making these skiers spend a year in residence and lose a year of eligibility as is proposed in 2009-22, the coaching body fears that most will opt not to pursue the NCAA skiing option. In addition, given the limited athletically-related aid available to ski programs (7 full grants for women, 6.3 full grants for men), coaches and institutions do not have the latitude to take on students for what would amount to a two- or three-year athletic career.

The mission statement of the NCAA Men's and Women's Skiing Committee charges the group with "placing emphasis on quality competition for elite student-athletes and teams, while at the same time providing appropriate access for eligible institutions and student-athletes." Allowing prospective student-athletes to test their athletic boundaries and delay enrollment without penalty will ensure that elite athletes continue to pursue educational opportunities while competing as collegiate skiers.

The skiing committee understands the limited power that the Amateurism Cabinet has over the legislation at this point in the process, but appreciates the opportunity to apprise your body of the potential unintended consequences that the proposal would have on collegiate skiing.

Thanks for your attention.

Sincerely,



Drew Galbraith  
Senior Associate Athletic Director  
Dartmouth College

Chair, NCAA Men's and Women's Skiing Committee

Cc: Rachel Newman-Baker  
Mark Bedics  
NCAA Men's and Women's Skiing Committee

**Title:** FINANCIAL AID, PLAYING AND PRACTICE SEASONS AND DIVISION  
MEMBERSHIP -- SAND VOLLEYBALL

**Effective Date:** August 1, 2010

**SPOPL Number:** 8

**Official Notice Number:** 2010-12

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

**Category:** Presidents Council

**Topical Area:** Financial Aid

**Status:** Adopted

**Intent:** In sand volleyball, to establish the maximum institutional grant-in-aid equivalency limit, the playing and practice season regulations and the minimum contests and participants requirement for sports sponsorship, as specified.

**A. Bylaws:** Amend 15.5, as follows:

15.5 MAXIMUM INSTITUTIONAL GRANT-IN-AID LIMITATIONS BY SPORT

[15.5.1 through 15.5.1.8 unchanged.]

15.5.2 Equivalency Sports.

[15.5.2.1 through 15.5.2.1.1.1 unchanged.]

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

**Sand Volleyball 5.0**

[15.5.2.1.3 through 15.5.2.2.1 unchanged.]

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

[15.5.3.1 through 15.5.3.2 unchanged.]

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

[15.5.3.3 renumbered as 15.5.3.4, unchanged.]

[Remainder of 15.5 unchanged.]

**B. Bylaws:** Amend 17, as follows:

17 Playing and Practice Seasons

[17.01 through 17.16 unchanged.]

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

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

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

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

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

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

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

**17.17.7 Number of Contests.**

**17.17.7.1 Maximum Limitations -- Institutional. A member institution shall limit its total playing schedule with outside competition in sand volleyball during the institution's sand volleyball playing season to 16 dates of competition during the segment that ends with a National Collegiate Championship event, and four dates of competition during the nonchampionship segment, except for those dates of competition excluded under Bylaws 17.17.7.3 and 17.17.7.4 (see Bylaw 20.10.3.5 for minimum contests and participants requirements).**

**17.17.7.2 Maximum Limitations -- Student-Athlete. An individual student-athlete may participate each academic year in 16 dates of competition in sand volleyball during the segment in which a National Collegiate Championship is conducted and four dates of competition during another segment (this limitation includes those contests in which the student represents the institution in accordance with Bylaw**

17.02.8, including competition as a member of the varsity, junior varsity or freshman team of the institution).

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

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

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

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

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

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

(f) Fundraising Activity. Any activities in which student-athletes from more than one of the institution's athletics teams participate (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 sand volleyball conducted for the purpose of raising funds for charitable organizations, provided:

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

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

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

17.17.7.4 Once-in-Four-Years Exemption -- Foreign Tours. An institution may exempt the dates of competition played on a foreign tour, provided the tour occurs

only once in a four-year period and is conducted in accordance with the procedures set forth in Bylaw 30.7 (see Bylaw 17.29).

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

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

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

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

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

17.17.10 Other Restrictions.

17.17.10.1 Noncollegiate, Amateur Competition.

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

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

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

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

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

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

[Remainder of 17 unchanged.]

**C. Bylaws:** Amend 20.10.3.5, as follows:

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

Team Sports	Minimum Contests
-------------	------------------

**Sand Volleyball 8**

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

[20.10.3.5.1 through 20.10.3.5.8 unchanged.]

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

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

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

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

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

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

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

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



**Review History:**

*June 25, 2009:* Recommends Approval - 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

**Title:** PLAYING AND PRACTICE SEASONS -- BASKETBALL -- FIRST CONTEST

**Effective Date:** August 1, 2010

**IPOPL Number:** 3

**SPOPL Number:** 14

**Official Notice Number:** 2010-14

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

**Category:** Membership Proposal

**Topical Area:** Playing and Practice Seasons

**Status:** Adopted

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

**Bylaws:** Amend 17.3.3, as follows:

[Roll Call]

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

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

**Primary Contact Person:**

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**Cosponsorship:**

**Conference:**

Mid-America Intercollegiate Athletics Association

Peach Belt Conference

West Virginia Intercollegiate Athletic Conference

**Position Statement(s)**

*Presidents Council, Management Council and Legislation Committee:* The Councils and the committee agreed to oppose this proposal. The Councils and the committee noted that the proposed amendment increases the length of the regular playing season, while shortening the length of the preseason practice period. The Councils and the committee also noted that the proposal could lead to season/sport overlap during the championship segments. The Councils and the committee further noted that some institutions prefer to have more campus engagements on weekdays rather than weekends because there are more campus personnel and students available to attend contests during the week. Finally, the Councils and the committee noted that the proposed amendment is contrary to the Life in the Balance initiative.



## 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:**

**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 in privately or commercially sponsored; or**

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

[14.02.9 through 14.02.13 renumbered as 14.02.10 through 14.02.14, unchanged.]

**E. Bylaws:** Amend 14.2.3, as follows:

**14.2.3 Criteria for Determining Season of Competition.**

[14.2.3.1 unchanged.]

**14.2.3.2 Delayed Enrollment -- Seasons of Competition.**

**14.2.3.2.1 Sports Other Than Men's Ice Hockey, 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:**

**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:** 2009-33

**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:** 2009-43

**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:**

**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:** 2009-51-B

**Title:** RECRUITING -- CAMPS AND CLINICS -- INSTITUTION'S SPORTS CAMPS AND CLINICS  
-- LOCATION RESTRICTION -- SPORTS OTHER THAN FOOTBALL

**Intent:** In sports other than football, to specify that an institution's camp or clinic shall be conducted on the institution's campus or within a 100-mile radius of the institution's campus.

**Bylaws:** Amend 13.12, as follows:

13.12 SPORTS CAMPS AND CLINICS

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. 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. In all other sports, 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.**

[13.12.1.2 through 13.12.1.6 renumbered as 13.12.1.3 through 13.12.1.7, unchanged.]

13.12.2 Employment at Camp or Clinic.

[13.12.2.1 through 13.12.2.2 unchanged.]

13.12.2.3 Athletics Staff Members. A member institution's athletics staff member may be involved in sports camps or clinics unless prohibited in this section.

[13.12.2.3.1 through 13.12.2.3.2 unchanged.]

13.12.2.3.3 Noninstitutional, Privately Owned Camps/Clinics -- Sports Other Than Basketball **and Football**. In sports other than basketball **and football**, an institution's athletics department personnel may serve in any capacity (e.g., counselor, guest lecturer, consultant) in a noninstitutional, privately owned camp or clinic, provided the camp or clinic is operated in accordance with restrictions applicable to institutional camps (e.g., open to all entrants, no free or reduced admission to or employment of athletics awards winners). ~~In football, participation in such camps/clinics is limited to the 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.~~ Participation in such camps or clinics is not subject to the location restriction in Bylaw 13.12.1.2.

13.12.2.3.4 Noninstitutional, Privately Owned Camps/Clinics -- Football. In football, an institution's athletics department personnel may serve in any capacity (e.g., counselor, guest lecturer, consultant) in a noninstitutional, privately owned camp or clinic, provided the camp or clinic is operated in accordance with restrictions applicable to institutional camps (e.g., open to all entrants, no free or reduced admission to or employment of athletics award winners). Participation in such camps or clinics is limited to the two periods of 15 consecutive days in the months of June and July or any calendar week (Sunday through Saturday) that includes days of the months (e.g., May 28-June 3) as declared by the institution and is limited to those that are conducted within the state in which the institution is located or, if outside the state, within a 50-mile radius of the institution's campus (see Bylaw 13.12.1.1.3).

[13.12.2.3.4 through 13.12.2.3.6 renumbered as 13.12.2.3.5 through 13.12.2.3.7, unchanged.]

**Source:** NCAA Division I 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; a contract signed before October 20, 2009, for all other sports 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 = 4)

**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:** 2009-63

**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:**

**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:**

**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:** 2009-76

**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:** 2009-82

**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	<b><u>Women's Rowing</u></b>	<b><u>4</u></b>	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



**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.
2009-11	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		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.
2009-15	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	Sun Belt Conference	August 1,	In football, to permit ten coaches to evaluate prospective

Proposal Number	Title	Source	Effective Date	Intent
	THE NUMBER AND DUTIES OF COACHES -- CONTACT AND EVALUATION OF PROSPECTIVE STUDENT-ATHLETES -- FALL EVALUATION PERIOD -- EXCEPTION -- FOOTBALL -- ONE SEVEN DAY PERIOD		2010	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.
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.
2009-23	AMATEURISM AND AWARDS, BENEFITS AND EXPENSES -- EXCEPTIONS TO AMATEURISM RULE -- BENEFITS, GIFTS AND SERVICES -- INSURANCE AGAINST DISABLING-INJURY	NCAA Division I Amateurism Cabinet	Immediate	To specify that an institution's president or chancellor may designate an institutional staff member (or staff members) to assist a student-athlete with arrangements for securing a loan against future earnings potential for the purpose of purchasing insurance against a disabling injury or illness and to assist with arrangements for

Proposal Number	Title	Source	Effective Date	Intent
	OR ILLNESS			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.
2009-30-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.



Proposal Number	Title	Source	Effective Date	Intent
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.
2009-37	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.
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	Southeastern	August 1,	In bowl subdivision football, to specify that there shall be

Proposal Number	Title	Source	Effective Date	Intent
	AID -- LETTER-OF-INTENT PROGRAMS, FINANCIAL AID AGREEMENTS -- LETTER OF INTENT RESTRICTION -- LIMITATION ON NUMBER OF SIGNINGS -- BOWL SUBDIVISION FOOTBALL	Conference	2010	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	In bowl subdivision football, to prohibit an institution's varsity and subvarsity intercollegiate teams from competing against any team that includes prospective student-athletes.
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 AWARDED 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).
2009-81	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 -- ACADEMIC STANDARDS -- RETENTION	NCAA Division I Legislative Council (Committee on Athletics Certification)	Immediate	To eliminate the requirement that the retention rate of student-athletes, as a whole, be compared to other student-body groups.
2009-89	AMATEURISM -- VALIDITY OF AMATEUR STATUS -- ELIGIBILITY FOR PRACTICE OR COMPETITION -- TEMPORARY CERTIFICATION -- RECRUITED STUDENT-ATHLETE -- 45-DAY	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.

Proposal Number	Title	Source	Effective Date	Intent
	PERIOD			
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.
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.
2009-95	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.
2009-99	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.



### Division III Legislation Considered at the 2010 NCAA Convention

**Title:** ELIGIBILITY -- TRANSFER REGULATIONS -- RESIDENCE REQUIREMENT -- DISCIPLINARY SUSPENSION -- EXCEPTION

**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.

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**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

**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

**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

**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

**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.~~

14.2.5.2.5.4 ~~3~~ 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

**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.**

**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.

**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

**Title:** ELIGIBILITY -- CRITERIA FOR DETERMINING SEASON OF ELIGIBILITY -- STUDENT MANAGERS AND STUDENT COACHES USING A SEASON OF PARTICIPATION

**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

**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.]

**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.

**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

**Title:** ELIGIBILITY -- SEASONS OF PARTICIPATION: 10-SEMESTER/15-QUARTER RULE -- 10-SEMESTER/15-QUARTER EXTENSION REQUEST -- PRACTICE WHILE WAIVER IS PENDING

**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.**

**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.

**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

**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

**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.]

**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.

**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

**Title:** RECRUITING -- ELECTRONIC TRANSMISSIONS -- EXCEPTION -- PUBLIC RELEASE OF GENERAL ATHLETICS INFORMATION SENT THROUGH ELECTRONIC TRANSMISSION

**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.**

**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.

**Review History:**

*July 21, 2009:* Approved in Concept and Adopted in Final Legislative Format - Management Council

**Title:** MEMBERSHIP -- RESPONSIBILITY OF MEMBERSHIP -- PENALTY STRUCTURE

**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]

**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.

**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

**Title:** RECRUITING -- CONTACTS AND EVALUATIONS -- FOUR-YEAR COLLEGE PROSPECTIVE STUDENT-ATHLETES -- DE MINIMIS VIOLATIONS -- PERMISSION TO CONTACT

**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.~~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.]

**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.

**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

**Title:** RECRUITING -- OFFICIAL AND UNOFFICIAL VISITS -- INSTITUTIONAL ADMISSIONS DEPARTMENTS -- PROGRAMMING OR BENEFITS AVAILABLE TO ALL PROSPECTIVE STUDENTS GENERALLY

**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.**

**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.

**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



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

<b>Proposal Number</b>	<b>Title</b>	<b>Intent</b>
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 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.

Proposal Number	Title	Intent
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 -- RELEASE STATEMENT	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 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.

Proposal Number	Title	Intent
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.

**Discussion Document Regarding Phase II of the Life in the Balance Initiative –  
Aligning NCAA Bylaw 17 (Playing and Practice Seasons) Legislation and Championships  
Policies with the NCAA Division II Strategic Positioning Platform**

**Background**

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 a "Life in the Balance" initiative that ensures alignment of athletics competition policies with the division's attribute-based Strategic Positioning Platform.

Begun in January 2009 when a group of about 70 chancellors and presidents raised concerns about whether Division II student-athletes were spending too much time on athletics and not enough on what the rest of the campus had to offer. The division committed to a comprehensive review of playing and practice seasons and championships with an eye toward scaling back a growing emphasis on the games themselves.

That led to a four-proposal package for the 2010 NCAA Convention designed to streamline seasons and reduce contests in 10 sports and establish a seven-day dead period during the winter holiday break. The proposals were developed not only to ensure more of the balance that had become a benchmark in the Strategic Positioning Platform, but they also came with the ancillary benefit of reducing costs for financially strapped institutions affected by a slumping economy.

Phase I of the Life in the Balance initiative was ambitious without a doubt. Many Division II members, including student-athletes and coaches, resisted the idea of cutting contests. That was expected. But chancellors and presidents remained focused on the bigger picture. They not only knew that athletics – as an integrated function of the collegiate model – would be expected to help during a financially challenging time, but they also knew that Division II's behavior on the fields and courts had to align with the Strategic Positioning Platform. In effect, Division II had to walk its strategic talk.

Now with Phase I in the rear-view mirror, Phase II continues that commitment to balance and to ensuring that student-athletes receive the maximum benefit from their college experience.

Chancellors and presidents agreed to a multi-phased approach in spring 2009 during a meeting of the NCAA Division II Presidents Council and presidents who headed their respective conference athletics governing boards. Many of them wondered whether the proposals in what eventually became Phase I were comprehensive enough. Some asked why all sports were not included in the restrictions, or why other aspects beyond simply the championship segments were not being considered.

These presidents stopped short, however, of proposing more sweeping changes all at once. They knew that the Life in the Balance package was on a fast track as it was, and that it would take time for the Division II membership to reconcile the need for moderation in their athletics behavior. Thus, the Division II leadership forged ahead with what they regarded as the most

readily acceptable changes, while also committing to an ongoing review of other athletically related policies and activities that could culminate in legislation at future Conventions.

### **Identification of Overarching Issues**

1. Amend the playing and practice seasons legislation set forth in NCAA Bylaw 17 (e.g., length of season; start dates for practice and competition) to work concurrently with changes in championships policies (e.g., selection criteria, length of championship, game rules, championships operations) to align with the Strategic Positioning Platform, create better life/work balance and with the foresight of establishing better business practices.
2. Determine the appropriate format (e.g., one proposal, multiple proposals, package of proposals) for any legislative changes, if recommended, for the 2011 Convention.
3. Determine implementation date(s) and effective date(s) for any legislative recommendations to Bylaw 17 and/or changes in championships policies.

### **Overview of Phase II**

While Phase I focused primarily on season length and the maximum number of contests in various sports, Phase II is intended to also examine the growing number of "exempted" contests in many sports, as well as the nonchampionship segment in these sports (that is, the period of athletically related activities that is outside of a given sport's traditional playing season).

As was the case with Phase I, the review will begin with considering every imaginable idea, from season modifications in sports not addressed in Phase I to adjusting rules regulating the number of hours student-athletes can devote to athletically related activities in a given week.

As was also the case with Phase I, the Phase II effort will rely on data, input from all constituents and a well-vetted approach throughout the governance structure to develop proposals that meet the intent of the review. Again, the idea here is to align athletics behavior with the identity Division II has carved out for itself in its strategic platform. This is not a punitive pursuit, but rather a strategic exercise.

### **NCAA Division II Legislation Committee Discussions and Next Steps**

1. *Maximum number of contests or dates of competition for sports that were not modified in Phase I.* In November 2009, the NCAA Division II Legislation Committee continued

its discussions regarding the maximum number of contests or dates of competition for all Division II championship sports that were not modified in Phase I of the initiative. The committee narrowed the discussion for future in-person meetings by making some key decisions.

First, the committee decided that there should not be a change to the maximum number of contests or dates of competition for emerging sports for women (i.e., rugby, equestrian, sand volleyball and squash) and National Collegiate Championship sports [men's sports (3): gymnastics, volleyball, water polo; women's sports (4): bowling, gymnastics, ice hockey, water polo; and men's and women's sports (3): fencing, rifle, skiing]. The committee noted that the intent behind the emerging sports for women legislation is to provide additional athletics opportunities to female student-athletes. In addition, such sports must gain championship status within 10 years or show steady progress toward that goal to remain on the list. The committee agreed that the emerging sports for women need to continue to grow, and a reduction to the maximum number of contests or dates of competition is not appropriate at this time. Finally, the committee agreed that since Division II institutions are competing against institutions from Divisions I and III in sports that conclude with a National Collegiate Championship, the maximum contests or dates of competition should not be reduced for competitive equity purposes.

Second, the committee agreed to focus on the contests or dates of competition in Division II championship sports, specifically, football and tennis. The committee directed staff to compile additional information on these two sports for its March 2010 in-person meeting. Particularly, the committee wants information, through the score-reporting system in championships, on the number of Thursday night games in football and the number of institutions that participated in 10 games versus the maximum of 11 games over the last three years (i.e., 2006-07, 2007-08 and 2008-09). The committee also wants to review the average number of dates of competition used by institutions that sponsor tennis over the same three-year period.

2. ***List of annual and discretionary exemptions (e.g., alumni meet, conference championships, scrimmages).*** Early in Phase I, the Legislation Committee discussed whether the list of annual and discretionary exemptions should be amended, but agreed to continue to review the legislation to determine if any recommendations were warranted. In November 2009, the committee continued its review of the list of annual and discretionary exemptions for all sports.

Similar to the discussion regarding the maximum number of contests or dates of competition, the committee agreed to focus only on those sports that concluded with a Division II championship. This is important because each sport has its own list of exemptions, which may be excluded from the maximum number of contests or dates of



competition each year. Such exemptions are not the same for all sports. Annual exemptions may include alumni meets, conference championships or fundraising activities. An institution may exempt an unlimited number of contests or dates of competition from the maximums, if it meets the conditions of an annual exemption. Whereas an institution is limited in annually exempting no more than three contests or dates of competition when its team participates in a contest or date of competition that meets the definition of a discretionary exemption (e.g., non-Division II four-year collegiate institution, scrimmage).

The committee agreed that it needs data before proceeding on this issue, and directed the staff to prepare a questionnaire for the membership to compile three years of data on the use of such exemptions. The questionnaire breaks down the responses by sport, over a three-year period (i.e., 2006-07, 2007-08 and 2008-09). The questionnaire was sent to institutions in mid-December 2009, and responses are due to the national office by February 1, 2010. The committee expects to discuss the results of the questionnaire at its March 2010 in-person meeting.

3. ***Nonchampionship segment (e.g., 24 practice or contest/dates of competition in 45-day consecutive calendar day period).*** In Phase I, the Legislation Committee also discussed the nonchampionship segment and tabled the discussion. Per current legislation, each institution is required to determine the playing season for each sport. Bylaw 17.1.2 (segments of playing season) specifies that for all sports other than football and basketball, each institution may divide the playing season into not more than two distinct segments – the championship and nonchampionship segments. For some sports, institutions that designate a nonchampionship segment may permit their student-athletes to participate in any practice or competition activity in a maximum of 24 days that occurs in a period of 45 consecutive calendar days. Sports with this type of nonchampionship calendar include: baseball, cross country, field hockey, golf, men's lacrosse, women's rowing, soccer, softball, tennis and women's volleyball.

The committee reiterated its position from Phase I that the nonchampionship segment has a benefit for student-athletes and, thus, does not believe that there should be an overall elimination of the nonchampionship segment. The committee went a step further and concluded that there should be no change to the structure of the nonchampionship segment (24 days in a 45 consecutive calendar day period). However, the committee agreed to further explore the possibility of amending the permissible number of contests in the nonchampionship segment.

Again, the committee recognized its need for data on this issue, and directed staff to include questions in the questionnaire regarding the number of contests used by institutions (over a three-year period) during the nonchampionship segment. The

committee expects to discuss the results of the questionnaire at its March 2010 in-person meeting.

Another topic that was discussed by the committee includes a possible change to the start date of the nonchampionship segment. Concerns were noted regarding how early spring sport student-athletes begin the nonchampionship segment. Under current legislation, spring sports with a nonchampionship segment in the fall may begin practice or competition September 7 or the first day of classes, whichever is earlier. Fall sports with a nonchampionship segment in the spring may begin practice or competition no earlier than February 15.

4. ***20/8-hour rule, skill instruction and counting contests.*** Finally, the Legislation Committee decided to conduct a more in-depth review of the 20/8-hour rule. Per the Bylaw 17 daily and weekly hour limitations, a student-athlete's participation in countable athletically related activities during the season is limited to a maximum of four hours per day and 20 hours per week. Whereas, outside the playing season, student-athletes are limited to a maximum of eight hours per week, of which not more than two hours per week may be spent on individual skill instruction. The committee noted that continued discussions should occur regarding skill instruction; specifically, in regard to the concept of full team practice outside the playing season with two required days off during the nonchampionship segment.

In addition, the Legislation Committee decided to continue its discussions on how to count contests for purposes of the 20/8-hour rule. Current legislation specifies that all competition, except for exempted scrimmages, and any associated athletically related activities on the day of competition shall count as three hours regardless of the actual duration of these activities (see Bylaw 17.1.6.3.2). The committee directed the NCAA research staff to review the GOALS/SCORES data for further information on this issue.

The Legislation Committee is presenting these topics for discussion by the NCAA Division II Management Council, Presidents Council and other interested parties. Based on the feedback received on these topics, the Legislation Committee will continue to refine its position with the intention of forwarding any recommendations for legislation for review by the Management Council and Presidents Council at their summer meetings.

## **NCAA Division II Championships Committee Discussions and Next Steps**

The NCAA Division II Championships Committee reviewed the Phase I Life in the Balance proposals that were adopted at the 2010 Convention, and began its discussions on Phase II of the initiative at its February 2010 in-person meeting. The committee again confirmed that there

would be no changes to the championships selection criteria for the 10 sports that received reductions to the maximum number of contests or dates of competition in Phase I of the initiative. The committee noted that there has been no feedback from the NCAA championships staff managers or sports committees recommending a change to the selection criteria. In addition, the committee noted the following in regard to the four areas of discussion in Phase II:

1. ***Maximum number of contests or dates of competition for sports that were not modified in Phase I.*** In an attempt to confirm that the division is building its own identity, the committee directed staff to develop a chart comparing the maximum contests and dates of competition with the maximums legislated in Division III. The committee also discussed the maximum contests and dates of competition in football and tennis, in that those sports will be the focus of the Legislation Committee in March 2010. The committee noted that many institutions play "guarantee" football games Thursday nights, which if eliminated, could have a significant impact on revenue. In addition, the committee noted that a change to Thursday night football games could have unintended consequences for the Division II television package. Finally, the committee recommended that if Thursday night football contests are an issue, the Legislation Committee may want to explore limiting the number of Thursday night contests during the championship segment, rather than eliminating that scheduling opportunity.
2. ***List of annual and discretionary exemptions (e.g., alumni meet, conference championships, scrimmages).*** The committee discussed the current list of annual and discretionary exemptions and noted a number of issues for the Legislation Committee to discuss at its next in-person meeting. First, the committee noted that the foreign tour legislation should be preserved in that it provides a positive educational experience for student-athletes. The committee questioned the importance of the conference challenge event in basketball, and wondered if the exemption was necessary. Some members mentioned that there are too many exemptions in the preseason, which impacts student-athlete well-being. Finally, the committee commented on a concept that would provide flexibility to institutions and conferences in determining how to count contests and exemptions during the championship segment. The committee agreed that this concept deserved more discussion. However, if this concept goes forward in the process, the committee recognized that there may be a need to address championships selection criteria to encourage in-region, nonconference games.
3. ***Nonchampionship segment (e.g., 24 practice or contest/dates of competition in 45-day consecutive calendar day period).*** The committee had a broad discussion on the nonchampionship segment by focusing on start dates, the length of the segment, competition opportunities and education for the membership. The committee agreed that the start dates for winter sports needs to be addressed in Phase II. The season is considered to be way too long for winter sport student-athletes in that they can begin the

nonchampionship segment on the first day of classes or September 7, whichever is earlier, and they conclude in the middle to end of the spring term/quarter. The committee also recommended that the Legislation Committee discuss whether NCAA Proposal No. 2010-13 (playing and practice seasons – out-of-season and nonchampionship segment athletically related activities – nonchampionship segment activities – 60-day consecutive calendar day period) should be applied to all sports. Finally, the committee noted that an education initiative should occur regarding how hours are counted during and outside of the 24 practice or competition days in the 45 consecutive day period.

4. ***20/8-hour rule, skill instruction and counting contests.*** The committee primarily focused on skill instruction during its discussion of this area. The committee noted that Phase II needs to address the appropriate number of student-athletes per group during skill instruction outside of the playing season to help with the work/life balance of coaches. Some committee members agreed that further discussion should occur in regard to allowing full team practice during skill instruction hours.

The Championships Committee will revisit these issues and meet with the Legislation Committee in a joint meeting in early June to discuss and finalize any legislative recommendations for Phase II of the Life in the Balance initiative for the 2011 Convention.

### **Timeline for Review and Outreach Efforts**

Phase II discussions will include sessions at the 2010 Convention, during which chancellors and presidents will reiterate their goals and outline keys to achieving success. After that, the Legislation and Championships Committees will once again be deployed as the focal groups in brainstorming ideas, soliciting input and developing proposals for preliminary review.

Chancellors and presidents will oversee every step of the way, especially during a June 2010 summit in Indianapolis where they will review the proposals that will eventually make their way to the 2011 Convention.

November 2009	Division II Legislation Committee meeting
December 2009	Discussion with the American Volleyball Coaches Association
January 2010	Initial Review by Division II Management Council and Presidents Council
January 2010	Discussion with the Division II Field Hockey Committee

January to June 2010	Outreach to the Division II Athletics Directors Association (ADA) and the Division II Conference Commissioners Association (CCA)
February 2010	Division II Championships Committee meeting
February 2010	Discussion with the following Division II Sports Committees: (1) Men's and Women's Soccer; (2) Women's Volleyball; (3) Men's Basketball; (4) Football; (5) Softball; and (6) Baseball
March 2010	Division II Legislation Committee meeting
March 2010	Discussion with the following Division II Sports Committees: (1) Women's Golf; (2) Men's and Women's Tennis; and (3) Men's Lacrosse
April 2010	Discussion with the National Association of Basketball Coaches
April 2010	Second Review by Division II Management Council and Presidents Council
April 2010	NCAA Division II Student-Athlete Advisory Committee teleconference
April 2010	Discussion with the following Division II Sports Committees: (1) Cross Country and Track and Field; (2) Women's Basketball; (3) Wrestling; and (4) Swimming and Diving
June 2010	Division II Championships Committee and Legislation Committee meetings
June 2010	Joint meeting of the Division II Championships Committee and Legislation Committee with representatives from the ADA and CCA
June 2010	Division II Presidents Council meeting
June 2010	Division II Chancellors and Presidents Summit
June 2010	National Association of Collegiate Directors of Athletics meeting
July 2010	Division II Student-Athlete Advisory Committee meeting

July 2010	Division II Management Council/Student-Athlete Advisory Committee Summit
July 2010	Division II Management Council meeting
August 2010	Division II Presidents Council teleconference
August 2010	Division II Administrative Committee teleconference

## **Conclusion**

Division II chancellors and presidents have been committed to providing a balanced experience for student-athletes for many years. It was not until the division's first chancellors and presidents summit in 2005, however, that they put that commitment in writing with the development of the Strategic Positioning Platform that featured the following "Life in the Balance" positioning statement:

*"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 athletics 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."*

That is what the Life in the Balance effort – both phases of it – is all about. As chancellors and presidents charged with ensuring the health and vitality of the division and the well-being of all student-athletes, it is essential for this ongoing review of athletics policy to align with our platform.

**NCAA Division II Life in the Balance – Phase II  
Feedback Since November 2009**

	<b>Additional Reductions</b>	<b>Annual/Discretionary Exemptions</b>	<b>Nonchampionship Segment</b>	<b>20/8-Hour Rule; Skill Instruction and Counting Contests</b>
<b>Presidents Council/ Management Council/ Student-Athlete Advisory Committee Breakfast – January 14, 2010</b>			<ul style="list-style-type: none"> <li>- Review research regarding student-athlete academic performance during the championship and nonchampionship segments (e.g., grade-point average, number of courses).</li> </ul>	<ul style="list-style-type: none"> <li>- Starting date for winter sports needs to be reviewed; reduce amount of time for the championship segment.</li> <li>- Reduce the amount of activities outside the season for winter sports.</li> </ul>
<b>Management Council/ Presidents Council Meeting – January 14, 2010</b>	<ul style="list-style-type: none"> <li>- Concern with becoming like Division III.</li> <li>- Develop a comparison chart of Division II and Division III maximum contests and dates of competition.</li> </ul>	<ul style="list-style-type: none"> <li>- Need to educate, by sport, what the exemptions mean.</li> </ul>	<ul style="list-style-type: none"> <li>- Need to be consistent with Division II language (nonchampionship versus nontraditional).</li> <li>- Development of a fact sheet regarding the academic performance of student-athletes during the championship and nonchampionship segment would be helpful.</li> </ul>	<ul style="list-style-type: none"> <li>- Need to address length of season for winter sports.</li> <li>- Discuss impact of the 20/8-hour rule on multi-sport student-athletes.</li> <li>- Why does skill instruction start on the first day of classes in some sports?</li> <li>- Identify and review any information regarding the impact of the length of the season and student-athlete safety (e.g., Injury Surveillance System?)</li> </ul>
<b>Field Hockey Committee – January 20, 2010</b>	<ul style="list-style-type: none"> <li>- Look at impact on recruiting.</li> </ul>	<ul style="list-style-type: none"> <li>- Maintain all exemptions.</li> </ul>	<ul style="list-style-type: none"> <li>- Skill instruction is important – need to increase time.</li> </ul>	<ul style="list-style-type: none"> <li>- Education necessary for counting 20/8-hour rule.</li> <li>- Address captain's</li> </ul>

	<b>Additional Reductions</b>	<b>Annual/Discretionary Exemptions</b>	<b>Nonchampionship Segment</b>	<b>20/8-Hour Rule; Skill Instruction and Counting Contests</b>
			<ul style="list-style-type: none"> <li>- As a compromise, willing to cut or reduce other activities in the nonchampionship segment.</li> </ul>	practices.
<b>Championships Committee</b> <b>– February 2, 2010</b>	<ul style="list-style-type: none"> <li>- Comparison of the maximum contests/dates of competition with Division III.</li> <li>- Football: Issue with schools that play guarantee games.</li> <li>- Concept for football: Limit the number of Thursday night games to one contest per championship segment.</li> <li>- Thursday night television package with Division II football.</li> </ul>	<ul style="list-style-type: none"> <li>- Foreign tour should remain – positive experience and part of education for student-athletes.</li> <li>- What’s the value of the conference challenge event in basketball?</li> <li>- Too many exemptions in the preseason.</li> <li>- Coaches need an opportunity to decide how to count scrimmages, exemptions and contests. This may impact smaller conferences with in-region, nonconference scheduling.</li> <li>- May then need to address selection criteria.</li> </ul>	<ul style="list-style-type: none"> <li>- Address start dates for winter sports.</li> <li>- Reduce 45-day period.</li> <li>- Segment is too long.</li> <li>- Apply Proposal No. 2010-13 to all sports.</li> <li>- Education needed on counting hours in the 24/45 days.</li> <li>- Return to 132-day season and let schools determine segments.</li> <li>- 24 days of activities only; no other activities could occur during the other days of the 45 day period (e.g., skill instruction). Is this easier for compliance? Help for Northern</li> </ul>	<ul style="list-style-type: none"> <li>- Need to address the appropriate number of student-athletes per group to help coaches with LITB.</li> <li>- Reduce to six hours per week outside the season. Change rule to permit one or two team practices per week outside the season for a maximum of two hours. Other four-hours limited to weight lifting only.</li> </ul>



	<b>Additional Reductions</b>	<b>Annual/Discretionary Exemptions</b>	<b>Nonchampionship Segment</b>	<b>20/8-Hour Rule; Skill Instruction and Counting Contests</b>
		<p>Concept: Bonus or penalty for in-region, non-conference games.  (Incentive – School can use exemption and not count it if it's an in-region, non-conference contest.)</p>	<p>schools? Address recruiting issues for coaches?</p> <ul style="list-style-type: none"> <li>- Soccer might compromise with a reduction of exemptions but will want to maintain five dates of competition.</li> </ul>	
<b>Men's and Women's Soccer Committee – February 2, 2010</b>	<ul style="list-style-type: none"> <li>- Want to bring back concepts to address reductions in Phase I.</li> </ul>	<ul style="list-style-type: none"> <li>- Conferences need to be involved in how the process will work.</li> <li>- Scheduling concerns.</li> <li>- Refine exemptions with balancing number of contests.</li> <li>- If there is going to be a reduction or elimination of exemptions, flexibility or choice is key.</li> <li>- Exemptions help schools that need contests.</li> </ul>	<ul style="list-style-type: none"> <li>- Development opportunity.</li> <li>- Increase to a 60-day window; more flexibility for coaches and addresses weather issues.</li> <li>- Provides student-athletes an opportunity to compete for positions in the championship segment.</li> <li>- Would changes impact the tryout rule?</li> <li>- Five dates of competition need to</li> </ul>	<ul style="list-style-type: none"> <li>- Manual should include laundry list of countable athletically related activities for counting purposes.</li> <li>- LITB for coaches is necessary.</li> <li>- Difficult schedule for coaches under current skill instruction legislation.</li> </ul>

	<b>Additional Reductions</b>	<b>Annual/Discretionary Exemptions</b>	<b>Nonchampionship Segment</b>	<b>20/8-Hour Rule; Skill Instruction and Counting Contests</b>
			remain unchanged; student-athletes want to play; retention issues.	
<b>Women's Volleyball Committee – February 2, 2010</b>	<ul style="list-style-type: none"> <li>- Are the actions from the 2010 Convention reversible?</li> </ul>	<ul style="list-style-type: none"> <li>- Need to collect data.</li> <li>- Data may be inaccurate because the institutions did not need the exemptions in the past.</li> <li>- Changes may impact budget or fundraising issues.</li> <li>- Conference input is necessary.</li> <li>- Provide flexibility to institutions.</li> <li>- Geography will play a factor in how changes might impact institutions.</li> <li>- Reductions/changes may not help if the sport does not get back the week lost in Phase I.</li> </ul>	<ul style="list-style-type: none"> <li>- Education needed on how to count hours during the 24/45-day period.</li> <li>- Education needed on permissible activities during the 45-day period outside of the 24 practice or competition days.</li> </ul>	<ul style="list-style-type: none"> <li>- Education needed on how to count hours during the championship segment.</li> <li>- Allow practice during skill instruction.</li> <li>- Help coaches with balance.</li> <li>- Provide flexibility to coaches by allowing full team practice.</li> <li>- Need to address “captain’s” practices.</li> </ul>
<b>Football Committee – February 9, 2010</b>	<ul style="list-style-type: none"> <li>- Not supportive of limiting the number</li> </ul>			<ul style="list-style-type: none"> <li>- Need to address “captain’s” practices.</li> </ul>

	<b>Additional Reductions</b>	<b>Annual/Discretionary Exemptions</b>	<b>Nonchampionship Segment</b>	<b>20/8-Hour Rule; Skill Instruction and Counting Contests</b>
	of Thursday night games. (TV revenue generating; community engagement; largest attendance)			
<b>Men's Basketball Committee – February 10, 2010</b>		<ul style="list-style-type: none"> <li>- Look at the revenue generated from preseason games.</li> <li>- Final year of the contract with Disney Orlando and the Tip- Off Classic.</li> <li>- Combine the conference challenge event and Tip- Off Classic exemptions?</li> <li>- Student-athlete well-being issues – if not playing in a scrimmage or exhibition, he will be practicing.</li> <li>- Maintain the opportunity to play against Division I opponents in the preseason.</li> </ul>	<ul style="list-style-type: none"> <li>- Sport-by-sport review.</li> <li>- Inconsistency with games or dates of competition.</li> <li>- Baseball and softball needs dates of competition in the fall nonchampionship segment.</li> <li>- No competition in the nonchampionship segment.</li> <li>- Eliminate overnight travel.</li> </ul>	<ul style="list-style-type: none"> <li>- Educational outreach needed in regard to counting countable athletically related and voluntary activities.</li> <li>- May need to address start date for practice since the first contest date was amended.</li> <li>- Supportive of full team practice instead of skill instruction.</li> <li>- Cut out of season hours from eight to four and allow full team practice.</li> <li>- Maintain skill instruction but allow one hour of full team practice each week.</li> </ul>

	<b>Additional Reductions</b>	<b>Annual/Discretionary Exemptions</b>	<b>Nonchampionship Segment</b>	<b>20/8-Hour Rule; Skill Instruction and Counting Contests</b>
				<ul style="list-style-type: none"> <li>- Statistical and compliance issues if the current method of counting contests is amended.</li> <li>- Shorten the length of the season for winter sports.</li> <li>- Focus on coaches' well being.</li> </ul>
<b>Softball Committee – February 22, 2010</b>		<ul style="list-style-type: none"> <li>- Share results from the questionnaire.</li> <li>- Data from questionnaire may be skewed because the tournament dates exception will become effective next season. More teams will likely need and use exemptions.</li> <li>- Alumni contest should be retained; benefits community engagement.</li> <li>- Regionalization challenges with concept that provides flexibility to</li> </ul>	<ul style="list-style-type: none"> <li>- National Fastpitch Coaches Association submitted a concept (see attached).</li> <li>- Need to address weather concerns if the start date of the nonchampionship segment is amended to a later date.</li> <li>- Current start date of the nonchampionship segment allows regions to choose a 45-day period that works for the region.</li> </ul>	<ul style="list-style-type: none"> <li>- Need to better educate FAR group of concerns of coaches with current model of skill instruction.</li> <li>- Allow coaches to select choice of how to use the two hours of skill instruction (e.g., one hour skill instruction and one hour full team practice).</li> </ul>

	<b>Additional Reductions</b>	<b>Annual/Discretionary Exemptions</b>	<b>Nonchampionship Segment</b>	<b>20/8-Hour Rule; Skill Instruction and Counting Contests</b>
		institutions and conferences.	- Pushing back the start date of the nonchampionship segment helps with facility management.	
<b>Baseball Committee – February 23, 2010</b>	<ul style="list-style-type: none"> <li>- Data may be skewed because it does not factor the different levels of commitment by institutions to each sport.</li> <li>- If reduction to football maximums, conferences may need to split into divisions.</li> </ul>	<ul style="list-style-type: none"> <li>- Alumni event is important to campus life.</li> <li>- Baseball might have been willing to eliminate all exemptions to save the six contests.</li> <li>- Concept of flexibility – may be difficult to schedule postseason opportunities if the exemption for conference tournament is eliminated.</li> <li>- Favor flexible model.</li> </ul>	<ul style="list-style-type: none"> <li>- 45 day period is appropriate for baseball.</li> <li>- Favor a concept of allowing baseball student-athletes to participate in the nonchampionship segment without using a season of competition.</li> <li>- Approved the concept of six dates of competition in the nonchampionship segment that do not count against the maximum of 50 games in the spring and they do not count towards championships selection, provided baseball is added to the</li> </ul>	<ul style="list-style-type: none"> <li>- Education of the 20/8-hour rule is necessary with student-athletes.</li> <li>- Changing skill instruction may cause monitoring issues.</li> <li>- Discussed a concept of allowing a total overall number of hours for student-athletes that combines countable and noncountable activities.</li> </ul>

	<b>Additional Reductions</b>	<b>Annual/Discretionary Exemptions</b>	<b>Nonchampionship Segment</b>	<b>20/8-Hour Rule; Skill Instruction and Counting Contests</b>
			exception in Bylaw 14.2. - This concept may help with travel and weather issues. - Should there be mandatory start and end dates during this segment? - Revisit the 132-day season, which allows each institution to choose two distinct segments.	

