

A G E N D A

National Collegiate Athletic Association

Division II Legislation Committee

NCAA National Office
Indianapolis, Indiana

November 3-4, 2010

1. Welcome and announcements. (Diana Kling)
2. Approve the June 2010 NCAA Division II Legislation Committee report. [Supplement No. 1] (Kling) [**Action anticipated.**]
3. Review the NCAA Division II Presidents Council and NCAA Division II Management Council July/August Summary of Actions. [Supplement No. 2] (Kling)
4. Approve subcommittee minutes.
 - a. NCAA Interpretations Subcommittee of the Division II Legislation Committee. [Supplement Nos. 3-a, 3-b and 3-c] (S. Jay Newton) [**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 June 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. Review Legislation Committee Policies and Procedures. [Supplement No. 5] (Jenn Fraser) [**Action anticipated.**]

Background: *During the June 2010 meeting, the Legislation Committee approved the addition of a policy regarding the timing of an institution's appeal of an interpretation. In addition to the adoption of Proposal No. NC-2011-21 (Organization -- Division II Management Council -- Duties of the Management Council Subcommittee -- Determination of Facts and Appeals of Prospective Student-Athlete's Amateur Status) the policies and procedures of the Legislative Review Subcommittee were amended.*

6. 2011 NCAA Convention preparation.

- a. 2011 NCAA Convention Division II Second Publication of Proposed Legislation (SPOPL). [Supplement No. 6] (Fraser)

- b. 2011 Legislative Proposal Question and Answer Guide. [Supplement No. 7 to be distributed at the meeting.] (Alvida Alford and Maritza Jones)

Background: *The Legislation Committee will review and discuss the Question and Answer Guide that will be provided to 2011 Convention attendees.*

- c. 2011 Convention business session speaker assignments. [Supplement No. 8] (Jones)

- d. Meeting time at 2011 Convention. (Fraser)

Background: *The Legislation Committee will meet at Convention to resolve any issues that may arise and to ensure that all members have their positions papers.*

7. Review of amendments-to-amendments and/or resolutions, if necessary. [Supplement No. 9 to be distributed at the meeting.] (Fraser)

8. Review responsibilities and priorities, and update the tracking tool for the 2009-12 NCAA Division II Strategic Plan. [Supplement No. 10] (Jones)

Background: *The NCAA Division II Planning and Finance Committee established a tracking tool to measure the progress of each committee that has responsibility for a priority in the 2009-2012 Division II Strategic Plan. The Legislation Committee will update the tracking tool for the priorities it has responsibility for.*

9. Update from the NCAA Eligibility Center's amateurism certification staff. [Supplement No. 11 to be distributed at the meeting.] (Mike DeCesare)
10. Discuss dates of competition in the nonchampionship. [Supplement No. 12 to be distributed at the meeting.] (Kayla McCulley and Gregg Summers)

Background: *Throughout Phases One and Two of the Life in the Balance Initiative, the nonchampionship segment has been a focal point for discussion. Neither phase brought forth a legislative recommendation to change the nonchampionship segment but the Management Council directed the Legislation Committee to engage in a further review of the segment.*

11. Discuss extending the window of time when out-of-season countable athletically related activities are prohibited prior to an institution's final examination period. [Supplement No. 13] (Fraser) **[Action anticipated.]**

Background: *During Phase Two of the Life in the Balance discussions, the Legislation Committee reviewed various concepts that would move the start date for countable athletically related activities for winter and spring championship sports later in the fall term. Concerns were raised that student-athletes who were on campus, and not able to engage in countable athletically related activities would lack the necessary structure while engaging in voluntary athletically related activities. The Legislation Committee will review a concept to extend the window of time when it is prohibited for fall and winter student-athletes to engage in out-of-season countable athletically related activities at the end of the academic year.*

12. Discuss referral from Management Council related to mandatory testing for the sickle cell trait. [Supplement No. 14] (Alford/David Klossner)

Background: *The Legislation Committee recommended a change to NCAA Bylaws 13.11.2.1 (tryouts) and 17.1.5 (mandatory medical examinations) to specify that the required medical examination or evaluation that prospective student-athletes who are trying out for a team and student-athletes who are beginning their initial season of eligibility, must undergo prior to participation in a tryout or practice, competition or out-of-season conditioning activities shall include a sickle cell solubility test, unless documented results of a prior test are provided to the institution. The Management Council requested that the committee consider the impact of only requiring initial enrollees to be tested and to consider the impact on students who are trying out.*

Additionally, the Management Council noted that it will continue to look for ways to educate the membership on sickle cell.

13. Future meeting dates.

- a. January 14, 2011 (San Antonio, Texas).
- b. March 8-9, 2011 (Indianapolis, Indiana).
- c. June 21-22, 2011 (Indianapolis, Indiana).

14. Other business.

- a. Discussion regarding possible change to NCAA Division II Manual.

Background: *The NCAA staff continues to engage in a Manual review and consistency project. Over the past few years the staff has discussed printing only the operating bylaws (Bylaws 10 through 17), and making the remaining legislation available online. The Legislation Committee will begin discussing this option and determining the impact this change would have on the Division II membership.*

- b. Discussion of possible priorities for the NCAA Division II Long Range Projections Task Force. [Supplement No. 15] (Terri Steeb)

Background: *The Long-Range Projections Task Force establishing a list of priorities using the division's budget guidelines and principles, the division's strategic plan, as well as seeking feedback from key stakeholder and constituent groups.*

15. Adjournment.

**REPORT OF THE
NCAA DIVISION II LEGISLATION COMMITTEE
JUNE 7-8, 2010 MEETING**

ACTION ITEMS.

1. Legislative Action Items.

a. 2011 NCAA Convention Legislation – NCAA Constitution 3.2.4 – NCAA Membership – Active Membership – Conditions and Obligations of Membership – Concussion Management Plan.

- (1) Recommendation. Sponsor legislation for the 2011 NCAA Convention to amend NCAA Constitution 3.2.4 (NCAA membership – active membership – conditions and obligations of membership) to require as a condition and obligation of NCAA membership that an institution shall have a concussion management plan on file, as specified.
- (2) Effective Date. Immediate.
- (3) Rationale This proposal outlines a consistent Association-wide approach to concussion management as recommended by the NCAA Executive Committee. This proposal demonstrates the NCAA's continued commitment to the prevention, identification, evaluation and management of concussions. The development of a concussion management plan at the institutional level that includes the protocol under the direction of a physician for responding to possible concussions is in the best interest of student-athlete well-being and can lessen the chances of further harm to a student-athlete's health. Further, a concussion management plan, in addition to the institution's sports medicine policies for the care of its student-athletes will assist with the continued evaluation and care for student-athletes who suffer concussions. Determination of appropriate care and treatment of a student-athlete's injuries and illness are best handled through an institutional medical model that has physician oversight and direction. This model should focus on appropriate access to healthcare providers with the unchallengeable authority to determine management and return to play following a concussion. Lastly, requiring each institution to engage student-athletes in understanding their risks and acknowledge that they understand these risks, as well as their responsibility for reporting their injuries and illnesses, including signs and symptoms of concussions, will help to ensure that student-athletes are keenly aware of the potential harmful effects of concussions on their health.
- (4) Estimated Budget Impact. None.

- (5) Student-Athlete Impact. The health and safety of student-athletes will be positively impacted by this legislation.

b. 2011 Convention Legislation –Bylaws 13.11.2.1 and 17.1.5 – Recruiting and Playing and Practice Seasons – Tryouts – and General Playing Season Regulations – Mandatory Medical Examination – Sickle Cell Solubility Test.

- (1) Recommendation. Sponsor legislation for the 2011 Convention to amend Bylaws 13.11.2.1 (tryouts) and 17.1.5 (mandatory medical examinations) to specify that the required medical examination or evaluation that prospective student-athletes who are trying out for a team and student-athletes who are beginning their initial season of eligibility, must undergo prior to participation in a tryout or practice, competition or out-of-season conditioning activities shall include a sickle cell solubility test (SST), unless documented results of a prior test are provided to the institution.
- (2) Effective Date. August 1, 2011.
- (3) Rationale. The administration of a sickle cell solubility test (SST), in addition to an established athletics department policy for managing the care of student-athletes with the trait, can lessen the chances of an untimely death related to the sickle cell condition. The SST is relatively inexpensive to administer compared to the heavy toll associated with a student-athlete's death. This legislation is in the best interest of student-athlete well-being. This legislation will reduce the risk associated with the sickle cell condition by requiring a screening in medical examinations for all prospective student-athletes and student-athletes who are beginning their initial season of eligibility, unless documented results of a prior test are provided to the institution.
- (4) Estimated Budget Impact. Estimated to be \$5 per test administered.
- (5) Student-Athlete Impact. The well-being of student-athletes will be positively impacted by this legislation.

c. 2011 Convention Legislation – Bylaw 14.2.4.1 – Eligibility – Seasons of Competition: 10-Semester/15-Quarter Rule – Criteria for Determining Season of Eligibility – Minimum Amount of Competition – Alumni Game, Fundraising Activity or Celebrity Sports Activity.

- (1) Recommendation. Sponsor legislation for the 2011 Convention to amend Bylaw 14.2.4.1 (minimum amount of competition) to specify that a

student-athlete may engage in outside competition in either one alumni game, one fundraising activity or one celebrity sports activity during a season without counting such competition as a season of competition, provided the event is exempted from the institution's maximum number of contests or dates of competition as permitted in the particular sport per Bylaw 17.