*Other Areas of Note:*

1. Establish measures of success after Phase I. Assistance needed from research staff.
2. Research-based initiative.
3. Review is good for the division but it does not necessarily mean change.
4. Need to track and enhance changes made in Phase I.
5. The concept of balance means different things to different people.

6. Emphasize the impact these changes will have on student life as a whole.
7. Division II is still rather young, and in the development stage of enhancing the division by creating new legislative norms.
8. Make sure all outside constituents are focusing on the issues in Phase II from day one of the review.
8. Focus on the student-athlete experience.
9. Student-Athlete Advisory Committee (SAAC) members need to begin discussions immediately with conferences and institutions (e.g., resources available to student-athletes; what we learned from Phase I).
10. Provide more information to national SAAC members.
11. Send information out earlier to campuses.
12. What is the best way to reach out to coaches?
13. One-sided position on ncaa.org – communication gap.
14. Phase II is more important than changes in Phase I.
15. Championships Committee agreed that there would be no changes to the selection criteria for the 10 sports that were reduced in Phase I. There has been no feedback from the championship managers or sports committees regarding this issue.
16. Need to focus on outreach to the sports committees in Phase II.
17. Focus on grassroots outreach to coaches associations – need to filter information directly to head coaches.
18. More student-athlete feedback needed on Phase II.
19. Encourage administrators at institutions to talk to student-athletes about the discussions in Phase II.

20. Balanced approach in presenting information to the membership in Phase II.
21. Need to share the data used by governance committees in developing the proposals.
22. Do student-athletes have the necessary information to make an informed decision?
23. Faculty athletics representative (FAR) assistance needed on missed class time issues.
24. Review data regarding participation of non-student-athletes in activities on campus (e.g., NSSE data).
25. Provide flexibility in proposals.



Feedback from [LifetheBalance@ncaa.org](mailto: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 to many games to play.

## DII in Phase II: Quest for Balance continues

By Gary Brown

The NCAA News

*Part 1 of a four-part series on Phase II of the Division II Life in the Balance initiative.*

Now that Division II has approved strategic reductions in the playing season and game limits in 10 sports, the Presidents Council is following through on its promise to make the pursuit of balance for student-athletes an ongoing concern.

Phase II of the division's "Life in the Balance" initiative to align Division II athletics competition policies with an attribute-based strategic-positioning platform is already under way. Though no proposals have been developed for the 2011 Convention, the Presidents Council has identified areas it wants the governance structure and the membership to consider.

They are:

- The overall length of the playing season and maximum number of contests or dates of competition for sports that were not affected in Phase I.
- The number of annual and discretionary exemptions in various sports (for example, alumni meets, conference championships, scrimmages, exhibition games, preseason tournament games).
- The structure of the nonchampionship segment in all sports (that is, the period of athletically related activities that is outside of a given sport's traditional playing season).
- The "20/8-hour rule," regarding limits on athletically related activities and skill instruction in and out of season.

As was the case with Phase I, the Presidents Council has charged the Division II Legislation and Championships Committees with overseeing the development of legislative proposals for the 2011 Convention. As was also the case with Phase I, the Phase II effort will rely on data, input from all constituents and a well-vetted approach throughout the governance structure to align athletics behavior with the identity Division II has carved out for itself in its strategic platform.

As for the first area of review, the Division II Legislation Committee began looking at maximum contest limits in other sports even before the votes on Phase I at the 2010 Convention. In November 2009, the committee narrowed the discussion for future in-person meetings by deciding what was *off* the table.

Thus, sports *not* being reviewed are:

- **Emerging sports for women**, such as rugby, equestrian and sand volleyball. Because the intent of the emerging-sports legislation is to provide additional athletics opportunities for female student-athletes, the committee believes contest reductions are not appropriate at this time.
- **National Collegiate Championship sports**. The committee also exempted from review those sports in which Division II sponsoring schools compete against institutions that affiliate the bulk of their athletics program in other divisions. Three of these sports are men's sports (gymnastics, volleyball, water polo), six are women's (bowling, gymnastics, ice hockey, water polo) and three are men's and women sports (fencing, rifle, skiing). The committee cited competitive-equity concerns as the reason for leaving them out of the Phase II review.
- **Other sports such as swimming and diving, lacrosse, wrestling, and indoor and outdoor track and field**. The committee determined that these sports already fit well in their season windows and do not face issues with many midweek contests or missed class time. In addition, the Division II Championships Committee just last week approved a recommendation from the swimming and diving committee to cap the championships field at 365 competitors (160 men and 205 women) beginning in 2011.

The Legislation Committee did agree, however, to look at the number of contest dates in two championship sports – football and tennis. Further, because of feedback received at the 2010 Convention from the Division II Presidents Council, Management Council and Student-Athlete Advisory Committee, the overall length of the season for winter sports (for example, swimming and diving and basketball) will be reviewed.

To facilitate that review, the committee has asked for information (to be obtained through the score-reporting system in championships) on the number of Thursday night games in football and the number of institutions that participated in 10 games versus the maximum of 11 games over the last three years (2007, 2008 and 2009).

The purpose of gathering those data, according to Division II Vice President Mike Racy, may be more quantitative than qualitative. Division II has carved out Thursday as its window for televised games in the broadcast agreement with CBS College Sports, and campuses that have hosted those contests report increased attendance and exposure for their programs.

“At the same time,” Racy said, “it’s important to know how many institutions are deciding to play on Thursday even when those games are not televised, so we can answer questions about missed class time and any desire to play more weekday games.”

The Legislation Committee also wants a three-year report on the average number of dates of competition in tennis. Because tennis faces similar challenges as golf relating to facilities, weather and travel, the committee wants to examine how many dates of competition that schools sponsoring tennis choose to play.

The Division II Championships Committee used part of its February 1-3 meeting to talk about the Phase II data gathering in football and tennis. Members acknowledged that while the call for data – particularly in football – might alarm people, the effort to obtain data doesn’t necessarily mean fewer contests.

Bob Boerigter, director of athletics at Northwest Missouri State and a member of the Championships Committee, said, “Review and reduction aren’t synonymous. Just because we’re looking at data doesn’t mean it will lead to reductions. We’re looking at the data for Thursday games in football just to see how often it’s being done and its effect on missed class time.”

Boerigter and others also cited interest in curbing further use of weekdays to stage football games. Division I conferences, for example, have entered television agreements that put their games on Tuesday, Wednesday and Friday nights. There’s no momentum to do that in Division II, Boerigter said.

The Division II Legislation Committee meets March 18-19 and will review feedback between now and then from committees and coaches associations and propose concepts that will go through further vetting before the Legislation and Championships Committees’ joint meeting in June.

That session is expected to produce legislative proposals that will enter a more formal review through the governance structure. Proposals that emerge from the Management and Presidents Councils in July and August will make their way to the 2011 Convention as the Phase II package.

## Exempted contests part of DII Balance Phase II review

Feb 24, 2010 9:10:43 AM

**By Gary Brown**  
**The NCAA News**

*Part 2 of a four-part series on Phase II of the Division II Life in the Balance initiative.*

Of all the review areas in Phase II of the Life in the Balance initiative for the 2011 Convention, the array of annual and discretionary exemptions in Division II sports may be the most ripe for change.

Even through all of last year in Phase I, many of the discussions veered toward some of these exemptions as being expendable. But as harmless as adjustments to games that don't even count may sound, a deeper look into what these contests mean to individual institutions reveals that any proposed changes will have to be carefully considered.

First, what are "exempted" contests? There are two kinds. One is an "annual" exemption, which may include alumni meets, conference championships or fund-raising activities. Institutions have an unlimited number of such events at their disposal.

The other type of exemption is "discretionary," which means a scrimmage or a contest against a non-Division II school. The basketball games many Division II teams play in the preseason against Division I schools are examples.

Teams may also exempt competition against Division II schools in Hawaii, Alaska and Puerto Rico, which is important since there are more Division II schools in those areas than any other division.

But the challenge is that each sport has its own list of exemptions that may be excluded from the maximum number of contests or dates of competition each year, though the Legislation Committee has narrowed its review only to those sports whose seasons conclude with a Division II championship (thus excluding National Collegiate Championship sports and emerging sports for women).

These exemptions also mean different things to different schools. Some generate significant revenue (such as the basketball games against Division I teams). Others foster regional relationships with schools that otherwise wouldn't be on the schedule (and because of proximity are inexpensive to stage), while others maintain important ties with alumni and donors.

But while it's apparent that a cookie-cutter approach might not work, many members appear to be open to cutting back on some of these contests.

"There's at least some momentum to base a review on the value these events bring to the institution," Division II Vice President Mike Racy said. "Eliminating the guarantee games in basketball, for example, might not be in the division's best interests because they generate a good deal of revenue for the schools. Thus it's easier to protect exemptions that align with Division II principles or provide benefits to the student-athletes and schools."

"But if there are ways to develop a list based on data that reveal contests of lesser value, then those areas might be where the proposals end up being targeted."

The data Racy cited are being gathered through a questionnaire sent in mid-December asking member schools how they have used their exemptions over the last three years. The Legislation Committee will find all of that useful when it meets in March to begin developing concepts.

"Each of the exemptions was put in for a reason, such as the ones to help the schools in Alaska, Hawaii and Puerto Rico, so I'm interested in who uses them and for what purpose," said Peach Belt Conference Associate Commissioner Diana Kling, who also is a member of the Legislation Committee. "That will drive how we prioritize our recommendations."

Some people already are waving well-reasoned yellow flags. A few Championships Committee members at their meeting earlier this month cautioned against eliminating exemptions for foreign tours based on their educational value for student-athletes. Others – particularly members in the West regions – want to protect the exemptions for Alaska, Hawaii and Puerto Rico because of the value of those games to those regions. Alumni games also add value, some say – not so much with revenue but good will – and are worth keeping.

But other people see opportunities in the review.

For example, Division II sport committees in their postseason selection processes place a premium on in-region, nonconference games. In some regions, those games are hard to come by. Sonoma State Athletics Director and Championships Committee member Bill Fusco cited his region as a case study.

In basketball, the California Collegiate Athletic Association has 12 schools, meaning they play a 22-game conference schedule. With the Phase I proposal reducing the 27-game basketball season by one, that allows CCAA schools just four nonconference games. Meanwhile, the other leagues in the region – the Pac-West and the Great Northwest Athletic Conference, are composed of seven and nine members, respectively, meaning they have to add more nonconference games. Because the CCAA teams aren't necessarily available, there's not as much chance for in-region nonconference games for the other two leagues.

"Also unique to this region are the restrictions teams out here are putting on travel," Fusco said, citing cash-strapped California as Exhibit A. "Most if not all the schools in the CCAA are limiting travel to in-state, which eliminates trips to Washington, Oregon, Alaska and Hawaii. That puts a crimp on other schools in the region.

"And on state university campuses in California that are having severe budget issues – to say that your men's basketball team is going to Idaho to play in a tournament doesn't go over very well when you can go right down the road and play Notre Dame de Namur, the Academy of Art or Dominican. That, to me, heightens the review in Phase II."

One idea being floated is to encourage in-region, nonconference games by offering them as an exemption. Some people think that might generate more in-region "Tip-Off" tournaments early in the season. Right now, the Disney Tip-Off Classics in Orlando and Anaheim are exempt, but they almost always involve out-of-region games that don't do as much good for the selection committee.

Other ideas are more quid pro quo in that some members wouldn't mind considering cuts in exemptions as long as the contests in the nonchampionship segment were left alone (the nonchampionship segment is another area of review in Phase II).

Another idea with support is to let institutions have more autonomy in choosing their exemptions. A concept that came close to being a proposal in Phase I was for basketball teams to choose among playing a combination of regular-season and exempted games. For example, teams could choose to play the full complement of regular-season games and no exemptions, or a one-for-one trade-off to accommodate up to three exemptions. That didn't make the cut for Phase I, but it generated interest.

"To be sure, there are a number of ideas being discussed," Racy said. "And that's good, given that it's only February. This is when the division needs to do its best thinking."

The fruits of that thinking will emerge with legislative concepts from the Legislation Committee next month.

## Moderation, not elimination, keys nonchampionship review

By Gary Brown  
The NCAA News

*Part 3 of a four-part series on Phase II of the Division II Life in the Balance initiative.*

At the 2010 Convention in Atlanta, Division II Presidents Council chair Stephen Jordan emphatically announced: “We’re not thinking about eliminating the nonchampionship segment in Division II.”

Jordan’s decree calmed a crowd hearing about Phase II of the Life in the Balance initiative a day before they would cast votes on the four proposals in Phase I.

“The notion in Phase I that ‘everything is on the table’ has changed,” he told his presidential colleagues January 15. “Some things are indeed off the table in Phase II.”

That included the notion of eliminating the nonchampionship segment, an idea that Jordan called at the time an unfounded rumor.

“During the course of Phase I,” he said, “a fear factor emerged that we were out to change what makes Division II unique. Not so. We’ve already heard from student-athletes, administrators and presidents alike that there is value in the nonchampionship segment. While we will review how that period should be structured to get the most value from it as possible, we’re not considering a proposal to eliminate it.”

With that as the foundation – and a sigh of relief to doubters – some people see the review of the nonchampionship segment in Division II sports as the best opportunity to adhere to the division’s commitment to balance by giving something back to student-athletes rather than taking it away.

However, what might be given back could be an irritant to some. In their early discussions of the nonchampionship segment, people are at least whispering about “skill instruction,” which some in Division II consider a four-letter word. That’s because Division II is only a couple of years past a difficult three-year debate on skill instruction in the off season. Many wanted it liberalized to relieve facility and life-balance burdens on coaches and staff, while others – mainly faculty members – abhorred the idea of individual skill instruction turning into thinly veiled team practices.

That led to a compromise permitting more than one group of student-athletes from the same team to participate in skill instruction in different facilities at the same time. The number of student-athletes allowed to participate varies according to the starting squad size – a maximum of four for teams with six or fewer, and no more than six for larger starting squad sizes.

But the debate might re-emerge as Division II tries to streamline the nonchampionship segment in various sports without compromising the one-on-one instructional value that student-athletes gain from that time.

“The championship segment is all about practices and games, but the nonchampionship segment is where the teaching component is so important,” said Peach Belt Conference Associate Commissioner Diana Kling, who also is a member of the Legislation Committee. “We’ve heard from student-athletes directly that the nonchampionship segment is very important to them.”

Bylaw 17.1.2 states that for all sports other than football and basketball, institutions may divide the playing season into championship and nonchampionship segments. For some sports, institutions that designate a nonchampionship segment may permit their student-athletes to participate in any practice or competition in a maximum of 24 days that occurs in a period of 45 consecutive calendar days. Sports with this type of nonchampionship calendar are baseball, cross country, field hockey, golf, men’s lacrosse, women’s rowing, soccer, softball, tennis and women’s volleyball.

As Jordan promised no elimination of the nonchampionship segment, so too is the Legislation Committee not interested in extending the 24 days of competition it contains. However, Championships Committee

members at their recent meeting said they thought the 45-day window could be shortened. Others, though, pointed to the 2010 Convention proposal adopted in golf that adds flexibility to the nonchampionship segment in that sport by expanding the window to 60 days.

In addition to the length of the nonchampionship segment, the Legislation Committee is seeking the right number of contests institutions may play in it. As is the case with the review of exempted contests, committee members will rely on data, asking institutions to report the number of contests they have played in their nonchampionship segments over the last three years.

“We’ll look at what kinds of activities occur during those segments,” Kling said. “Some sports have actual contests that they’re allowed to have during those nonchampionships segments, while some don’t. We’ll look at why some have that and some don’t.

“Perhaps rather than a specific number of contests, set a number but do them however you want – some in the nonchampionship and some in the championship segment. Perhaps present different ways to give individual coaches and schools more flexibility in how they can achieve their own balance within the greater scope.”

That might be a welcome relief to baseball and softball coaches in climate-challenged regions, but some Championships Committee members noted that an influx of contests – particularly countable contests – in the nonchampionship segment in spring sports would tax most schools’ ability to provide the proper infrastructure in an already busy fall period.

The Legislation Committee also will study the start date of the nonchampionship segment. Concerns have been noted regarding how early spring-sport student-athletes begin the nonchampionship segment. Under current legislation, spring sports with a nonchampionship segment in the fall may begin practice or competition September 7 or the first day of classes, whichever is earlier. Fall sports with a nonchampionship segment in the spring may begin practice or competition no earlier than February 15.

Mars Hill Athletics Director Dave Riggins said no matter what the division decides to do with the nonchampionship segment, the discussion should be about adding rather than subtracting.

“Whether rightly or wrongly, Phase I to many of our Division II members felt like a take-away process,” he said. “That does some disservice to the whole initiative, because there are areas in which we can look at doing something better, maybe specifically with the nonchampionship segment. It might mean some restructuring and adding to rather than taking away.

“It’s important for us to keep in mind that this is a chance to do things better, not just to take things away. We can evaluate everything we’re doing, hang onto what we’re doing really well and adjust what we’re not doing well. And that adjustment can be downward or upward.”

## Moderation, not elimination, keys nonchampionship review

Feb 26, 2010 8:41:58 AM

**By Gary Brown**

**The NCAA News**

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That led to a compromise permitting more than one group of student-athletes from the same team to participate in skill instruction in different facilities at the same time. The number of student-athletes allowed to participate varies according to the starting squad size – a maximum of four for teams with six or fewer, and no more than six for larger starting squad sizes.

But the debate might re-emerge as Division II tries to streamline the nonchampionship segment in various sports without compromising the one-on-one instructional value that student-athletes gain from that time.

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That might be a welcome relief to baseball and softball coaches in climate-challenged regions, but some Championships Committee members noted that an influx of contests – particularly countable contests – in the nonchampionship segment in spring sports would tax most schools’ ability to provide the proper infrastructure in an already busy fall period.

The Legislation Committee also will study the start date of the nonchampionship segment. Concerns have been noted regarding how early spring-sport student-athletes begin the nonchampionship segment. Under current legislation, spring sports with a nonchampionship segment in the fall may begin practice or competition September 7 or the first day of classes, whichever is earlier. Fall sports with a nonchampionship segment in the spring may begin practice or competition no earlier than February 15.

Mars Hill Athletics Director Dave Riggins said no matter what the division decides to do with the nonchampionship segment, the discussion should be about adding rather than subtracting.

“Whether rightly or wrongly, Phase I to many of our Division II members felt like a take-away process,” he said. “That does some disservice to the whole initiative, because there are areas in which we can look at doing something better, maybe specifically with the nonchampionship segment. It might mean some restructuring and adding to rather than taking away.

“It’s important for us to keep in mind that this is a chance to do things better, not just to take things away. We can evaluate everything we’re doing, hang onto what we’re doing really well and adjust what we’re not doing well. And that adjustment can be downward or upward.”



A G E N D A

Division II Legislation Committee

Eligibility Center  
North Campus Training Room

March 19, 2010  
8:15 a.m. Eastern Time

1. Tour the Eligibility Center. (Susan Peal)
2. Eligibility Center Mission and Goals. (Todd Leyden)
3. High School Review. (Jeremy McCool and Lisa Mills)
4. Academic Certification. (Scott Johnson)
5. Amateurism Certification. (Mike DeCesare and Geoff Silver)
6. Customer Service. (Glenn Terry)
7. National Letter of Intent and Wrap Up. (Susan Peal)

## NCAA compliance not easy for West Georgia, small schools

Ken Sugiura  
The Atlanta Journal-Constitution  
January 28, 2010

Mason Barfield has a pretty good idea of what happened at West Georgia, which last week received one of the more severe penalties in NCAA

Basically, the Clayton State athletics director said, people got in over their heads.

"I know the people over there; they're good people. They mean well," Barfield said. "Sometimes you can get overwhelmed because of these types of issues. Things can snowball on you. I hate to say it, but it does happen out there."

A number of college athletics administrators share Barfield's sentiments. Division II and III schools, as well as smaller Division I programs, often unintentionally run into NCAA trouble because many of them can't dedicate enough administrators solely to rules compliance, as is commonplace at larger Division I schools.

The job of compliance administrator has been around roughly since the mid-1990s, said David Ridpath, an Ohio University sports-administration professor. Most, if not all, Division I athletics departments have one or more compliance officials. Georgia, Georgia State and Georgia Tech all have two.

But at Division II schools such as Clayton State and West Georgia or Division III schools, the task of ensuring that potentially hundreds of athletes and dozens of coaches all know and are following the NCAA's complex set of rules often falls to a coach or an administrator with other responsibilities.

Gulf South Conference commissioner Nate Salant, whose league includes West Georgia, estimated only about one-third of Division II schools employ an administrator dedicated to compliance.

"Division II and III face a major problem in that the resources do not exist to fund enough purely administrative positions in the athletics department," Salant said.

One previous West Georgia compliance official also was the golf coach and the academic coordinator, someone with little training in compliance, according to the NCAA's report. Another was a former academic advisor who told NCAA investigators she did not have a working knowledge of NCAA rules.

"The institution's administration failed to recognize the unmanageable time demands placed upon compliance personnel or the lack of training received by them," the report said.

At Division I Mercer, assistant athletics director Jennifer Greer, the school's only full-time compliance staff member, said she spends up to 60 hours a week handling compliance issues. The more tedious tasks include making sure camp brochures meet NCAA rules (two-sided single sheet, cannot exceed 17 by 22 inches when opened in full) and reviewing the phone bills of the roughly 25 coaches and matching them with the phone logs they keep on calls to recruits.

The NCAA has rules regulating how often and when coaches can call recruits.

"It's a little more complex than just one blanket rule," she said. "It's always a little more complex."

Giving someone the task of monitoring these matters, along with coaching a team or selling tickets, seems a near-impossible task. For instance, the NCAA found that 51 West Georgia athletes competed without being certified by the NCAA as amateurs.

The problem wasn't that they weren't amateurs, but that the compliance official didn't realize that they couldn't compete before receiving the NCAA's final certification.

Said Salant, "It wasn't a deliberate attempt to break the rules."

In terms of probation, the NCAA has exceeded the penalty on West Georgia (four years' probation) only four times in Division II history, according to its database.

Among the corrective actions that West Georgia took was making room in the budget for a full-time compliance official, hired in 2008.

"It's really a choice of where you're going to put your resources," said West Georgia vice president for university advancement Michael Ruffner, who was hired in 2008 after the school turned itself in to the NCAA. "A real good choice is to put it into compliance and education programs."

**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*

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**Action Step 1.1.1:**

[Outline and describe the specific step (e.g., the initiative, activity, project, release of information, creation of tool, creation of resource) that will be done to accomplish the priority and, ultimately, the overall goal.]

**PHASE ONE**

**Research/Data Summary:**

[Outline/Summarize any relevant research or data that will be used, collected and/or analyzed for this action step.]

[If necessary, attach the relevant research as a supplement.]

**Strengths/Opportunities:**

[Using the data and the details provided with the action step, please describe the strengths and opportunities for using this as an action step for accomplishing the goal and, ultimately, the overall priority.]

[Be specific with your rationale statement, noting which group(s) will benefit and how they will benefit from this action step.]

**Challenges/Barriers:**

[Describe any specific challenges and/or barriers to executing the action step.]

[Be specific regarding any budget concerns, personnel concerns or governance and/or membership reaction to the action step.]

**Timeline:**

[Identify the expected timeline for completion of the action step.]

[If it is expected that the action step will be implemented over a period of time, include expected dates and timelines for each phase of the implementation.]

**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	Action Step	Summary of Progress and Relevant Dates/Timelines
<b>Priority 2.1: Continue to enhance and support presidential commitment and involvement in the affairs of athletics at the local, conference and national levels.</b>		
<i>Oversight: Division II Presidents Council, Division II Committee on Infractions</i>		
<b>Priority 2.2: Provide leadership and development opportunities for athletics administrators, coaches and faculty.</b>		
<i>Oversight: Division II Diversity Project Team, Division II Nominating Committee, Division II Management Council</i>		
<b>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.</b>		
<i>Oversight: Division II Conferences, Division II Nominating Committee, Division II Management Council, Division II Faculty Athletics Representatives</i>		

Priority	Action Step	Summary of Progress and Relevant Dates/Timelines
<b>Priority 2.4: Develop the role of Division II conference offices as leaders and advocates for rules compliance and academic achievement.</b>  <i>Oversight: Division II Conference Commissioners Association, Division II Conference Office Compliance Administrators</i>		
<b>Priority 2.5: Develop, enhance and increase educational materials, resources (e.g., technology), tools and services that support and maintain an effective compliance system.</b>  <i>Oversight: Division II Committee for Legislative Relief, Division II Legislation Committee, Division II Student-Athlete Reinstatement Committee</i>	Action Step 2.5.1: Creation of a user's guide for institutions that are not currently using Compliance Assistant internet (CAi). [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. [Legislation Committee.]	
	Action Step 2.5.3: Permit conference offices to have their own user name and password to be able to access CAi. [Legislation Committee.]	



## Individual Progress Reports

### **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*

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#### **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.

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**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:**

**Strengths/Opportunities:**

The 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 inputting 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.

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**Action Step 2.5.3:**

Allowing conference offices to have their own user name and password to be able to access CAi.

**PHASE ONE**

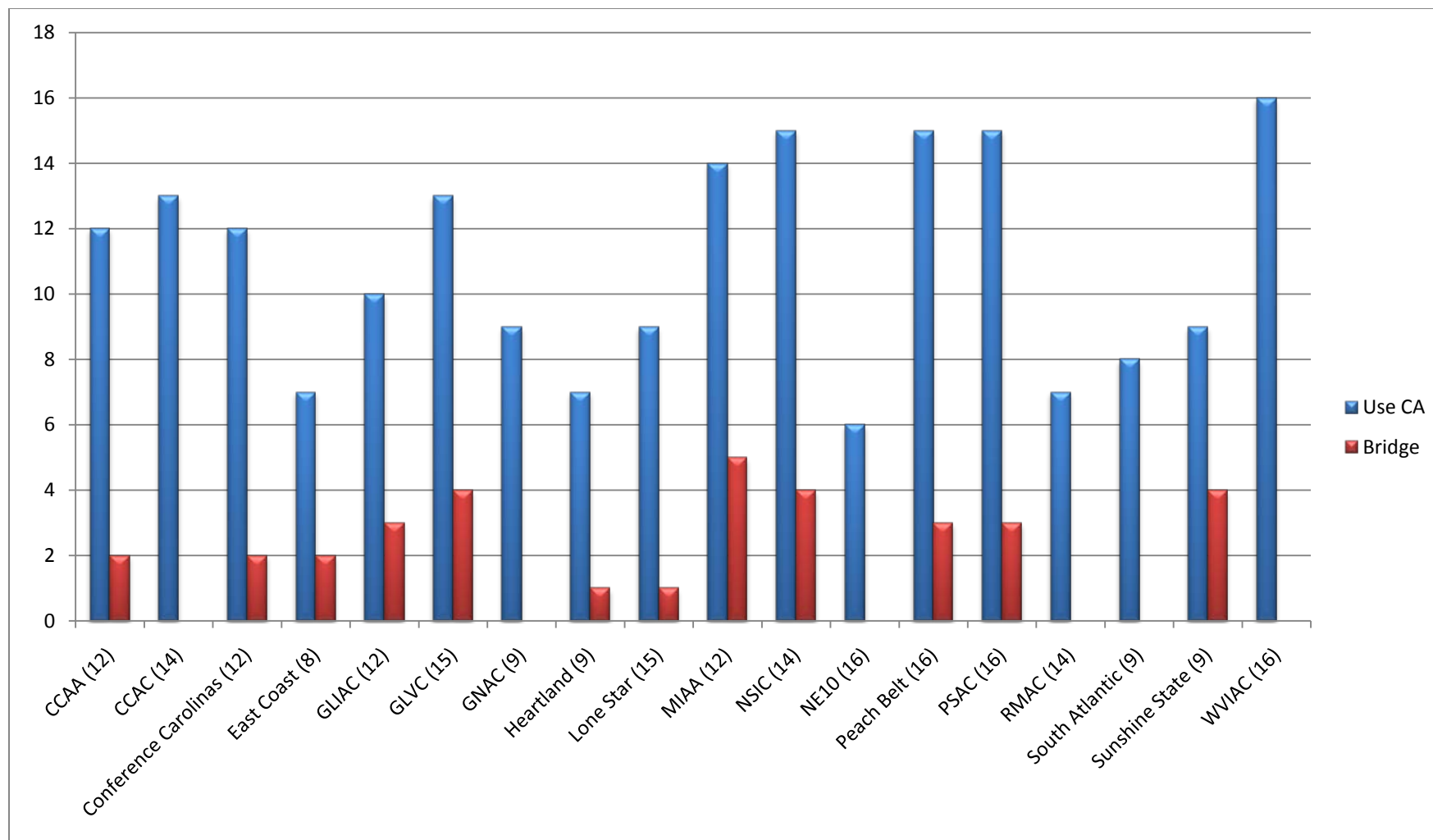
**Research/Data Summary:**

**Strengths/Opportunities:**

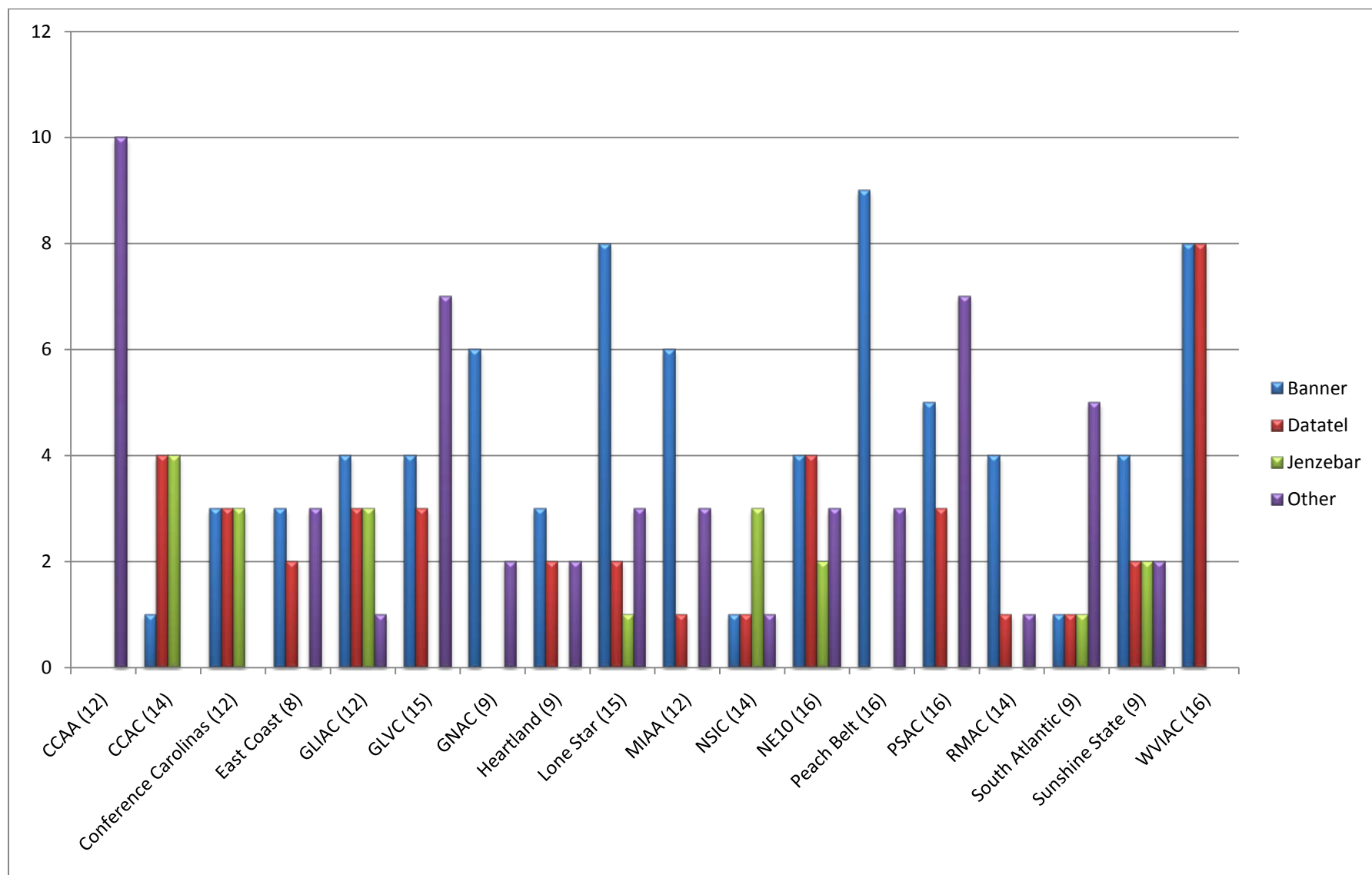
Conference offices are often the first place institutions call with questions regarding CAi. Currently, in order for conference administrators to have access their institutions' CAi accounts, each institution is required to establish the conference office as an individual user, which means that conference 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.

**Number of Institutions by Conference Using Compliance Assistant****Number of Institutions that have a Bridge Program**

### Type of Records System Used by Conference



### 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	Action Step	Summary of Progress and Relevant Dates/Timelines
<b>Priority 4.1: Commit to fiscal responsibility at the local, conference, regional and national levels.</b>		
<i>Oversight: Division II Institutions, Division II Conferences, Division II Planning and Finance Committee, Division II Championships Committee</i>		
<b>Priority 4.2: Allocate funds and resources in a manner that recognizes and supports the unique characteristics and attributes of Division II.</b>		
<i>Oversight: Division II Planning and Finance Committee, Division II Management Council</i>		
<b>Priority 4.3: Analyze and assess budget policies and procedures to position for new media contracts for the division and the Association.</b>		
<i>Oversight: Division II Media Advisory Group, Division II Planning and Finance Committee</i>		
<b>Priority 4.4: Attract and retain members that support the strategic position and</b>		

Priority	Action Step	Summary of Progress and Relevant Dates/Timelines
philosophy of Division II intercollegiate athletics.		
<i>Oversight: Division II Membership Committee</i>		
<b>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.</b>  <i>Oversight: Division II Legislation Committee, Division II Membership Committee, Division II Presidents Council</i>	Action Step 4.5.1: Encourage conference offices to promote the Division II strategic positioning platform on their Web sites in an effort to have that information accessible to each member institution. [Legislation Committee.]	
	Action Step 4.5.2: Create educational tools for coaches associations to make sure that coaches are aware of the benefits of Division II. [Legislation Committee]	
	Action Step 4.5.3: Promote the use of compliance tools, such as the NCAA Division II Compliance Blueprint and Audit Guide. [Legislation Committee.]	

Priority	Action Step	Summary of Progress and Relevant Dates/Timelines
<b>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.</b>		
<i>Oversight: Division II Membership Committee, Division II Identity Subcommittee</i>		
<b>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.</b>		
<i>Oversight: Division II Institutions, Division II Conferences, Division II Management Council</i>		
<b>Priority 4.8: Recognize outstanding achievements with strategic initiatives (e.g., community engagement) by Division II institutions and conferences.</b>		



## Individual Progress Reports

### **Goal Four: Membership and Positioning Initiatives**

**Use 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 developing 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: NCAA Division II Legislation Committee, Division II Membership Committee, NCAA Division II Presidents Council*

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#### **Action Step 4.5.1:**

Encourage conference offices to promote the Division II strategic positioning platform on their Web sites in an effort to have that information accessible to each member institution.

### **PHASE ONE**

#### **Research/Data Summary:**

Data received through a survey illustrated that conference offices were well-informed of the strategic positioning platform.

#### **Strengths/Opportunities:**

The conference office has the furthest reach, after the national office, to share information with institutions about the strategic positioning platform and other initiatives that are being undertaken by the division as a whole. Providing conference offices with the tools to share the message will give institutions greater access to those tools and the trickledown effect will have far-reaching benefits.

#### **Challenges/Barriers:**

Each conference office is different and there are varying levels of engagement and involvement with the member institutions. While one conference may design its Web page using the Division II hexagon, another may choose to display the six characteristics at championship events. There is no cookie-cutter model for disseminating and displaying the strategic positioning platform information due to the differences in conference offices.

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**Action Step 4.5.2:**

Create educational tools for coaches associations to make sure that coaches are aware of the benefits of Division II.

**PHASE ONE**

**Research/Data Summary:**

Data received through a survey clearly showed that coaches in general are the least informed / aware of the Division II strategic positioning initiatives. However, coaches are sometimes in the best position to communicate the value and benefits of Division II intercollegiate athletics to student-athletes and the community.

**Strengths/Opportunities:**

Student-athletes spend more time with their coaches than any other institutional administrator. If coaches are not aware of the strategic positioning platform, then student-athletes are also likely unaware. The Legislation Committee directed staff to create educational tools specifically designed for coaches associations in all sports to better inform coaches about current and future initiatives. Creating an educational tool specifically for coaches not only benefits coaches and student-athletes, but it will provide coaches with a recruiting tool unlike any other division. Coaches will be able to articulate what it means to be a Division II student-athlete with the information in the educational tool.

**Challenges/Barriers:**

The NCAA shares a great deal of information with the coaches associations. Coaches may not be interested in learning about or accepting the strategic positioning platform.

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**Action Step 4.5.3:**

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.

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# NCAA Division II Strategic Priorities

The Division II strategic positioning platform focuses on “Life in the Balance” for all of those associated with Division II intercollegiate athletics. The platform explains that 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.

The 2009-2012 Division II Strategic Plan was developed using the platform as a framework for major initiatives. The plan was released to the Division II membership at the 2009 NCAA Convention. The plan includes five strategic goals and funding initiatives: 1) Academics and Life Skills; 2) Athletics Operations and Compliance; 3) Game Day and Conference and National Championships; 4) Membership and Positioning Initiatives; and 5) Diversity and Inclusion. These goals and funding initiatives will be at the forefront for the division during the next several years, as we strive to continue with our focus on “life in the balance” in Division II. To accomplish these goals, the division will emphasize three overarching strategies:

1. Continue to engage chancellors and presidents with strategic issues;
2. Work to sustain the Division II “Life in the Balance” strategic positioning platform in all student-athlete well-being, regulatory, financial and membership decisions; and
3. Promote the institutional benefit and value of Division II membership.



# NCAA Division II 2010 Priorities

## Overarching Strategy No. 1

NCAA Division II will engage its chancellors and presidents in strategic ways.

### Initiatives and Events:

- 1. Division II Chancellors and Presidents Summit.** The division will conduct its third Chancellors and Presidents Summit June 18-19, 2010, in Indianapolis. The division's strategic positioning initiatives and membership strategies will be the focus for this meeting.
- 2. Financial Dashboards.** Presidents and chancellors will focus on financial dashboards that assess the institutional investment for Division II intercollegiate athletics. The tool will also offer various business tools to assist with the current economic environment in higher education and intercollegiate athletics.
- 3. Institutional Self-Study Guide (ISSG) Modifications.** The Division II ISSG has been a valuable compliance tool for schools and conference offices. Important strategic priorities like health and safety, gender equity and diversity and inclusion have been included in the guide during the past few years. The Presidents Council believes it is important to reformat the guide so these strategic priorities can be properly emphasized for presidents and chancellors.

## Overarching Strategy No. 2

NCAA Division II will sustain the Division II strategic positioning platform through various alignment initiatives.

### Initiatives and Events:

- 1. 'Life in the Balance' Education and Implementation.** The "Life in the Balance" initiative is a Division II initiative to align the division's playing and practice seasons with the strategic positioning platform. Legislation at the 2010 NCAA Convention includes length of season and contest reduction proposals. Areas considered for the 2011 Convention will include discretionary and exempted events and nonchampionship sports seasons.
- 2. Review of Championships Policies.** As part of the division's "Life in the Balance" initiative, the Presidents Council has asked the Championships Committee to continue its review of championships policies and procedures to ensure the division's championships are aligned with the division's strategic positioning platform and to guarantee that the division is maximizing resources allocated to Division II championships events.
- 3. Organized Competition.** At the 2010 Division II Business Session, the membership will vote on a proposal that revises the organized competition rule and removes compensation as the trigger for seasons of competition. The proposal also introduces a year-long grace period between high school graduation and initial full-time collegiate enrollment during which prospects may engage in organized competition without penalty.
- 4. Division II Strategic Membership Growth.** As Division II brands itself as a membership destination and applications to enter the membership process increase accordingly, the Presidents Council will work in conjunction with the Membership Committee on a set of standards prospective institutions must meet. The division has adopted 'minimum expectations' this past year as part of the application process to ensure that schools are adequately prepared to enter the membership process and move through the candidacy and provisional periods more efficiently.

## Overarching Strategy No. 3

NCAA Division II will enhance the perceived institutional benefit and value of Division II membership.

### Initiatives and Events:

- 1. 2010 Division II Championships Festival.** The second fall-sports version of the festival will crown champions in men's and women's cross country, field hockey, men's and women's soccer, and women's volleyball during the time frame from November 30-December 4 in Louisville, Kentucky.
- 2. Platform Awareness and Education for the Division II Student-Athlete Advisory Committee.** Division II student-athletes promote the division's commitment to balance in all of their daily activities. In 2010, special projects coordinated through the national Division II SAAC will focus on communication tools to deliver Division II strategic initiatives to the division's approximately 100,000 student-athletes.
- 3. Division II Academic Performance Census and Academic Success Rate.** Division II will continue to collect data, enhance academic requirements and promote the academic success of its student-athletes.



**NCAA DIVISION II  
PERMISSIBLE/NONPERMISSIBLE MANAGER ACTIVITIES**

**Issue:**

Whether the NCAA Division II Legislation Committee should recommend sponsorship of legislation for the 2011 NCAA Convention to amend NCAA Division II Bylaw 14.02 (definitions and applications) to include a definition of a student manager and enumerate permissible and nonpermissible activities for a student manager.

**Analysis:**

Currently, Division II does not have a definition of who can be a manager and what activities are permissible or nonpermissible for a manager. Under Division II legislation, interpretations and educational columns, student nonathletes and student-athletes certified as qualifiers may serve as managers, while nonqualifiers and partial qualifiers may not [NCAA Division II Manual Figure 14-3 (initial-eligibility)].