- (2) Effective Date. August 1, 2011.
- (3) Rationale. This proposal is consistent with the philosophy of student-athlete well-being. Alumni games, fundraising activities and celebrity sports activities are not designed to provide a competitive advantage. They are intended to promote community engagement, as well as to generate the necessary financial donations for the different sports programs. Allowing more student-athletes to compete in these events would help institutions to meet their financial goals. The limitation of one event is necessary to prevent institutions from using these types of events as tryouts.
- (4) Estimated Budget Impact. None.
- (5) Student-Athlete Impact. Student-athletes will receive the benefit of participating in competition that otherwise would have subject them to the use of a season of competition.

d. 2011 Convention Legislation – Bylaw 14.2.4.1 – Eligibility – Seasons of Competition: 10-Semester/15-Quarter Rule – Criteria for Determining Season of Eligibility – Minimum Amount of Competition – Exception – Baseball, Softball and Men's and Women's Lacrosse.

- (1) Recommendation. Sponsor legislation for the 2011 Convention to amend Bylaw 14.2.4.1 (minimum amount of competition) to permit student-athletes in baseball, softball and men's and women's lacrosse to compete against outside competition in the nonchampionship segment without using a season of competition, provided the student-athlete is academically eligible at the beginning of the fall term of that academic year.
- (2) Effective Date. August 1, 2011.
- (3) Rationale. Student-athletes who participate in sports with nonchampionship dates of competition should have the ability to participate in those dates of competition without being charged a season of

competition, regardless of whether the championship takes place in the fall or spring. Division II championship spring sport student-athletes should be afforded the opportunity to prepare for the championship segment by participating in outside competition during the nonchampionship segment. Student-athlete well-being is preserved because spring Division II championship student-athletes will no longer be charged a season of competition for participating in the nonchampionship segment if they do not represent the institution in the championship segment. In addition, requiring student-athletes to be eligible to represent the institution ensures that academic integrity is maintained.

(4) Estimated Budget Impact. None.

(5) Student-Athlete Impact. Student-athletes who participate in spring championship sports will be afforded the same benefit as fall sport student-athletes.

e. 2011 Convention Legislation – Bylaw 14.2.4.2 – Eligibility – Criteria for Determining Season of Eligibility – Participation in Organized Competition Prior to Initial Collegiate Enrollment – Exceptions to Participation in Organized Competition – Division II Men's Ice Hockey.

(1) Recommendation. Sponsor legislation for the 2011 Convention to amend Bylaw 14.2.4.2 (participation in organized competition prior to initial collegiate enrollment) to specify that for a maximum of one year, participation in organized competition shall be excepted in men's ice hockey, provided the participation is part of competition sanctioned by the United States Hockey Association, or its international counterparts; further, to specify that participation in Major Junior A ice hockey competition will render an individual ineligible.

(2) Effective Date. August 1, 2011.

(3) Rationale. Prior to the adoption of NCAA Division II Proposal No. 2010-11, student-athletes who participated for one of the six ice hockey playing institutions were certified using the fee exception to the organized-competition legislation. Proposal No. 2010-11 amended the trigger of the legislation from compensation to competition and extended the grace period to one year. Due to the number of institutions that sponsor the sport of men's ice hockey there is no championship offered, the institutions play a majority of their schedule against Division III opponents and there is no Division II men's ice hockey committee. During

the review of Division I Proposal No. 2009-22, which established an organized-competition rule similar to what Proposal No. 2010-11 did for Division II, the NCAA Division I Men's Ice Hockey Committee submitted a request for their sport to maintain the 21st-birthday rule because the nature of the sport is for prospective student-athletes to delay collegiate enrollment for more than one year. Providing an additional exception for men's ice hockey student-athletes does not give a competitive advantage because all six institutions that sponsor the sport participate as part of the same conference. In addition, the institutions make an effort to maintain competitive equity with their Division III counterparts and do not provide athletically related financial aid to their student-athletes. Further, requiring that the competition is sanctioned by USA Hockey, or an international equivalent, maintains consistency among sports that have similar cultures as skiing currently has a similar exception. In addition, making participation in Major Junior A hockey impact the eligibility of student-athletes maintains consistency with Divisions I and III which are the opponents of the Division II institutions.

(4) Estimated Budget Impact. None.

(5) Student-Athlete Impact. A men's ice hockey student-athlete will not be subject to the use of a season of competition under the organized-competition legislation if he delays initial collegiate enrollment for one year beyond the one-year grace period.

f. 2011 Convention Legislation – Bylaws 17.2.7.1, 17.2.7.2, 17.20.7.1 and 17.20.7.2 – Playing and Practice Seasons – Baseball and Softball – Maximum Limitations – Institutional and Student-Athlete – Nonchampionship Segment Dates of Competition – Two Dates of Competition.

(1) Recommendation. Sponsor legislation for the 2011 Convention to amend Bylaws 17.2.7.1 (baseball – maximum limitations-institutional), 17.2.7.2 (baseball – maximum limitations-student-athlete), 17.20.7.2 (softball – maximum limitations – institutional) and 17.20.7.2 (softball – maximum limitations – student-athlete) to establish a maximum of two dates of competition in which an institution and student-athlete may participate in the nonchampionship segment; further, to specify that not more than two contests may be played on any one date of competition during the nonchampionship segment.

(2) Effective Date. August 1, 2011.

- (3) Rationale. Providing baseball and softball student-athletes with an opportunity to participate in dates of competition during the nonchampionship segment will allow for better preparation for the championship segment of the playing season. Baseball and softball are often hindered by weather, which can impact when teams can start their championship segment. As a result, in some cases, the first contests an institution plays are conference and regional games, which are important for conference standings and NCAA championship selections. Dates of competition during the nonchampionship segment will allow teams to be better prepared, physically and skill-wise, without those dates counting against the maximum number of contests permitted in the championship segment. In addition, existing legislation relating to no missed class time for competition during the nonchampionship segment for team sports ensures that student-athletes will not compromise their academic commitments to participate in nonchampionship segment dates of competition.
- (4) Estimated Budget Impact. Will vary by institution, depending on how the institution structures the nonchampionship segment.
- (5) Student-Athlete Impact. Baseball and softball student-athletes will be afforded participation opportunities in the nonchampionship segment, similar to the opportunities that are afforded to other student-athletes (e.g., women's volleyball, soccer).

g. 2011 Convention Legislation – Bylaws 17.13.7.1 and 17.13.7.2 – Playing and Practice Seasons – Men's Lacrosse – Maximum Limitations – Institutional and Student-Athlete – Nonchampionship Segment Dates of Competition – Five Dates of Competition.

- (1) Recommendation. Sponsor legislation for the 2011 Convention to amend Bylaws 17.13.7.1 (lacrosse – maximum limitations – institutional) and 17.13.7.2 (lacrosse – maximum limitations – student-athlete) to establish a maximum of five dates of competition in which an institution and student-athlete may participate in the nonchampionship segment.
- (2) Effective Date. August 1, 2011.
- (3) Rationale. Providing men's lacrosse student-athletes with an opportunity to participate in dates of competition during the nonchampionship segment will allow for better preparation for the championship segment of the playing season. Dates of competition during the nonchampionship

segment will allow teams to be better prepared, physically and skill-wise, without those dates counting against the maximum number of contests permitted in the championship segment. Currently, women's lacrosse has five dates of competition in the nonchampionship segment and the similarities between the sports makes five dates of competition for men's lacrosse reasonable. In addition, existing legislation relating to no missed class time for competition during the nonchampionship segment for team sports ensures that student-athletes will not compromise their academic commitments to participate in nonchampionship segment dates of competition.

- (4) Estimated Budget Impact. Will vary by institution, depending on how the institution structures the nonchampionship segment.
- (5) Student-Athlete Impact. Men's lacrosse student-athletes will be afforded participation opportunities in the nonchampionship segment, equal to that which women's lacrosse student-athletes are afforded.

h. Noncontroversial Legislation – Bylaw 10.1 – Ethical Conduct – Unethical Conduct – Prescription Drugs.

- (1) Recommendation. Adopt noncontroversial legislation to amend Bylaw 10.1 (ethical conduct – unethical conduct) to specify that unethical conduct shall include the knowing involvement in providing a student-athlete a banned substance, impermissible supplement or medications contrary to medical licensure, commonly accepted standards of care in sports medicine practice, or state or federal law.
- (2) Effective Date. Immediate.
- (3) Rationale. Current NCAA legislation does not specify that the act of providing impermissible substances (e.g., prescription drugs) that impact athletics performance is an institutional violation. This proposal will clarify that such an egregious act violates the Association's ethical conduct bylaw as it is contrary to health and safety of student-athletes. Finally, this proposal would not apply to those student-athletes with a documented medical history demonstrating the need for regular use of such a drug.
- (4) Estimated Budget Impact. None.
- (5) Student-Athlete Impact. None.

i. Noncontroversial Legislation – Bylaws 13.1.3.3.3, 13.1.6.3 and 13.4.5.1 – Recruiting – Telephone Calls, Contacts and Electronic Transmissions – Exception – After Receipt of Financial Deposit.

- (1) Recommendation. Adopt noncontroversial legislation to amend Bylaws 13.1.3.3.3 (telephone calls after National Letter of Intent signing or other written commitment), 13.1.6.3 (contacts subsequent to National Letter-of-Intent signing or other written commitment) and 13.4.5.1 (electronic transmissions following National Letter of Intent signing or other written commitment) to specify that an institution's receipt of a financial deposit from a prospective student-athlete shall be an additional exception in the telephone calls, contacts and electronic transmissions legislation, as specified.
- (2) Effective Date. Immediate.
- (3) Rationale. Current legislation allows institutions to make unlimited telephone calls, have unlimited contacts and send unlimited electronic transmissions to a prospective student-athlete following the prospective student-athlete's signing of a National Letter of Intent (NLI) or other written commitment. Adding an exception for the receipt of a financial deposit is in the best interest of prospective student-athletes who do not sign an NLI, are not receiving athletically related financial aid and institutions that do not provide any form of written commitment. The change is reasonable and it meets the overall intent of the current legislation.
- (4) Estimated Budget Impact. None.
- (5) Student-Athlete Impact. None.

j. Noncontroversial Legislation – Bylaws 14.1.8.1.8.4 and 14.1.8.1.8.5 – Eligibility – Requirement for Practice – Waivers of the 12-Hour Requirement for Practice or Competition – Practice – U.S. Olympic Committee/National Governing Body – Individual Sports or Rowing and Team Sports – Former Student-Athlete Participating in Organized Practice Sessions.

- (1) Recommendation. Adopt noncontroversial legislation to amend Bylaw 14.1.8.1.8.4 (practice – U.S. Olympic committee/national governing body – individual sports and rowing) and 14.1.8.1.8.5 (practice – U.S. Olympic committee/national governing body – team sports) to permit a former

student-athlete who has graduated and has no eligibility remaining to participate in organized practice sessions at an institution other than the one he or she previously attended, provided the U.S. Olympic Committee or national governing body in the sport has recommended the individual's participation; further, to specify that a former student-athlete's participation in organized practice sessions shall be limited to the number of years that allows the individual to practice with the institution's team in preparation for two consecutive Olympic Games following exhaustion of eligibility or completion of degree, whichever is earlier.

(2) Effective Date. Immediate.

(3) Rationale. Current or former student-athletes may receive a waiver to participate in organized practice sessions, provided the practice sessions take place only at the institution the individual previously attended or currently attends as an undergraduate or graduate student. The NCAA Olympic Sports Liaison Committee supports the U.S. Olympic Committee and national governing bodies' efforts to enhance opportunities for elite athletes to improve their chances of making U.S. Olympic teams and, in the long term, compete for Olympic medals. Allowing former student-athletes opportunities to train with Olympic coaches at institutions other than those attended as an undergraduate or graduate student provides them with better opportunities to adequately prepare for the Olympic Games. In the past 15 years, the average age of Olympic athletes has increased significantly. Allowing a former student-athlete to spend additional years participating in an institution's organized practice sessions but limit that participation to the time period that encompasses two Olympic opportunities will increase the former student-athlete's opportunity to adequately prepare for the Olympic Games.

(4) Estimated Budget Impact. None.

(5) Student-Athlete Impact. None.

k. Noncontroversial Legislation – Bylaw 16.11.1.4 – Awards and Benefits – Benefits, Gifts and Services – Occasional Meals – Meal Provided by a Representative of Athletics Interests.

(1) Recommendation. Adopt noncontroversial legislation to amend Bylaw 16.11.1.4 (occasional meals) to permit a representative of the institution's athletics interests to provide an occasional meal to a student-athlete or the

entire team in a sport on campus or in a facility that is regularly used for home competition.

- (2) Effective Date. Immediate.
- (3) Rationale. Current legislation allows representatives of athletics interests the ability to provide a student-athlete or entire team with an occasional family home meal, provided the meal is in the individual's home. The legislation is difficult to apply in sports with large squad sizes. In many cases, the home of a representative of an institution's athletics interests may not be large enough to accommodate an entire team. Further, a representative of an institution's athletics interests may not wish to provide a meal at his or her home. This proposal supports the need to provide protection from potential abuses by permitting a representative of athletics interest to provide a meal on campus or at an institution's home competition facility. The legislation allows for appropriate oversight by the institution while also permitting flexibility and equity in providing such occasional meals.
- (4) Estimated Budget Impact. None.
- (5) Student-Athlete Impact. None.

I. Noncontroversial Legislation – Bylaw 17.29.2 – Playing and Practice Seasons – Foreign Tours – Sanctioned Outside-Team Tours – Women's Rowing.

- (1) Recommendation. Adopt noncontroversial legislation to amend Bylaw 17.29.2 (sanctioned outside-team tours) to specify that in women's rowing the number of student-athletes from any one institution who may participate in international competition as a member of an outside team on a foreign tour shall not exceed four.
- (2) Effective Date. Immediate.
- (3) Rationale. When women's rowing moved from emerging sport status to championship sport status, placing a limit on the number of student-athletes who may compete for an outside team was inadvertently overlooked. This proposal corrects that oversight.
- (4) Estimated Budget Impact. None.
- (5) Student-Athlete Impact. None.

m. Modification of Wording – Bylaw 13.4.5 – Recruiting – Recruiting Materials – Electronic Transmissions – Use of Service or Software to Convert Electronic Mail Into Text Message.

- (1) Recommendation. Adopt a modification or wording to specify that an institutional staff member shall not use a service or software that converts electronic mail into a text message when received by a prospective student-athlete.
- (2) Effective Date. Immediate.
- (3) Rationale. This modification clarifies that it is not permissible for institutional staff members to use a service or software that converts electronic mail (e.g., e-mail) sent by an institutional staff member into a text message when received by the prospective student-athlete, consistent with the intent of the legislation (see 1/12/08 Division II Educational Column).
- (4) Estimated Budget Impact. None.
- (5) Student-Athlete Impact. None.

n. Incorporation of Interpretation into the NCAA Division II Manual.

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

Satisfactory-Progress Exception for an Individual Seeking a Second Baccalaureate or Equivalent Degree (II). Satisfactory-progress exception for an individual seeking a second baccalaureate or equivalent degree. A student-athlete who graduates and returns for a second baccalaureate degree or who is taking course work that would lead to the equivalent of another major or degree is not subject to NCAA satisfactory-progress regulations. [References: 14.1.8.2 (postbaccalaureate), 14.5.5.4 (graduate student exception) and 14.1.6.2.2.1 (full-time enrollment – first semester/quarter)]

- (2) Rationale. Current legislation provides graduate students with an exception to the progress-toward-degree requirements. Incorporating this interpretation will alleviate confusion as to whether the same exception can be provided to student-athletes working toward a second baccalaureate degree. The NCAA Division II Legislation Committee approved elevating

the staff interpretation to an official interpretation prior to recommending that it be incorporated.

(3) Estimated Budget Impact. None.

(4) Student-Athlete Impact. None.

o. Incorporation of Interpretation into the Division II Manual.

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

Conditions for Reduction or Cancellation of Athletically Related Financial Aid During the Period of the Award (II). The committee confirmed that, in addition to the legislated conditions by which a student-athlete's financial aid may be reduced or cancelled during the period of the award, an institution may include other nonathletically related conditions (e.g., compliance with academic policies or standards, compliance with team rules or policies) in its financial aid agreements. The committee noted that regardless of the reason for reduction or cancellation, the student-athlete must be provided the opportunity for a hearing before the aid is reduced or cancelled. [References: Division II Bylaws 15.3.2.4 (hearing opportunity), 15.3.4.1 (reduction or cancellation permitted) and 15.3.4.3 (reduction or cancellation not permitted) and a staff interpretation (8/22/07, Item No. 1), which has been archived]

(2) Rationale. Incorporating this interpretation into the legislation will clarify that an institution may include nonathletically related conditions in its financial aid agreements. Further, to maintain student-athlete well-being, regardless of the reason for athletics aid being cancelled during the period of the award, a hearing opportunity must be provided to the student-athlete.

(3) Estimated Budget Impact. None.

(4) Student-Athlete Impact. None.

2. Nonlegislative Action Items.

a. Legislative Referral to Other Division II Committee.

- (1) Recommendation. That the NCAA Division II Management Council refer the following concept to the NCAA Division II Academic Requirements Committee for its review and possible action:

Bylaw 14.5.1.2 (disciplinary suspension). To specify that a transfer student who meets the requirements of the two-year nonparticipation exception shall be immediately eligible on transfer to the certifying institution, even if the student was disqualified or suspended from the previous institution for disciplinary reasons. (See Division III Proposal No. 2010-2.)

- (2) Rationale. The current rule requires a transfer student-athlete who leaves his or her previous institution under disciplinary suspension to serve a calendar year of residence to become eligible at the certifying institution, even if he or she was not enrolled full time for two years prior to enrollment at the certifying institution. The current requirement amounts to double jeopardy for such a student-athlete because a possible one-year sanction would actually be three years if he or she was not enrolled full time at any collegiate institution prior to the transfer. Therefore, this amendment would allow transfer students, who were on disciplinary suspension from the previous institution, to fulfill their sanctions by either serving a full calendar year of residence at their new institution or by meeting the requirements of the two-year nonparticipation exception.
- (3) Estimated Budget Impact. None.
- (4) Student-Athlete Impact. None.

b. Legislative Referral to Other Division II Committee.

- (1) Recommendation. That the Management Council refer the following concept to the NCAA Division II Committee on Student-Athlete Reinstatement for its review and possible action:

Bylaw 14.2.3.6 (10-semester/15-quarter extension request). To eliminate the 30 consecutive calendar-day limitation for practice once an institution has filed a 10-semester/15-quarter extension waiver request. (See Division III Proposal No. NC-2010-6.)

- (2) Rationale. Bylaw 14.2.3.6 permits a student-athlete to practice after an institution has filed a 10-semester/15-quarter extension waiver request for a 30 consecutive calendar-day window. This generally provides sufficient time to resolve most requests. However, there is no authority to waive this 30-day limitation and, in a small number of circumstances, the time period for a final decision may extend beyond the 30 days. As a result, a student-athlete must discontinue practice activities pending final determination of the extension waiver request. In the interest of student-athlete well-being, the institution must submit a waiver request to allow continued practice and because, on limited occasions, practice beyond 30 consecutive calendar days after expiration of the 10-semester/15-quarter period of eligibility does occur. A legislated limitation is not necessary to prevent potential abuses of this practice opportunity. Moreover, the current legislation unnecessarily penalizes the student-athlete.
- (3) Estimated Budget Impact. None.
- (4) Student-Athlete Impact. None.

c. Legislative Referral to Other Division II Committee.