Traditionally, managers are hired primarily to perform managerial duties (e.g., equipment, laundry, hydration). The manager position is not intended to be used as a mechanism to allow nonqualifiers to practice or receive travel expenses or to allow a team to stock-pile student-athletes. If an individual meets the definition of a student-athlete as defined in NCAA Division II Bylaw 12.02.5 (student-athlete) he or she is subject to stricter conditions regarding eligibility, certification and travel even if he or she is classified as a manager. A student-athlete who serves in a managerial capacity must meet all applicable legislation including, initial-eligibility certification (academic and amateurism), progress-toward-degree requirements, full-time enrollment and Division II Bylaw 17 (playing and practice seasons) requirements.

It should be noted that Division II Bylaw 14.1.11 (eligibility for male student or male student-athletes to practice with women's teams) addresses the unique situation in which male students and male student-athletes practice with women's teams. A male student or male student-athlete is permitted to practice with women's teams provided the following conditions are met:

1. Male students who practice with an institution's women's team must be certified in accordance with all applicable NCAA eligibility regulations for practice (e.g., enrolled in a minimum full-time program of studies, sign a drug-testing consent form, included on the institution's squad list, certify insurance coverage of medical expenses per NCAA Constitution 3.2.4.9).
2. It is not permissible for an institution to provide male students financial assistance, which includes room and board, tuition and fees, and books, in return for practicing with the women's team.
3. It is not permissible for an institution to provide male students awards and benefits set forth in Division II Bylaw 16 (awards, benefits and expenses for enrolled student-athletes).

4. It is not permissible for an institution to provide male students room and board to remain on campus during a vacation period to participate in practice sessions with a women's team.
5. It is not permissible for a male student or male student-athlete who is serving an academic year in residence as a nonqualifier to participate in practice sessions with a women's team.
6. It is permissible for an institution to provide practice apparel to male students for the purpose of practicing with a women's team.

An NCAA Educational Column [Reference: 1/12/08] of Division II Bylaw 14.1.8.1 (requirement for practice or competition) further regulates male students and male student-athletes practicing with women's teams by subjecting them to the same initial-eligibility certification (academic and amateurism), progress-toward-degree requirements and Bylaw 17 (playing and practice seasons) requirements as any student-athlete in a manager position.

While there are no certification conditions and criteria for student nonathletes who serve as a manager, Proposed Figure 14-7 (permissible and nonpermissible activities for a student manager) below illustrates what activities are presently permissible and nonpermissible for managers, according to current Division II legislation, interpretations and educational columns.

**Proposed Figure 14-7**  
**Permissible and Nonpermissible Activities for a Student Manager**

<b>ACTIVITY</b>	<b>STUDENT (NONATHLETE)</b>
Awards and Benefits	Permissible
Competition	Nonpermissible; however, the individual may participate in limited on-court or on-field activities during competition (e.g., assist with warm-up activities)
Apparel	Permissible
Countable Athletically-Related Activities (e.g., practice player)	Nonpermissible
Financial Aid Tuition & Fees Room & Board Books	Permissible
Instruction of student-athletes (skill instruction)	Nonpermissible
Practice	Nonpermissible; however, the individual may participate in limited on-court or on-field activities during practice (e.g., assist with drills, throw batting practice)
Team Travel Actual & Necessary Expenses (i.e., transportation, lodging, meals)	Permissible

Traditional Managerial Duties (e.g. equipment, laundry, hydration, etc.)	Permissible
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At the 2010 NCAA Convention, Division I adopted NCAA Proposal No. 2009-14-B, which creates a definition for and establishes criteria by which an individual may serve as a manager. This proposal aims to codify the principle that the nature of a manager's duties is limited rather than the frequency in which the duties are performed. The legislation is designed to address the concern of stock-piling student-athletes. Finally, the creation of a separate definition for this position will be helpful in outlining and distinguishing their duties from other positions in the legislation. Thus far, the legislation will only be applicable to baseball but it establishes a basis, from which the membership is able to consider a proposal that applies consistently for all sports.

The proposed legislative concept would specify who is eligible to be a student manager in Division II and enumerate what activities are permissible and nonpermissible for the student manager.

### **Conclusions:**

1. The Division II Legislation Committee **recommends** that the NCAA Division II Management Council sponsors legislation for the 2011 NCAA Convention to amend Bylaw 14.02 (definitions and applications) to include a definition of a student manager and enumerate permissible and nonpermissible activities for a student manager.
2. The Division II Legislation Committee **does not recommend** that the Division II Management Council sponsors legislation for the 2011 Convention to amend Bylaw 14.02.

### **Division I Proposal:**

**Title:** Personnel -- Definitions and Applications -- Manager

**Effective Date:** August 1, 2010

**Official Notice Number:** 2009-14-B

**Source:** NCAA Division I Recruiting and Athletics Personnel Issues Cabinet

**Category:** Amendment

**Topical Area:** Personnel

**Status:** Adopted, 60-Day Override Period

**Intent:** To establish criteria by which an individual may serve as a manager, as specified.



**A. 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.]

**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.

**Division II Bylaws:**

**12.02.5 (Student-Athlete).** A student-athlete is a student whose enrollment was solicited by a member of the athletics staff or other representative of athletics interests with a view toward the student's ultimate participation in the intercollegiate athletics program. Any other student becomes a student-athlete only when the student reports for an intercollegiate squad that is under the jurisdiction of the athletics department, as specified in Constitution 3.2.4.4. A student is not deemed a student-athlete solely on the basis of prior high school athletics participation.

**14.1.11 (Eligibility for Male Students or Male Student-Athletes to Practice with Women's Teams).** A male student or male student-athlete [see Bylaw 17.02.9 (male student-athlete's practicing with women's teams)] may engage in practice sessions with women's teams under the following conditions: (*Adopted: 5/5/09*)

- a. Male students who practice with an institution's women's team must be certified in accordance with all applicable NCAA eligibility regulations for practice (e.g., enrolled in a minimum full-time program of studies, sign a drug-testing consent form, included on the institution's squad list, certify insurance coverage of medical expenses per Constitution 3.2.4.9).
- b. It is not permissible for an institution to provide male students financial assistance, which includes room and board, tuition and fees, and books, in return for practicing with the women's team.
- c. It is not permissible for an institution to provide male students awards and benefits set forth in Bylaw 16 (awards, benefits and expenses for enrolled student-athletes).
- d. It is not permissible for an institution to provide male students room and board to remain on campus during a vacation period to participate in practice sessions with a women's team.
- e. It is not permissible for a male student or male student-athlete who is serving an academic year in residence as a nonqualifier to participate in practice sessions with a women's team.
- f. It is permissible for an institution to provide practice apparel to male students for the purpose of practicing with a women's team.

**Division II Interpretations:**

**Staff Interpretation**

**Male Student Who Regularly Practices with an Institution's Women's Team Traveling with the Team During an Away-From-Home Competition (I/II/III)**

Date Issued: November 13, 2002

Date Published: November 13, 2002

Item No: 1

**Interpretation:**

The membership services staff confirmed that a male student who practices with an institution's women's team is not permitted to receive actual and necessary travel expenses (i.e., transportation, lodging, meals) for an away-from-home competition. Therefore, it would not be permissible to place a male student, who practices with the institution's women's team, in the position of a manager to provide him with expenses for an away-from-home contest.

[References: Division I Bylaw 16.8.2 (competition while representing institution) and Divisions II and III Bylaw 16.8.1.2 (competition while representing institution)]

## 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 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.

**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*

# **Usage of Contest Exemptions and Nonchampionship Segment Dates of Competition in Division II, 2006-07 through 2008-09**

Division II Legislation Committee

March 18, 2010



# Contents

- Methodology and response rate
- Usage of contest exemptions, by sport
- Dates of competition during nonchampionship segment, by sport

# Methodology

- Survey administered online from December 17, 2009, through February 12, 2010
- Compliance coordinators at active Division II institutions invited to participate via e-mail link to third-party survey Web site (Zoomerang)
- One page (screen) for each Division II championship sport
- Respondents asked for three-year total of contest exemptions and nonchampionship segment dates of competition used
- Only required field was number of years each sport was sponsored

# Response Rate

- Surveys submitted by 193 of 288 institutions receiving invitations (67%)
- 13 responses were partially complete; data for individual sports were used if present
- Public institutions and non-HBCUs were overrepresented in the data (public/private and HBCU/non-HBCU status were significant predictors of response)
- But overall trends in exemption usage and nonchampionship segment dates were consistent between all groups, so nonrepresentative sample is not a major concern

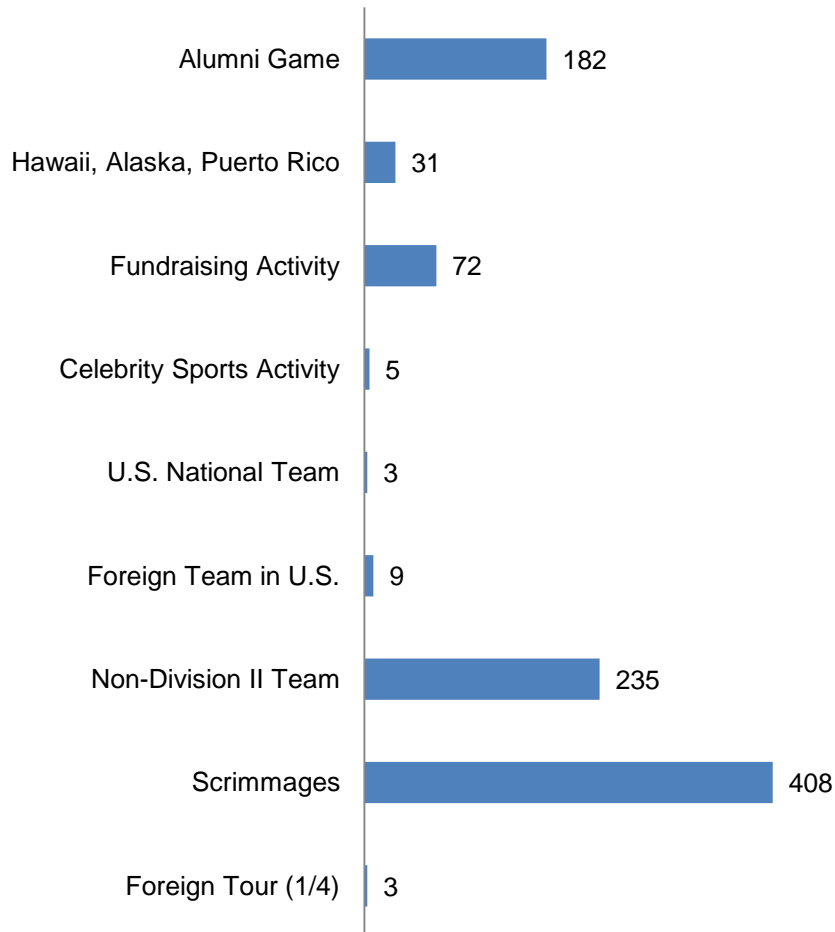
# Usage of Contest Exemptions, 2006-07 through 2008-09



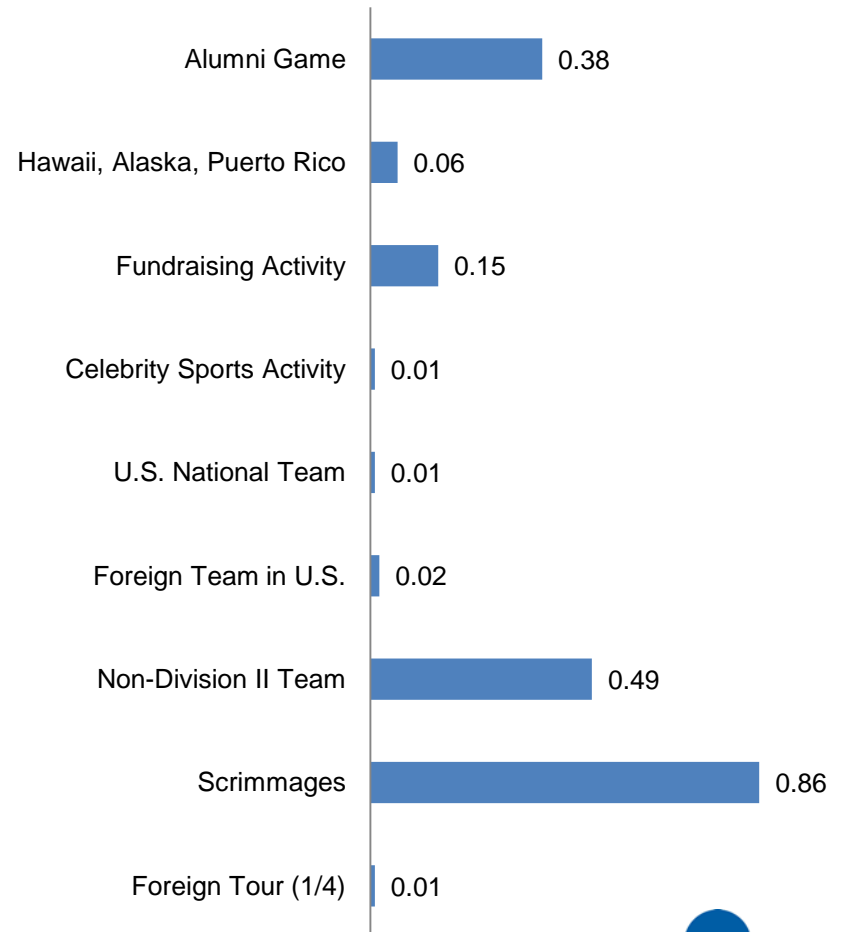
# Usage of Contest Exemptions in Baseball

160 institutions reporting

## Three-Year Totals

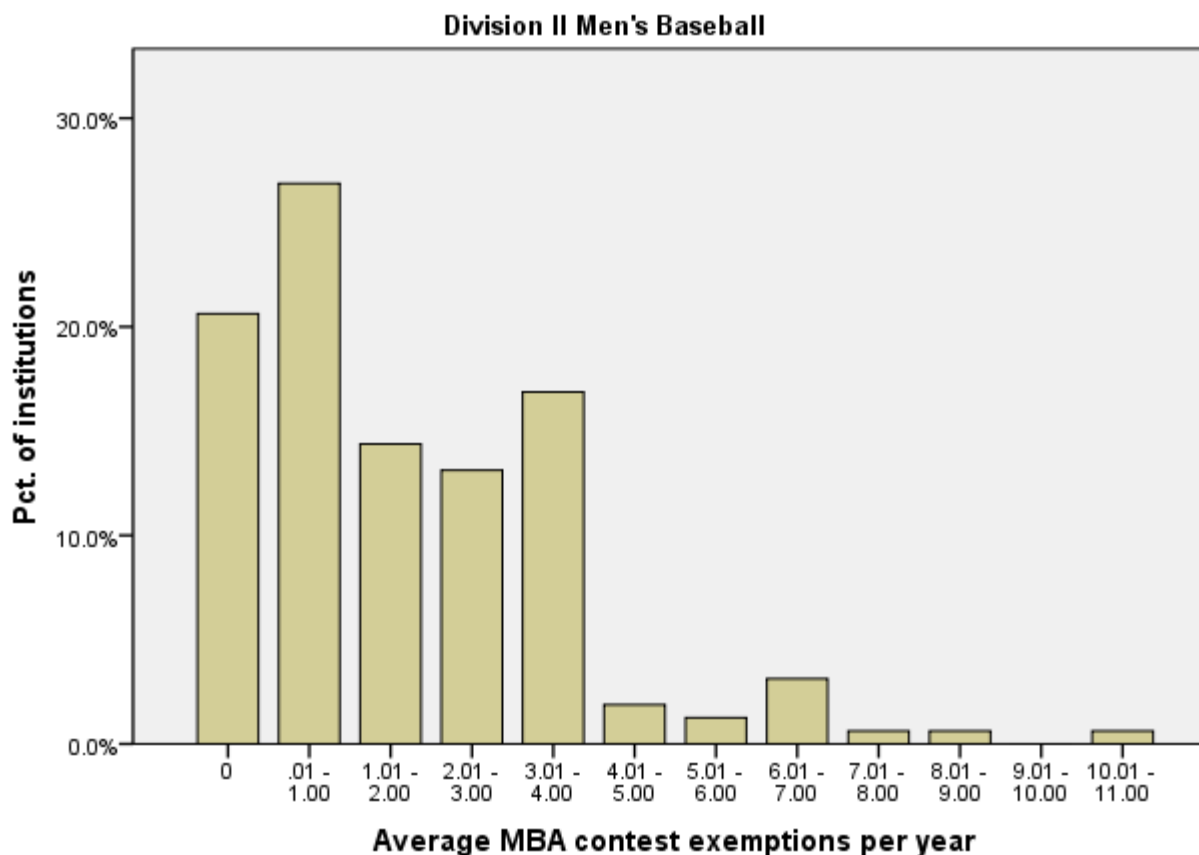


## Per Institution, Per Year



# Usage of Contest Exemptions in Baseball

Average Yearly Contest Exemptions Used, 2006-07 through 2008-09



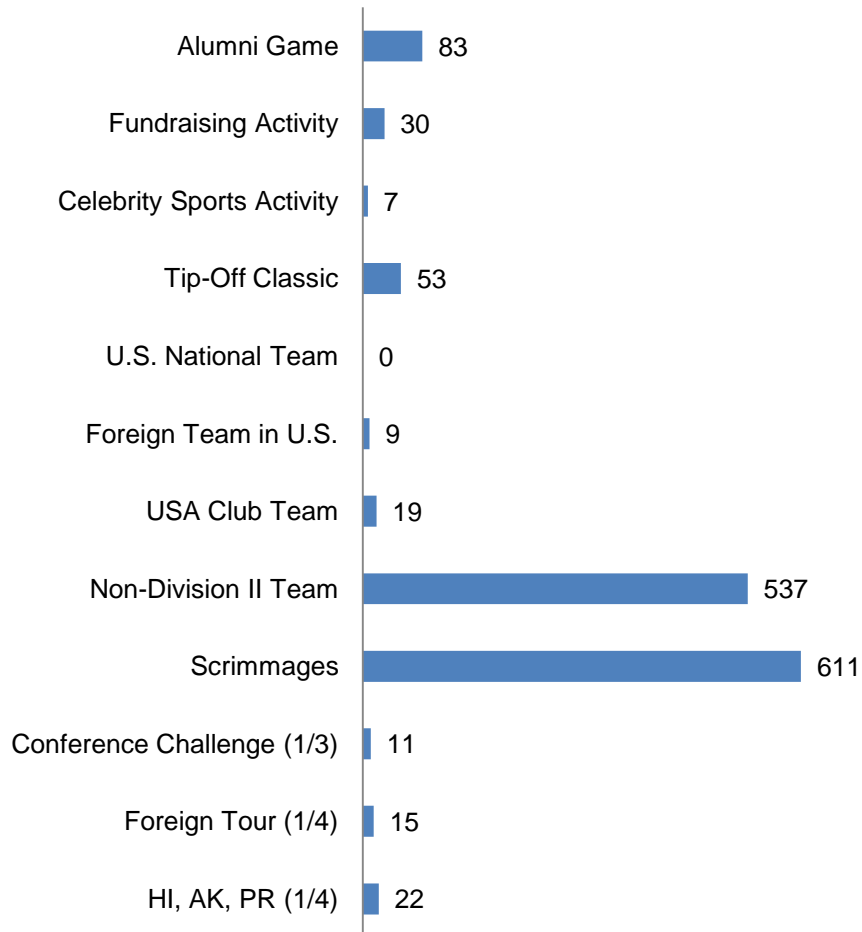
160 squads reporting



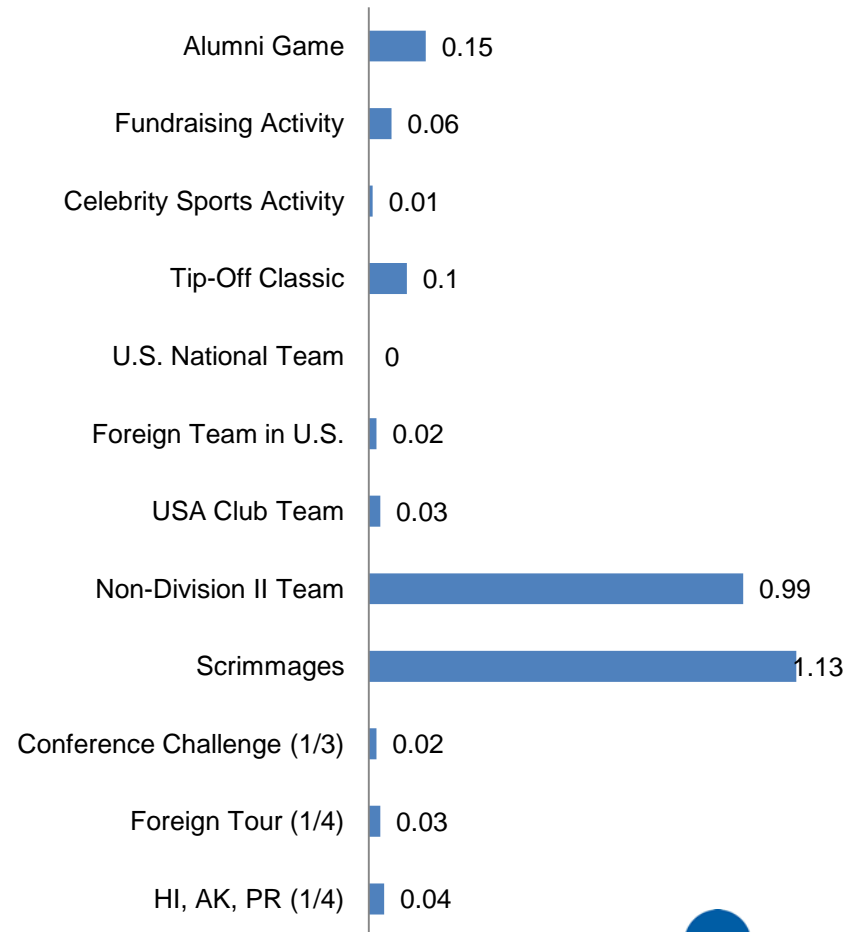
# Usage of Contest Exemptions in Men's Basketball

181 institutions reporting

## Three-Year Totals

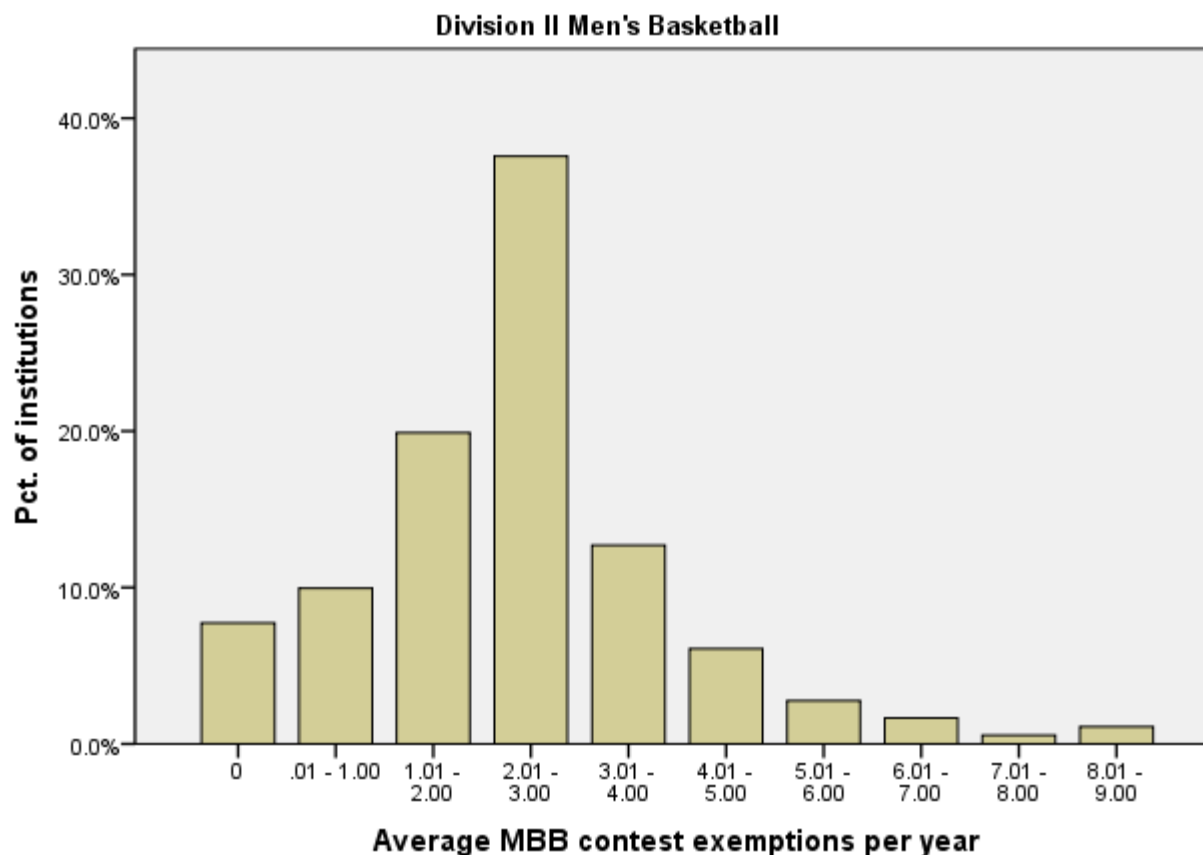


## Per Institution, Per Year



# Usage of Contest Exemptions in Men's Basketball

Average Yearly Contest Exemptions Used, 2006-07 through 2008-09

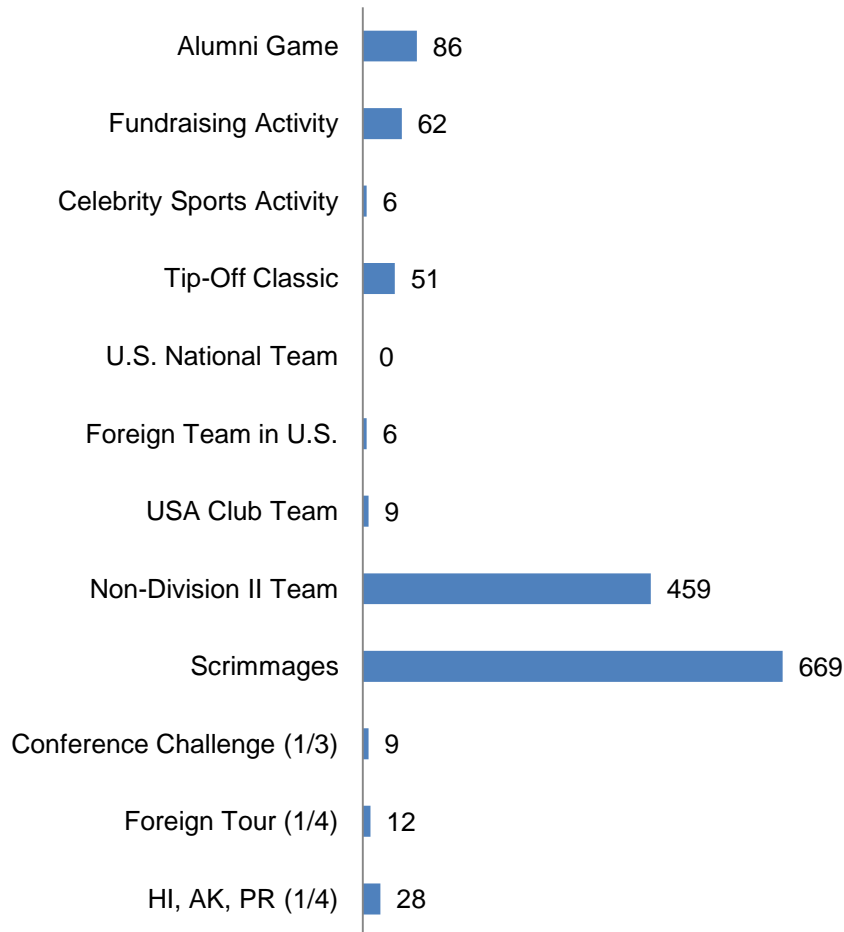


181 squads reporting

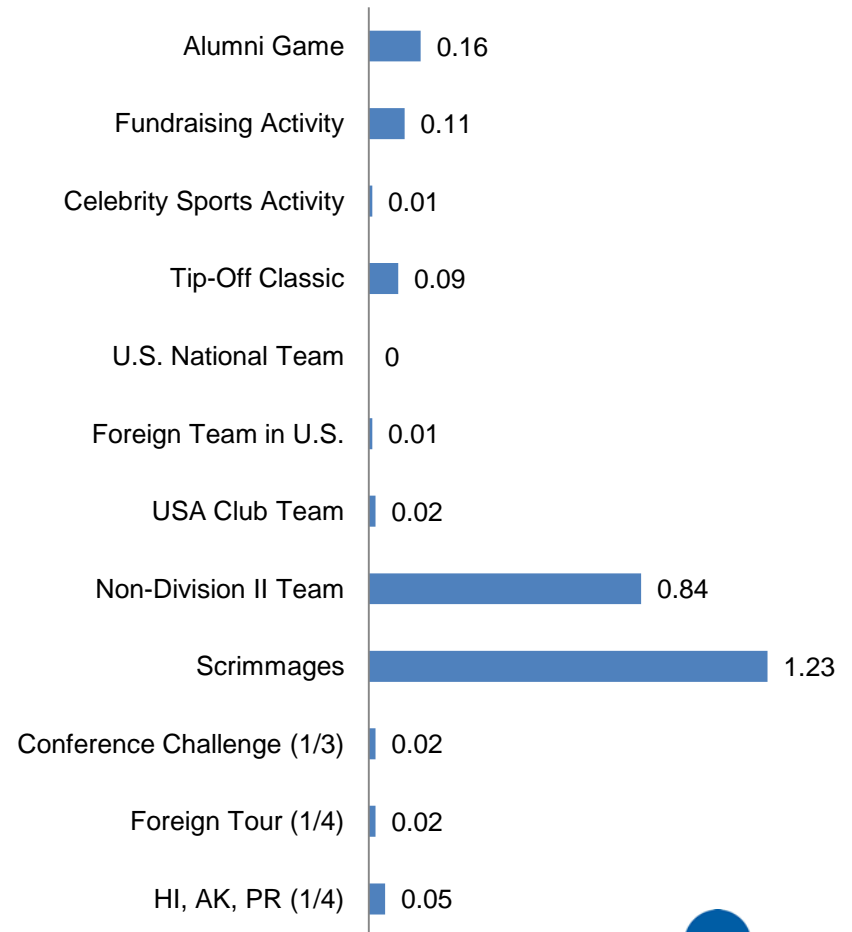
# Usage of Contest Exemptions in Women's Basketball

182 institutions reporting

## Three-Year Totals

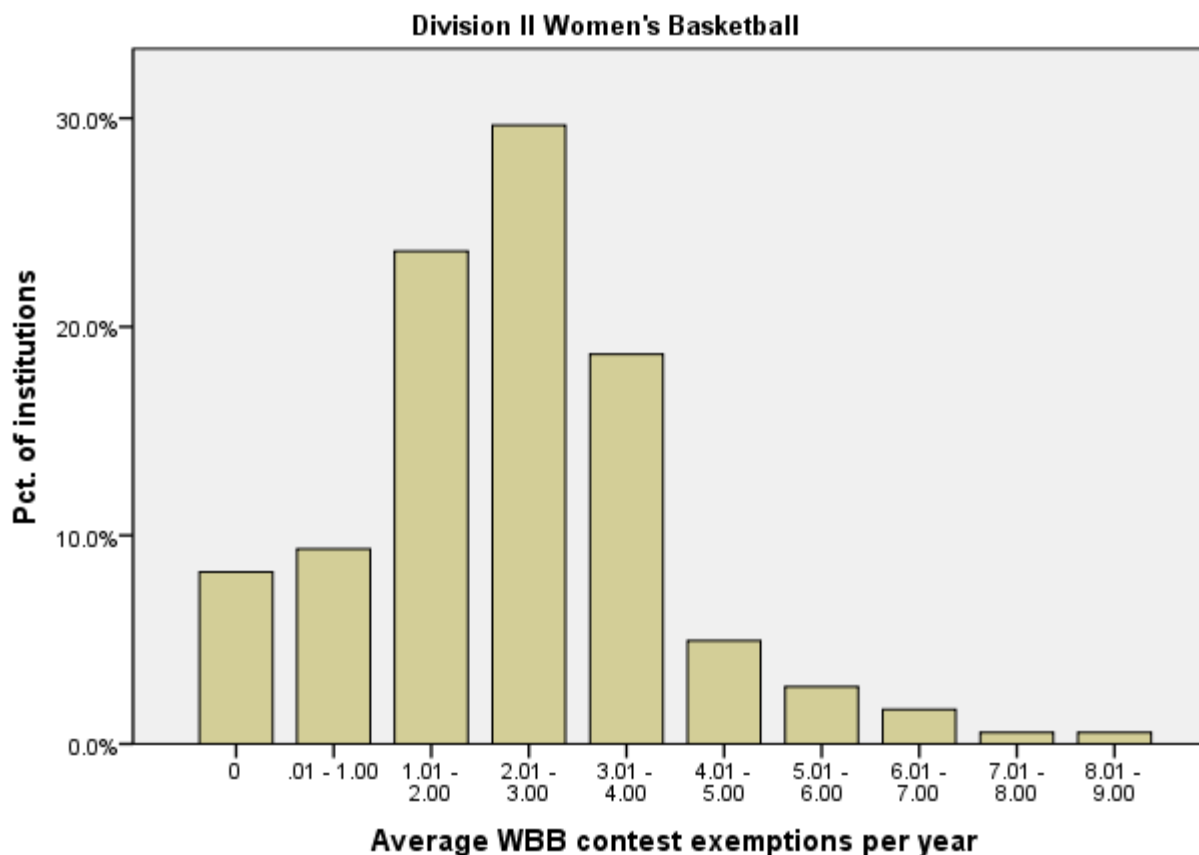


## Per Institution, Per Year



# Usage of Contest Exemptions in Women's Basketball

Average Yearly Contest Exemptions Used, 2006-07 through 2008-09

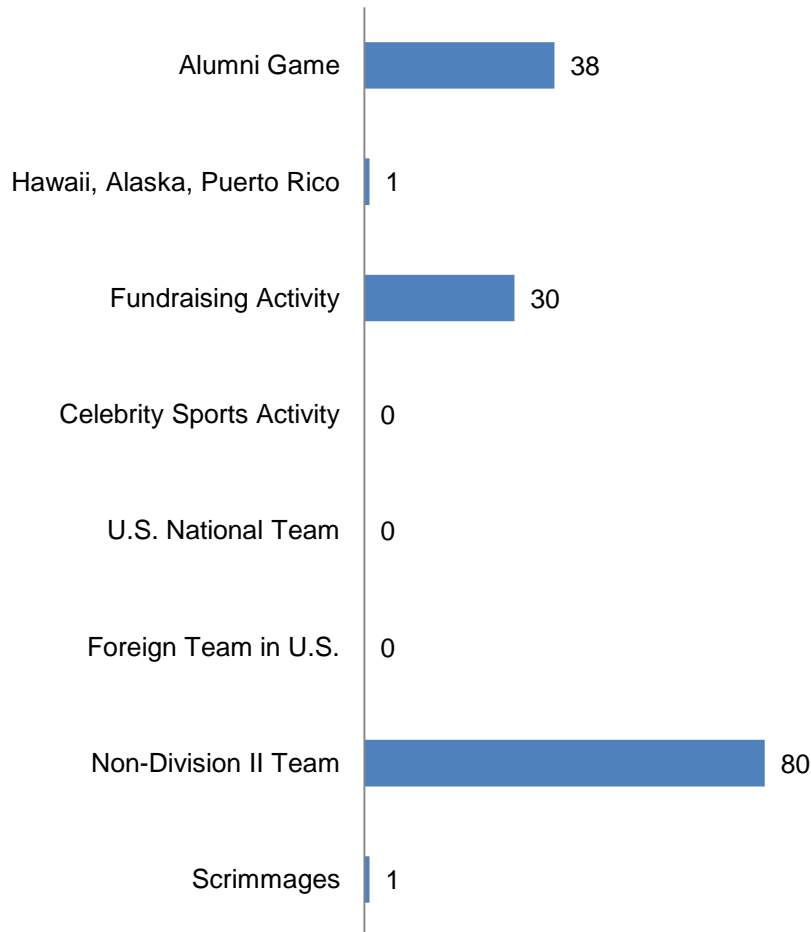


182 squads reporting

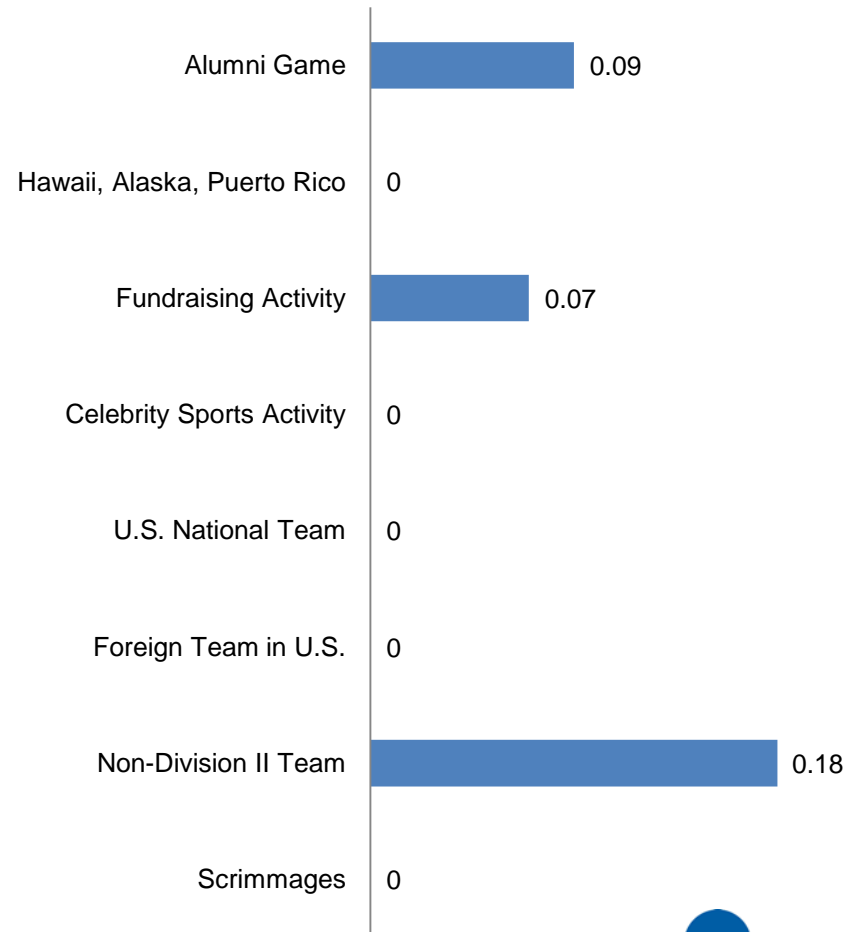
# Usage of Contest Exemptions in Men's Cross Country