- (1) Recommendation. That the Management Council refer the following concept to the Division II Committee on Student-Athlete Reinstatement for review and possible action:

Bylaw 13.1.1.2 (four-year college prospective student-athletes). To specify that a violation of the permission to contact legislation in which an athletics staff member or a representative of the institution's athletics interests makes contact with a student-athlete of another NCAA or National Association of Intercollegiate Athletics (NAIA) four-year collegiate institution without first obtaining written permission shall be considered an institutional violation, but shall not affect the student-athlete's eligibility, provided permission to contact is subsequently granted by the first institution. (See Division III Proposal No. NC-2010-15.)

- (2) Rationale. Often when student-athlete reinstatement is presented with a reinstatement request involving a violation of the four-year college prospective student-athlete legislation, permission to contact has later been granted by the first institution as the prospective student-athlete has already transferred to the second institution. In such cases, the prospective student-athlete is reinstated without conditions. In those cases where permission is not granted, existing legislation indicates the second

institution should not encourage the transfer. In an effort to reduce bureaucracy, a violation of this legislation where permission to contact is later granted should not impact the prospective student-athlete's eligibility, but should remain an institutional violation.

(3) Estimated Budget Impact. None.

(4) Student-Athlete Impact. None.

d. Legislative Referral to Other Division II Committee.

(1) Recommendation. That the Management Council refer the following concept to the NCAA Division II Membership Committee for review and possible action:

Bylaw 20.2.5.1.2.1 (one-year probationary period). To reduce the penalty timetable for failure to meet minimum sports-sponsorship requirements from a 10-year period to a five-year period. (See Division III Proposal No. NC-2010-14.)

(2) Rationale. A revised membership requirements penalty structure that reduces the penalty timetable yet gives top priority to the fulfillment of sports-sponsorship requirement is necessary because the current 10-year penalty structure is too punitive for a membership requirement infraction. A clear three- or five-year penalty versus a scaled penalty is fairer and more easily understood by those institutions entering the penalty structure.

(3) Estimated Budget Impact. None.

(4) Student-Athlete Impact. None.

INFORMATIONAL ITEMS.

1. **Review 2011 Convention Division II Presidents Council-Sponsored Proposals.** The committee reviewed nine NCAA Division II Presidents Council-sponsored proposals for the 2011 Convention to determine if any of the nine should move forward as noncontroversial legislation. The committee recommended the adoption of Proposal No. 2011-5 (awards and benefits – awards – expenses to receive noninstitutional awards – established regional, national or international awards – actual and necessary expenses provided by an institution) and Proposal No. 2011-8 (playing and practice seasons – number of contests or dates of competition – annual exemptions – Hawaii, Alaska, Puerto

Rico – active member institution located in Canada – all sports) as noncontroversial legislation. The committee approved an immediate effective date for Proposal No. 2011-4 (recruiting – sports camps and clinics – institutional sports camps and clinics – employment of prospective student-athletes), to provide institutions the ability to employ prospective student-athletes at camps or clinics during the summer immediately following Convention if the proposal is adopted. The committee also noted that the proposal should include a requirement that the prospective student-athlete shall have completed all competition in their sport for the academic year before employment commences. The committee also noted that the title of Bylaw 14.5.4.2 (eligibility for competition, practice and athletics aid – all other qualifiers, partial qualifiers and nonqualifiers) should be amended in Proposal No. 2011-1. The requirement for transferable English and math credit does not apply to individuals who were certified as qualifiers by the NCAA Eligibility Center.

2. **Review of Feedback Gathered During Phase II of the Life in the Balance Initiative and Preparation for Joint Meeting with the Championships Committee.** The committee reviewed all of the feedback that was received throughout the review of Phase II of the Life in the Balance initiative from institutional representatives (including coaches) and coaches associations. In much of the feedback, individuals noted that the nonchampionship segment is an important part of the division's playing and practice season structure. Student-athletes desire time to improve their skills in a less competitive environment and coaches find it to be a time where great improvement can be found. A few coaches associations surveyed their membership about the areas that were being reviewed in Phase II of the initiative. Based on the response rate of some associations it is clear that there is great interest in the areas under review. The committee reviewed the legislative concepts and prepared for the joint meeting with the NCAA Division II Championships Committee where legislative recommendations would be made.
3. **Discussion Regarding the Tool to Measure the Impact of the Life in the Balance Initiative.** The committee discussed three options to measure the success the Life in the Balance initiative. One option is to use the data from the next GOALS/Scores survey which will be administered and available in 2014. The data from the most recent GOALS/Scores survey is what was used during Phase I of the initiative and would act as a baseline to measure the initiative's success. The second option is to use data from a survey that is administered by the University of California, Los Angeles, which measures satisfaction with the college experience, academic achievement and engagement and student values, attitudes and goals. The data is collected from campuses across America, and is not specific to student-athletes. There is, however, a question that asks the respondent if he or she is an NCAA student-athlete. This data would show student-athlete involvement on campus, but would not specifically measure the success of the

initiative. The final option is to have the NCAA research staff develop a comprehensive survey specific to the initiative. While this would garner the most direct information, the cost associated with this option would be significant.

The committee endorsed using the GOALS/Scores data in 2014, believing that it will provide a direct comparison to the data that was used during Phase I. In addition, the committee directed staff to develop a Web-based survey for athletics administrators, coaches, athletic trainers, sports information directors and other support staff to determine the impact the initiative.

4. **Discussion Regarding Exceptions to the Winter Break Period.** The committee discussed exceptions to the winter break period. The committee reviewed three areas that are permissible during the winter break period: (1) promotional activities; (2) community engagement activities; and (3) sports camps or clinics. Institutions and student-athletes are permitted to engage in these activities during the legislated break of December 20 through December 26, as they are not considered countable athletically related activities. However, the intent of the legislation was to provide a period of time when coaches, administrators and student-athletes were not connected to campus for activities organized by the athletics department. The committee directed staff to monitor this issue by surveying the membership on student-athletes' participation in these activities during the winter break three academic years after the 2010-11 academic year (2011-12, 2012-13 and 2013-14). The data that is collected will provide the committee with a better understanding of how coaches, administrators and student-athletes are spending the break.
5. **Discussion Regarding the Amateurism Certification Process – Institutional Responsibilities – Sharing Information and Reporting Discrepancies – Consideration of Eligibility Before the Championship.** The Legislation Committee received an update from the staff regarding the issue of institutional responsibility for notifying the NCAA Eligibility Center when it receives additional information, or otherwise has cause to believe, that a previously certified prospective student-athlete's amateur status has been jeopardized. Since the inception of the amateurism clearinghouse in 2006, which transitioned to the Eligibility Center in 2007, there have been a few instances in which institutions reported additional information and/or potential discrepancies related to a student-athlete's final amateurism certification days prior to the start of championship play, which has an impact on the institution, student-athlete(s) and NCAA and Eligibility Center staffs. The committee discussed this issue during the March 2010 meeting and directed staff to review the issue with the Eligibility Center staff, the agents, gambling and amateurism staff, the enforcement staff and the

championships staff. There was no consensus among the respective staffs following that discussion.

The committee directed staff to continue to educate the membership, especially coaches, regarding the institutional responsibility to share information and promptly report discrepancies. In addition, the committee asked staff to compile all of the educational resources that have been provided to the membership since the inception of the amateurism certification process so the materials can be reviewed and determine the best way to share them with institutions. Finally, the committee directed staff to draft a policy and procedure document which includes a step-by-step process for handling these instances by staff. The committee will review the policies and procedures at its November in-person meeting.

6. **Discussion of a Referral from NCAA Executive Committee Regarding Concussion Management Issues.** The committee reviewed the NCAA Executive Committee report which included a requirement for NCAA institutions to have a concussion management plan on file that mandates removal of a student-athlete who exhibits signs, symptoms or behaviors consistent with a concussion from practice or competition. Following review of the directive, the committee directed staff to redistribute the educational memorandum that was sent by the health and safety staff at the national office. In addition, the committee directed staff to add information regarding the signs and symptoms of a concussion to the compliance forms that are reviewed by coaches, administrators and student-athletes each academic year.
7. **Review of Minutes Issued by the NCAA Interpretations Subcommittee of the Division II Legislation Committee.** The committee approved the April 19 minutes of the Interpretations Subcommittee.
8. **Discussion Regarding the Legislation Committee Policies and Procedures.** The committee discussed whether to add a provision to the policies to establish a deadline for appeals of interpretive issues in situations involving eligibility issues or infractions issues. The committee directed staff to explore a legislative amendment to Constitution 5.4.1.2.1.2 (review of legislation committee decision) to align the legislation and policies and procedures. The final appeal opportunity for an institution is to Management Council, and currently, that appeal will be reviewed at the Management Council meeting immediately following the decision of the Legislation Committee. In some instances there could be months between the Legislation Committee's decision and the next Management Council meeting. Often times, in matters of eligibility and infractions, the delay is challenging to the institution. By creating policies with prescribed deadlines,

institutions will be provided an expedited appeal process. The committee approved the following language to be added to Legislation Committee Policies and Procedures:

"In situations involving eligibility issues or infractions issues, an institution shall have 14 calendar days after notification of a staff decision to provide notice that it intends to appeal the decision and, once notice is provided, 14 calendar days to submit its appeal materials. The Legislation Committee (or its designee) shall convene within 14 calendar days of receipt of the institution's appeal materials to decide the appeal."