149 institutions reporting

## Three-Year Totals

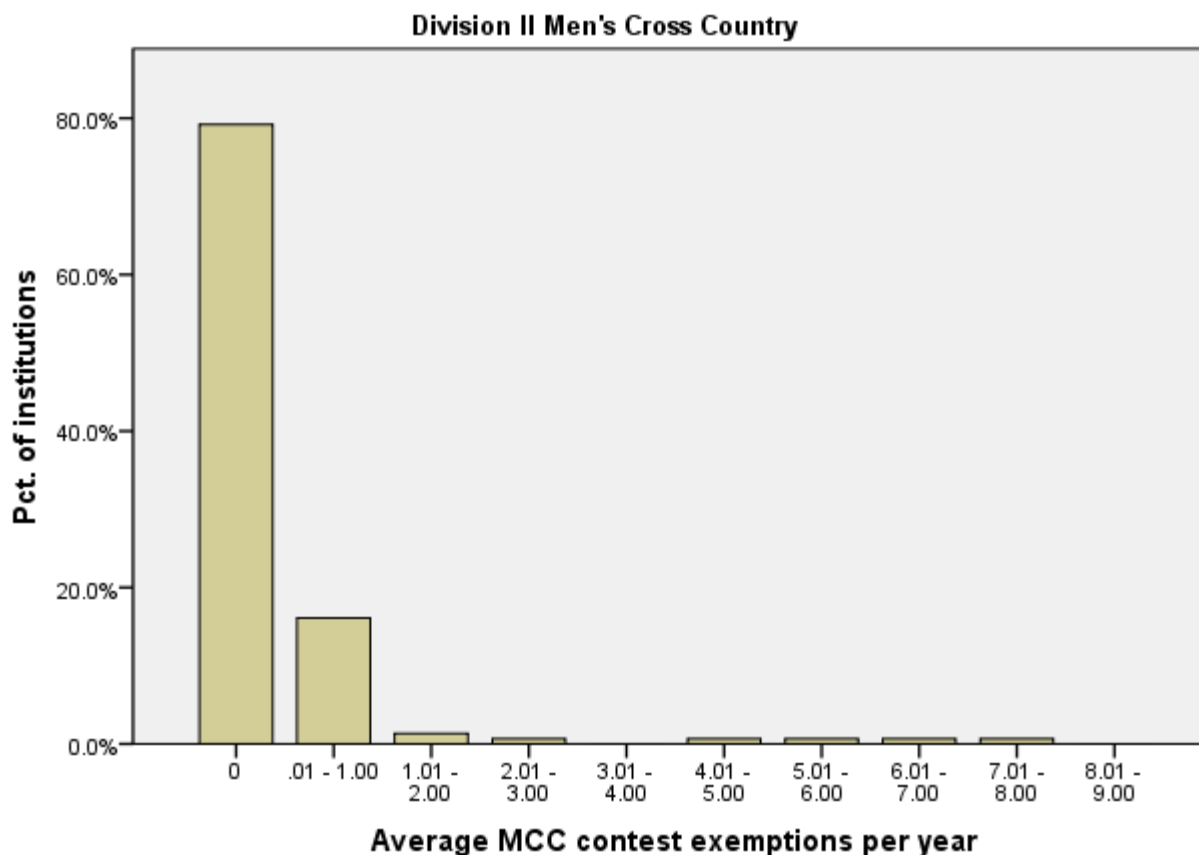


## Per Institution, Per Year



# Usage of Contest Exemptions in Men's Cross Country

Average Yearly Contest Exemptions Used, 2006-07 through 2008-09

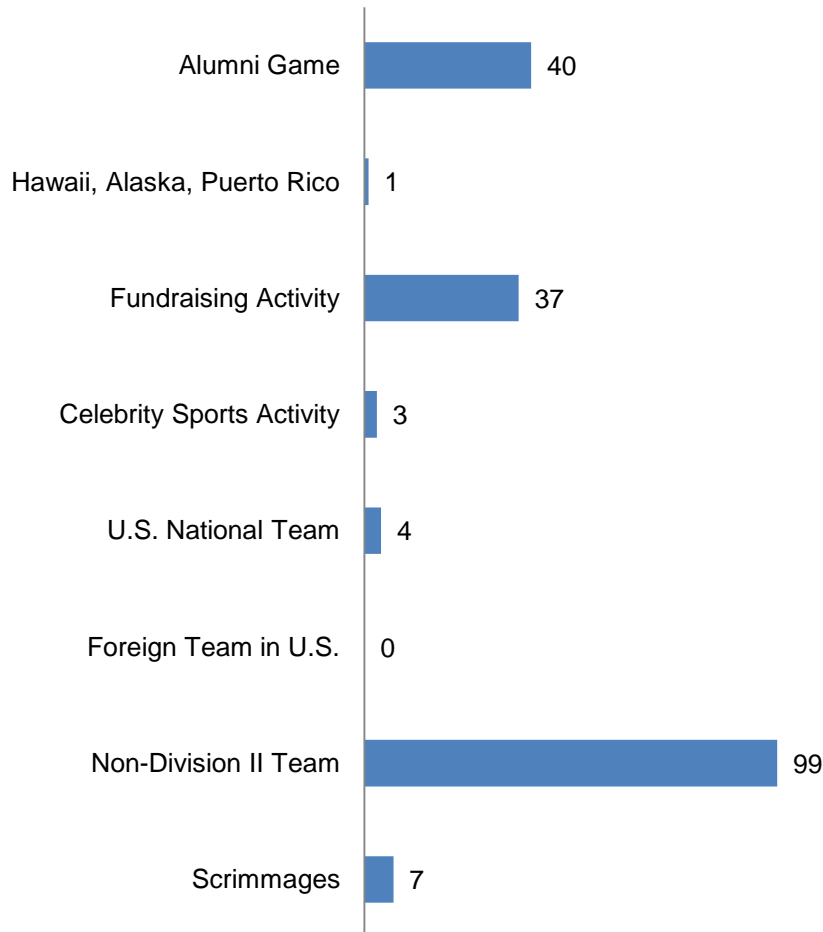


149 squads reporting

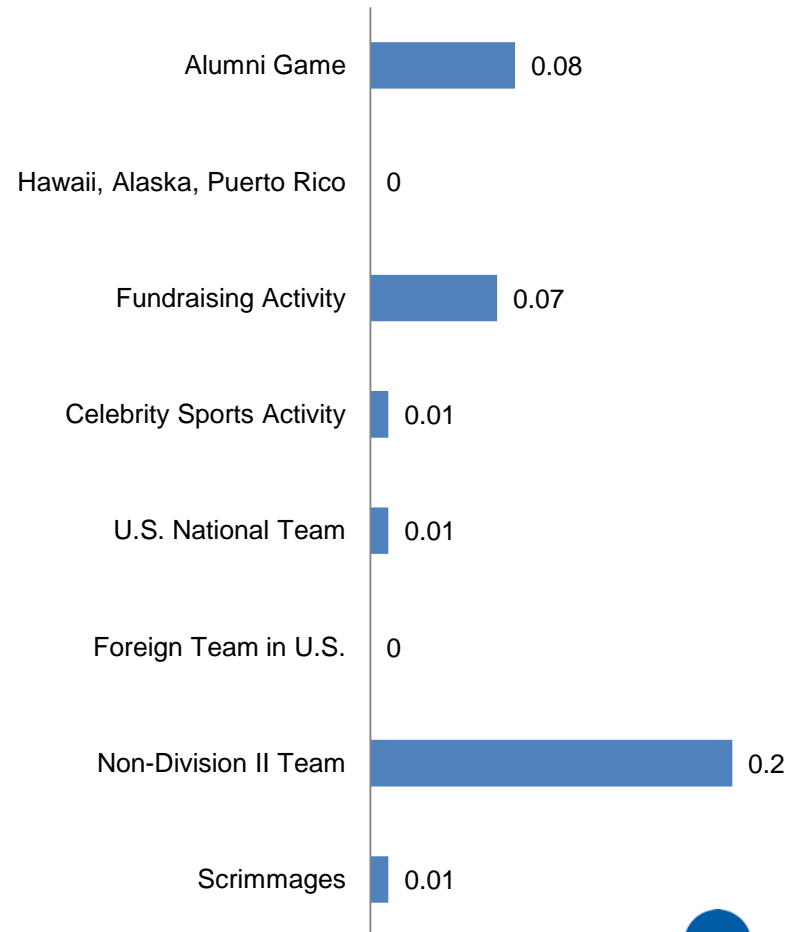
# Usage of Contest Exemptions in Women's Cross Country

168 institutions reporting

**Three-Year Totals**



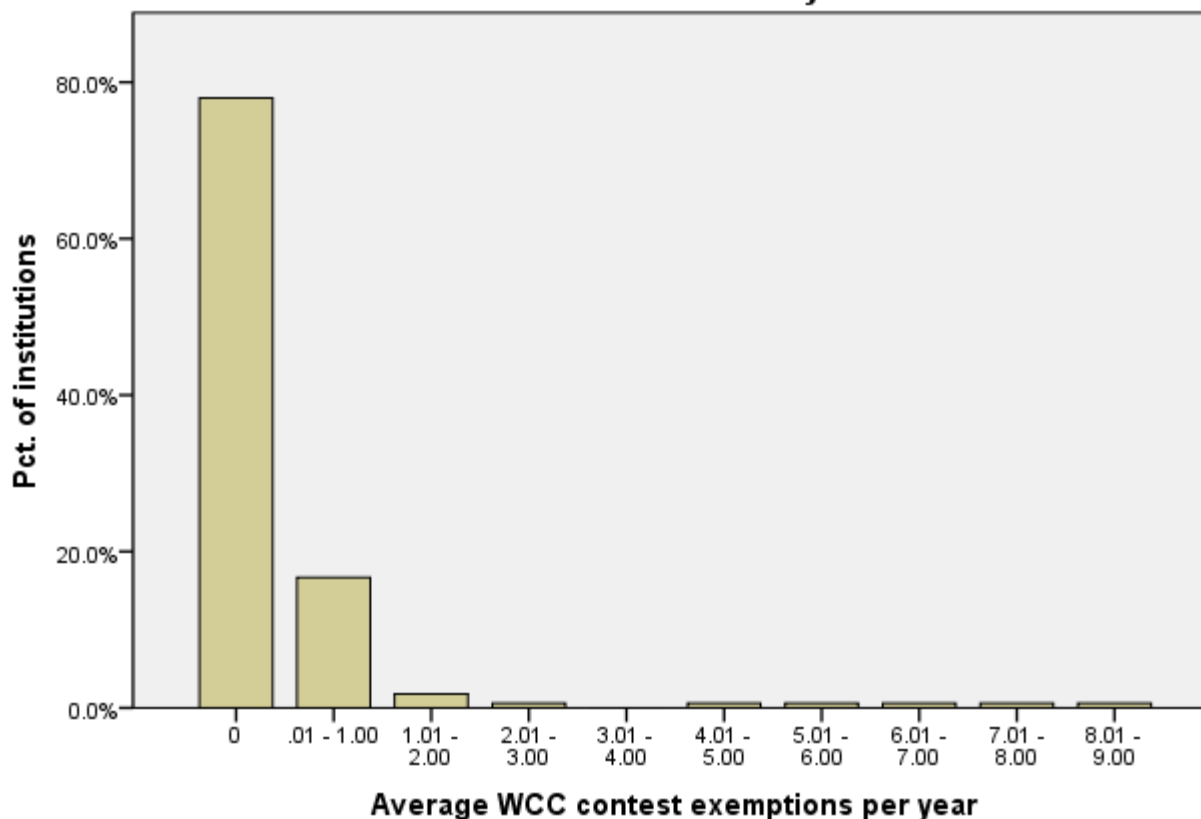
**Per Institution, Per Year**



# Usage of Contest Exemptions in Women's Cross Country

Average Yearly Contest Exemptions Used, 2006-07 through 2008-09

Division II Women's Cross Country



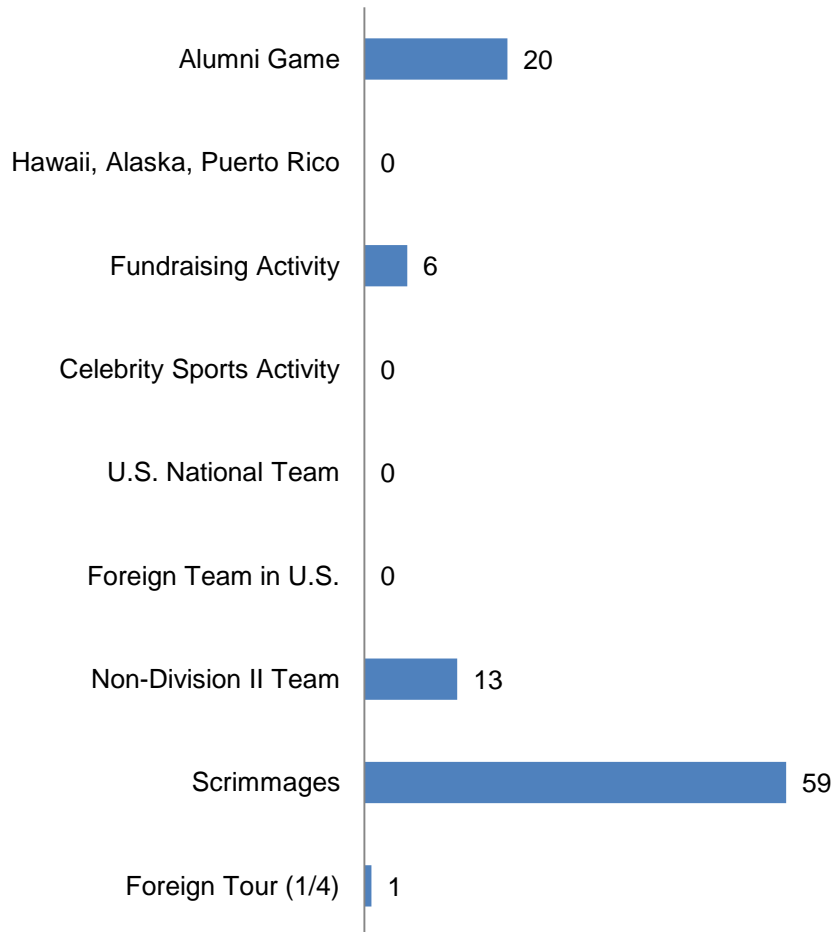
168 squads reporting



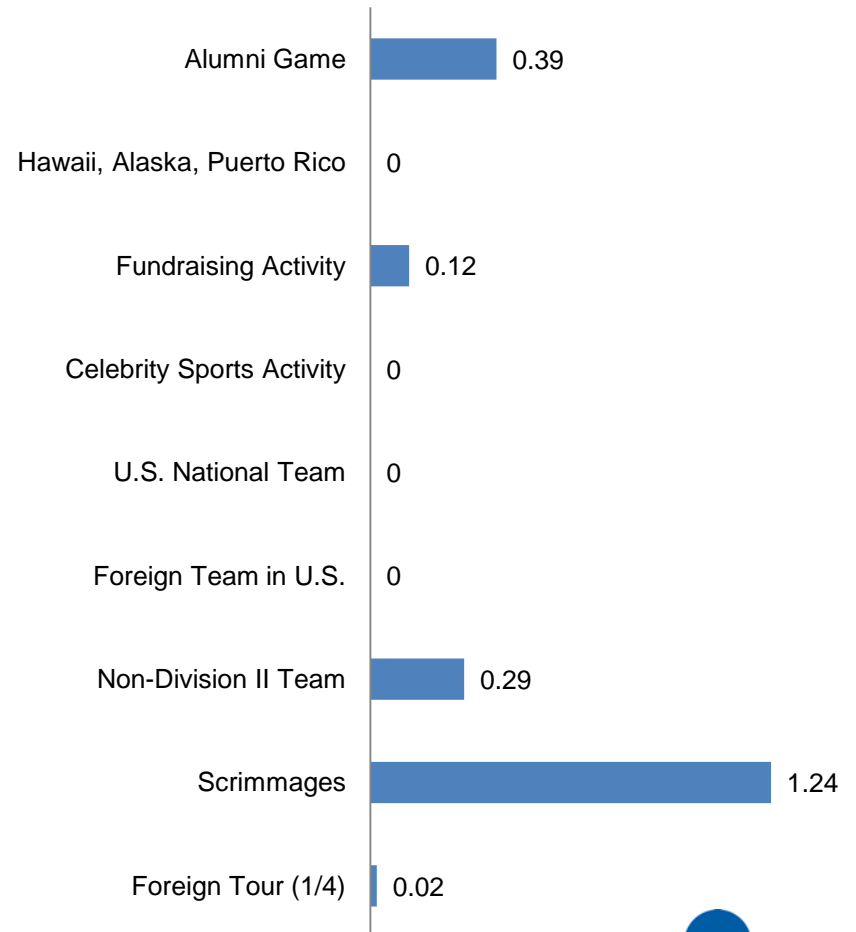
# Usage of Contest Exemptions in Field Hockey

17 institutions reporting

## Three-Year Totals



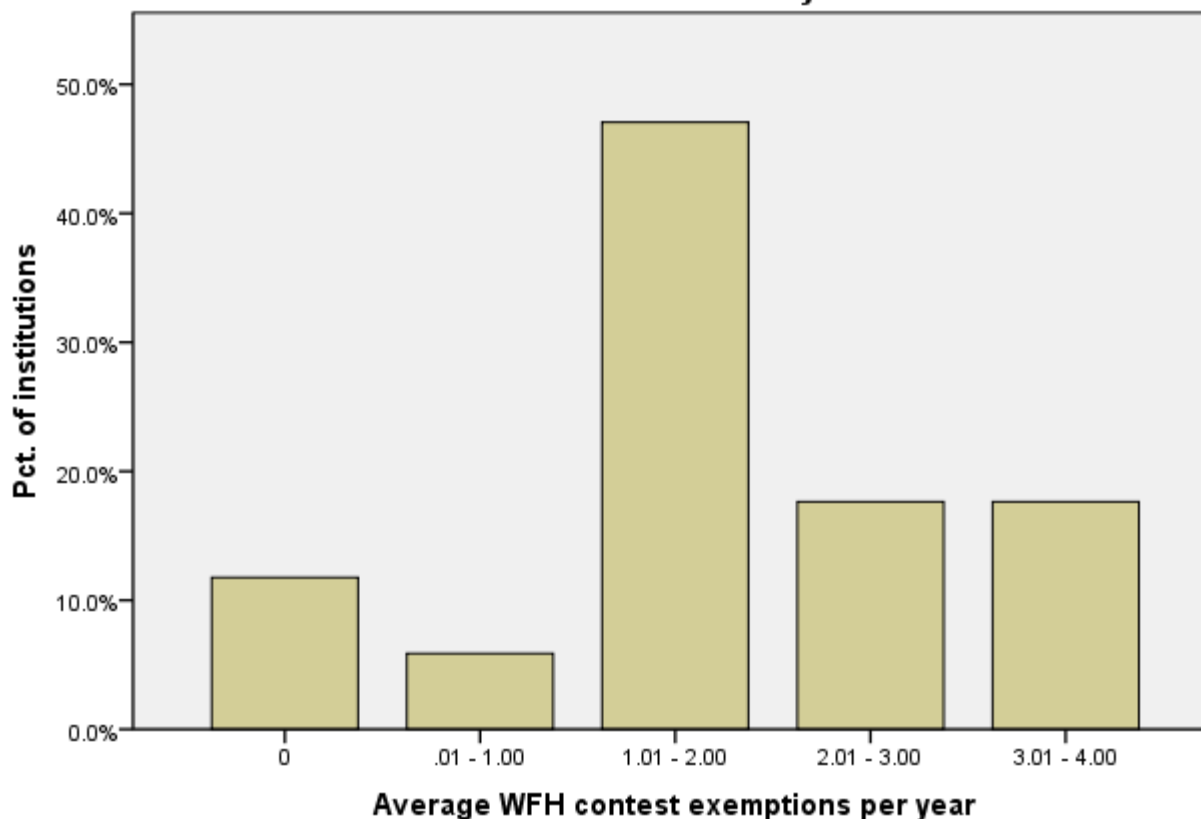
## Per Institution, Per Year



# Usage of Contest Exemptions in Field Hockey

Average Yearly Contest Exemptions Used, 2006-07 through 2008-09

Division II Women's Field Hockey

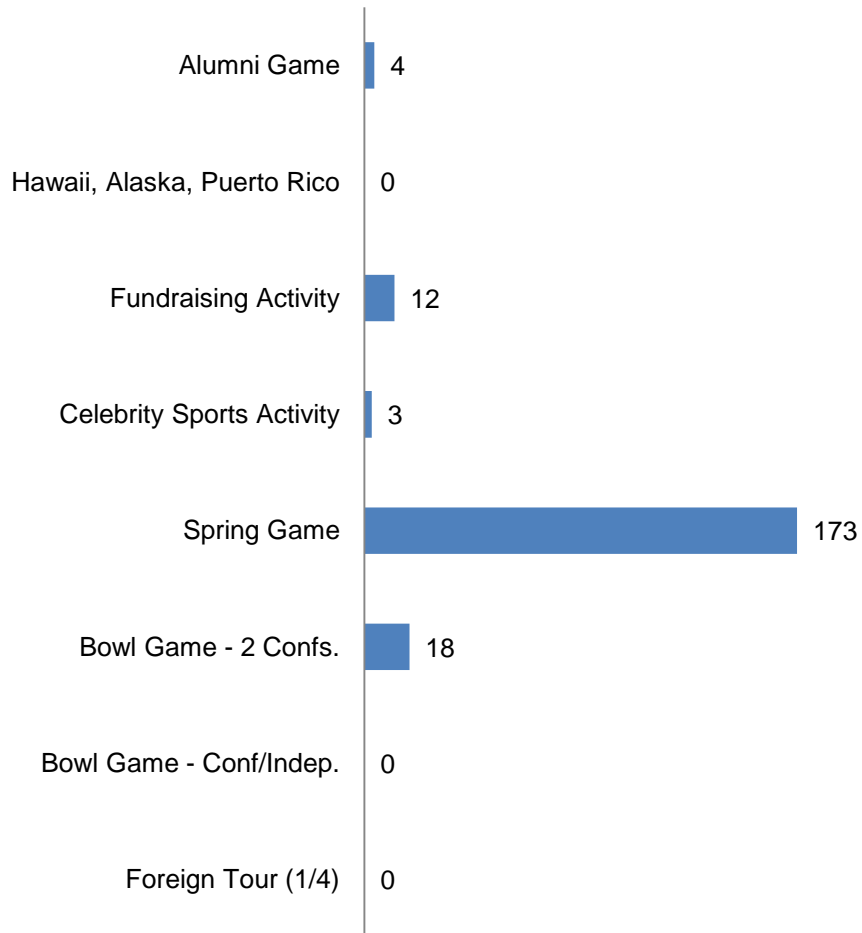


17 squads reporting

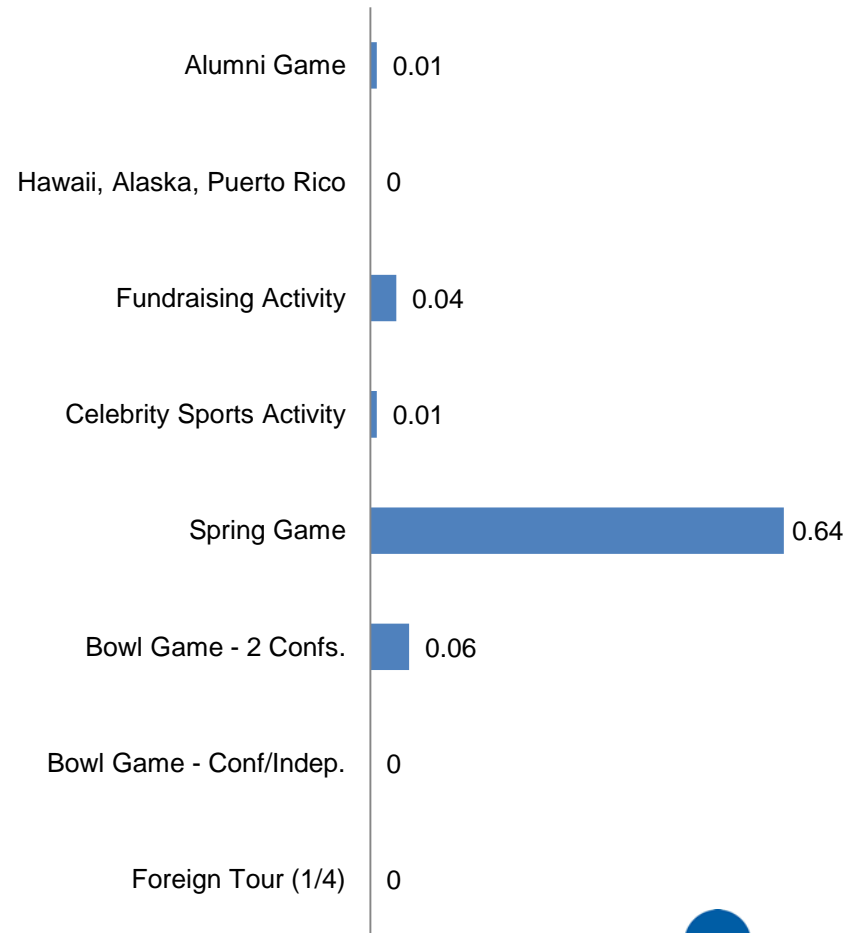
# Usage of Contest Exemptions in Football

93 institutions reporting

## Three-Year Totals



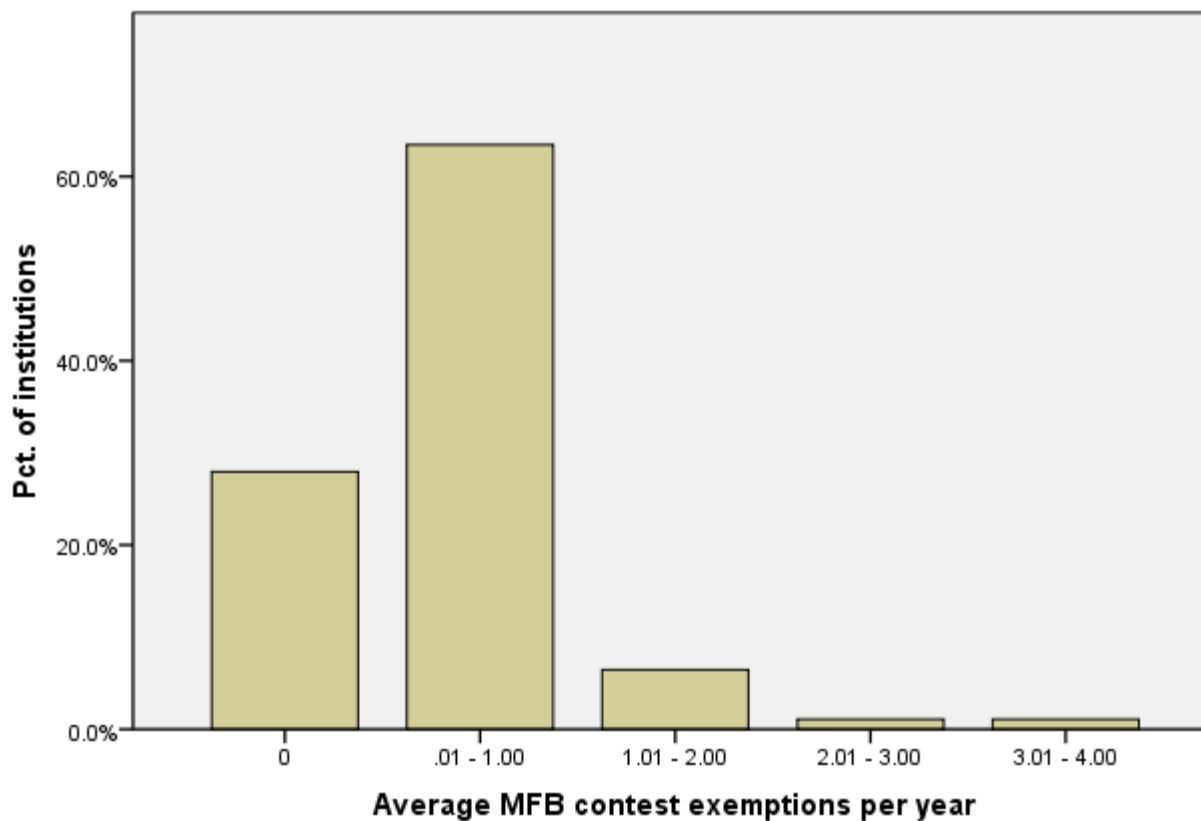
## Per Institution, Per Year



# Usage of Contest Exemptions in Football

Average Yearly Contest Exemptions Used, 2006-07 through 2008-09

Division II Football

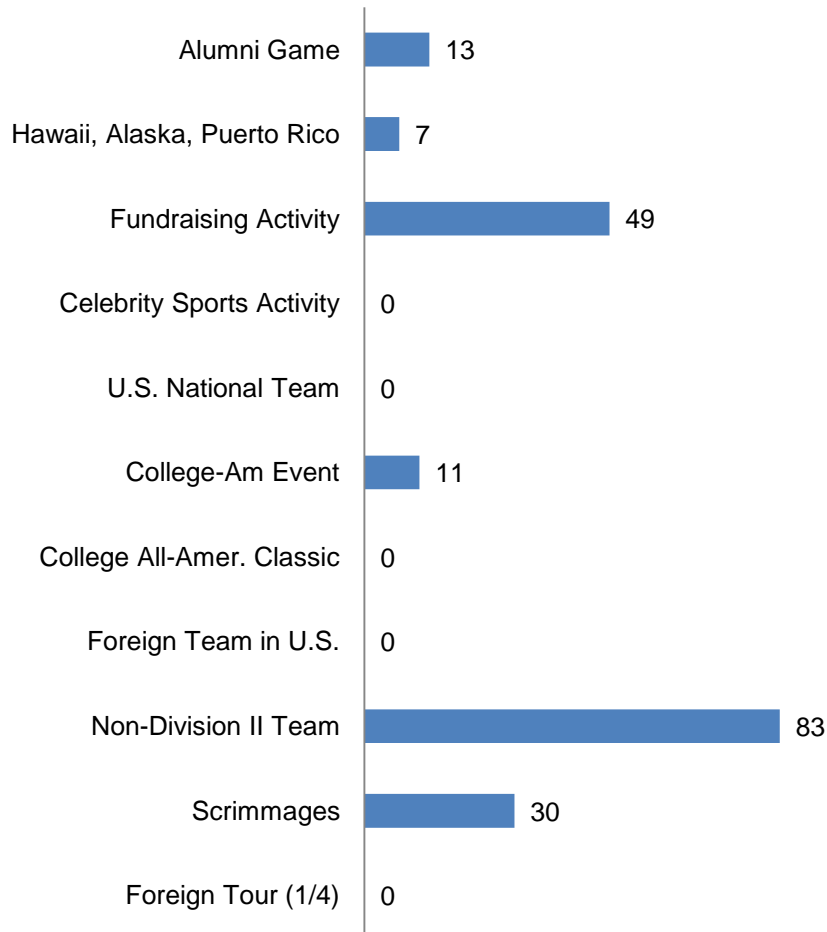


93 squads reporting

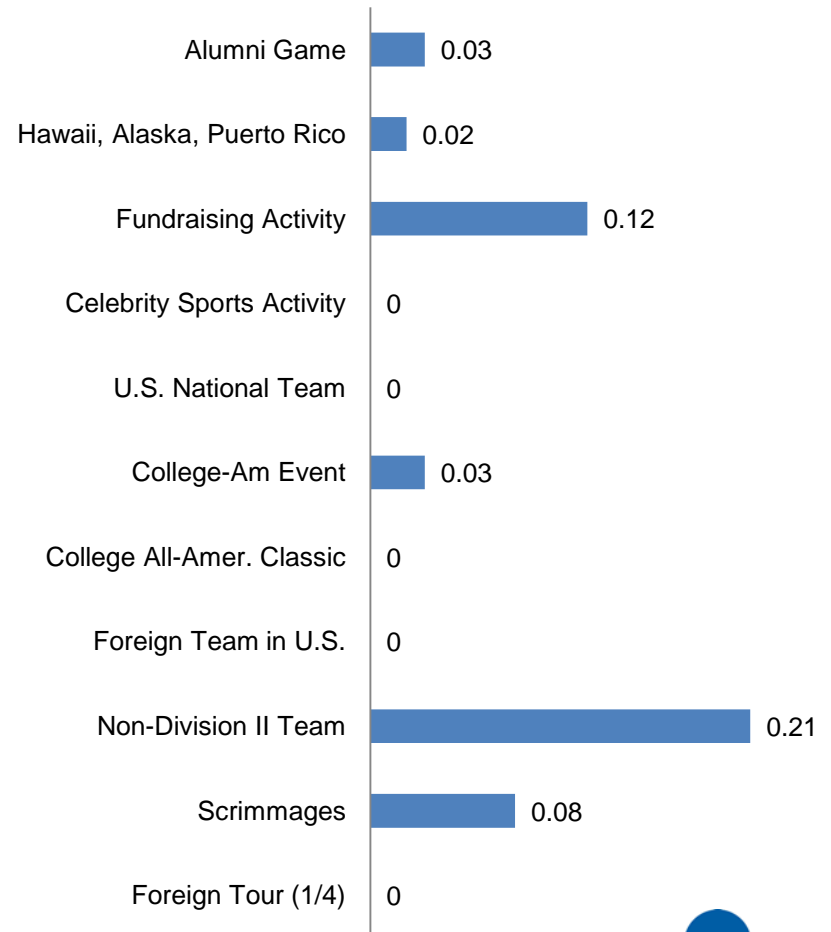
# Usage of Contest Exemptions in Men's Golf

133 institutions reporting

## Three-Year Totals



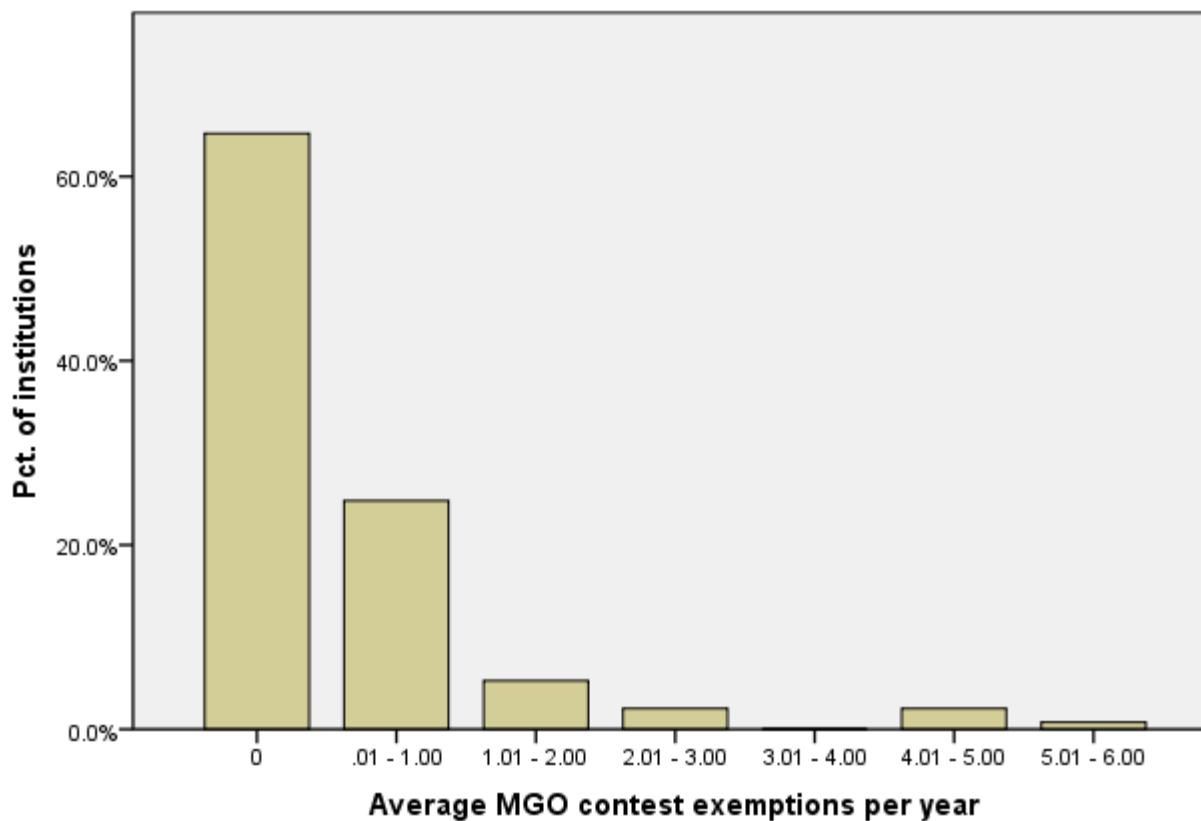
## Per Institution, Per Year



# Usage of Contest Exemptions in Men's Golf

Average Yearly Contest Exemptions Used, 2006-07 through 2008-09

Division II Men's Golf

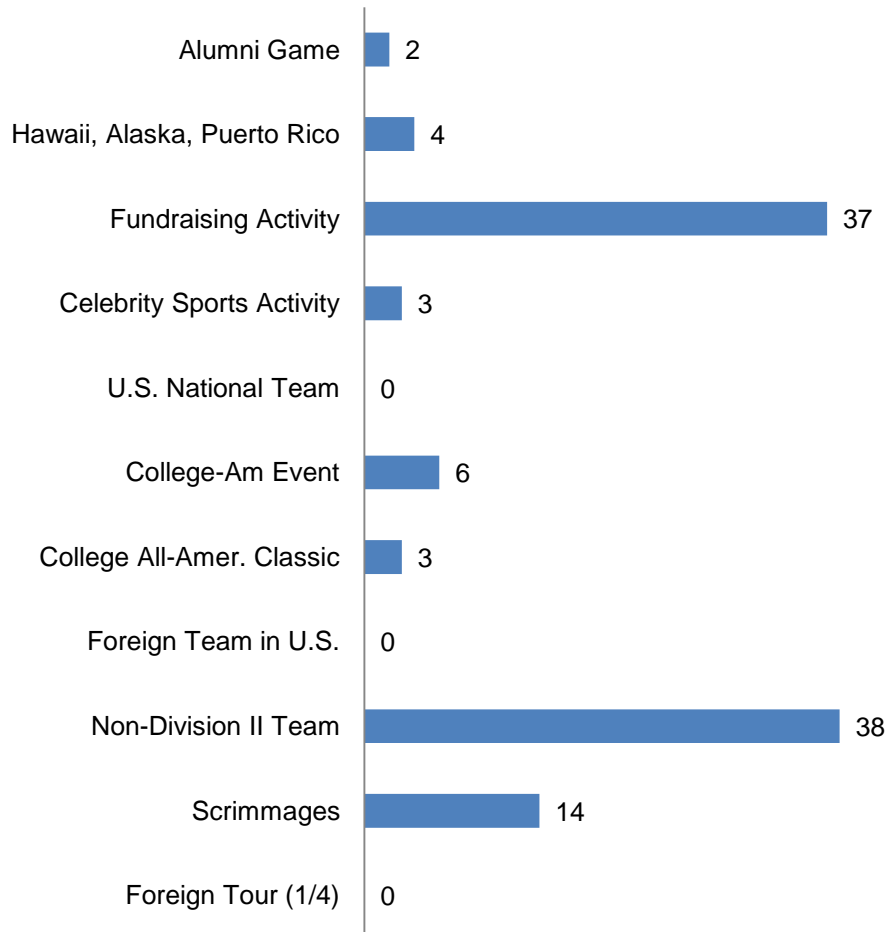


133 squads reporting

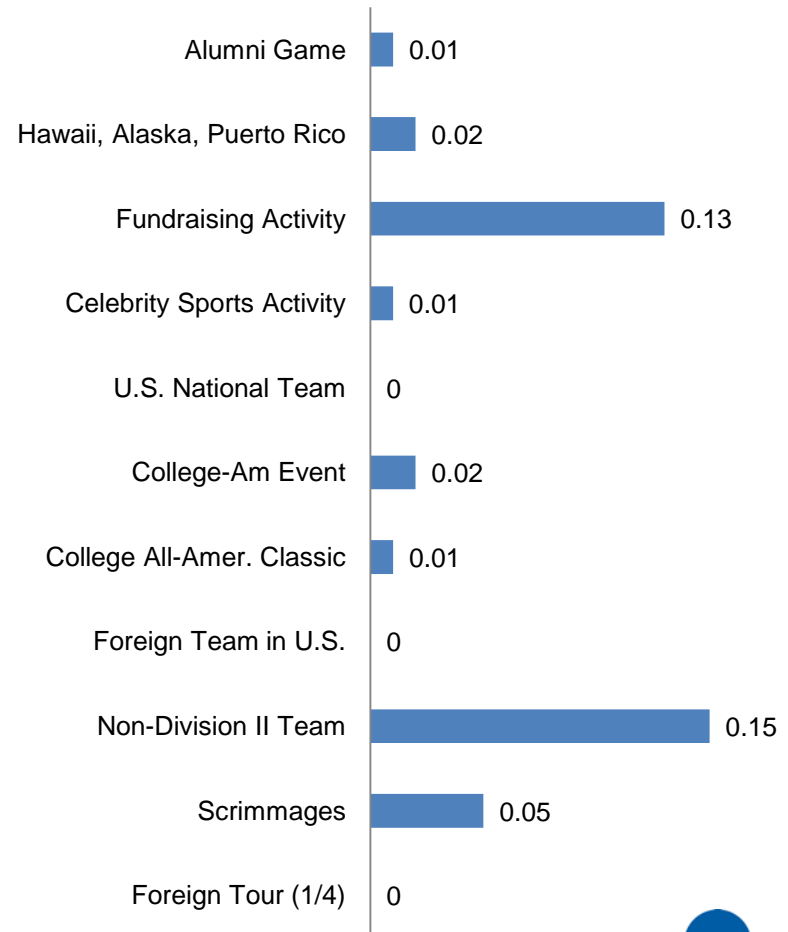
# Usage of Contest Exemptions in Women's Golf

94 institutions reporting

**Three-Year Totals**



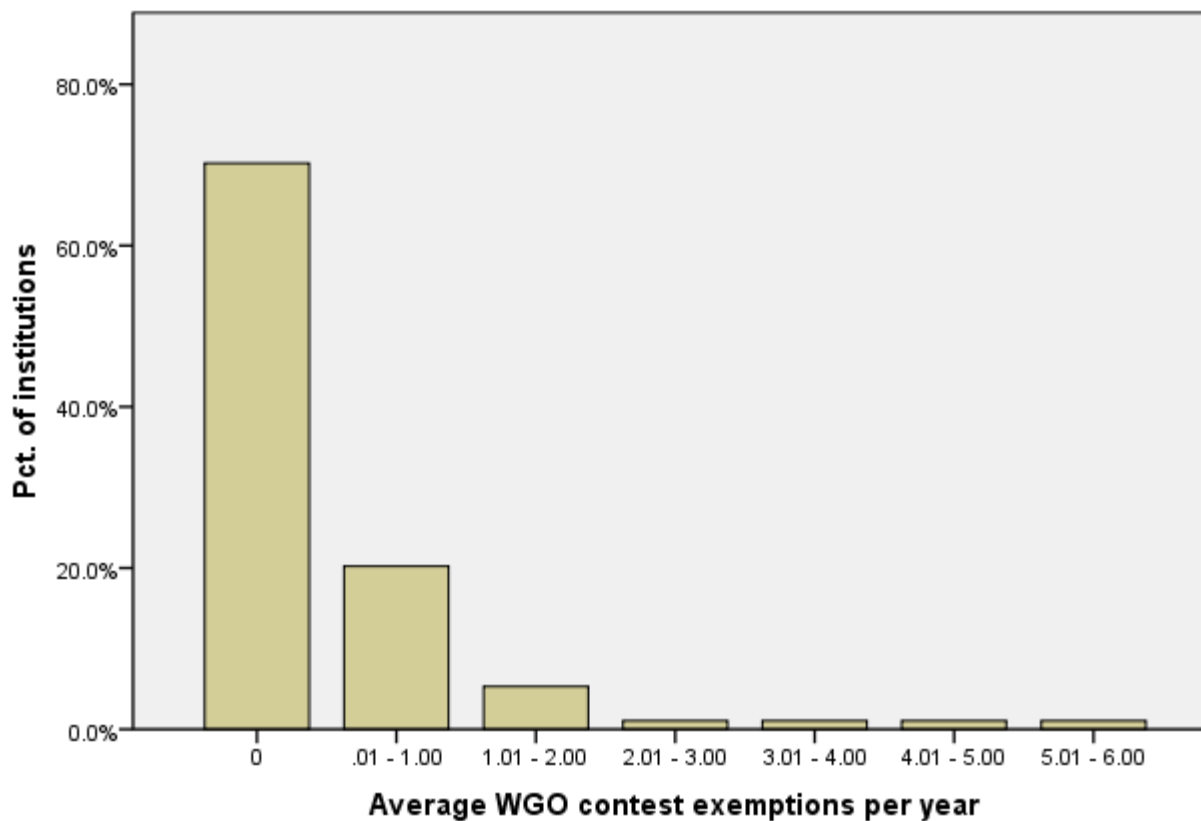
**Per Institution, Per Year**



# Usage of Contest Exemptions in Women's Golf

Average Yearly Contest Exemptions Used, 2006-07 through 2008-09

Division II Women's Golf



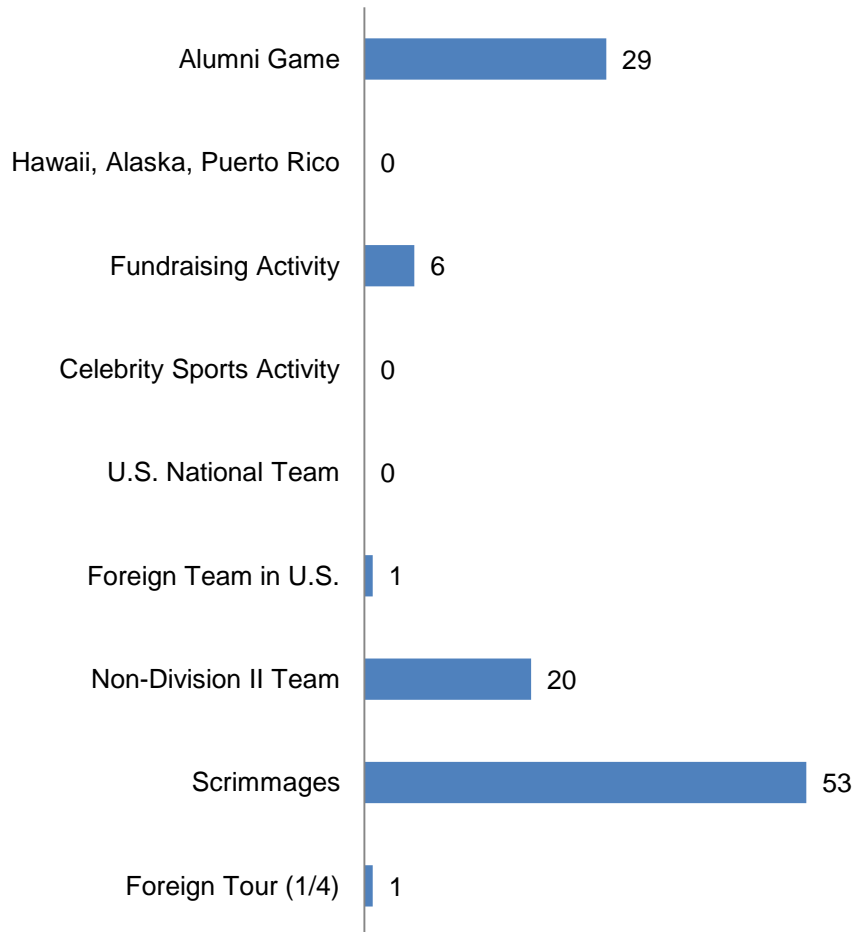
94 squads reporting



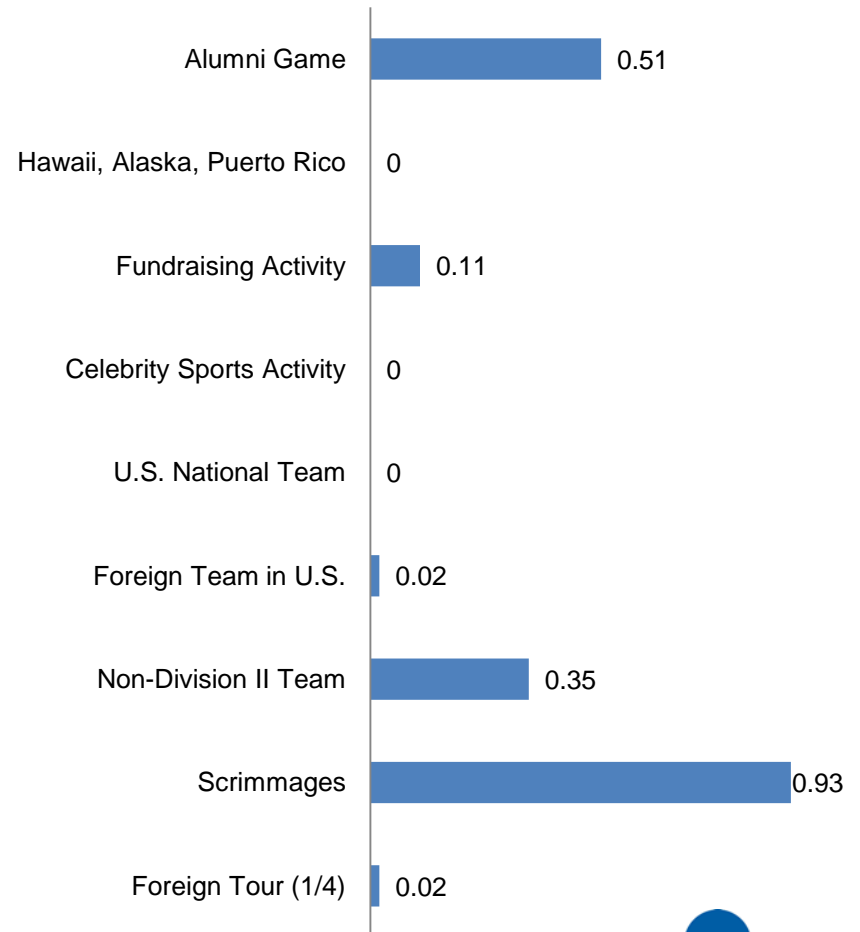
# Usage of Contest Exemptions in Men's Lacrosse

19 institutions reporting

## Three-Year Totals

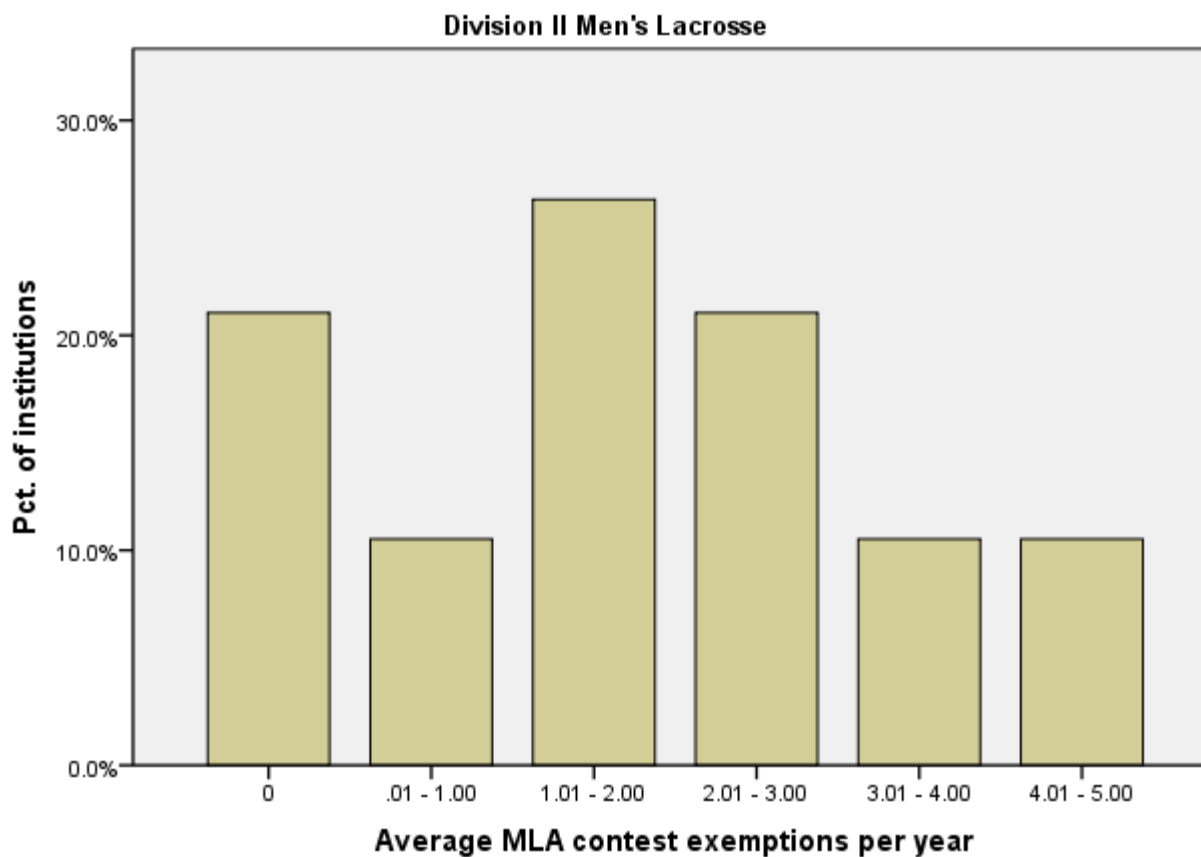


## Per Institution, Per Year



# Usage of Contest Exemptions in Men's Lacrosse

Average Yearly Contest Exemptions Used, 2006-07 through 2008-09

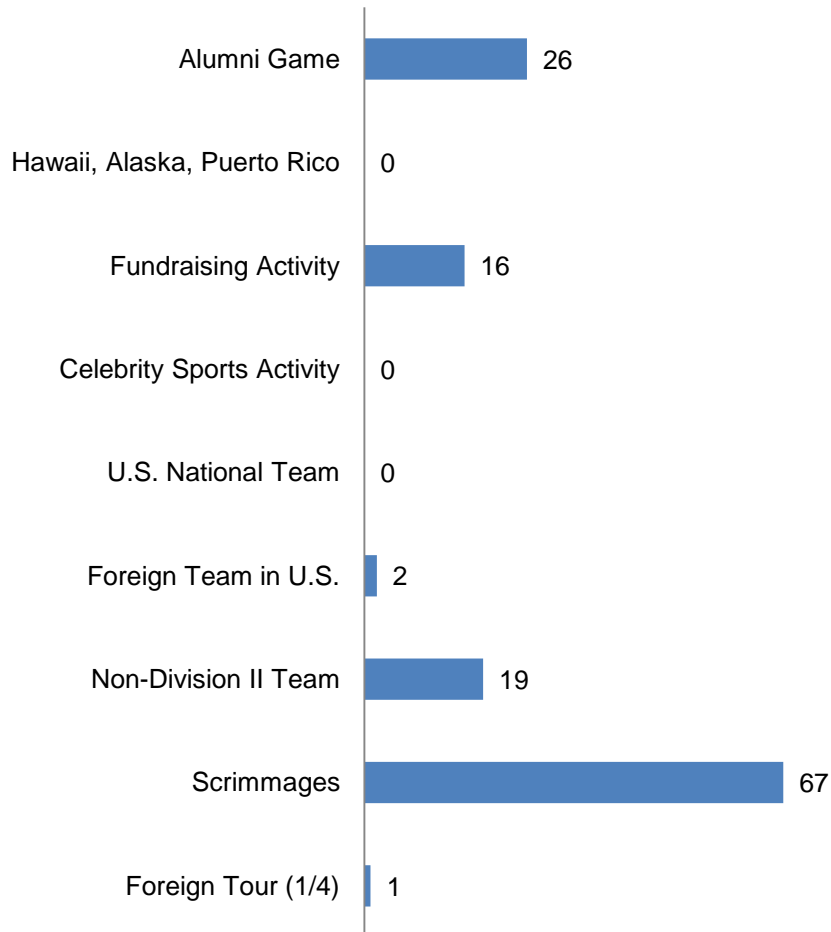


19 squads reporting

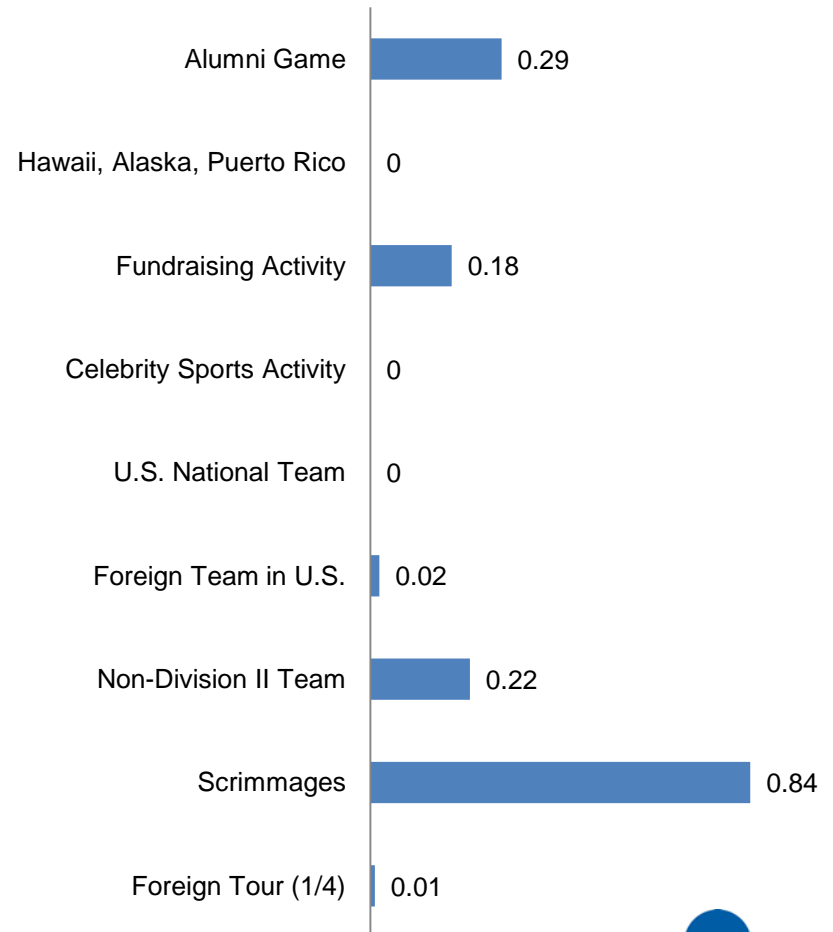
# Usage of Contest Exemptions in Women's Lacrosse

30 institutions reporting

## Three-Year Totals

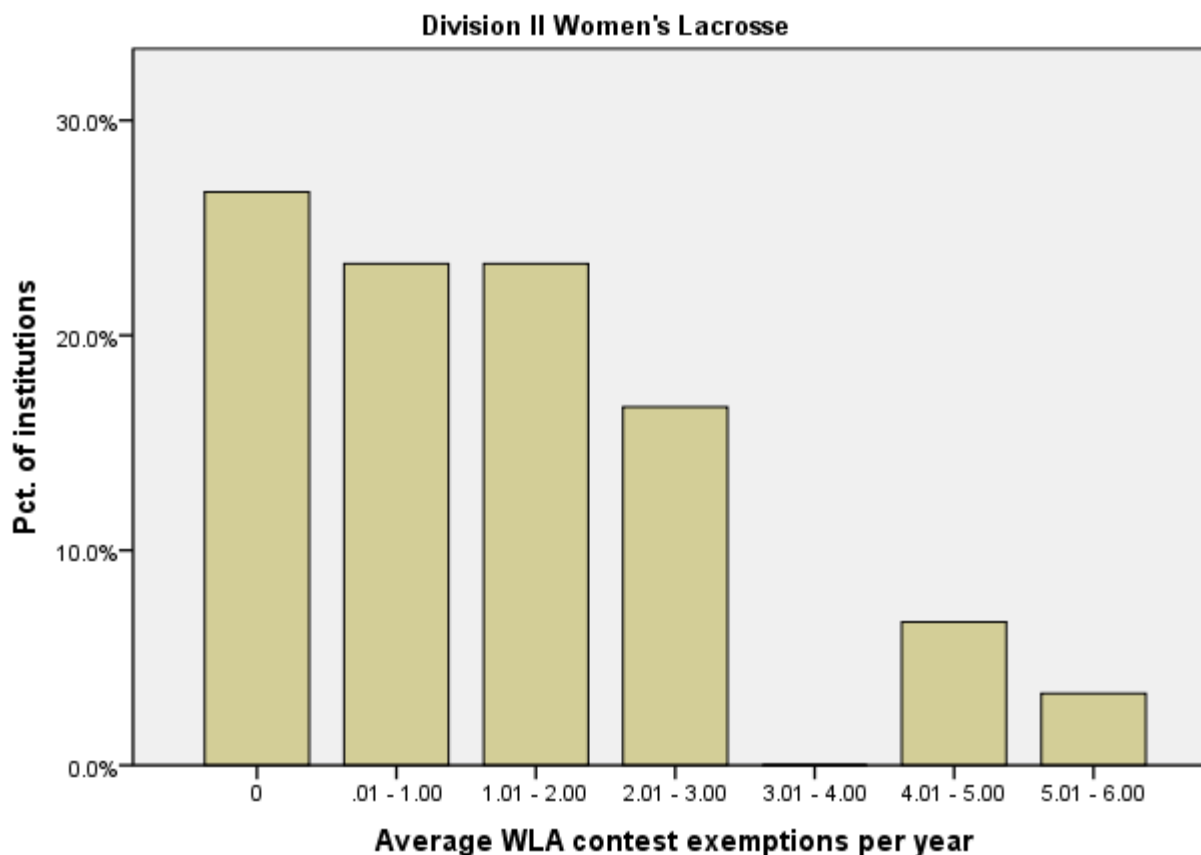


## Per Institution, Per Year



# Usage of Contest Exemptions in Women's Lacrosse

Average Yearly Contest Exemptions Used, 2006-07 through 2008-09

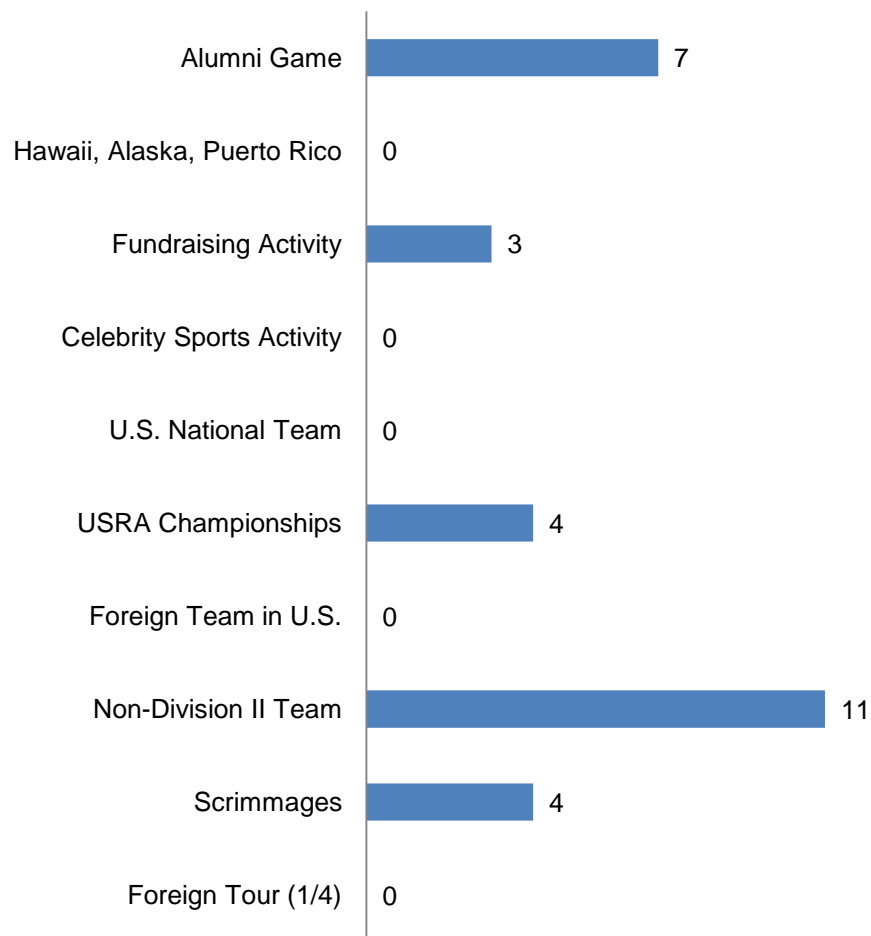


30 squads reporting

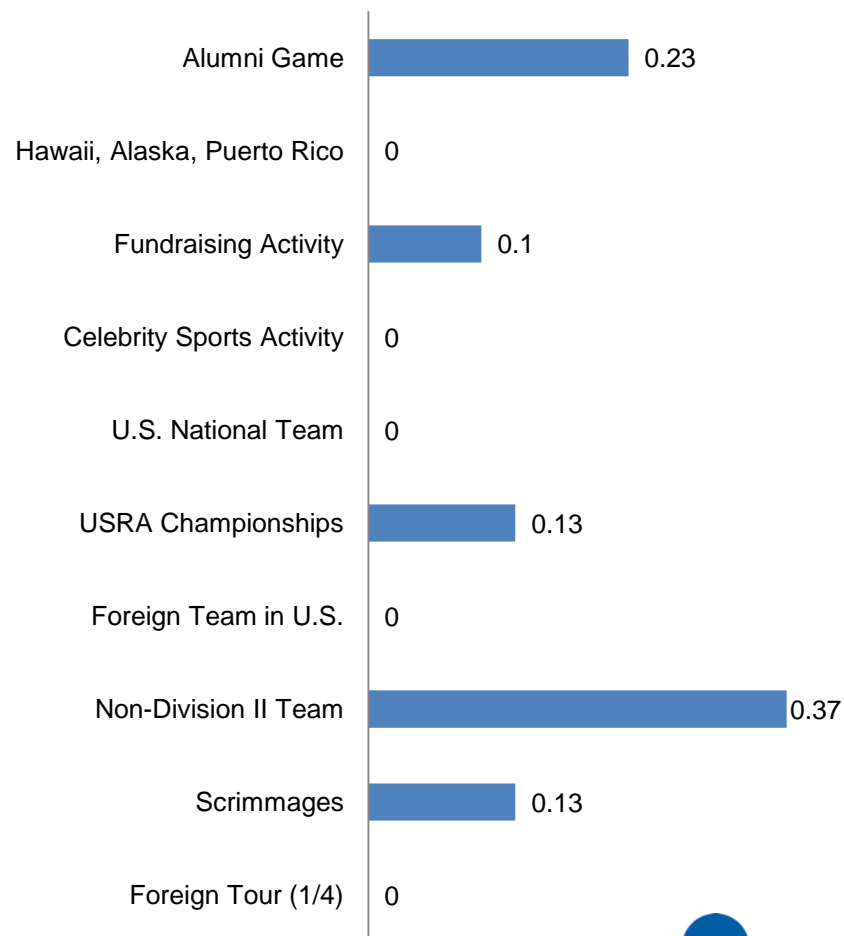
# Usage of Contest Exemptions in Women's Rowing

10 institutions reporting

## Three-Year Totals

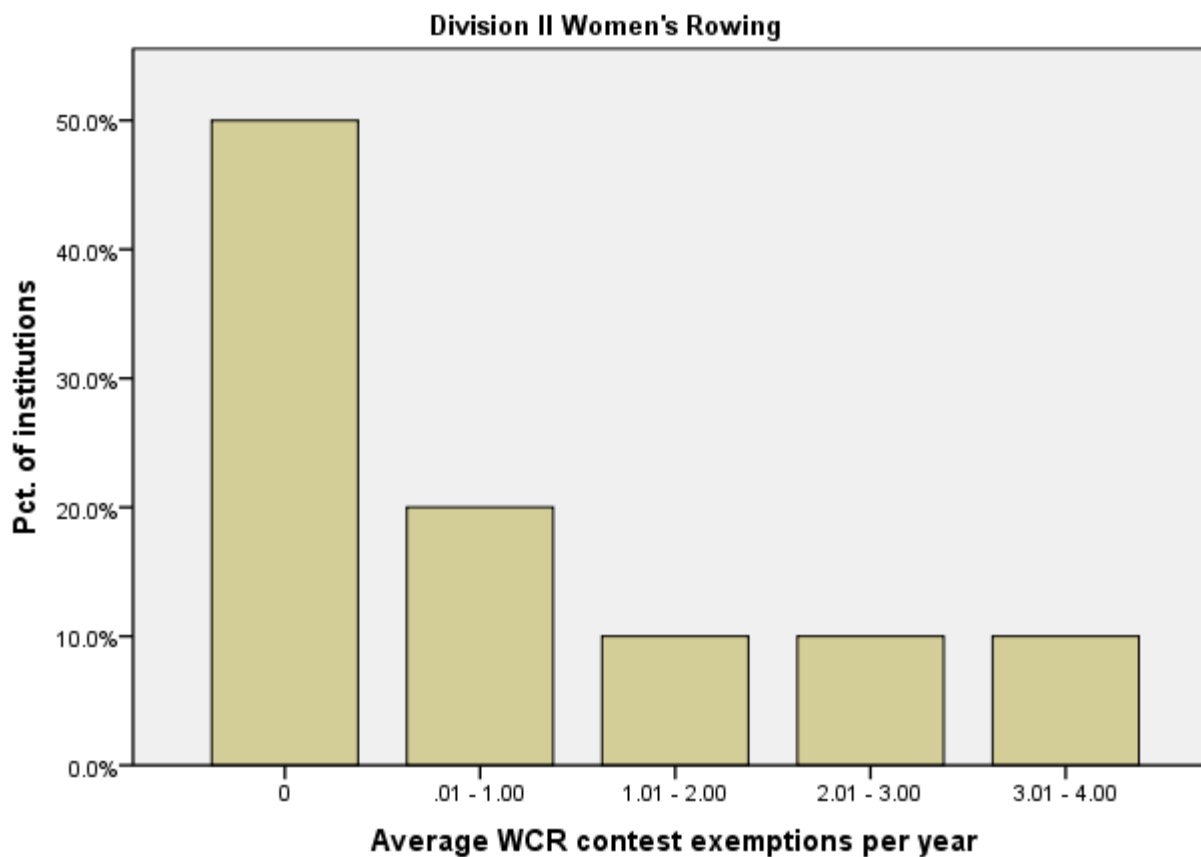


## Per Institution, Per Year



# Usage of Contest Exemptions in Women's Rowing

Average Yearly Contest Exemptions Used, 2006-07 through 2008-09

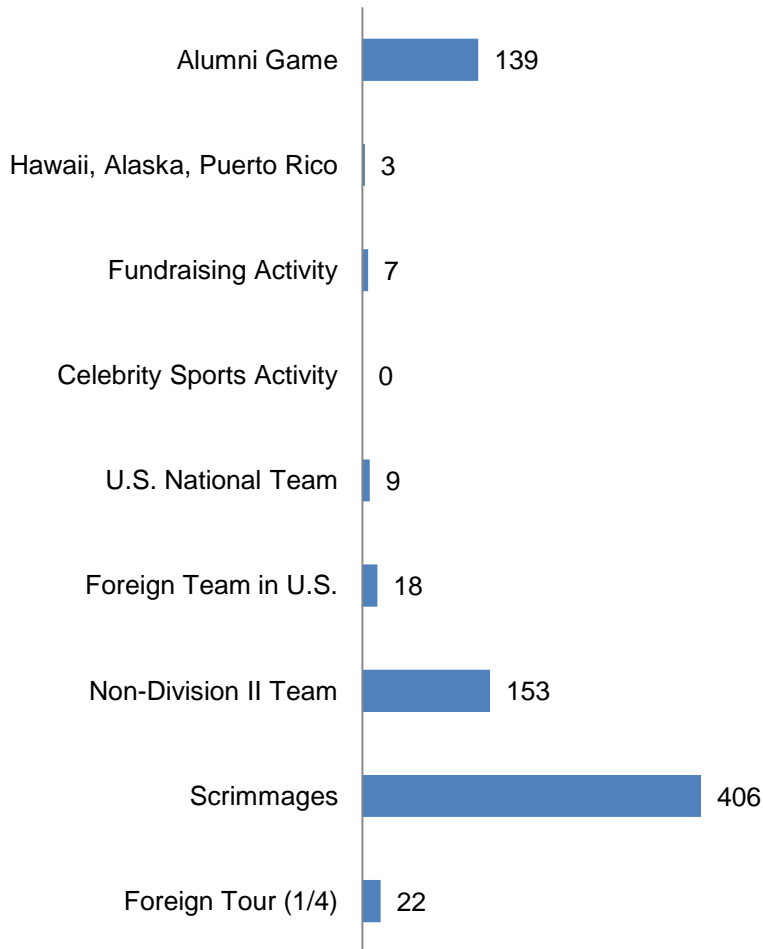


10 squads reporting

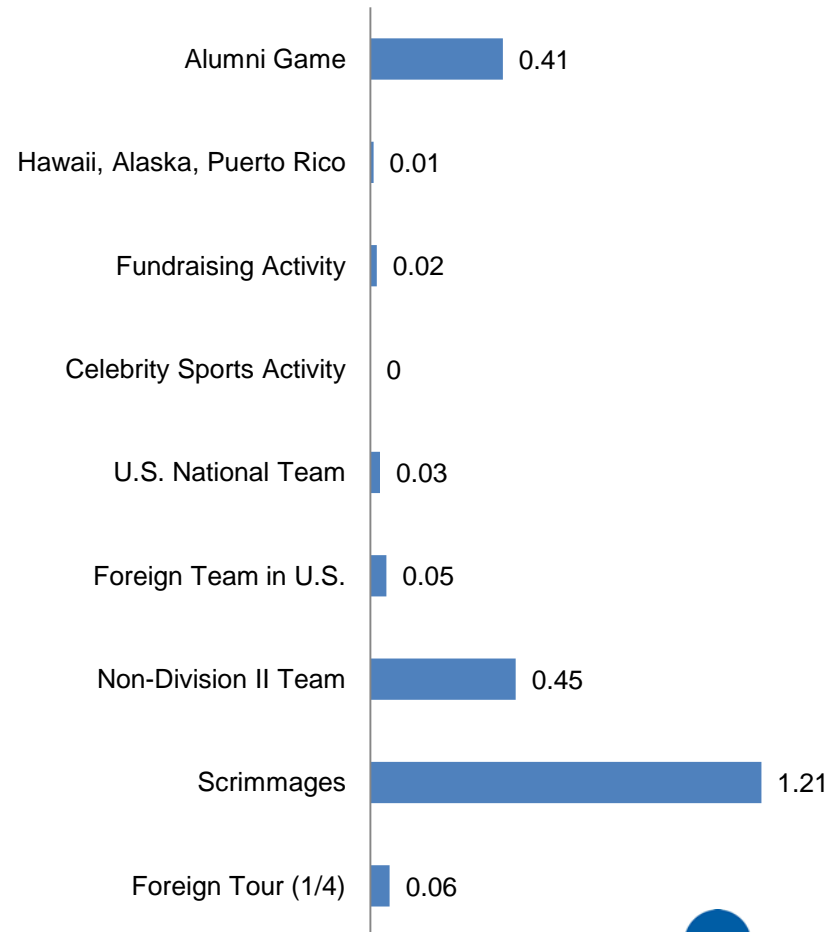
# Usage of Contest Exemptions in Men's Soccer

113 institutions reporting

**Three-Year Totals**

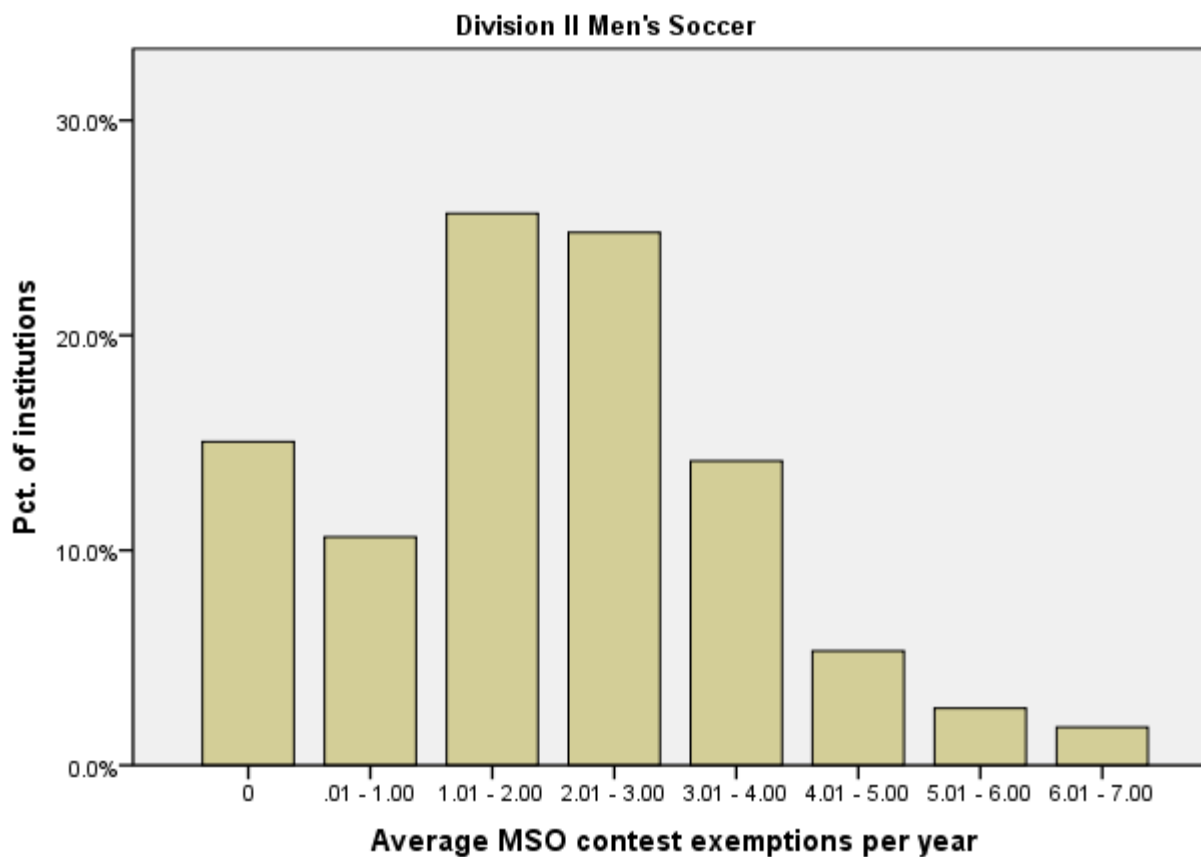


**Per Institution, Per Year**



# Usage of Contest Exemptions in Men's Soccer

Average Yearly Contest Exemptions Used, 2006-07 through 2008-09



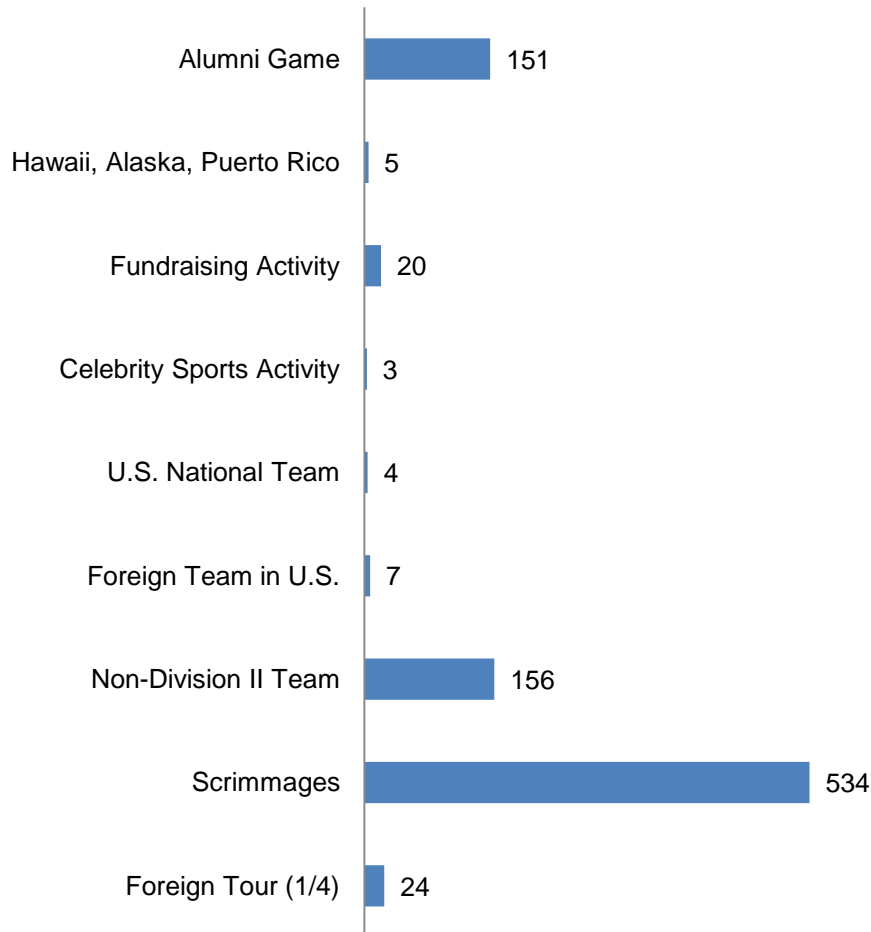
113 squads reporting



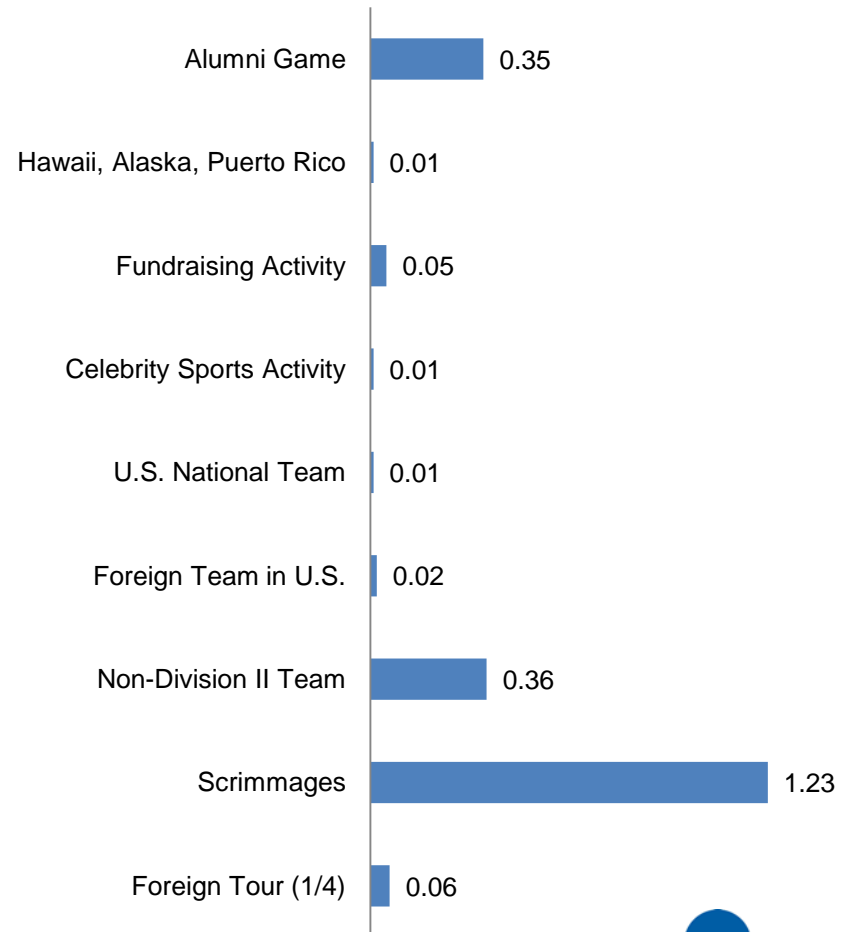
# Usage of Contest Exemptions in Women's Soccer