9. **Division II Editorial Revisions.** The committee reviewed the following editorial revisions:
 - a. **Financial Aid – General Principles – Institutional Financial Aid Permitted – Other Financial Assistance.** The committee reviewed an editorial revision to amend multiple sections of Bylaw 15 (financial aid) to clarify the permissible forms of financial aid a student-athlete may receive, including benefits in Bylaw 16 (awards and benefits).
 - b. **Recruiting – Transportation – Coach Transporting Prospective Student-Athlete and Prospective Student-Athlete's Relatives To/From Site of Competition to Campus.** The committee reviewed an editorial revision to amend Bylaws 13.5.2.1 (coach transporting prospective student-athlete and prospective student-athlete's parent(s) or legal guardian(s) to/from site of competition to campus), 13.5.2.6.1 (coach transporting prospective student-athlete and prospective student-athlete's parent(s) or guardian(s) from educational institution to campus) and 13.5.2.8.1 (coach transporting prospective student-athlete and prospective student-athlete's parent(s) or legal guardian(s) to and from an official visit) to bring consistency to the legislation since "relatives" of student-athletes or prospective student-athletes may include spouses, children, parents, legal guardians, siblings and others. This change is necessary to maintain consistency throughout the legislation with regard to family members.
 - c. **Playing and Practice Seasons – Field Hockey and Soccer – Preseason Practice – Championship Segment.** The committee reviewed an editorial revision to correct the omission of the word "permissible" in the drafting of Proposal No. 2010-5. The change is necessary for the application of Bylaws 17.8.2.1 (field hockey – first date of practice – championship segment) and 17.19.2.1 (soccer – first date of practice-championship segment) for institutions that sponsor field hockey and soccer.

- d. **Ethical Conduct – Sports Wagering Activities – Sanctions.** The committee reviewed an editorial revision to amend Bylaw 10.3 to bring Division II legislation in line with Divisions I and III since this is a common provision.
- e. **Eligibility and Awards, Benefits and Expenses – Religious Organization.** The committee reviewed an editorial revision to amend Bylaws 14.02.2 (church mission, official), 14.2.1 (collegiate enrollment concurrent with service assignment), 14.5.5.3.5 (military service, church mission exception) and 16.10.1.2 (FCA/AIA encampments) to remove religious references that may be considered discriminatory and a redundant provision regarding service or religious organization encampments.
- f. **Institutional Control – Self-Study and Evaluation – Self-Study Report.** The committee reviewed an editorial revision to amend Constitution 6.3.1 (self-study report) to modify the list of subjects covered in the self-study guide for consistency with it being separated into two separate and distinct sections; section one covers compliance-related matters and section two covers strategic-initiative related matters.
- g. **Legislative Authority and Process – Administrative Bylaws – Infractions Appeals Committee Policies and Procedures.** The committee reviewed an editorial revision to amend Constitution 5.2.3.3 (enforcement policies and procedures) to clarify that the Infractions Appeals Committee is authorized to adopt or revise enforcement policies and procedures set forth in Bylaws 32.10 and 32.11 pursuant to the administrative bylaws legislative procedure. Such authority is also found in Bylaw 19.2.1.3.
- h. **Playing and Practice Seasons – Definitions and Applications – Practice Opportunities – Women's Rugby and Men's Water Polo.** The committee reviewed an editorial revision to amend Bylaw 18.02.12 (practice opportunities) to clarify that the practice opportunities legislation is applicable to only women's rugby and men's water polo in Division II.
- i. **Eligibility – Definitions and Applications – Academic Year of Residence.** The committee reviewed an editorial revision to amend multiple sections of Bylaw 14 (eligibility) to clarify that the definition of an academic year in residence applies to the references to the phrase throughout Bylaw 14, rather than just Bylaw 14.5. In addition, the revision eliminates redundant provisions.
- j. **Eligibility – Criteria for Determining Season of Eligibility – Participation in Organized Competition Prior to Initial Collegiate Enrollment – Transfer Student Exception to the Academic Year in Residence.** The committee

reviewed an editorial revision to amend Bylaw 14.2.4.2.1.3.1 (exception) specify that the exception to the academic year in residence for two-year and four-year college transfers who are subject to the organized competition prior to initial collegiate enrollment legislation does not apply to the use of season(s) of intercollegiate competition.

- 10. Review of NCAA Divisions I and III Editorial Revisions.** The committee reviewed editorial revisions issued in Divisions I and III in 2010, and directed NCAA staff to draft the following editorial revisions for Division II:

- **Division I Proposal No. ER-2010-6 (awards, benefits and expenses – enrolled student-athletes – permissible gift cards).** The committee directed staff to draft an editorial revision to amend Bylaws 16.1.1.2 (awards received by a student-athlete while enrolled as a full-time student), 16.1.1.3 (student-athlete not regularly enrolled) and 16.1.1.4 (after completion of athletics eligibility) to clarify that enrolled student-athletes may not receive gift cards that are redeemable for cash. The legislation is intended to preclude the use of gift certificates or other instruments, such as gift cards, as a means to transfer cash to student-athletes.

- 11. Issuance of an Official Interpretation, Redrafted Based on Newly Adopted Legislation.** The committee reviewed the redraft of a November 7, 2008, official interpretation regarding the organized-competition legislation and a prospective student-athlete who enrolls in the *College d'Enseignement General et Professionnel (CEGEP)* program. The official interpretation was redrafted based on the adoption of the Proposal No. 2010-11, which eliminated participation in training as part of the organized-competition legislation. The committee agreed to issue an official interpretation to clarify the relationship between organized competition and enrollment in a CEGEP program, as follows:

Organized Competition Prior to Initial Collegiate Enrollment – Expected Date of Graduation – CEGEP. (II) The NCAA Division II Legislation Committee determined that for purposes of identifying the expected date of high school graduation pursuant to the organized competition prior to initial collegiate enrollment legislation, the *College d'Enseignement General et Professionnel (CEGEP)* is a two-year program that a prospective student-athlete from Quebec, Canada, may complete after earning a *Diplome d'Etudes Secondaires (DES)*. Enrollment in the CEGEP will not constitute a delay of enrollment, provided the student-athlete enrolls in the CEGEP immediately after earning a DES and he or she earns a *Diplome d'Etudes Collegiales (DEC)* at the conclusion of the consecutive two-year program. [Reference: NCAA Bylaw 14.2.4.2 (participation in organized competition prior to initial collegiate enrollment)]

- 12. Review of Staff Interpretation Regarding Exception to Progress-Toward-Degree Requirements for Student-Athletes Seeking a Second Baccalaureate or Equivalent Degree.** The committee approved the elevation of a staff interpretation regarding an exception to the progress-toward-degree requirements for a student-athlete who is seeking a second baccalaureate or equivalent degree. The official interpretation shall read as follows:

Progress-Toward Degree Exception for an Individual Seeking a Second Baccalaureate or Equivalent Degree. (II) The NCAA Division II Legislation Committee determined that a student-athlete who graduates and returns for a second baccalaureate degree or who is taking course work that would lead to the equivalent of another major or degree is not subject to NCAA progress-toward-degree requirements. [References: 14.1.9 (graduate student/postbaccalaureate/second baccalaureate participation) and 14.4.3.4 (exceptions to progress-toward-degree rule)]

- 13. Review and Approval of 2010-11 NCAA Division II Compliance Forms.** The committee reviewed the 2010-11 Division II Compliance Forms. The committee directed the staff to make a number of editorial changes and approved the compliance forms as amended.
- 14. Update Regarding the Eligibility Center and the Amateurism Certification Process.** The Eligibility Center staff provided an update regarding amateurism certification trends in Division II. The Eligibility Center is processing cases using the newly adopted organized-competition legislation. The staff has processed 43 cases resulting in the use of season(s) of competition due to participation in organized competition following the one-year grace period. The Eligibility Center staff noted that the new definition of organized-competition legislation has simplified the review of cases and institutions are using the exception to the academic year in residence requirement for transfer student-athletes.
- 15. Update Regarding the Hardship Waiver Calculation Criteria.** The committee received an update regarding a request to consider amending the hardship-waiver legislation to increase the maximum permissible number of contests or dates of competition in which a student-athlete may participate in a season and remain eligible for a hardship waiver to 30 percent of the institution's completed contests or dates of competition or 30 percent of the maximum permissible number of contests or dates of competition set forth in Bylaw 17 in the sport. A conference believes that the reductions to the maximum number of contests or dates of competition in 10 sports that were adopted at the 2010 Convention as part of Phase I of the Life in the Balance initiative will

have an impact on a student-athlete's ability to qualify for a hardship waiver. The Committee on Student-Athlete Reinstatement also reviewed the request, and both committees are comfortable with the legislation as written. Both committees believe that if the membership wants to amend the rule a legislative change can be sponsored through the membership-sponsored proposal process.

- 16. Discussion Regarding the Timing of the Release of the NCAA Division II Coaches Certification Test.** The committee discussed the timing of the release of the NCAA Division II Coaches Certification Test. Currently, the practice test, official exam and supplemental materials are made available to the Division II membership in electronic format during the last week of March or first week of April, annually. Providing the test materials prior to the end of the spring academic term allows coaches who do not pass the exam to have ample time to retake the exam multiple times prior to their previous certification expiring. Additionally, the current release date provides enough time for Division II coaches to take and pass the exam during the spring academic term without incurring the possible extra financial expense and time commitment of returning to their institution's campus during the summer term to earn their recruiting certification. The release tends to cause confusion because the release of the test does not align with the release of the Division II Manual, which includes legislative changes adopted at the previous NCAA Convention. The committee believes that the current timing of the release is appropriate for the division and the supplemental materials are sufficient for educating the coaches regarding newly adopted legislation.
- 17. Review of NCAA Division II Enforcement Statistics.** The committee reviewed the enforcement statistics processed and reviewed during the 2009 calendar year regarding secondary violations reported by member institutions. The statistics featured a breakdown of violations by conference, sport and bylaw. The committee affirmed its position that secondary violations are an important part of institutional control, and commended the institutions that are actively monitoring compliance with the legislation.
- 18. The Legislation Committee Staffing Issues.** The committee discussed issues related to staffing of the committee:

 - **Election of a New Chair.** The current committee chair's term of service will end in August. The committee elected Diana Kling, assistant commissioner, Peach Belt Conference as chair of the Legislation Committee.