145 institutions reporting

## Three-Year Totals



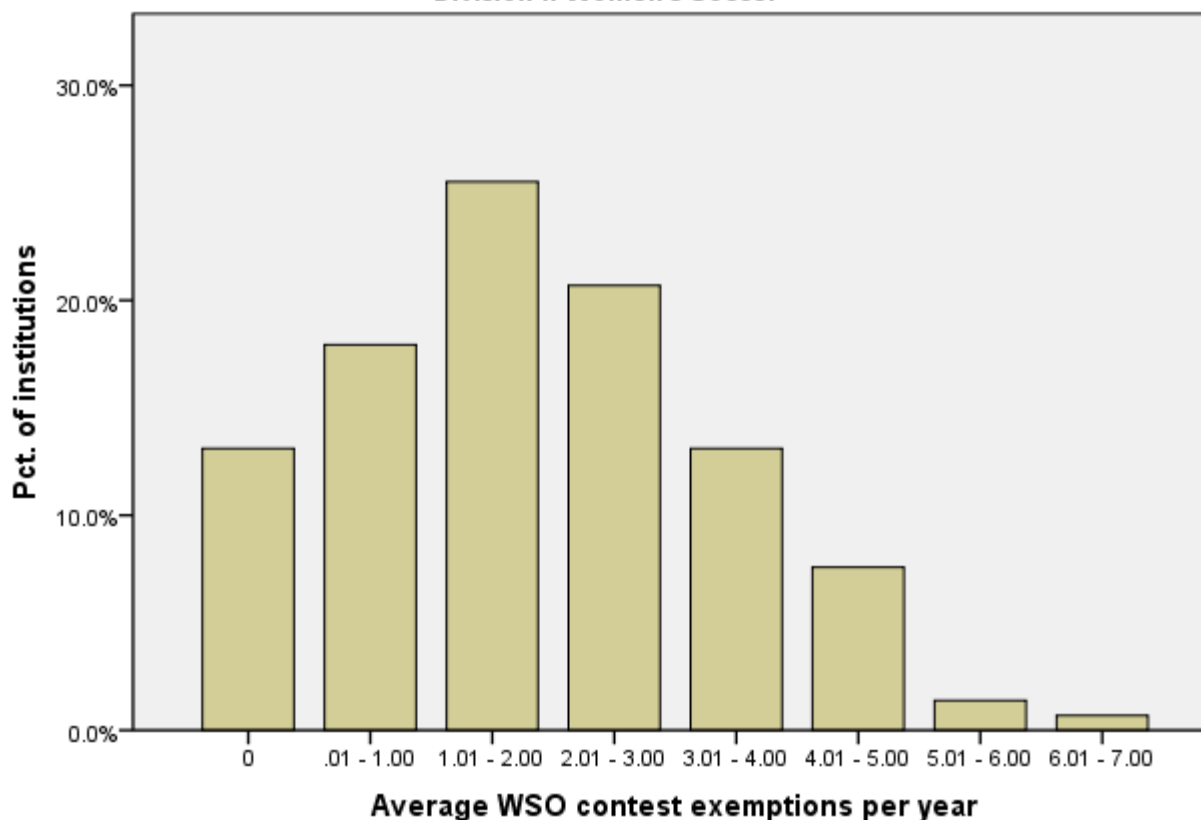
## Per Institution, Per Year



# Usage of Contest Exemptions in Women's Soccer

Average Yearly Contest Exemptions Used, 2006-07 through 2008-09

Division II Women's Soccer

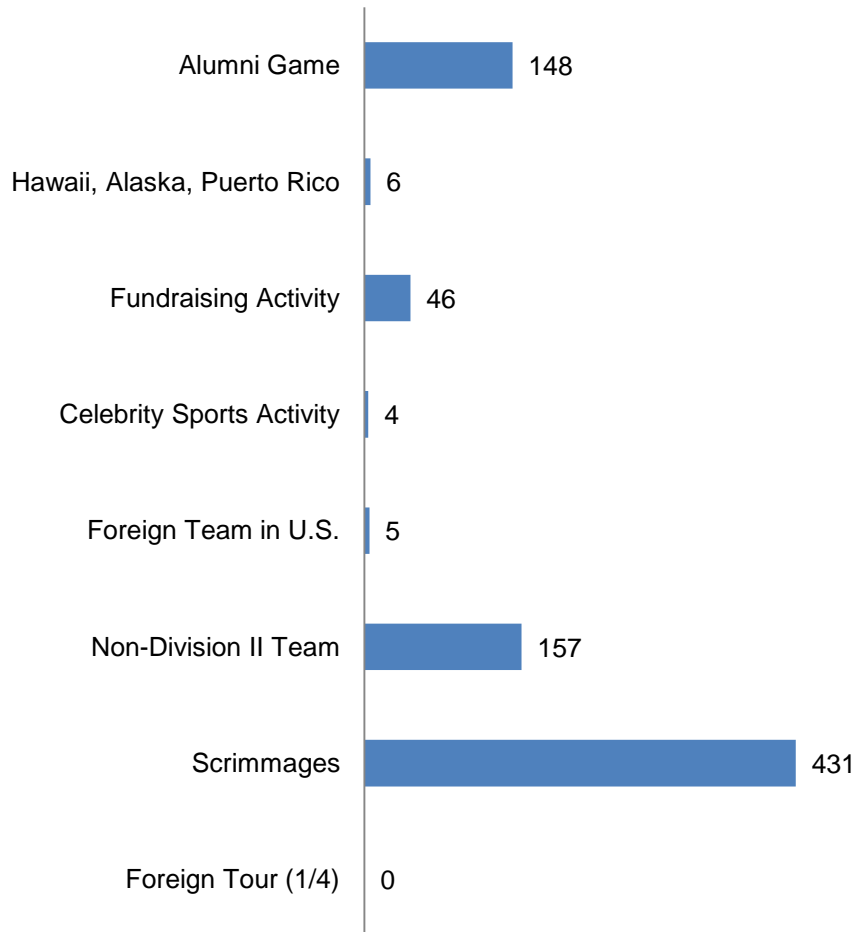


145 squads reporting

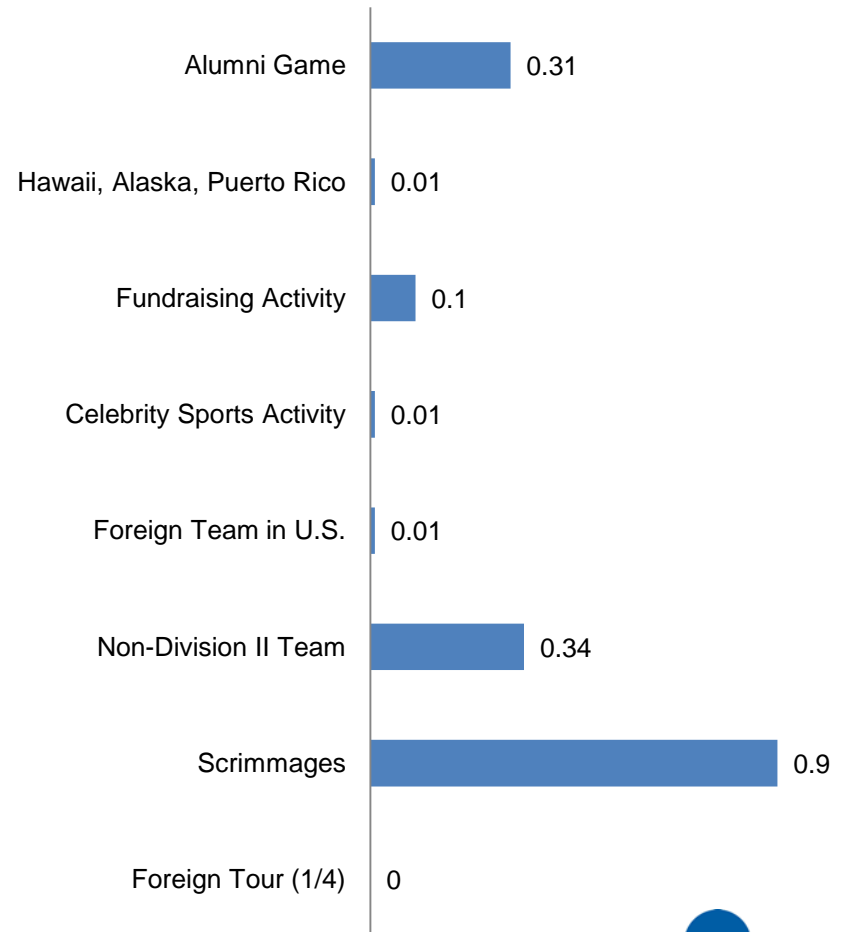
# Usage of Contest Exemptions in Softball

160 institutions reporting

## Three-Year Totals



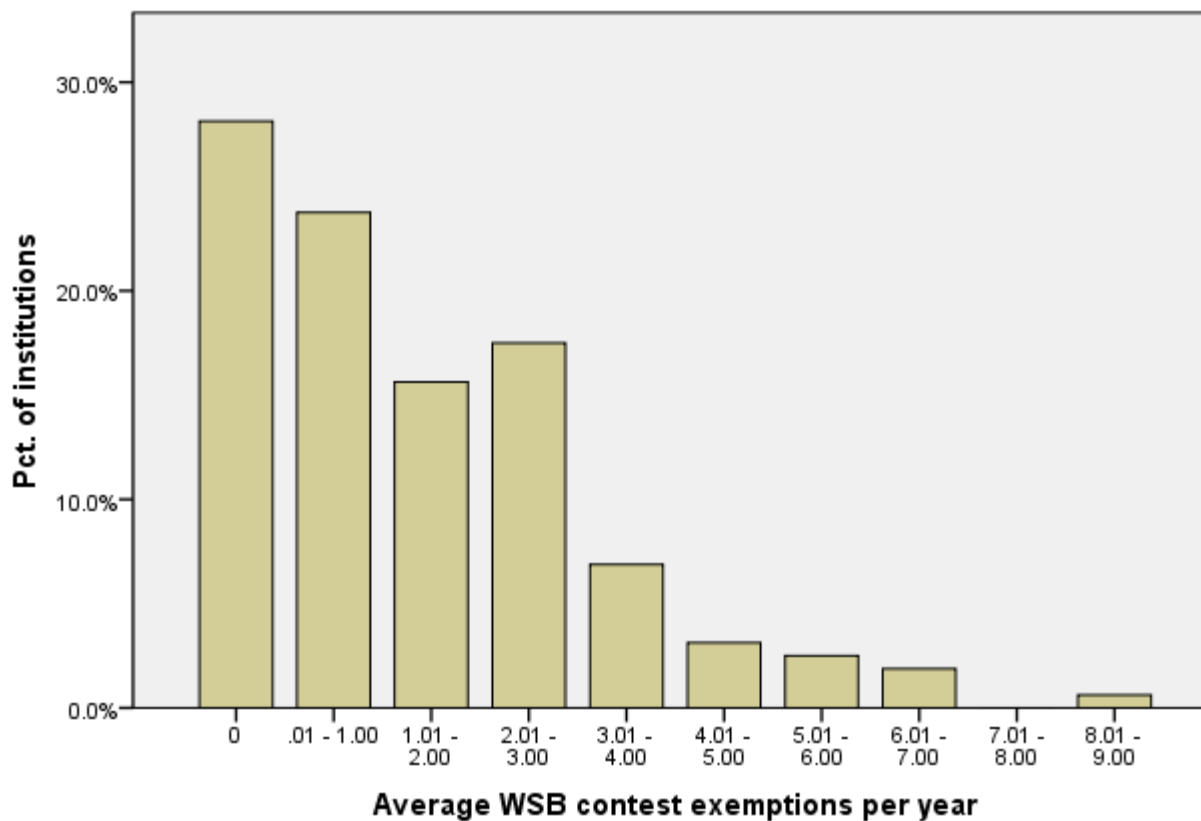
## Per Institution, Per Year



# Usage of Contest Exemptions in Softball

Average Yearly Contest Exemptions Used, 2006-07 through 2008-09

Division II Women's Softball

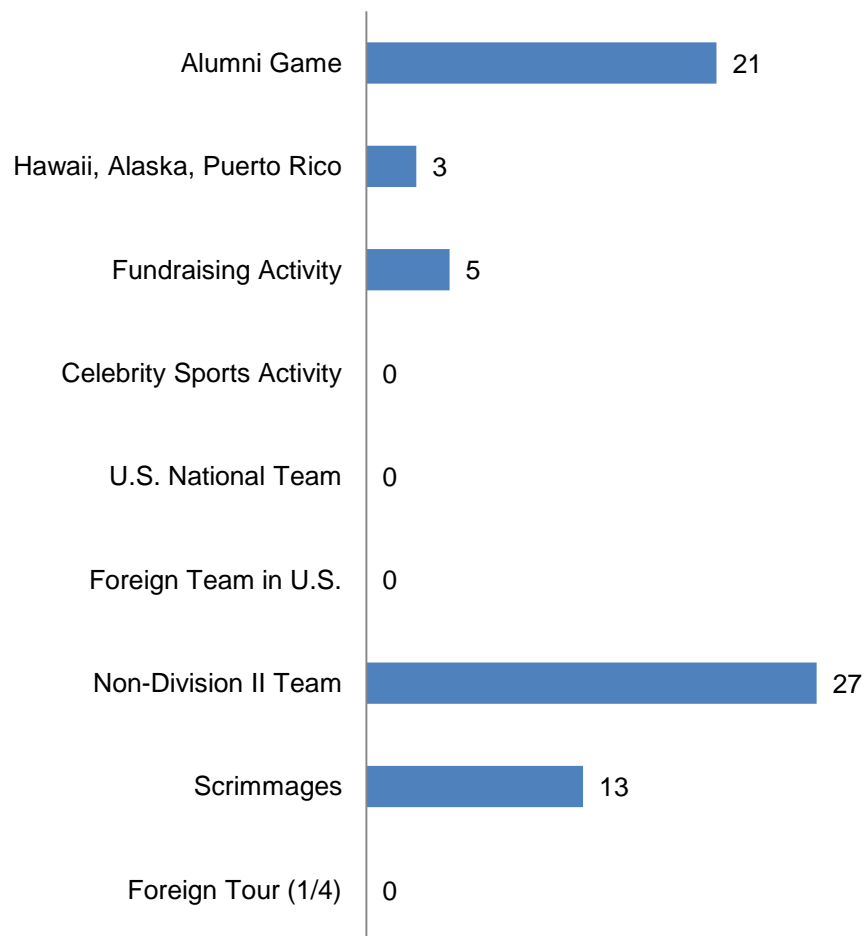


160 squads reporting

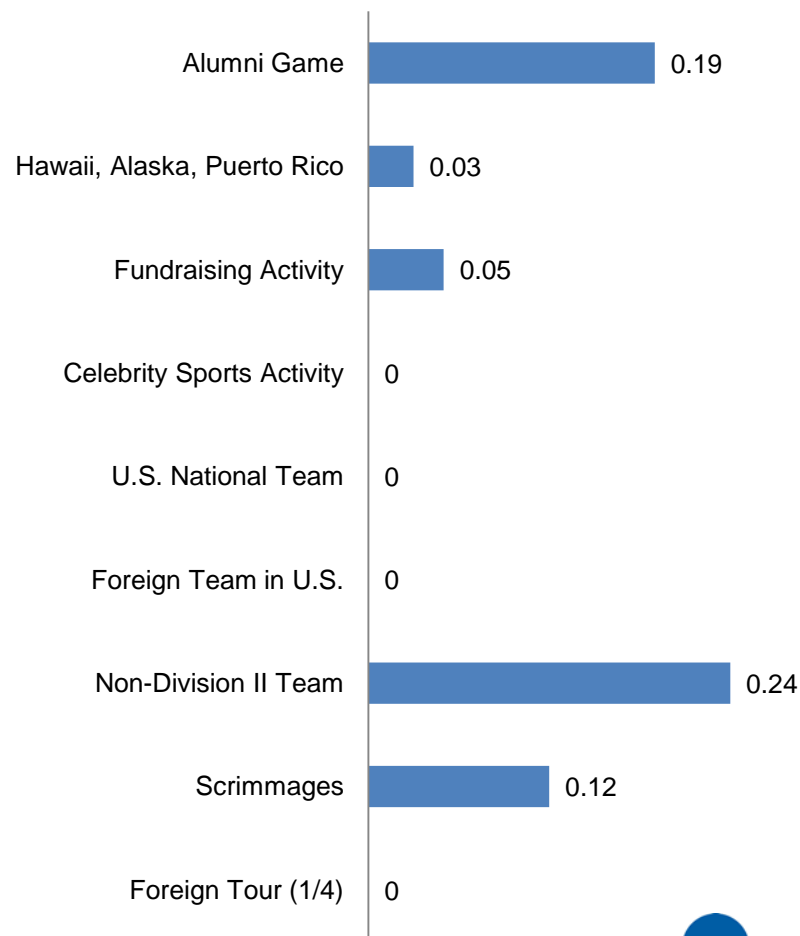
# Usage of Contest Exemptions in Men's Swimming and Diving

37 institutions reporting

## Three-Year Totals

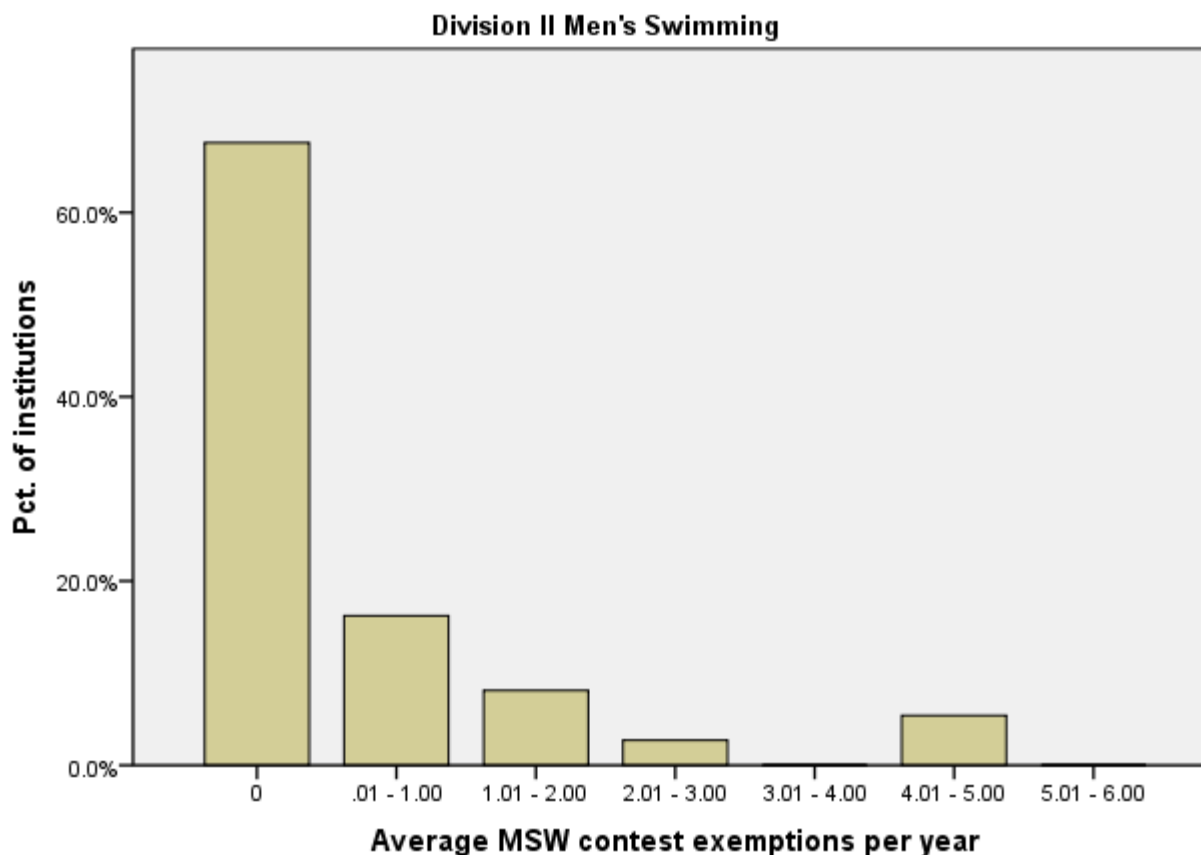


## Per Institution, Per Year



# Usage of Contest Exemptions in Men's Swimming and Diving

Average Yearly Contest Exemptions Used, 2006-07 through 2008-09

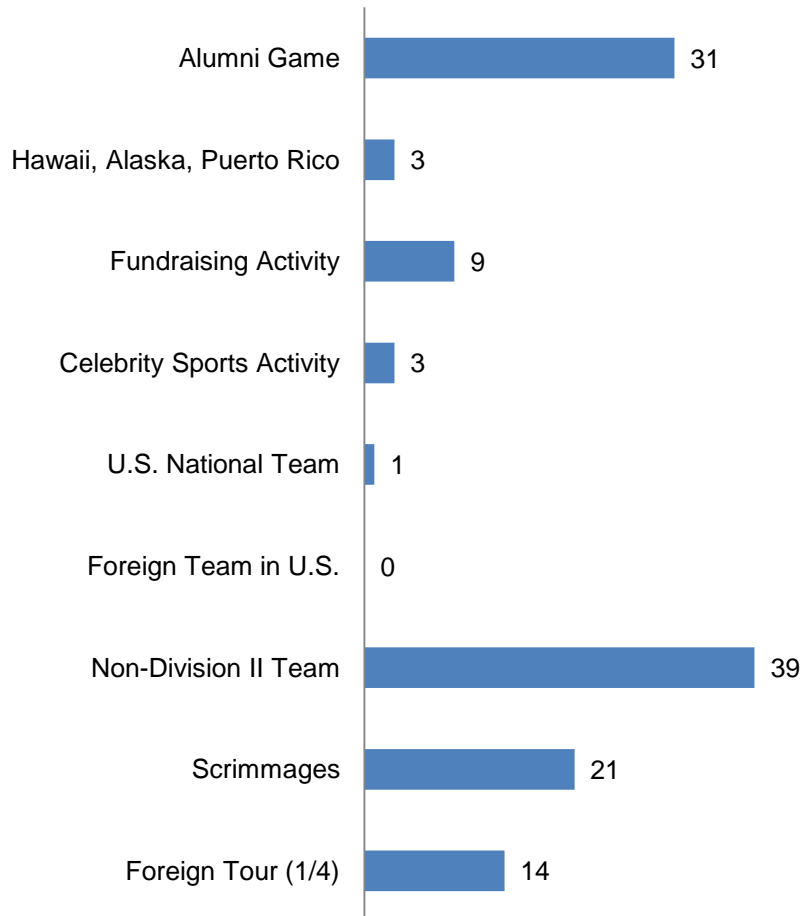


37 squads reporting

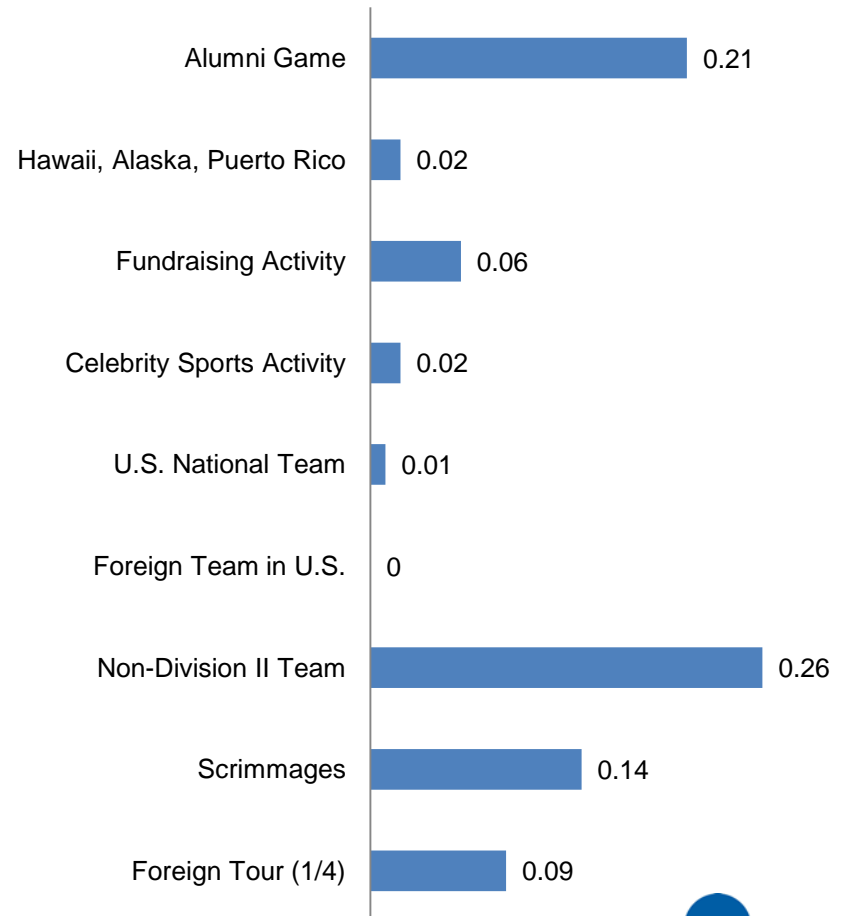
# Usage of Contest Exemptions in Women's Swimming and Diving

50 institutions reporting

## Three-Year Totals

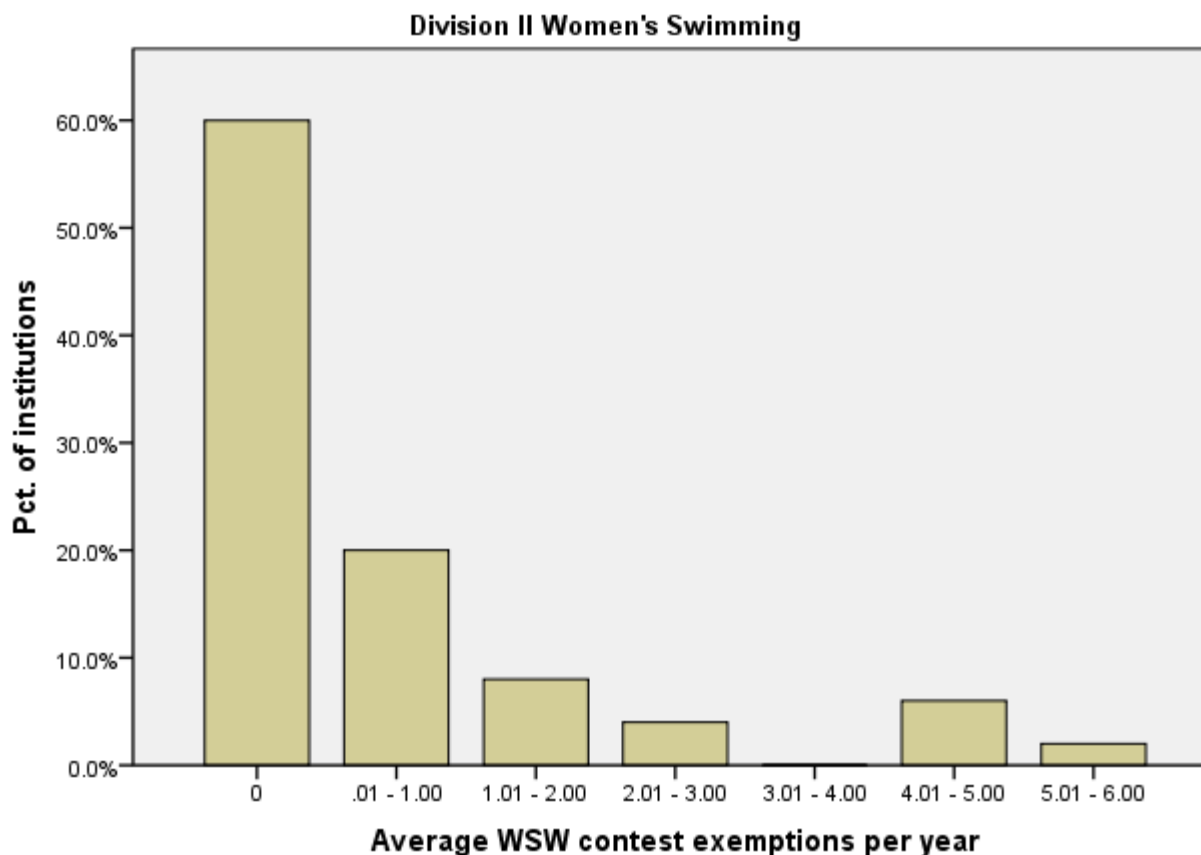


## Per Institution, Per Year



# Usage of Contest Exemptions in Women's Swimming and Diving

Average Yearly Contest Exemptions Used, 2006-07 through 2008-09



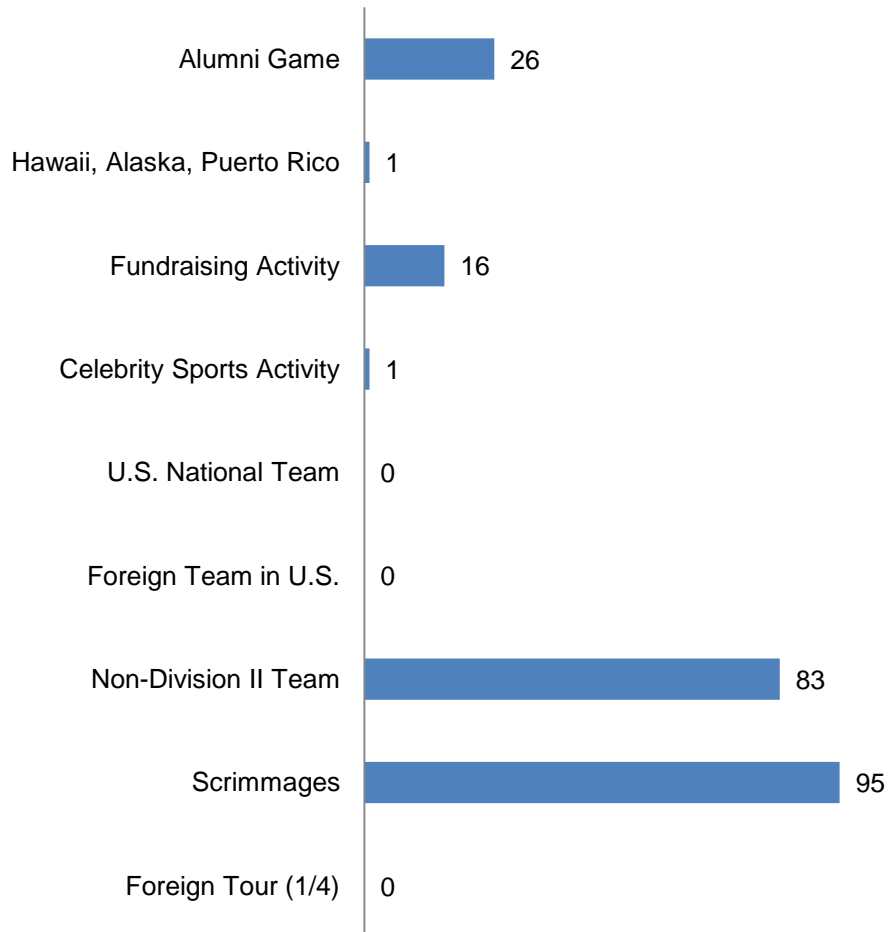
50 squads reporting



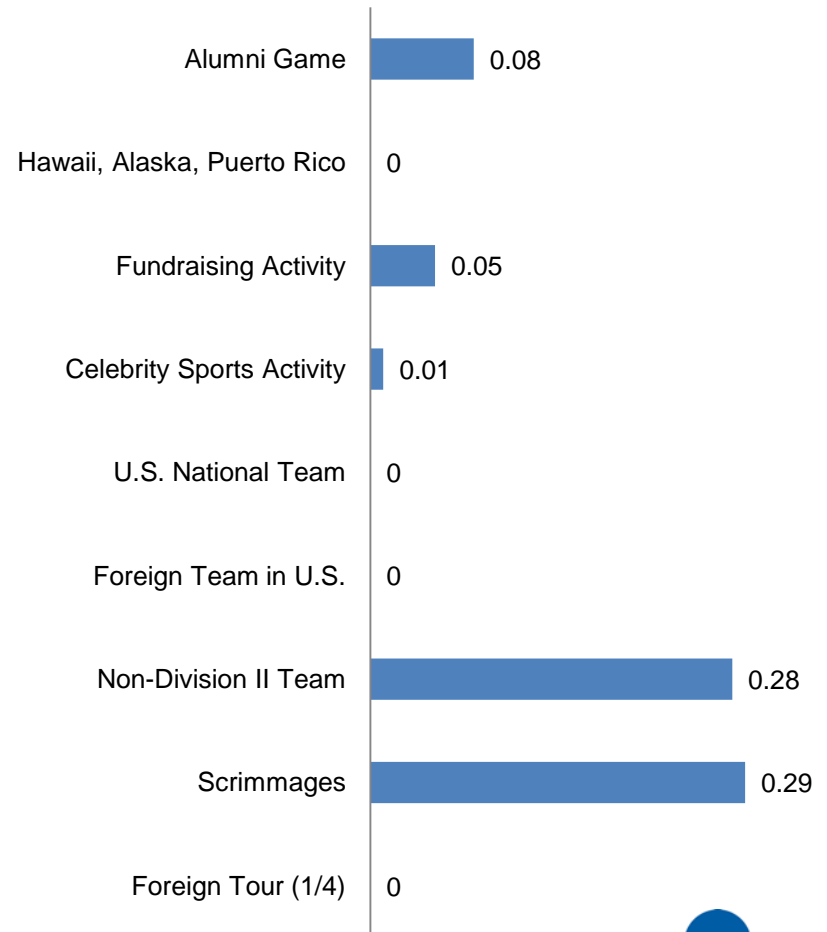
# Usage of Contest Exemptions in Men's Tennis

110 institutions reporting

## Three-Year Totals



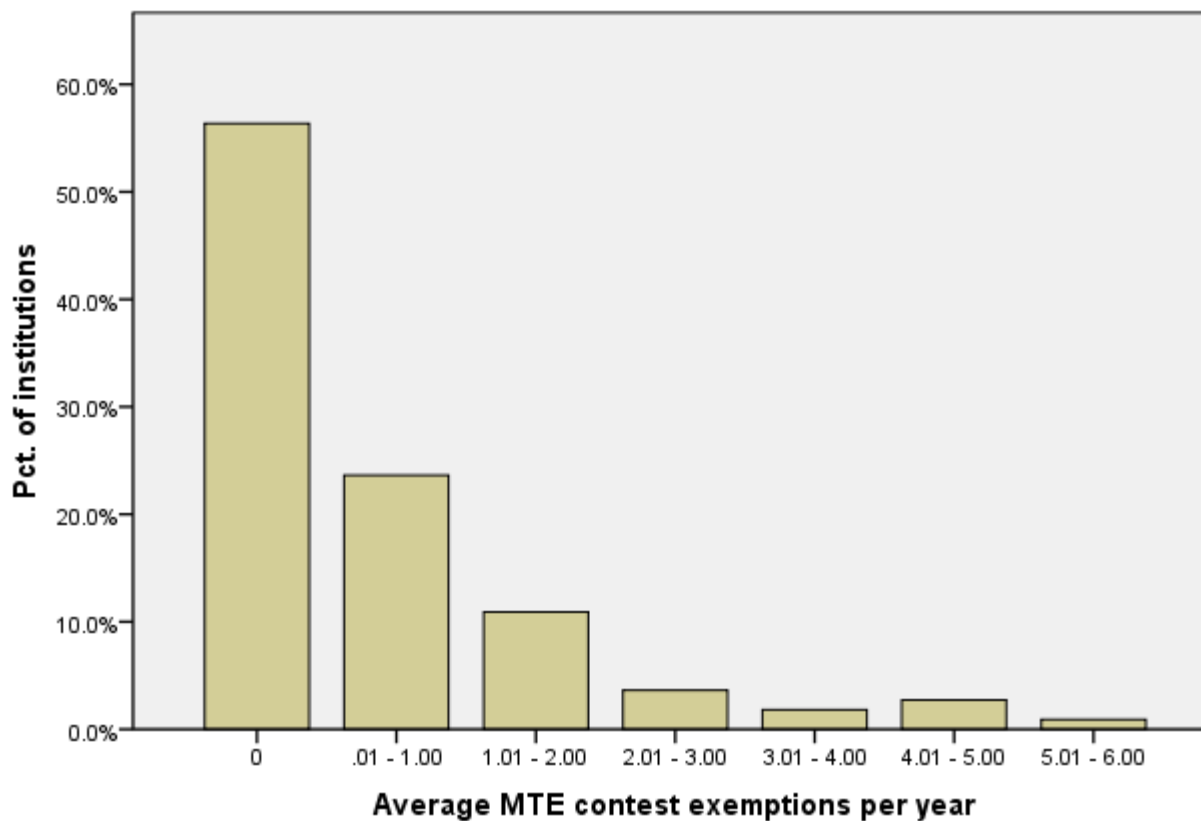
## Per Institution, Per Year



# Usage of Contest Exemptions in Men's Tennis

Average Yearly Contest Exemptions Used, 2006-07 through 2008-09

Division II Men's Tennis

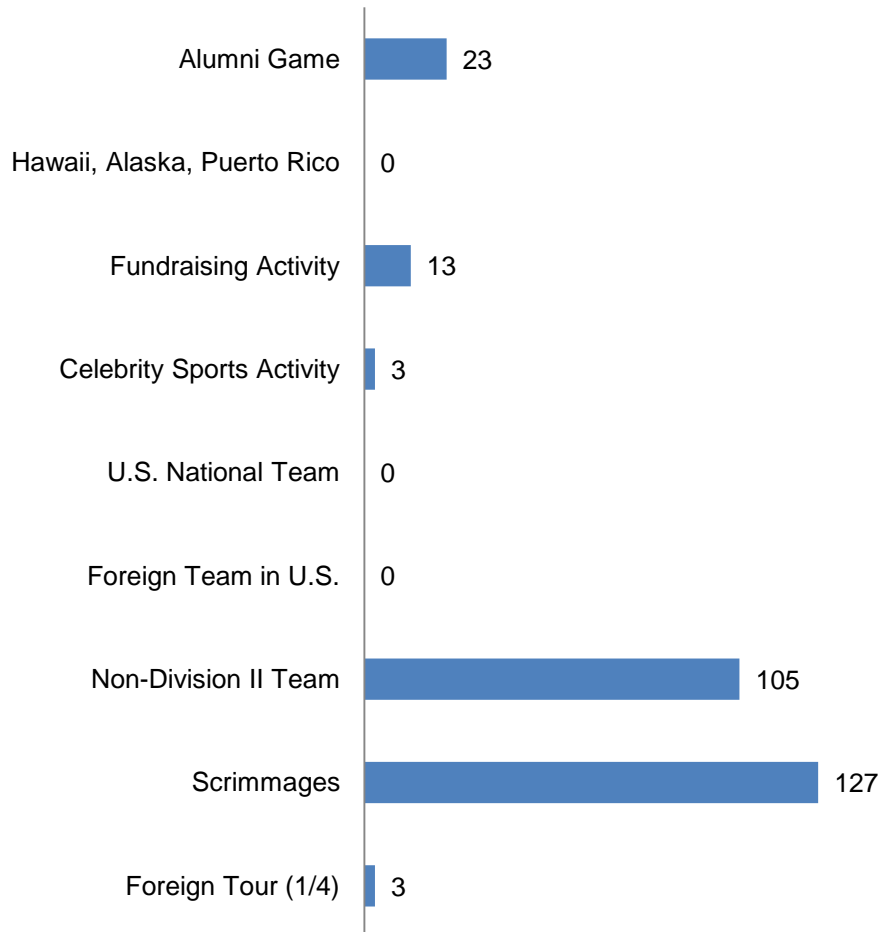


110 squads reporting

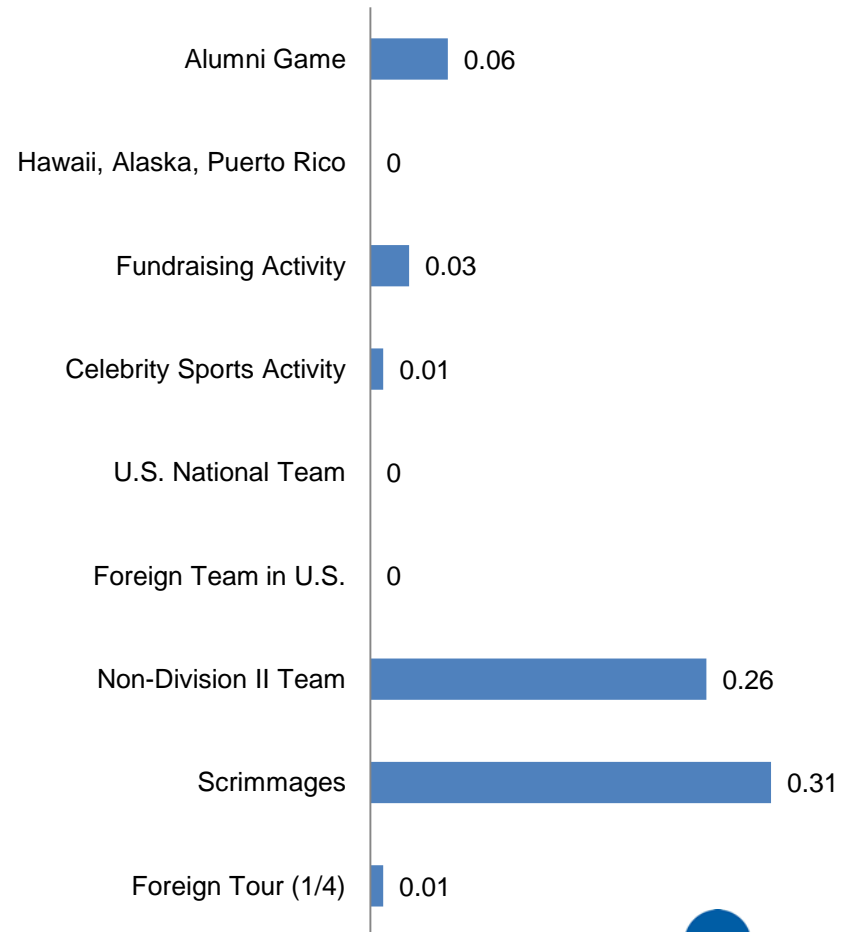
# Usage of Contest Exemptions in Women's Tennis