- 19. Proposed Meeting Dates for 2011.** The committee reviewed possible meeting dates for the March and June 2011 in-person meetings. The committee selected March 8-9, 2011, and June 21-22, 2011.

Committee Chair: Ann Martin, Regis University

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

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

Division II Management Council July 19-20, 2010 Indianapolis, IN	Division II Presidents Council August 12, 2010 Via Teleconference
ATTENDEES	ATTENDEES
Bob Boerigter, Northwest Missouri State University Kathleen Brasfield, Angelo State University (<i>chair</i>) Clint Bryant, Augusta State University Brenda Cates, Mount Olive College Rick Cole Jr., Dowling College Bob Fortosis, Eckerd College Barbara Hannum, Hawaii Pacific University Leonza Loftin, Fayetteville State University Ann Martin, Regis University Wendy Taylor May, University of California, San Diego Sandy Michael, Holy Family University Jim Naumovich, Great Lakes Valley Conference Frances Nee, Indiana University of Pennsylvania Erin O'Connell, Seattle Pacific University Lloyd Raymond, Northern Sun Intercollegiate Conference (<i>vice chair</i>) David Riggins, Mars Hill College Julie Ruppert, Northeast-10 Conference Suzanne Sanregret, Michigan Tech University Tim Selgo, Grand Valley State University Bren Stevens, University of Charleston Glenn D. Stokes, Columbus State University Kathy Turner, Oklahoma Panhandle State University Willie Washington, Benedict College	Drew Bogner, Molloy College (<i>chair</i>) Mickey Burnim, Bowie State University Philip Gerbino, University of the Sciences in Philadelphia Stephen Jordan, Metropolitan State College of Denver Dorothy Leland, Georgia College and State University Ernest McNealey, Stillman College 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 Albert Walker, Bluefield State University
ABSENTEES	ABSENTEES
	Carolyn Mahoney, Lincoln University (Missouri) Hamid Shirvani, California State University, Stanislaus

OTHER PARTICIPANTS	OTHER PARTICIPANTS
Alvida Alford, NCAA	Kathleen Brasfield, NCAA
Nathan Arkins, NCAA	Joni Comstock NCAA
Shonna Brown, NCAA	Jennifer Fraser, NCAA
Elsa Cole, NCAA	Kayla McCulley, NCAA
Jennifer Fraser, NCAA	Stacey Osburn, NCAA
Tamara Gingerich, NCAA	David Pickle, NCAA
David Klossner, NCAA	Mike Racy, NCAA
Maerang Koo, NCAA	Ruth Reinhardt, NCAA, <i>recording secretary</i>
Younyoung Lee, NCAA	Stephanie Smith, NCAA
Keith Martin, NCAA	Terri Steeb, NCAA
Kayla McCulley, NCAA	Gregg Summers, NCAA
Stacey Osburn, NCAA	
Roberta Page, NCAA	
David Pickle, NCAA	
Mike L. Racy, NCAA	
Ruth Reinhardt, NCAA, <i>recording secretary</i>	
Amy Reis, NCAA	
Leslie Schuemann, NCAA	
Scott Seymour, NCAA	
Amber Sims, NCAA	
Stephanie Smith, NCAA	
Terri Steeb, NCAA	
Gregg Summers, NCAA	
Wendy Walters, NCAA	
Mary Wilfert, NCAA	

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

1. WELCOME AND ANNOUNCEMENTS.

Management Council. The meeting was called to order at 8:05 a.m. by the chair, Kathleen Brasfield. The chair welcomed members and others in attendance and gave a brief overview of business on the agenda for the meeting.

Presidents Council. The teleconference was called to order at 10:03 a.m. by the chair, Drew Bogner. Dr. Bogner conducted a roll call of the members participating on the call, both in person and offsite. Members were present, as noted above.

2. REVIEW OF PREVIOUS MINUTES.

a. Management Council meeting—April 12-13 and Presidents Council meeting April 29, 2010.

Management Council. The Management Council approved the meeting summary from the April 12-13 Management Council meeting, as presented.

Presidents Council. No action was necessary, as the Presidents Council had approved the summary at its June 18 meeting.

b. Presidents Council meeting—June 18, 2010.

Management Council. The Management Council reviewed the summary from the Presidents Council meeting in June, noting that the Council had approved legislation for the 2011 Convention regarding Bylaw 14.3.1.2.2 (Eligibility—Freshman Academic Requirements-Eligibility for Financial Aid, Practice and Competition—Core-Curriculum Requirements—Nontraditional Courses) to specify that for purposes of using a nontraditional course to satisfy NCAA core-course requirements, the course must be one in which the instructor and the student have ongoing access to one another and regular interaction with one another for purposes of teaching, evaluating and providing assistance to the student throughout the duration of the course; the student's work (for example, exams, papers, assignments) is available for review and validation; and a defined time period for completion of the course is included. No formal action was taken by the Council.

Presidents Council. The Presidents Council approved the meeting summary from the June 18 Presidents Council meeting, as presented.

c. Executive Committee meeting—April 29, 2010.

Management Council. The Management Council reviewed the Executive Committee minutes from its April 29 meeting, noting the financial information presented; the information from the Accreditation Agency Working Group; the concussion policy approved; and the vision statement/framework approved for the NCAA diversity and gender programs and initiatives. No formal action was taken.

Presidents Council. No action was necessary, as the Presidents Council had reviewed the minutes at its June 18 meeting.

d. Administrative Committee.

Management Council. The Management Council approved the actions taken by the Administrative Committee during its May 5 teleconference and via e-mail.

Presidents Council. No action was necessary, as the Presidents Council had approved the actions during its June 18 meeting.

3. 2010 DIVISION II STRATEGIC PLAN.

Management Council. The Management Council was updated on the status of the Division II strategic plan and the action steps by priority that had been created by different oversight groups. No formal action was taken.

Presidents Council. No action was necessary.

4. COMMITTEE RECOMMENDATIONS AFFECTING DIVISION II.

a. Association-Wide and Common Committees.

(1) Walter Byers Committee.

Management Council. The Management Council reviewed the report of the committee. No formal action was necessary.

Presidents Council. No formal action was necessary.

(2) Competitive Safeguards and Medical Aspects of Sports.

(a) Bylaw 14.1.4.1—Drug Testing Consent Form Content and Purpose.

Management Council. The Management Council agreed to sponsor noncontroversial legislation to amend Bylaw 14.1.4.1 by identifying the due date for student-athletes to complete and sign the Division II Drug Testing Consent Form. The amended due date is prior to practice or competition, or before the Monday of the fourth week of classes, whichever occurs first.

Presidents Council. No formal action was necessary.

(b) NCAA Drug Testing Plan.

Management Council. The Management Council reviewed information presented by the committee relative to drug testing concepts recommended to increase drug use deterrence and noted no concerns. The Executive Committee will take action on the changes at its August 12 meeting. Additionally, the Management Council noted the rise in positive marijuana tests by Division II student-athletes at national championships. The Council supported the continued testing at the basketball championships, in order to review the information over a two-year period. The Council will continue to partner with the CSMAS to promote and support educational efforts to deter drug use.

Presidents Council. No action was taken by the Council.

(c) Sickie Cell Trait Testing. (See Item No. 4-b-(2) (b) on Page No. 15).

(3) Postgraduate Scholarship Committee.

Management Council. The Management Council reviewed the report from the Postgraduate Scholarship Committee. No formal action was taken.

Presidents Council. No action was necessary.

(4) Committee on Sportsmanship and Ethical Conduct—Task Force to Address Student-Athlete Ethical Conduct.

Management Council. The Management Council reviewed an informational item from the committee concerning a recommendation to the Executive Committee to form a task force to address violence involving student-athletes on and off the field. Rather than forming a separate task force, the Executive Committee directed members of the Committee on Sportsmanship and Ethical Conduct to address this issue. No formal action was taken by the Council.

Presidents Council. No action was necessary.

(5) Committee on Women's Athletics.

(a) Bylaw 20.02.6 (Membership—Definitions and Applications—Emerging Sports for Women).

Management Council. The Management Council agreed to recommend that the Presidents Council sponsor legislation for the 2011 Convention to amend Bylaw 20.02.6 to remove squash from the list of emerging sports for women and to eliminate other specified legislation associated with the sport.

Presidents Council. The Presidents Council agreed to sponsor the legislation for the 2011 Convention. [Note, also, that the Council requested that the divisions explore a nonlegislative manner to remove sports from the emerging sports list when the sport is not meeting the requirements to remain on the list.]

(b) Constitution 3.2.4.4.2—Membership—Conditions and Obligations of Membership—Elimination Emerging Sports Timetable.

Management Council. The Management Council agreed to recommend that the Presidents Council sponsor legislation for the 2011 Convention to amend Constitution 3.2.4.4.2 to remove the “phase in” period for application of NCAA legislation and require that all legislation be applied at the time of the effective date that the sport appears on the emerging sports for women list.

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

(c) Gender Equity and Issues Forum Attendance.

Management Council. As requested by the Committee, the Management Council will ask the Division II Membership Committee to consider adding a requirement to the membership process to require that at least one institutional senior level administrative official attend the Gender Equity and Issues Forum during one year of the membership process.

Presidents Council. No action was necessary.

(d) Woman of the Year Award.

Management Council. The Management Council received an update on the Woman of the Year selections and noted that the 2010 NCAA Woman of the Year gala is scheduled for Sunday, October 17, just prior to the autumn series of Management Council meeting. All Council members are encouraged to book flights that will allow them to arrive in Indianapolis in time to attend this

awards ceremony. Further information will be sent to Council members prior to the date of the event. No formal action was taken by the Council.

Presidents Council. No action was necessary.

(e) Title IX Update.

Management Council. The Management Council received a brief update on Title IX and third-prong compliance efforts. No formal action was necessary.

Presidents Council. No formal action was necessary.

b. Division II Committees.

(1) Championships Committee.

(a) Bylaw 20.8.1—Eligibility for National Collegiate Championships.

Management Council. The Management Council agreed to recommend that the Presidents Council sponsor legislation for the 2011 Convention to amend Bylaw 20.8.1 to eliminate the requirement that, in those sports in which two-thirds or more of the institutions sponsoring the sports are members of the same division, an institution is required to meet that division's and its own division's institutional and individual eligibility requirements (or the more stringent rule if both divisions' rules address the same issue), effective August 1, 2011.

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

(b) Bylaw 31.3.3.5—Selection of Teams and Individuals for Championships Participation—Criteria for Selection of Participants—Removal of a Committee Member from Selection Process.

Management Council. The Management Council agreed to recommend that the Presidents Council approve an administrative regulation to amend Bylaw 31.3.3.5 to permit a national committee member whose team or individual student-athletes(s) are under consideration to remain and participate in deliberations on a teleconference, and a regional advisory committee member from

another conference would join the teleconference to ensure the information is being presented accurately. The national committee member would retain all voting privileges, effective immediately.

Presidents Council. The Presidents Council approved the administrative regulation.

(c) Bylaw 31.1.12.1.2—Restricted Advertising and Sponsorship Activities—Sponsorships.

Management Council. The Management Council agreed to recommend that the Presidents Council approve an administrative regulation to amend Bylaw 31.1.12.1.2 to permit NCAA championships activities and promotions to be sponsored by a professional sports organization for all sports, effective immediately.

Presidents Council. The Presidents Council approved the administrative regulation.

(d) Bylaw 17.24.6—Playing and Practice Seasons—Track and Field, Indoor/Outdoor—Number of Dates of Competition—Maximum Limitations-Institutional—Competition that Exceeds Two Days.

Management Council. The Management Council agreed to recommend that the Presidents Council sponsor legislation for the 2011 Convention to amend Bylaw 17.24.6 (number of dates of competition) to specify that (1) an institution that participates in a meet that exceeds two days in duration may count the first two days of the competition as a single date of competition, but must count any additional days as separate dates of competition; (2) an institution that participates in multiple competitions on the same date that it participates in a competition that exceeds two days may select either day (but not both days) as one institutional date of competition; and (3) if the institution participates in a separate event on the selected date, such participation will not result in an additional date of competition; however, participation in a separate event at a separate site on the date not selected will result in a second date of competition if the institution has the minimum number of student-athletes participating on that day, effective immediately.

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

(e) Bylaw 17.27.2—Playing and Practice Seasons—Wrestling—Preseason Practice.

Management Council. The Management Council agreed to recommend that the Presidents Council sponsor legislation for the 2011 Convention to amend Bylaw 17.27.2 to specify that the earliest annual start date for preseason practice be October 10, and any competition (open, unattached or representing an institution in intercollegiate competition) be November 1, effective August 1, 2011.

Presidents Council. The Presidents Council agreed to sponsor the legislation for the 2011 Convention. The Council asked that this be placed as a future agenda item so that sports medicine personnel would attend a meeting to discuss the health and safety impact of this proposal.

(f) Bylaw 17.27.5.3—Playing and Practice Seasons—Wrestling—Number of Dates of Competition—Annual Exemptions.

Management Council. The Management Council agreed to recommend that the Presidents Council sponsor legislation for the 2011 Convention to amend Bylaw 17.27.5.3 to specify that an annual exemption be provided for an institution or student-athlete to participate in the National Wrestling Coaches Association (NWCA) National Duals, effective August 1, 2011.

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

(g) Regionalization.

Management Council. The Management Council approved a recommendation to maintain the current regionalization model, but made slight changes in the regional boundaries for some regions (for example, Pennsylvania is no longer in the Midwest Region). The extension will leave the current model in effect from 2011-12 through the 2013-14 academic year. However, the Championships Committee, in consultation with the Management Council and Presidents Council, may amend the regionalization model due to changes in the membership (for example, the addition of new schools or conferences, realignment of current conferences).

With the model extended, institutions and conferences will be able to schedule according to the guiding principles of regionalization.

The NCAA Division II philosophy statement (as legislated in NCAA Division II Bylaw 20.10) indicates that a Division II member "believes in scheduling the majority of its athletics competition with other members of Division II, insofar as regional qualification, geographical location and traditional conference scheduling patterns permit."

Regionalization is a Division II championships policy that requires sport committees to select a predetermined number of teams in each of the regions of the sports involved. This policy is based on an assumption that, due to the regional nature of most Division II schools, sport committees should evaluate and select championships participants based on regional results, as opposed to a national evaluation in which head-to-head and common opponents' results are less prevalent.

The Division II regionalization philosophy provides access to national championships from every region of the country. Regionalization does not guarantee that the best eight programs in the country will compete for a national championship, but does guarantee that the different regions of the country will be represented at the championship by each region's best team.

In addition, regionalization encourages a member school to compete against opponents within its region, instead of seeking contests against opponents outside the geographical region. This scheduling incentive is aimed at helping schools manage their regular-season travel budgets and limit missed class time for Division II student-athletes.

The Championships Committee will host an education session at the 2011 Convention on championships related topics (for example, regionalization and selection criteria).

Presidents Council. The Presidents Council reviewed the information concerning regionalization. No formal action was taken.

(h) Selection Criteria--Rating Percentage Index (RPI).

Management Council. The Management Council approved the creation of a Rating Percentage Index (RPI) database for all

Division II championship sports, in consultation with sports committees, for ranking and selection procedures, effective August 2011.

Presidents Council. No action was necessary.

(i) Sports Committee Appointments.

Management Council. The Management Council approved the following sports committee appointments, effective September 2010, unless otherwise noted.

- (i.) Women's Soccer.** **Shane Drahota**, assistant director of athletics/compliance, Minnesota State University, Mankato, to replace Sarah Meier, sports information director/senior woman administrator at the Rocky Mountain Athletic Conference; and **Bridget Berube**, senior woman administrator at Northern Michigan University, be reappointed.
- (ii.) Men's and Women's Swimming and Diving.** A one-year extension for **Wendy Snodgrass**, associate director of athletics at Clarion University of Pennsylvania and **Todd Peters**, head coach at Minnesota State University Moorhead.
- (iii.) Baseball.** **Ed Manzanares**, athletics director, New Mexico Highlands University, to replace Jon McBride, athletics director, University of Nebraska at Kearney.
- (iv.) Men's Basketball.** **Tom Ryan**, head coach/associate athletics director, Eckerd College, to replace E.J. Brophy, athletics director, University of West Alabama.
- (v.) Swimming and Diving.** **Marie Scovron**, associate athletic director/senior woman administrator, Florida Southern College, to replace Lynn Griffin, senior associate director of athletics/senior woman administrator, University of Indianapolis.
- (vi.) Wrestling Committee.** **Mike Kirk**, sports information director/director of athletic media relations, University of Central Oklahoma, to replace Robin Ersland, head coach, University of Central Missouri.

(j) Regional Tournament Format and Site Selection.

Management Council. The Management Council reviewed information that the committee had agreed to allow regions the opportunity to recommend a different regional tournament format for the current eight-team bracket in men's and women's basketball and women's volleyball. In addition to recommending the regional format, each region will also be allowed to make regional championship site selections on a scheduled ranking teleconference prior to selections. Each region may identify which teleconference date (from a predetermined set of dates) it will use to determine the site for the regional tournament, and the site(s) will be notified as soon as possible thereafter. Even though sites will be determined prior to selections, this does NOT guarantee that an institution will get in the tournament. If the institution that is chosen on the ranking teleconference to host a regional does not get selected to the championship, the institution will forfeit its hosting opportunity. No formal action was taken.

Presidents Council. No action was necessary.

(k) Contingency Plan.

Management Council. The Management Council reviewed information that the committee had approved concerning the contingency plan for any regional championship site where all participating school teams (excluding the host school) must fly by charter or commercial means in order to reach the host site, as follows:

- This contingency plan shall include a two host site format in which the No. 1 seed and the No. 2 seed will host a four-team tournament. The winner of each host site will compete for the regional championship.
- The regional championship game will occur at the site of the highest remaining seed.
- The contingency plan (i.e., two-site format) shall be implemented by the governing sports committee if its determined that a cost savings (includes travel and administrative costs) of at least \$20,000 will occur and the plan does not result in an undue hardship, as determined by the governing sports committee, to the participating schools

(e.g., the No. 1 and No. 2 host sites must meet regional tournament host guidelines and specifications).

Presidents Council. No action was necessary.

(l) Selection Decisions.

Management Council. The Management noted that for the 2010 championship, sports committees will no longer be required to conduct a follow-up call with all respective regional advisory committee members in a given selection region before making a final decision during the selection call. The national committee must notify the respective regional advisory committee members of the changes prior to public release. Notification may be sent via email.

Presidents Council. No action was necessary.

(m) Football—Weekly Rankings.

Management Council. The Management Council was informed that, effective with the 2010 season, the Football Committee will reduce the number of weekly super regional rankings that are publicly released. The first ranking will be released on November 1, which is essentially a mid-season ranking. There will be two additional rankings released, one November 8 and one November 15. The latter ranking will be released on the day following selections.

Presidents Council. No action was necessary.

(n) Men's Soccer—Minimum Contests—At-Large Selection.

Management Council. The Management Council noted that effective with the 2010 season, the minimum number of contests needed to be eligible for at-large selection will be reduced from 16 to 15.

Presidents Council. No action was necessary.

(o) Men's Soccer—Seeding.

Management Council. The Management Council noted that effective with the 2010 season, the higher seed in both the Central and South Central region will host a first-round contest on the

Thursday following selections. The winners would then meet on the Sunday following selections at the highest remaining seed or on a geographic rotation if like seeds remain.

Presidents Council. No action was necessary.