138 institutions reporting

## Three-Year Totals



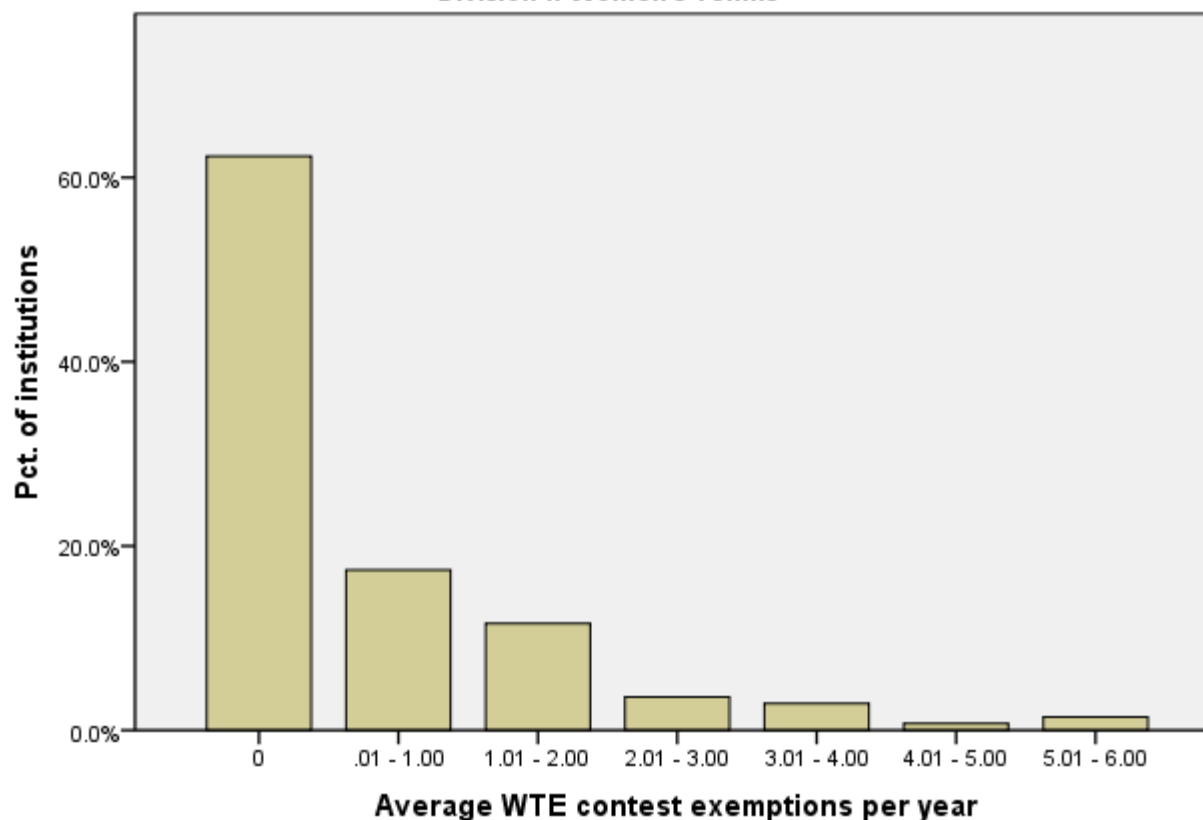
## Per Institution, Per Year



# Usage of Contest Exemptions in Women's Tennis

Average Yearly Contest Exemptions Used, 2006-07 through 2008-09

Division II Women's Tennis

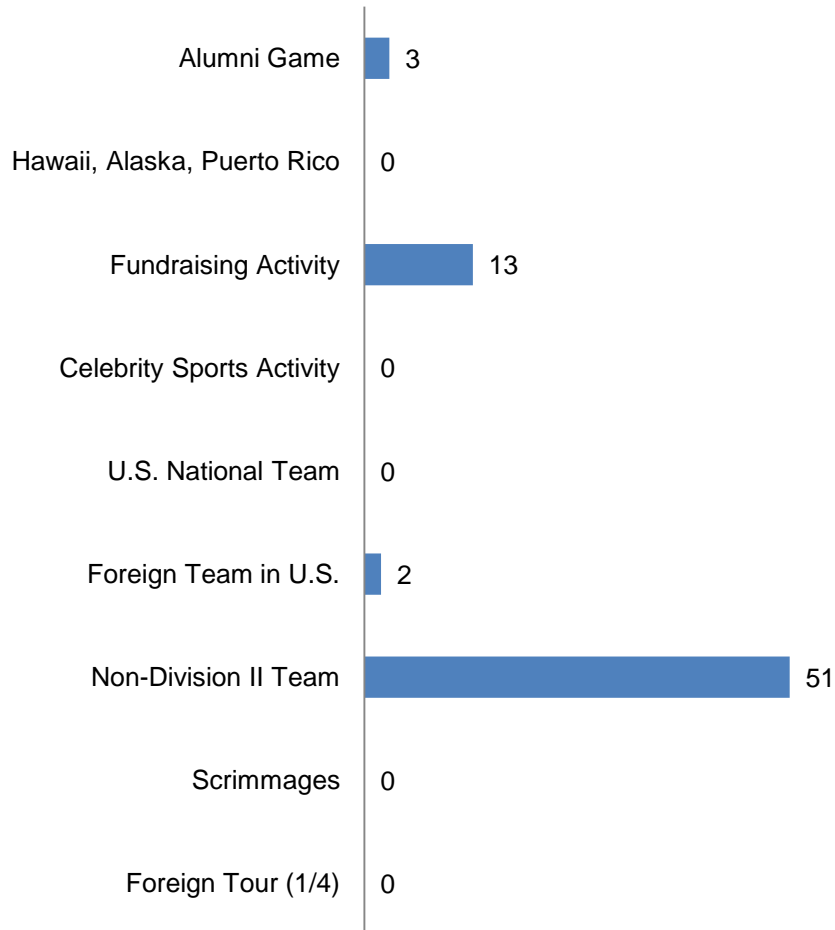


138 squads reporting

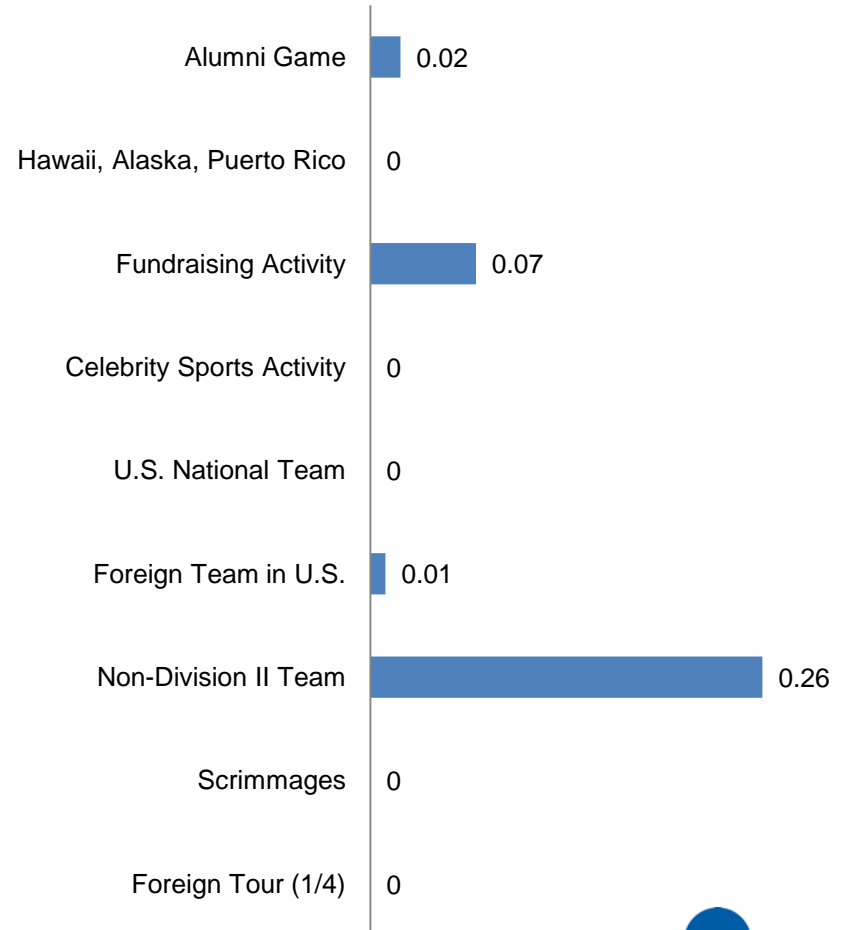
# Usage of Contest Exemptions in Men's Indoor Track and Field

66 institutions reporting

## Three-Year Totals

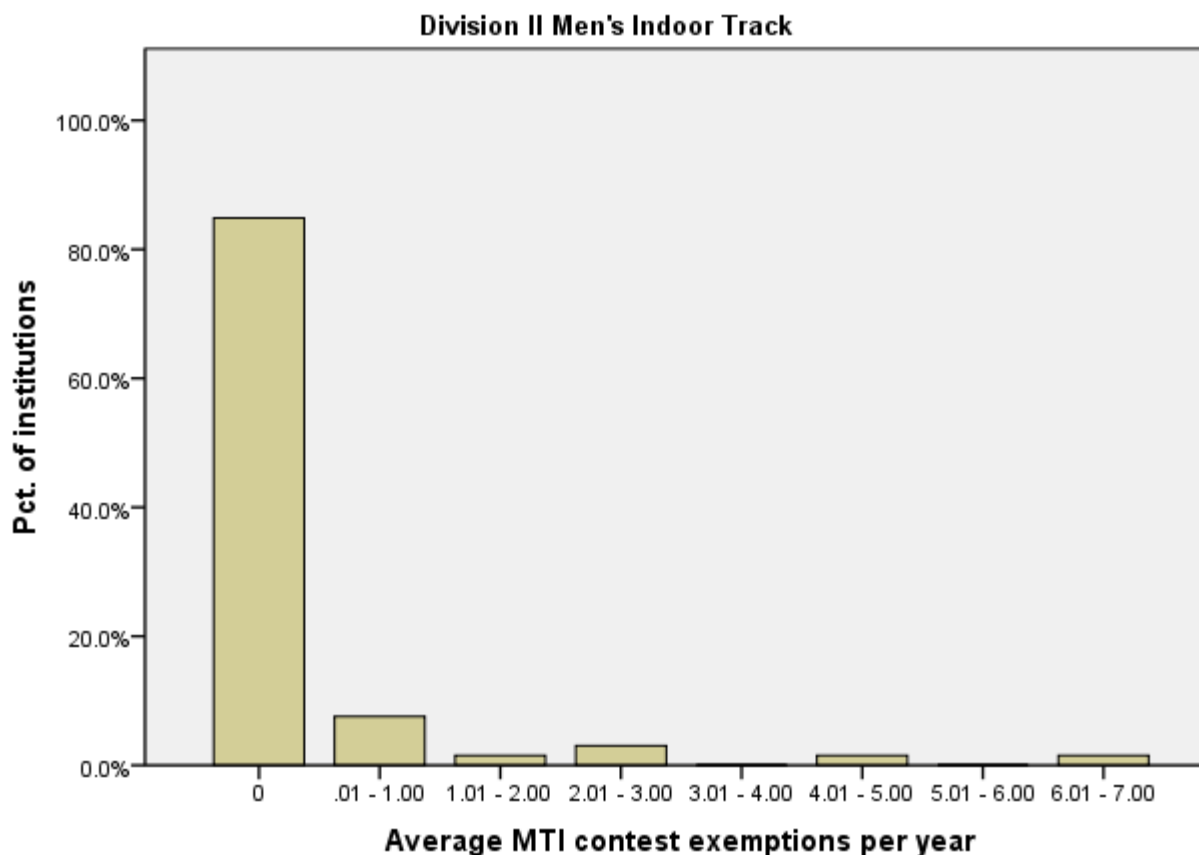


## Per Institution, Per Year



# Usage of Contest Exemptions in Men's Indoor Track and Field

Average Yearly Contest Exemptions Used, 2006-07 through 2008-09

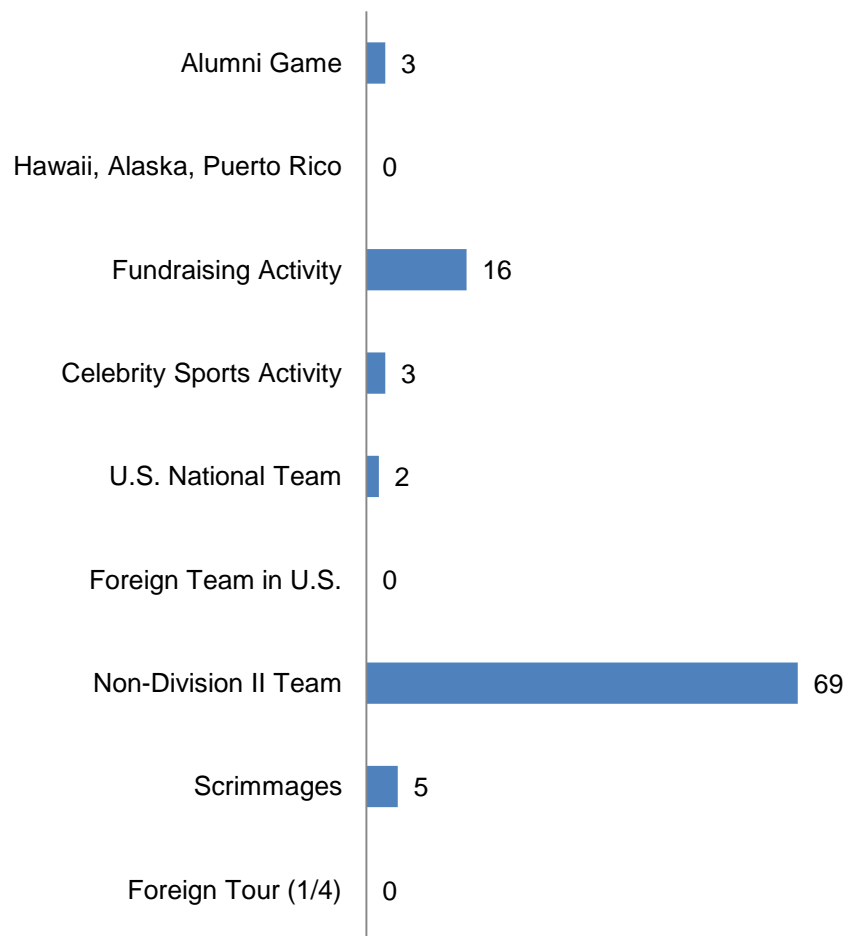


66 squads reporting

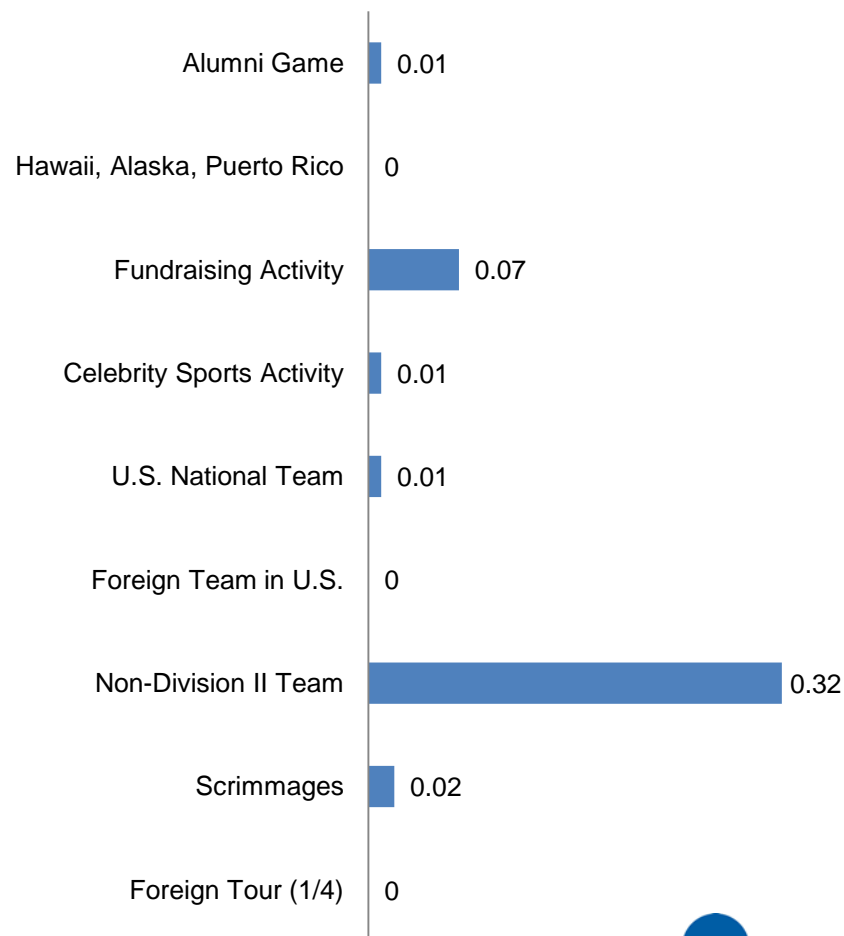
# Usage of Contest Exemptions in Women's Indoor Track and Field

73 institutions reporting

**Three-Year Totals**



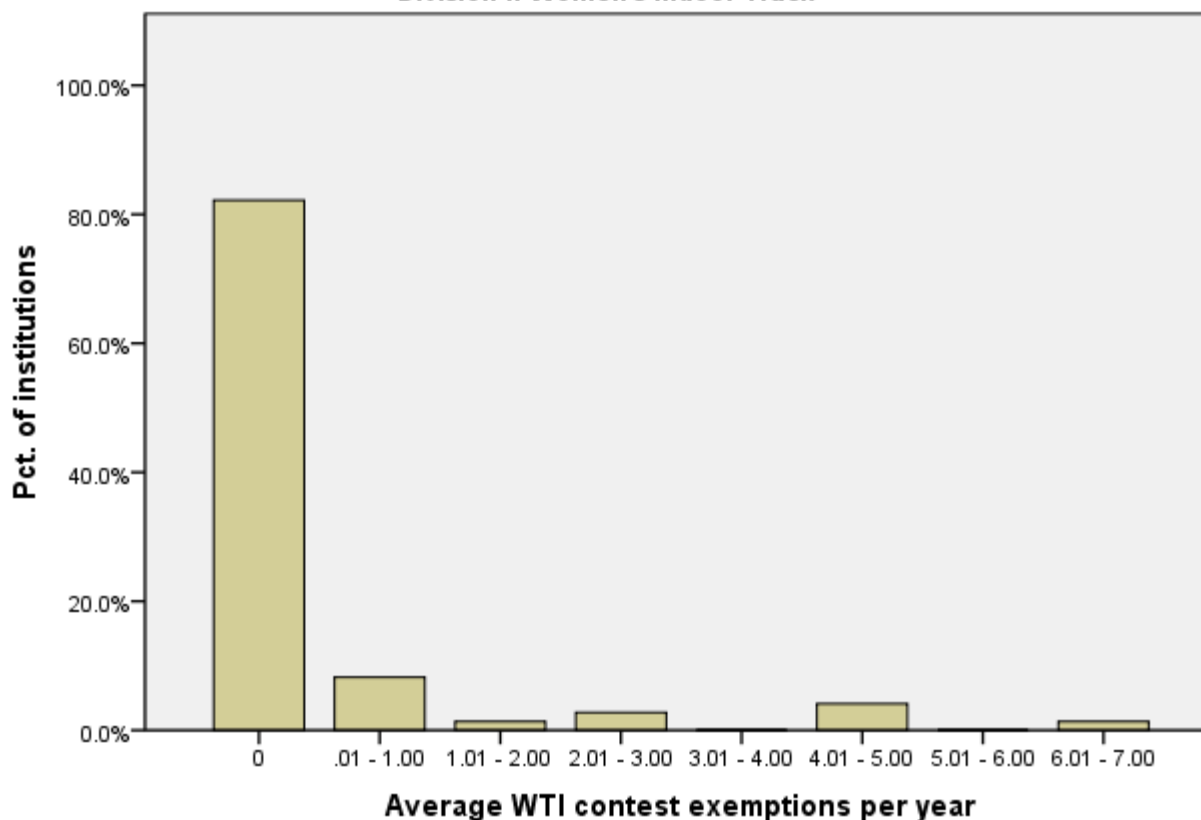
**Per Institution, Per Year**



# Usage of Contest Exemptions in Women's Indoor Track and Field

Average Yearly Contest Exemptions Used, 2006-07 through 2008-09

Division II Women's Indoor Track



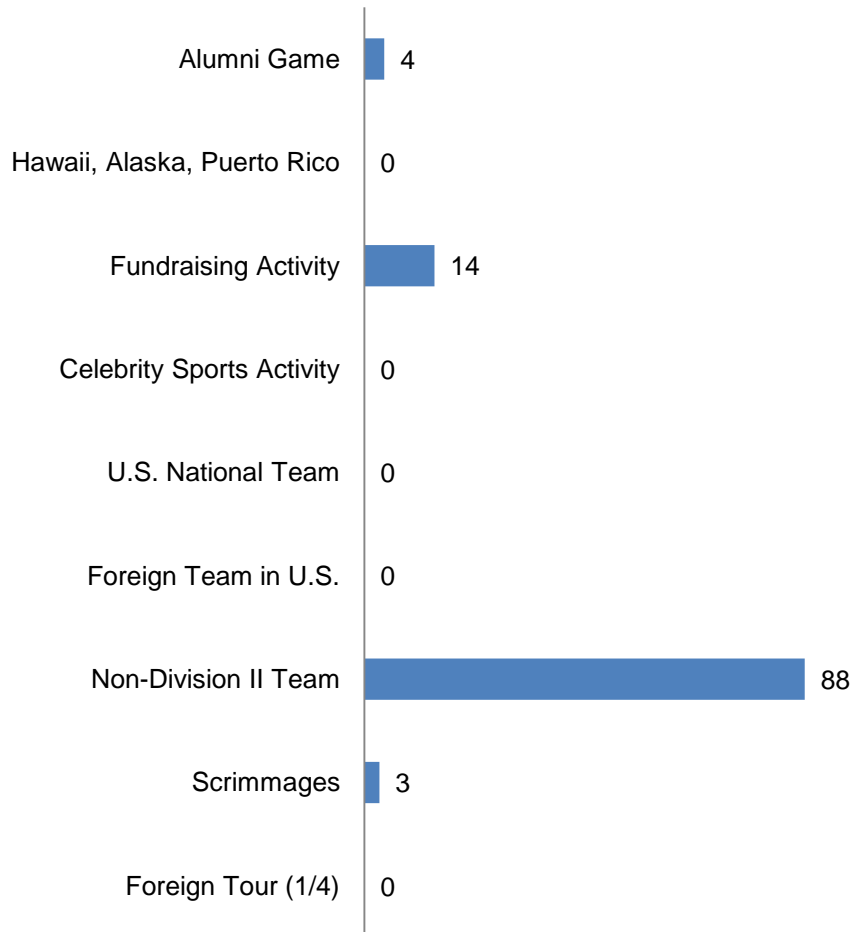
73 squads reporting



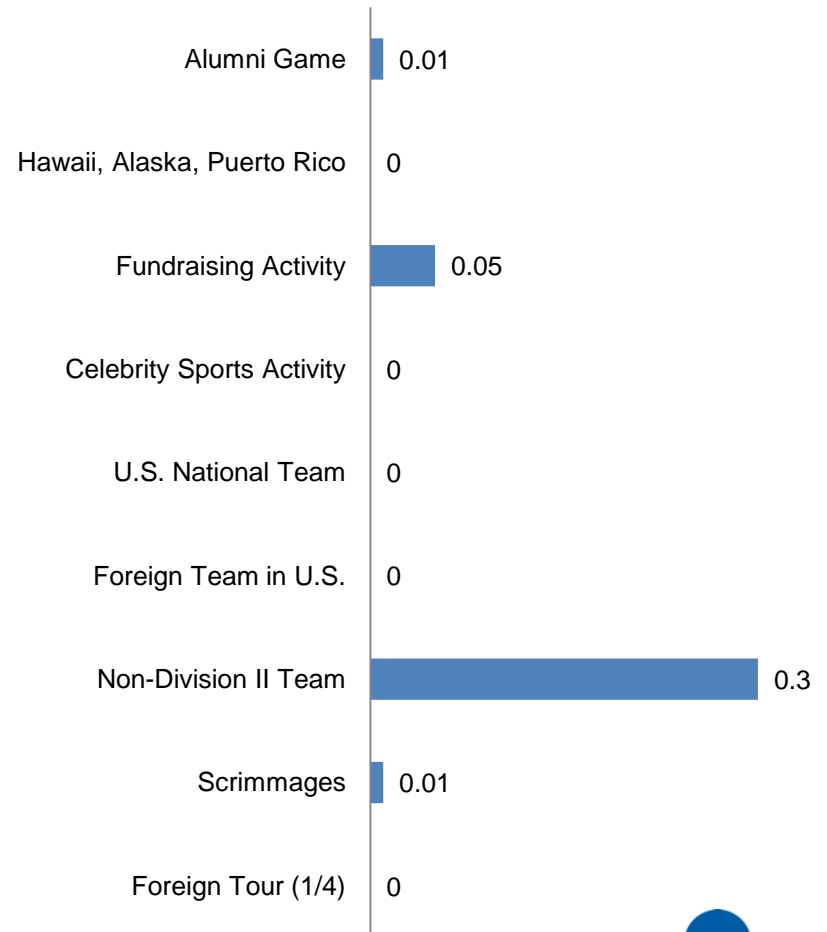
# Usage of Contest Exemptions in Men's Outdoor Track and Field

97 institutions reporting

**Three-Year Totals**

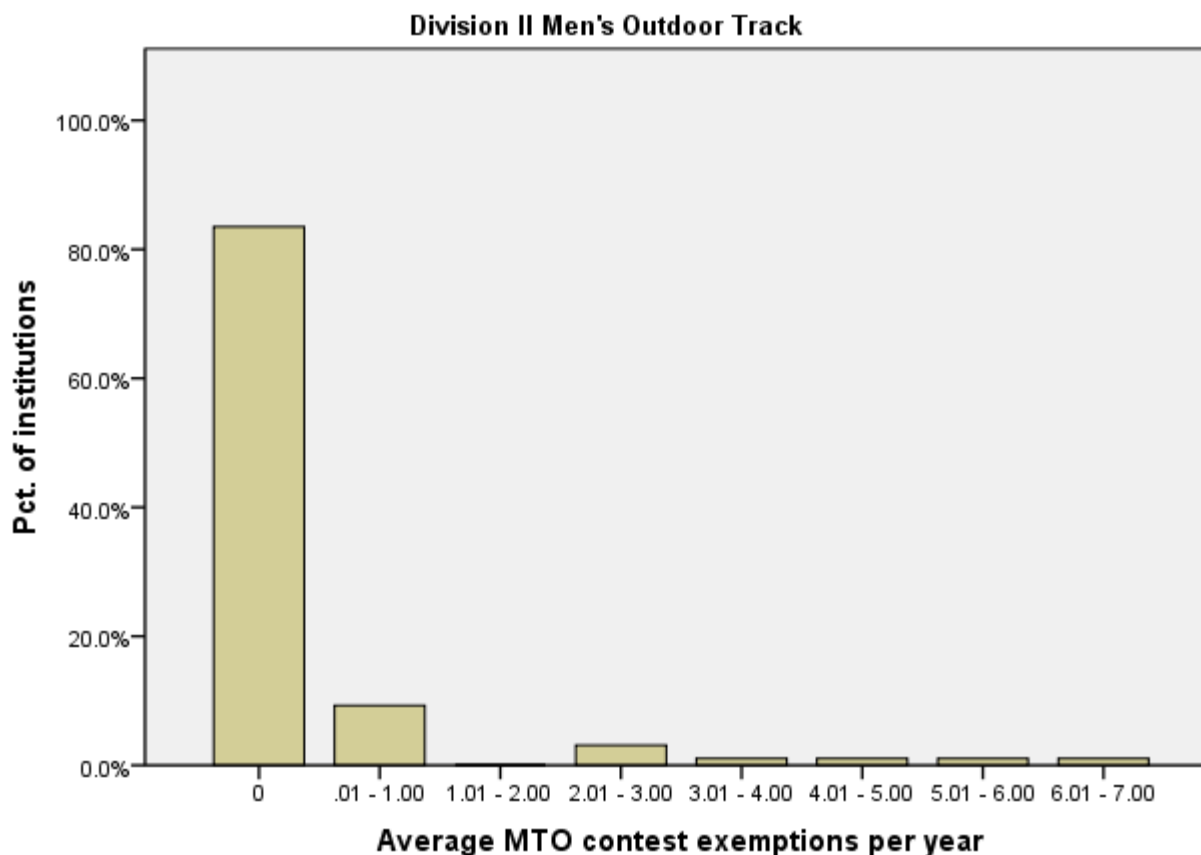


**Per Institution, Per Year**



# Usage of Contest Exemptions in Men's Outdoor Track and Field

Average Yearly Contest Exemptions Used, 2006-07 through 2008-09

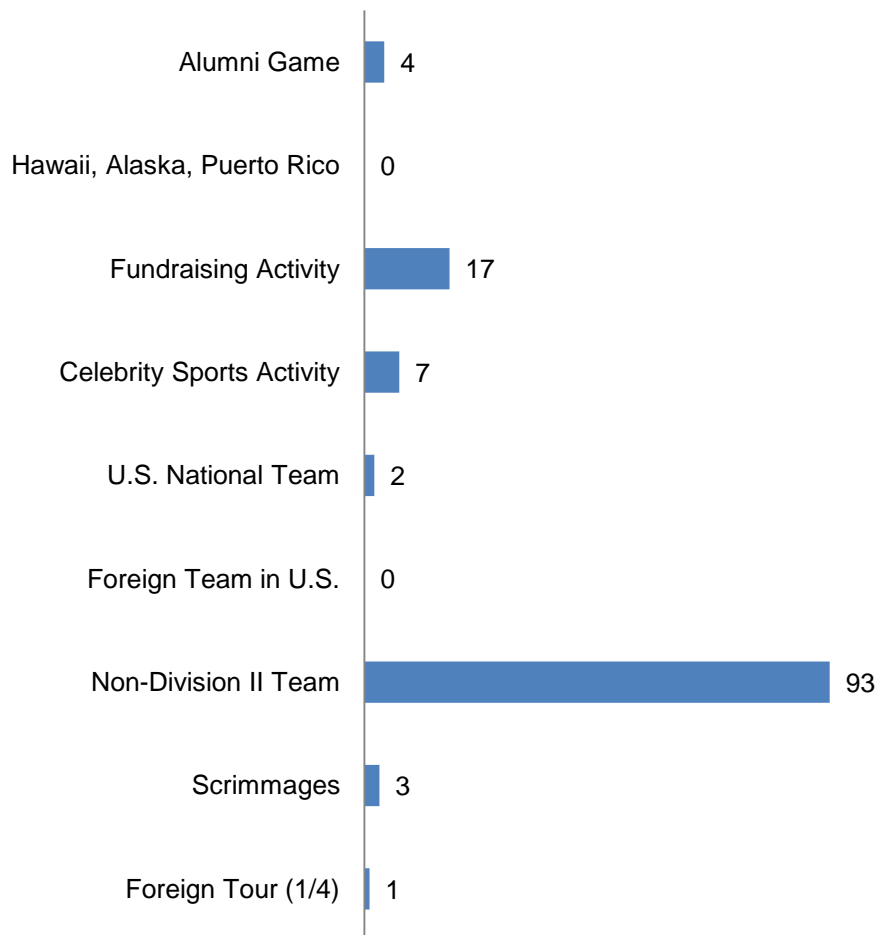


97 squads reporting

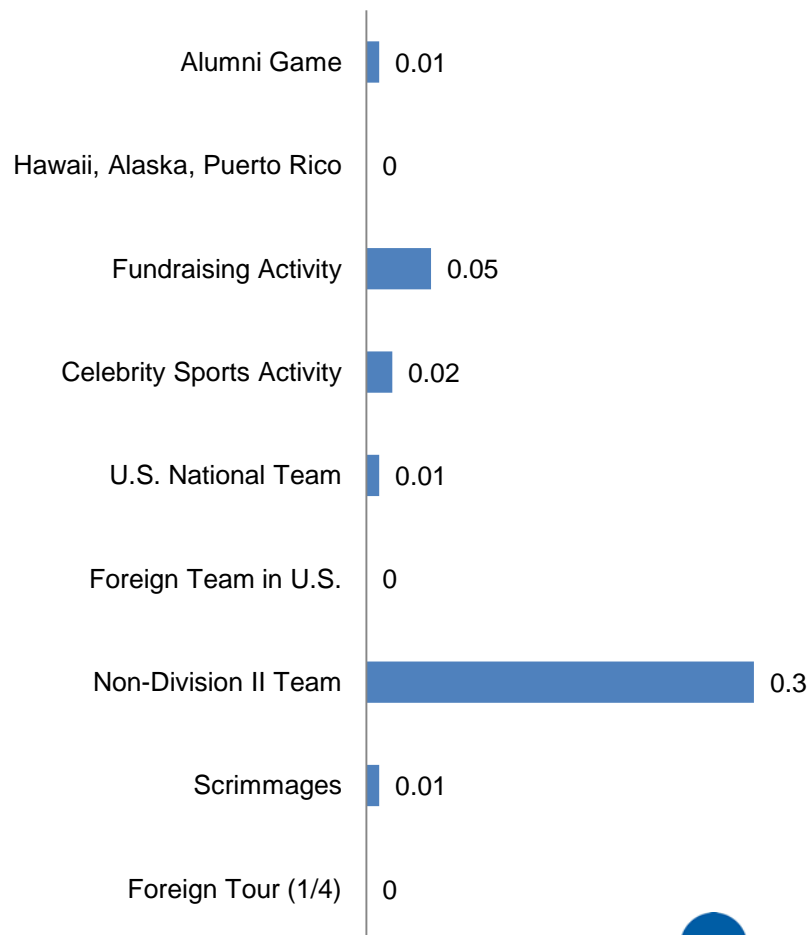
# Usage of Contest Exemptions in Women's Outdoor Track and Field

105 institutions reporting

## Three-Year Totals



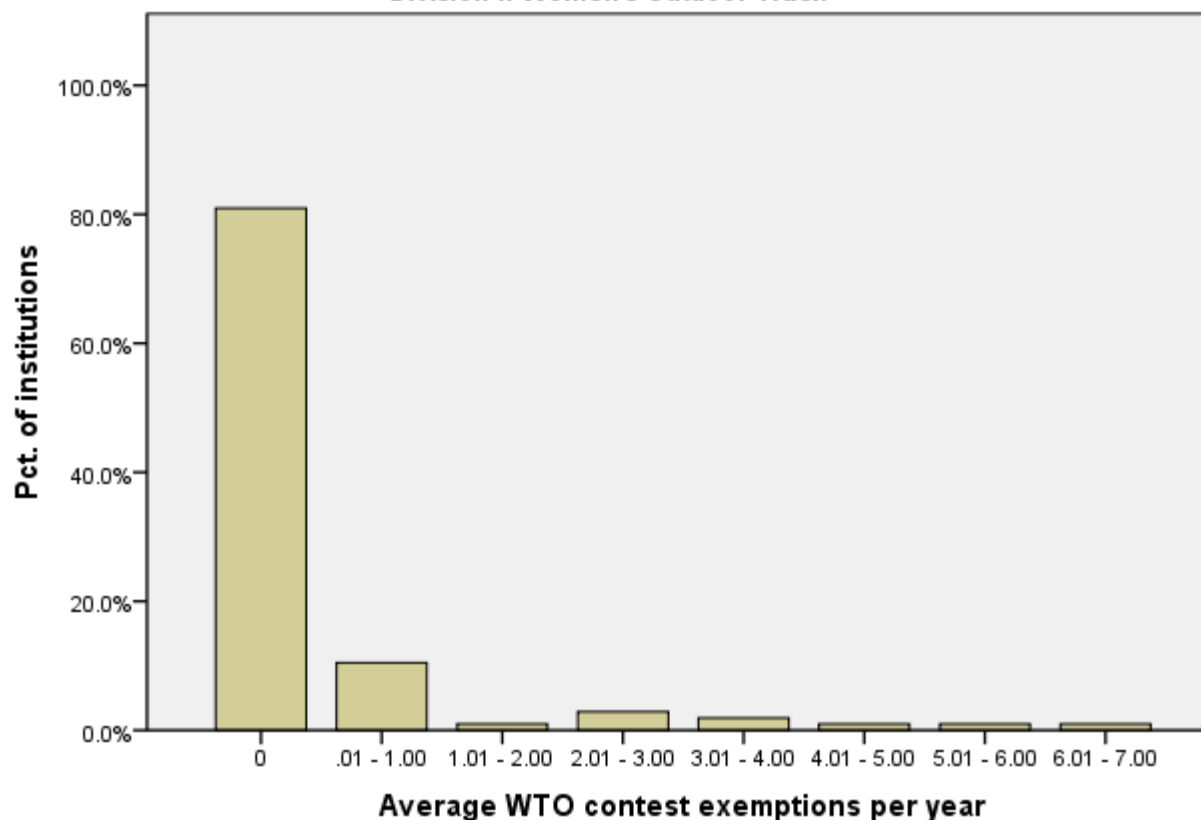
## Per Institution, Per Year



# Usage of Contest Exemptions in Women's Outdoor Track and Field

Average Yearly Contest Exemptions Used, 2006-07 through 2008-09

Division II Women's Outdoor Track

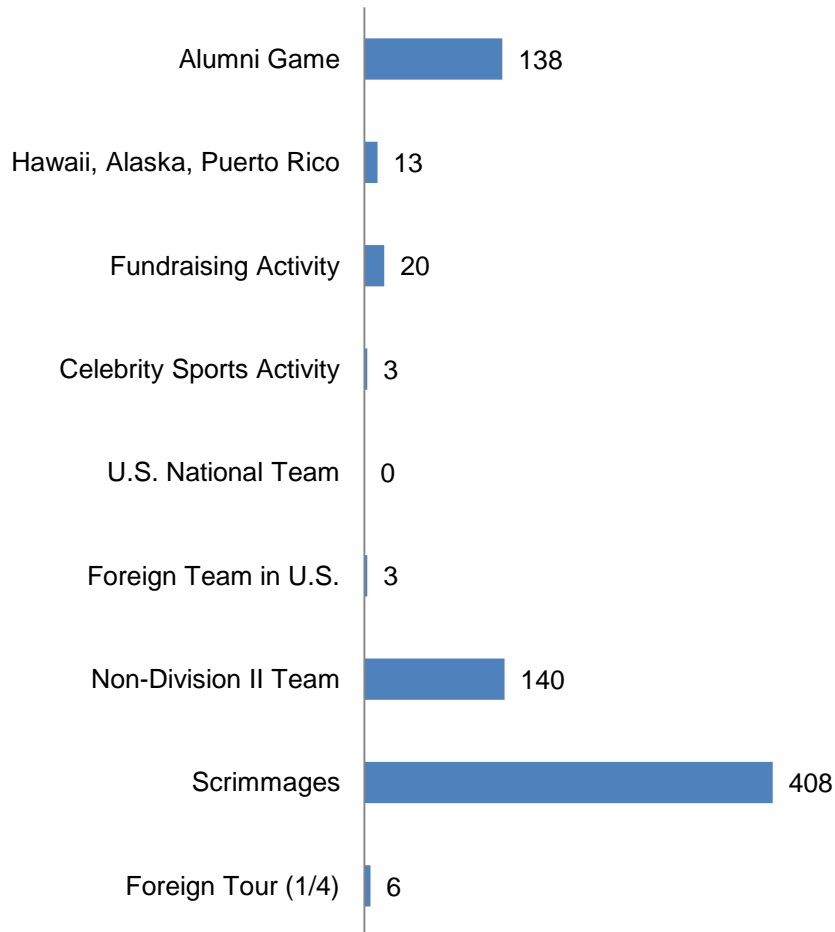


105 squads reporting

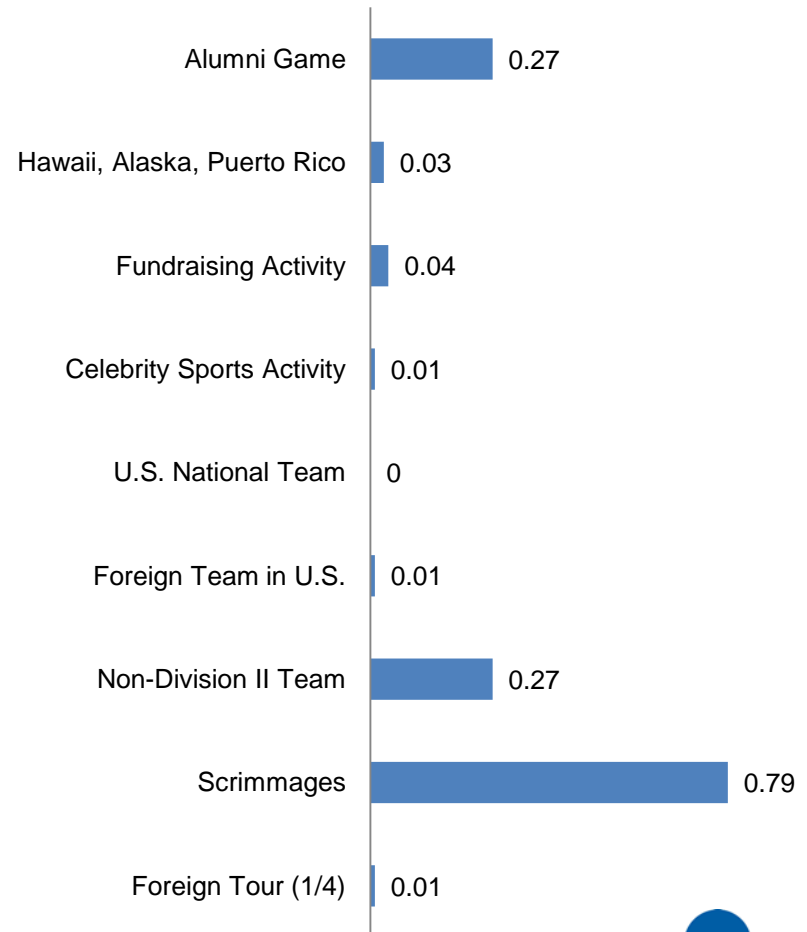
# Usage of Contest Exemptions in Women's Volleyball

172 institutions reporting

## Three-Year Totals



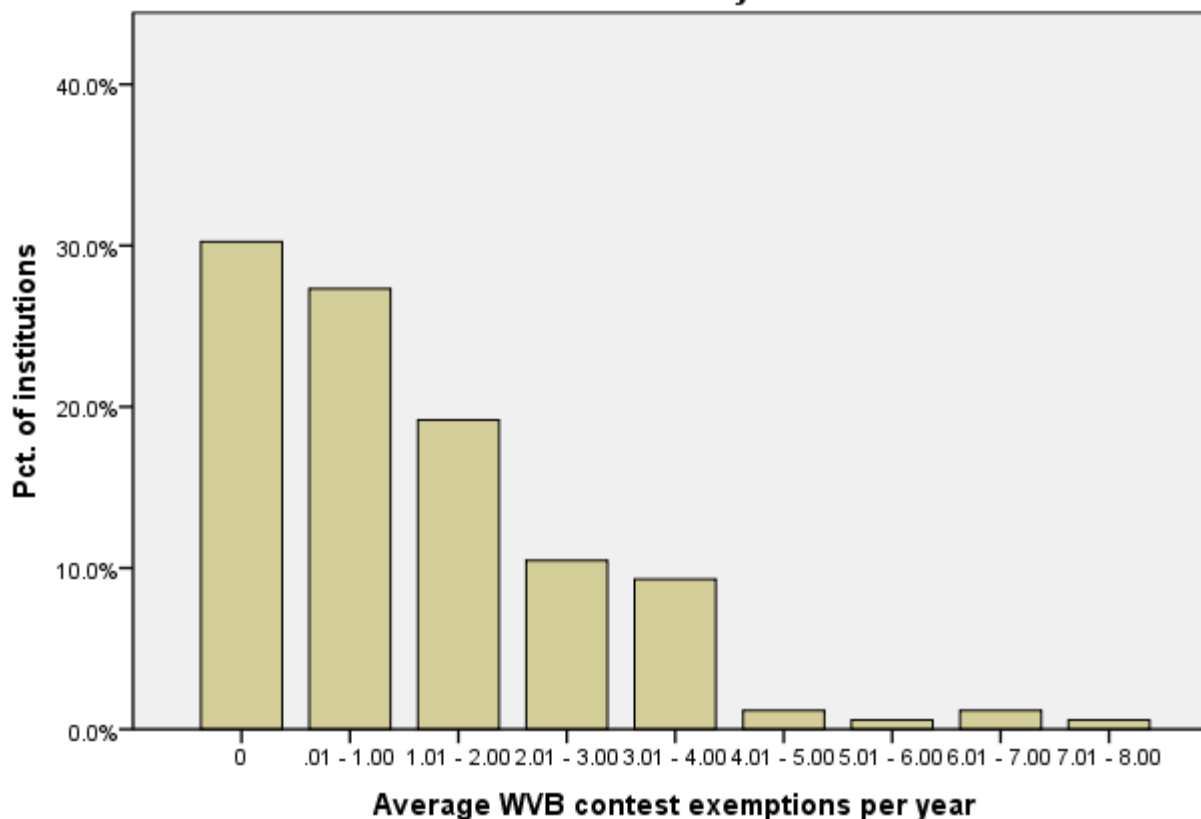
## Per Institution, Per Year



# Usage of Contest Exemptions in Women's Volleyball

Average Yearly Contest Exemptions Used, 2006-07 through 2008-09

Division II Women's Volleyball

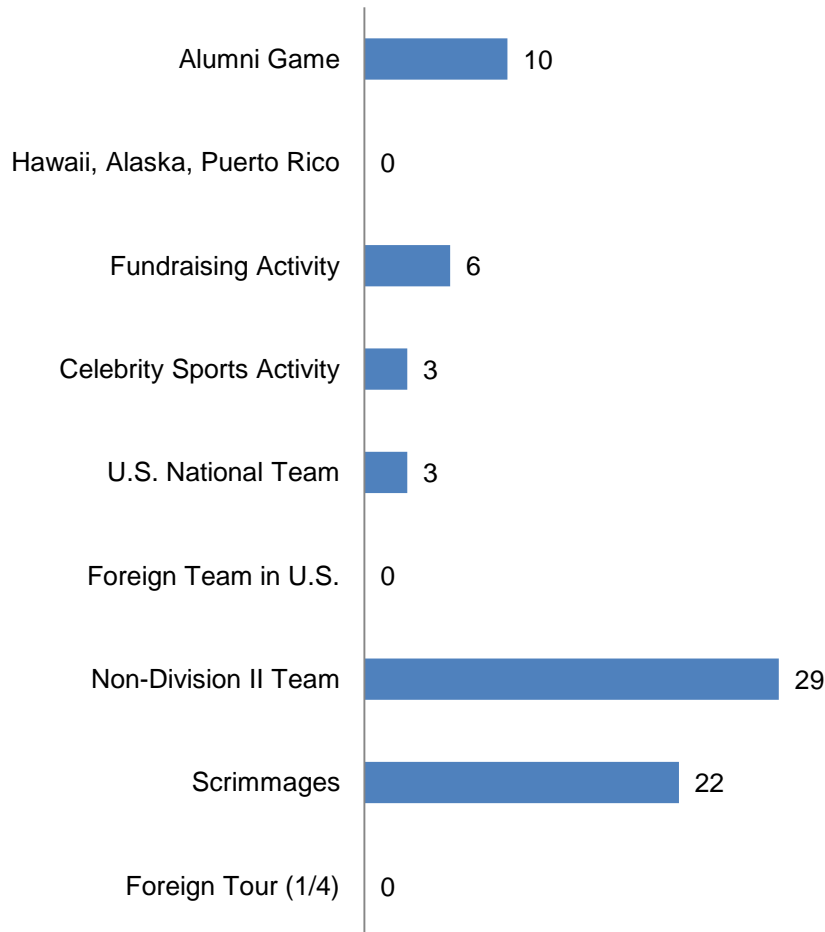


172 squads reporting

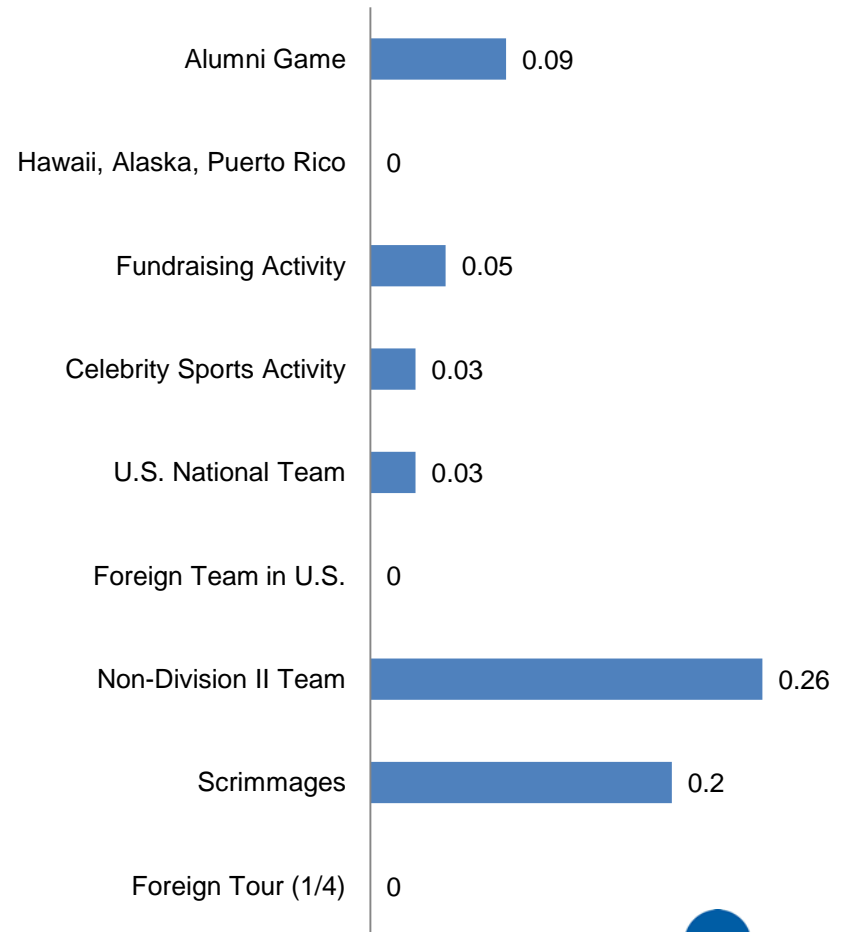
# Usage of Contest Exemptions in Men's Wrestling

37 institutions reporting

## Three-Year Totals



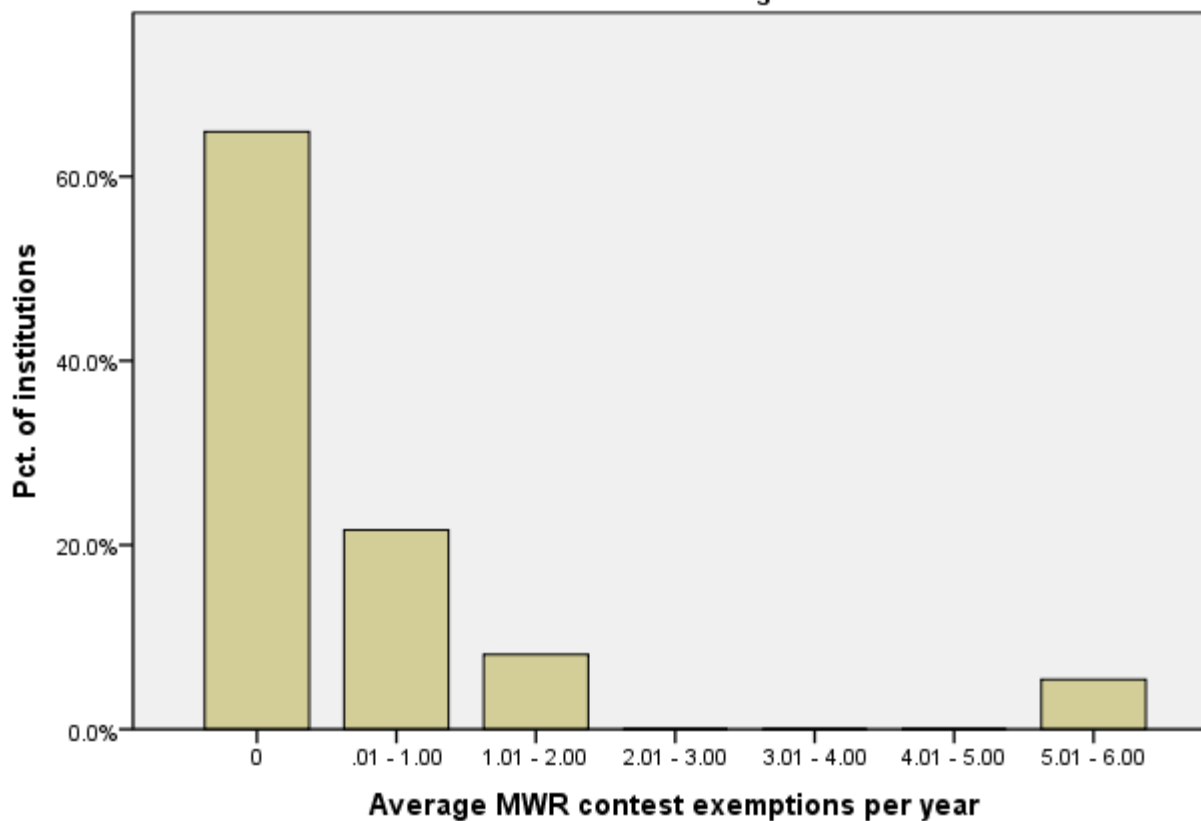
## Per Institution, Per Year



# Usage of Contest Exemptions in Men's Wrestling

Average Yearly Contest Exemptions Used, 2006-07 through 2008-09

Division II Men's Wrestling



37 squads reporting

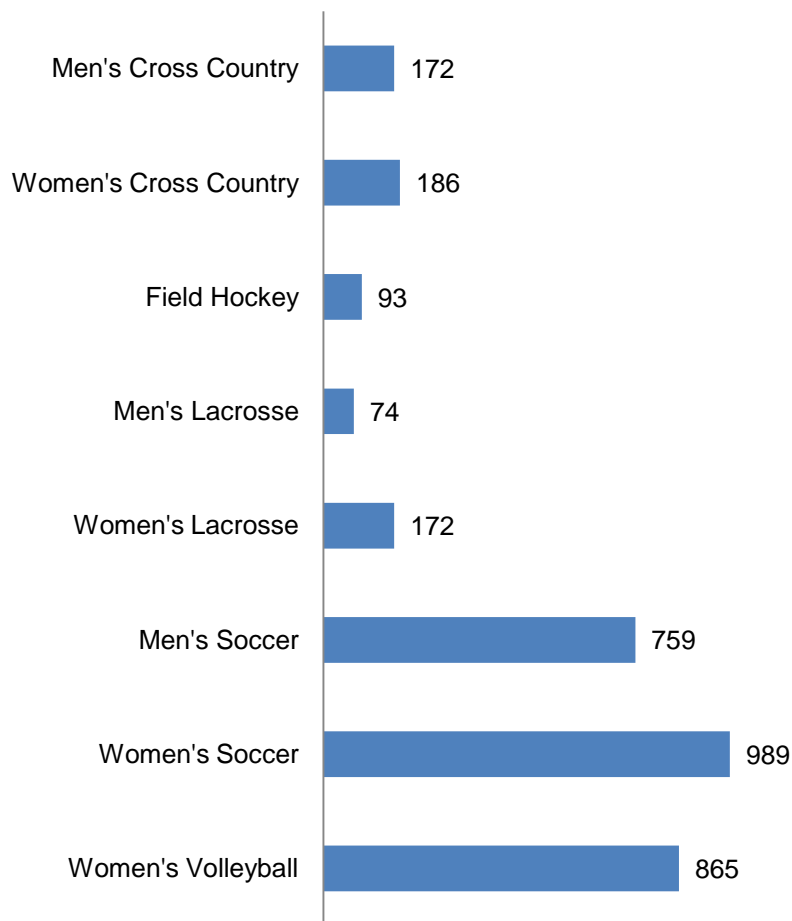


# **Dates of Competition During the Nonchampionship Segment, 2006-07 through 2008-09**

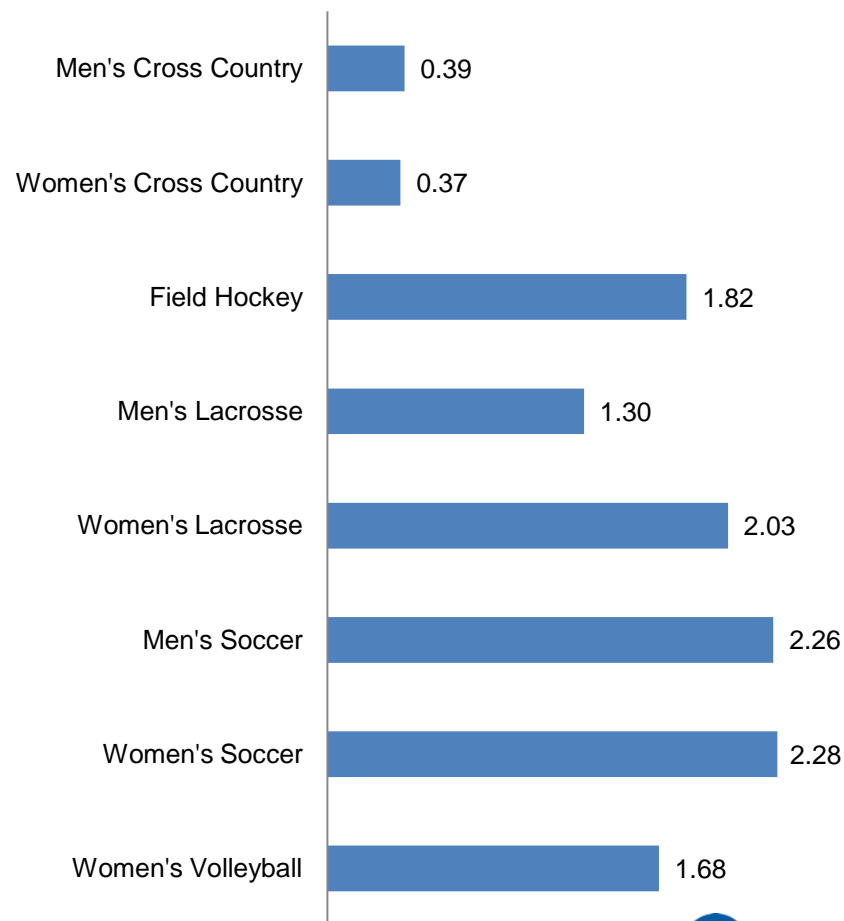


# Dates of Competition During Nonchampionship Segment

**Three-Year Totals**



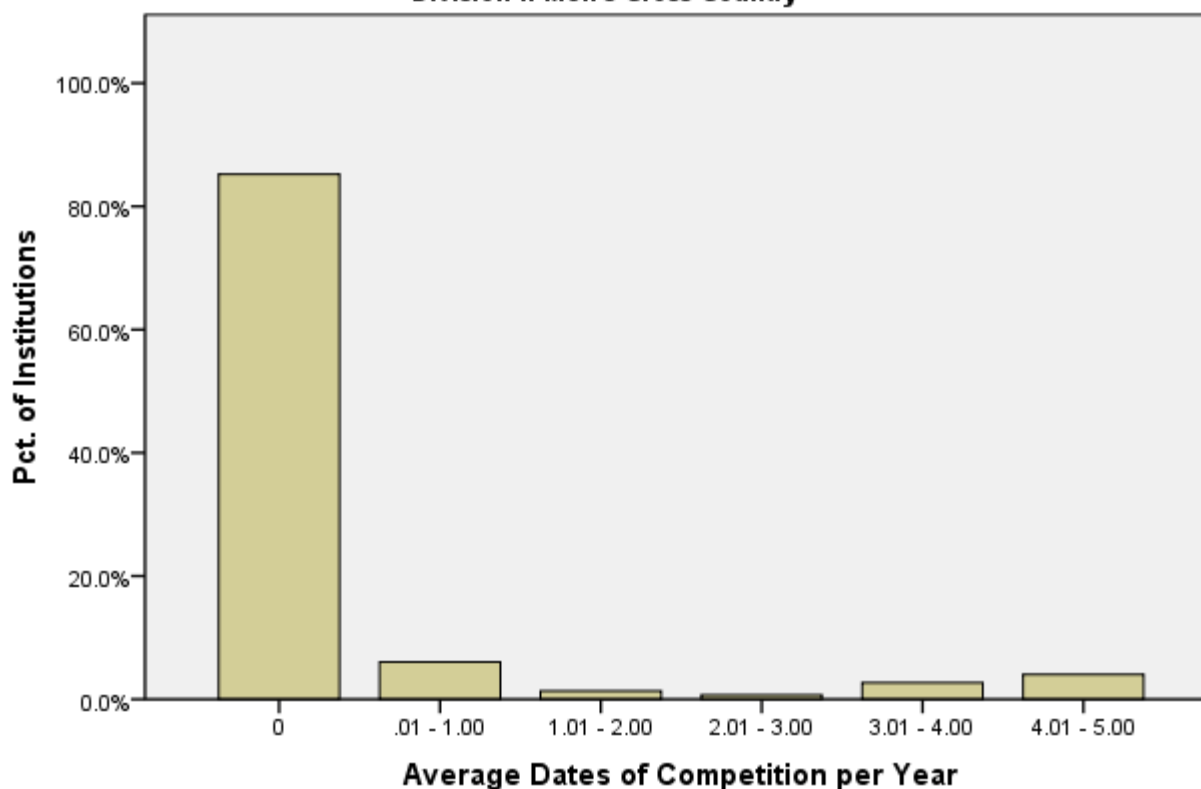
**Per Institution, Per Year**



# Nonchampionship Segment Dates of Competition, Men's Cross Country

Dates of Competition Used in Nonchampionship  
Segment, 2006-07 through 2008-09

Division II Men's Cross Country

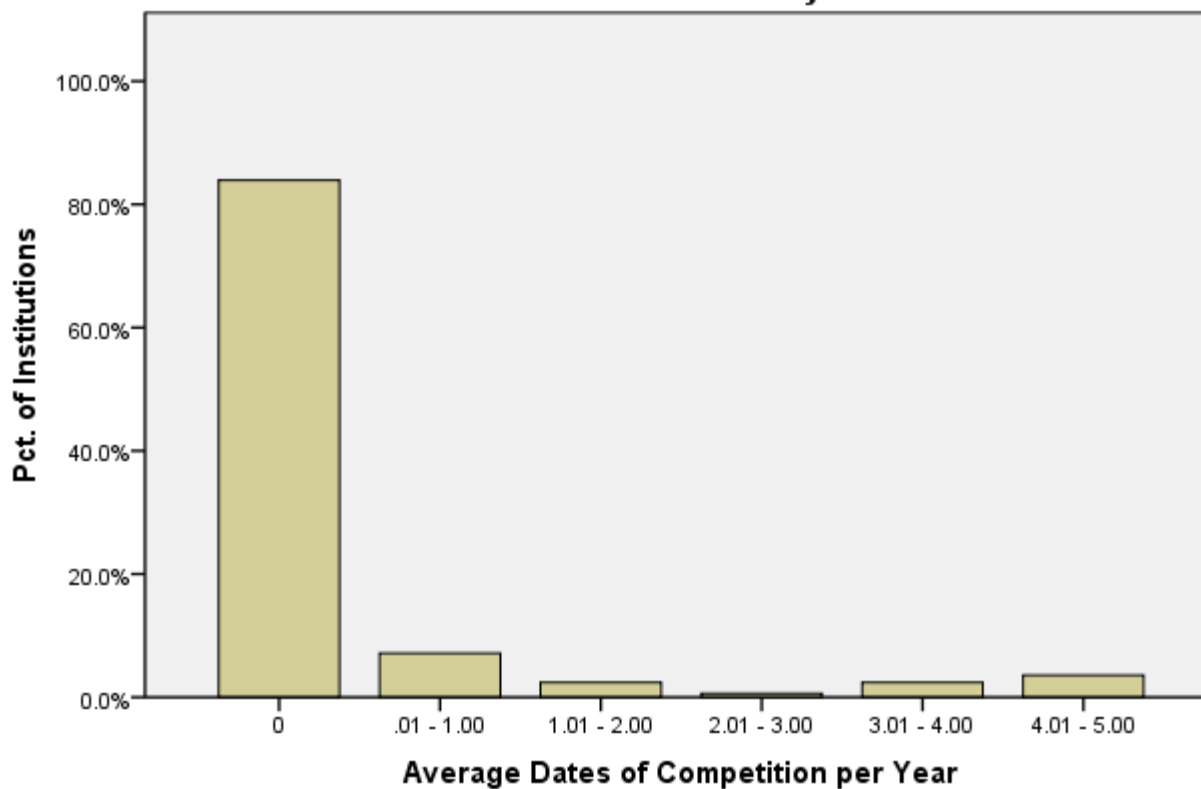


149 squads reporting

# Nonchampionship Segment Dates of Competition, Women's Cross Country

Dates of Competition Used in Nonchampionship  
Segment, 2006-07 through 2008-09

Division II Women's Cross Country

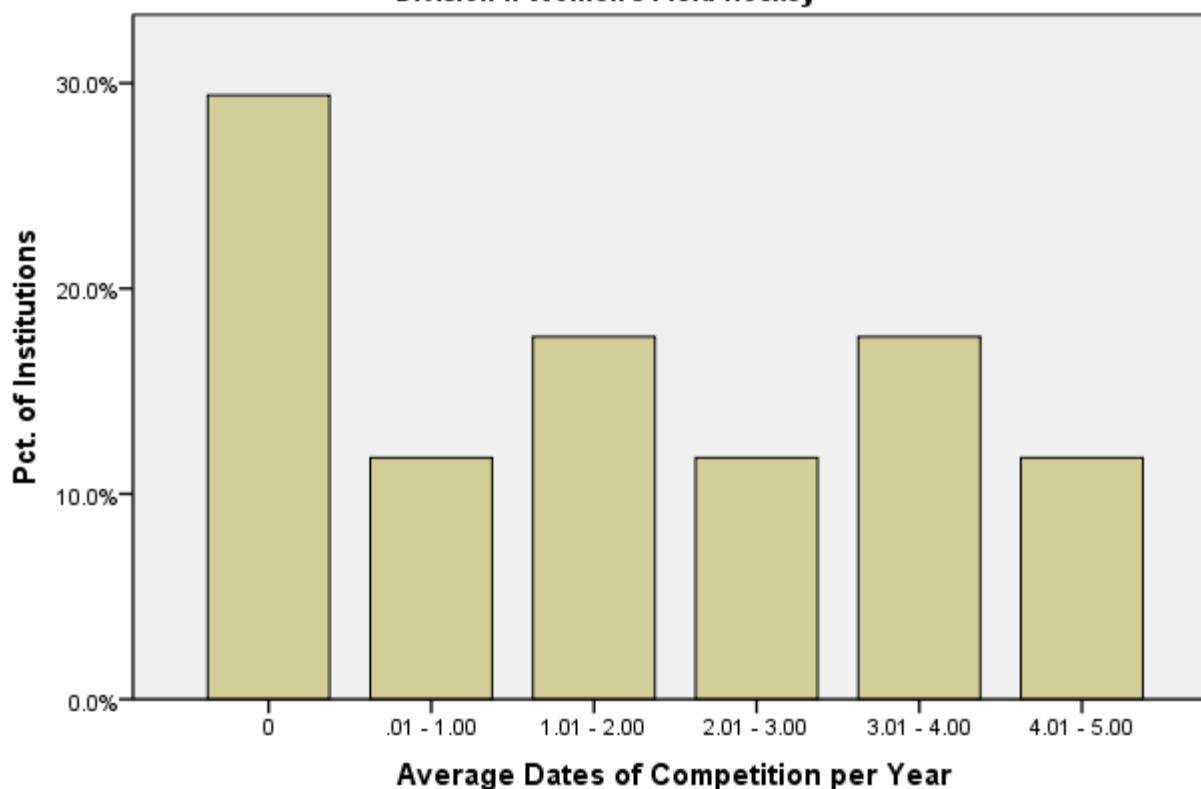


168 squads reporting

# Nonchampionship Segment Dates of Competition, Field Hockey

Dates of Competition Used in Nonchampionship Segment, 2006-07 through 2008-09

Division II Women's Field Hockey

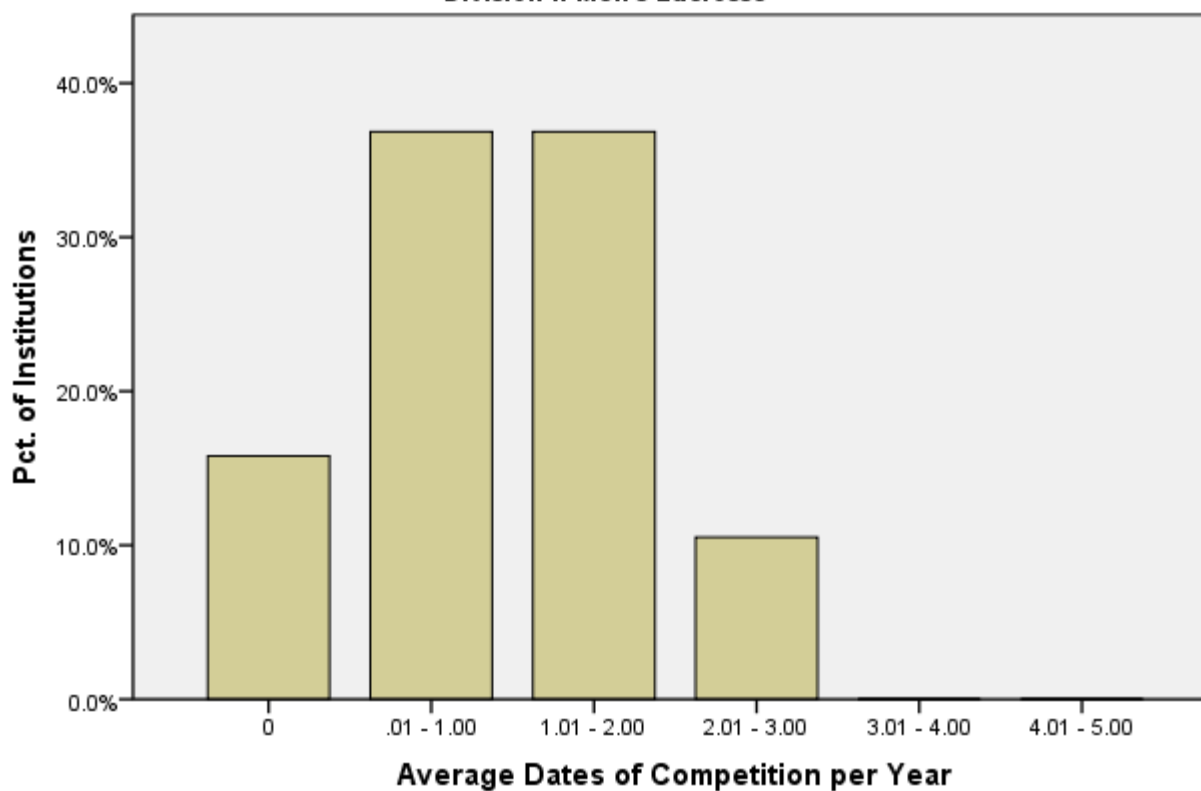


17 squads reporting

# Nonchampionship Segment Dates of Competition, Men's Lacrosse

Dates of Competition Used in Nonchampionship Segment, 2006-07 through 2008-09

Division II Men's Lacrosse

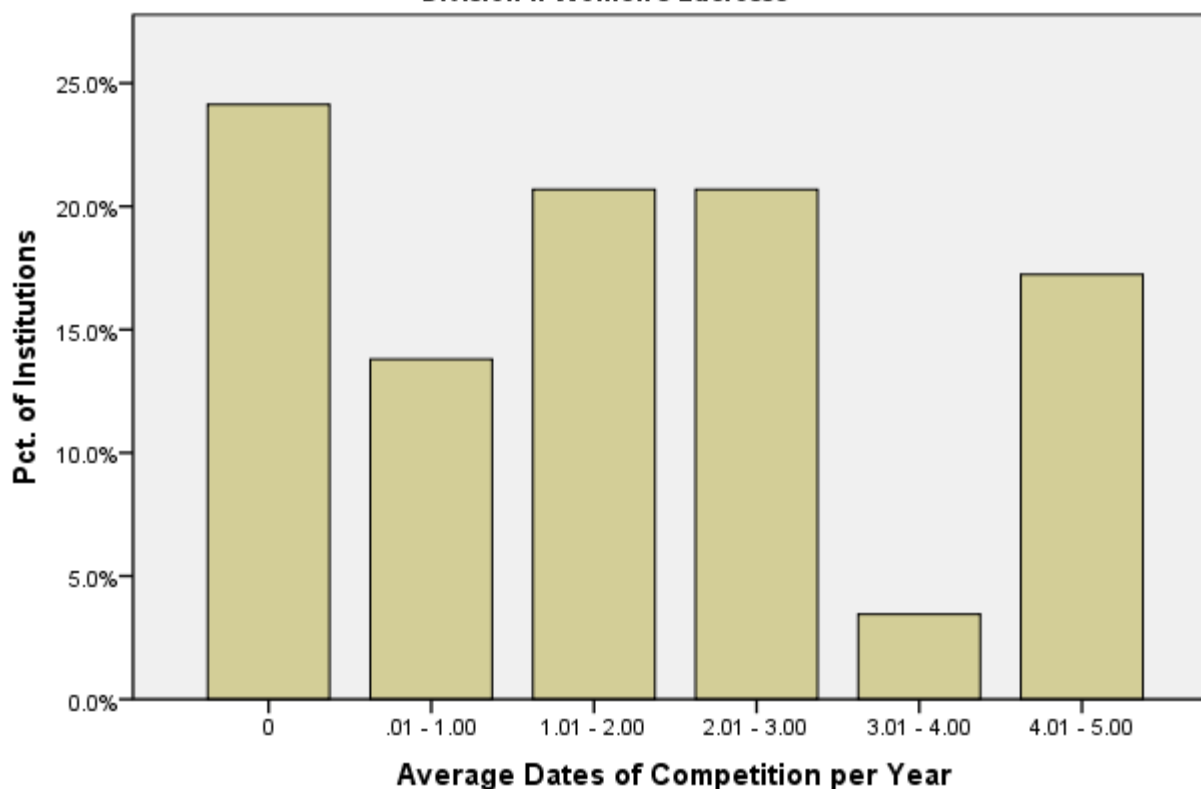


19 squads reporting

# Nonchampionship Segment Dates of Competition, Women's Lacrosse

Dates of Competition Used in Nonchampionship Segment, 2006-07 through 2008-09

Division II Women's Lacrosse

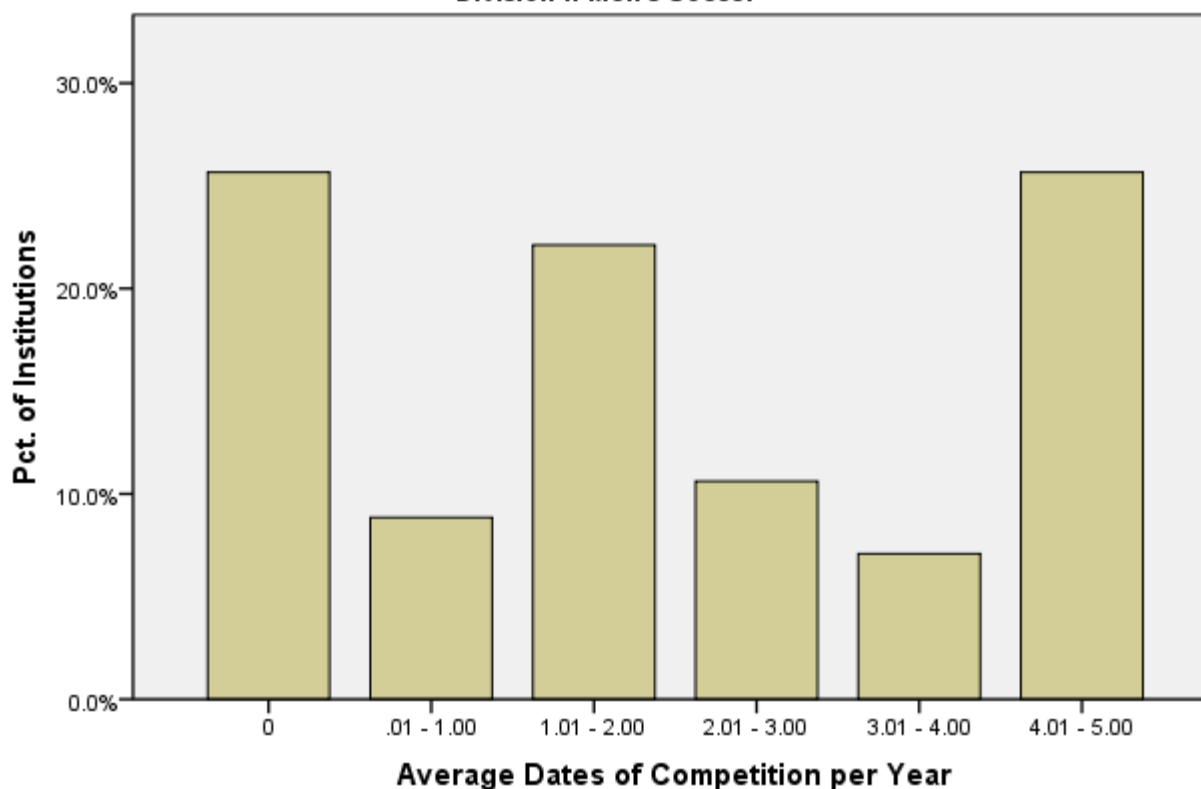


30 squads reporting

# Nonchampionship Segment Dates of Competition, Men's Soccer

Dates of Competition Used in Nonchampionship Segment, 2006-07 through 2008-09

Division II Men's Soccer



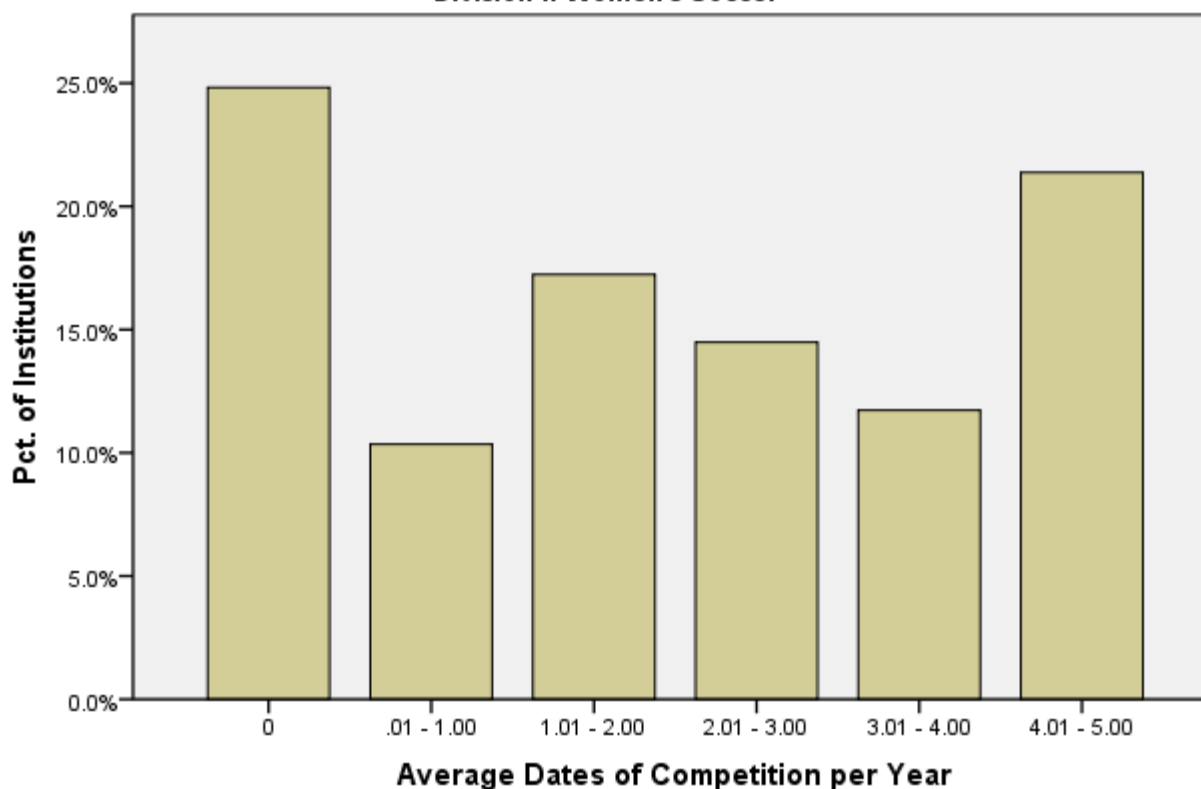
113 squads reporting



# Nonchampionship Segment Dates of Competition, Women's Soccer

Dates of Competition Used in Nonchampionship Segment, 2006-07 through 2008-09

Division II Women's Soccer

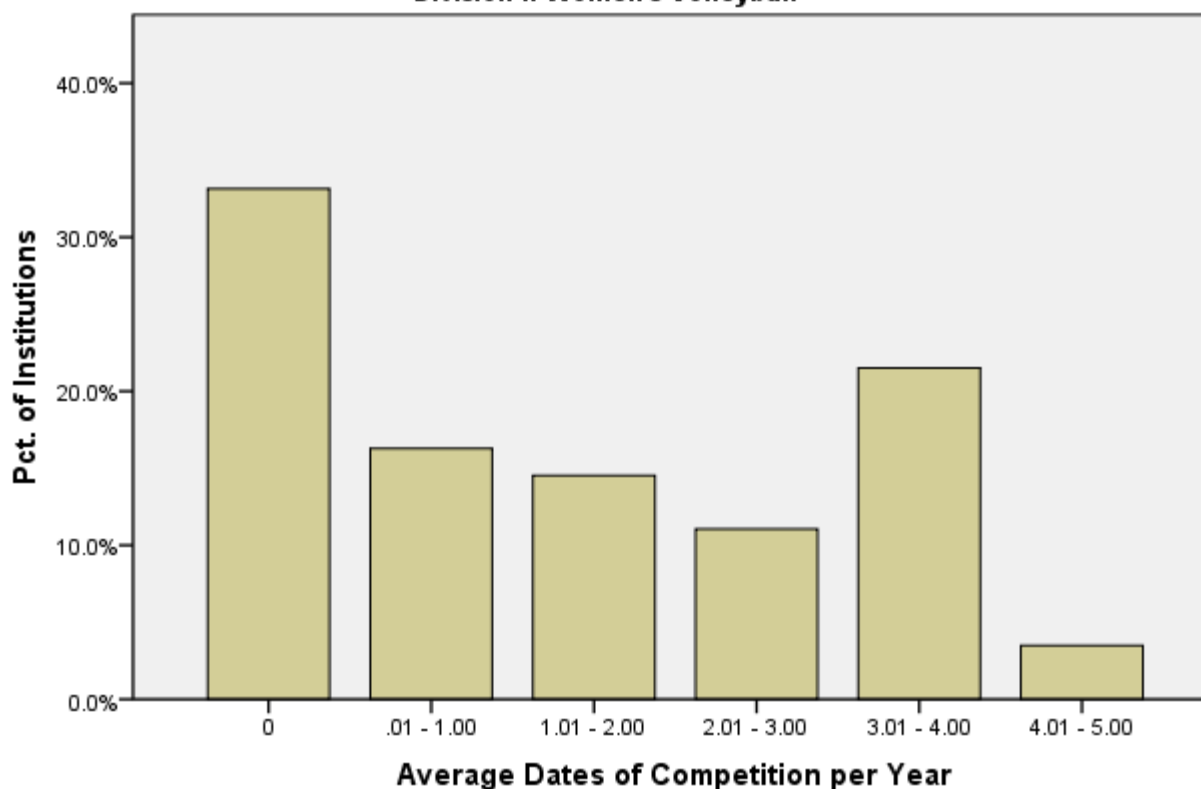


145 squads reporting

# Nonchampionship Segment Dates of Competition, Women's Volleyball

Dates of Competition Used in Nonchampionship Segment, 2006-07 through 2008-09

Division II Women's Volleyball



172 squads reporting