(p) Baseball—Eight-Day Championship.

Management Council. The Management Council noted that baseball will return to the eight-day tournament schedule from the previously approved six-day tournament schedule, effective for the 2011 championship.

Presidents Council. No action was necessary.

(q) Baseball-Roster Size.

Management Council. The Management Council noted that any region with eight teams competing in the regional tournament will be permitted to have a roster size of 25 (travel party remains at 30) and all other regions will have a roster size of 24. After regional play is completed, all teams must adhere to the roster size of 24 through the completion of the national tournament.

Presidents Council. No action was necessary.

(r) NCAA Division II Men's and Women's Tennis—Championships.

Management Council. The Management Council noted that the preliminary round of the tennis championship will begin two Sundays prior to the start of the championship. This change provides the student-athlete the opportunity to return to classes following the conference championship and preliminary round before competing in the national championship. This change also provides the travel department the recommended time (seven days) to schedule travel for competing teams traveling to the national championship.

Presidents Council. No action was necessary.

(2) Legislation Committee.

(a) NCAA Constitution 3.2.4—NCAA Membership—Active Membership—Conditions and Obligations of Membership—Concussion Management Plan.

Management Council. The Management Council agreed to recommend that the Presidents Council sponsor legislation for the 2011 NCAA Convention to amend NCAA Constitution 3.2.4 to require that, as a condition and obligation of NCAA membership, an institution shall have a concussion management plan on file, as specified, effective immediately.

Presidents Council. The Presidents Council used its emergency authority (per Constitution 5.3.1.1.2) to adopt legislation that requires all active Division II member institutions, effective August 16, 2010, to have a concussion management plan on file for their student-athletes.

[Note that the Division I Board of Directors used its emergency authority during its August 12 meeting to require all Division I member institutions, effective immediately, to have a concussion management plan. Further, the Division III Management Council adopted noncontroversial legislation at its July meeting to require all Division III member institutions, effective immediately, to have a concussion management plan. Thus, all three divisions have adopted this legislation.]

(b) Bylaws 13.11.2.1 and 17.1.5—Recruiting and Playing and Practice Seasons—Tryouts and General Playing Season Regulations—Mandatory Medical Examination—Sickle Cell Solubility Test.

Management Council. The Management Council defeated and referred back to the committee for further review and discussion a recommendation to sponsor legislation for the 2011 Convention to amend Bylaws 13.11.2.1 (tryouts) and 17.1.5 (mandatory medical examinations) to specify that the required medical examination or evaluation that prospective student-athletes who are trying out for a team and student-athletes who are beginning their initial season of eligibility, must undergo prior to participation in a tryout or practice, competition or out-of-season conditioning activities shall include a sickle cell solubility test (SST), unless documented results of a prior test are provided to the institution.

While this legislation was modeled after that in Division I, concerns were noted by the Council about how the proposal, as written, might leave certain kinds of student-athletes untested and undiagnosed and whether requirements to test for sickle-cell trait and other dangerous conditions would be better administered locally. The Management Council members agreed that continued education of the Division II membership is needed in this area and will look for ways to provide greater education to the membership this fall.

Presidents Council. No action was necessary.

- (c) **Bylaw 14.2.4.1—Eligibility--Seasons of Competition: 10-Semester/15-Quarter Rule—Criteria for Determining Season of Eligibility—Minimum Amount of Competition—Alumni Game, Fundraising Activity or Celebrity Sports Activity.**

Management Council. The Management Council agreed to recommend that the Presidents Council sponsor legislation for the 2011 Convention to amend Bylaw 14.2.4.1 to specify that a student-athlete may engage in outside competition in either one alumni game, one fundraising activity or one celebrity sports activity during a season without counting such competition as a season of competition, provided the event is exempted from the institution's maximum number of contests or dates of competition as permitted in the particular sport per Bylaw 17, effective August 1, 2011.

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

- (d) **Bylaw 14.2.4.1—Eligibility—Seasons of Competition: 10-Semester/15-Quarter Rule—Criteria for Determining Season of Eligibility—Minimum Amount of Competition—Exception—Baseball, Softball and Men's and Women's Lacrosse.**

Management Council. The Management Council took no action on this recommendation to sponsor legislation for the 2011 Convention to amend Bylaw 14.2.4.1 (minimum amount of competition) to permit student-athletes in baseball, softball and men's and women's lacrosse to compete against outside competition in the nonchampionship segment without using a season of competition, provided the student-athlete is academically eligible at the beginning of the fall term of that academic year.

[Note that this proposal was sponsored by the membership for consideration at the 2011 Convention. The Management Council believed that it would be appropriate for the proposal to be brought before the Convention floor as a membership-sponsored proposal.]

Presidents Council. No action was necessary.

- (e) **Bylaw 14.2.4.2—Eligibility—Criteria for Determining Season of Eligibility—Participation in Organized Competition Prior to Initial Collegiate Enrollment—Exceptions to Participation in Organized Competition—Division II Men's Ice Hockey.**

Management Council. The Management Council took no action on this recommendation to sponsor legislation for the 2011 Convention to amend Bylaw 14.2.4.2 to specify that for a maximum of one year, participation in organized competition shall be excepted in men's ice hockey, provided the participation is part of competition sanctioned by the United States Hockey Association, or its international counterparts; further, to specify that participation in Major Junior A ice hockey competition will render an individual ineligible.

[Note that this proposal was sponsored by the membership for consideration at the 2011 Convention. The Management Council believed that it would be appropriate for the proposal to be brought before the Convention floor as a membership-sponsored proposal.]

Presidents Council. No action was necessary.

- (f) **Bylaws 17.2.7.1, 17.2.7.2, 17.20.7.1 and 17.20.7.2—Playing and Practice Seasons—Baseball and Softball—Maximum Limitations—Institutional and Student-Athlete—Nonchampionship Segment Dates of Competition—Two Dates of Competition.**

Management Council. The Management Council defeated a recommendation to sponsor legislation for the 2011 Convention to amend Bylaws 17.2.7.1 (baseball—maximum limitations-institutional), 17.2.7.2 (baseball—maximum limitations-student-athlete), 17.20.7.2 (softball—maximum limitations—institutional) and 17.20.7.2 (softball—maximum limitations—student-athlete) to establish a maximum of two dates of competition in which an institution and student-athlete may participate in the nonchampionship segment; further, to specify that not more than

two contests may be played on any one date of competition during the nonchampionship segment.

Presidents Council. No action was necessary.

- (g) **Bylaws 17.13.7.1 and 17.13.7.2—Playing and Practice Seasons—Men's Lacrosse—Maximum Limitations—Institutional and Student-Athlete—Nonchampionship Segment Dates of Competition—Five Dates of Competition.**

Management Council. The Management Council defeated a recommendation to sponsor legislation for the 2011 Convention to amend Bylaws 17.13.7.1 and 17.13.7.2 to establish a maximum of five dates of competition in which an institution and student-athlete may participate in the nonchampionship segment.

[Note that the Council charged the Legislation Committee with continuing to review the nonchampionship segment (e.g., cost of the nonchampionship segment, impact on student-athletes) to determine whether any amendments were necessary.]

Presidents Council. No action was necessary.

- (h) **Bylaw 10.1—Ethical Conduct—Unethical Conduct—Prescription Drugs.**

Management Council. The Management Council agreed to sponsor noncontroversial legislation to amend Bylaw 10.1 to specify that unethical conduct shall include the knowing involvement in providing a student-athlete a banned substance, impermissible supplement or medications contrary to medical licensure, commonly accepted standards of care in sports medicine practice, or state or federal law.

Presidents Council. No action was necessary.

- (i) **Bylaws 13.1.3.3.3, 13.1.6.3 and 13.4.5.1—Recruiting—Telephone Calls, Contacts and Electronic Transmissions—Exception—After Receipt of Financial Deposit.**

Management Council. The Management Council agreed to sponsor noncontroversial legislation to amend Bylaws 13.1.3.3.3, 13.1.6.3 and 13.4.5.1 to specify that an institution's receipt of a financial deposit from a prospective student-athlete shall be an

additional exception in the telephone calls, contacts and electronic transmissions legislation, as specified.

Presidents Council. No action was necessary.

- (j) **Bylaws 14.1.8.1.8.4 and 14.1.8.1.8.5—Eligibility—Requirement for Practice—Waivers of the 12-Hour Requirement for Practice or Competition—Practice—U.S. Olympic Committee/National Governing Body—Individual Sports or Rowing and Team Sports—Former Student-Athlete Participating in Organized Practice Sessions.**

Management Council. The Management Council agreed to sponsor noncontroversial legislation to amend Bylaw 14.1.8.1.8.4 and 14.1.8.1.8.5 to permit a former student-athlete who has graduated and has no eligibility remaining to participate in organized practice sessions at an institution other than the one he or she previously attended, provided the U.S. Olympic Committee or national governing body in the sport has recommended the individual's participation; further, to specify that a former student-athlete's participation in organized practice sessions shall be limited to the number of years that allows the individual to practice with the institution's team in preparation for two consecutive Olympic Games following exhaustion of eligibility or completion of degree, whichever is earlier.

Presidents Council. No action was necessary.

- (k) **Bylaw 16.11.1.4--Awards and Benefits--Benefits, Gifts and Services--Occasional Meals--Meal Provided by a Representative of Athletics Interests.**

Management Council. The Management Council agreed to sponsor noncontroversial legislation to amend Bylaw 16.11.1.4 to permit a representative of the institution's athletics interests to provide an occasional meal to a student-athlete or the entire team in a sport on campus or in a facility that is regularly used for home competition.

Presidents Council. No action was necessary.

(l) Bylaw 17.29.2—Playing and Practice Seasons—Foreign Tours—Sanctioned Outside-Team Tours—Women's Rowing.

Management Council. The Management Council agreed to sponsor noncontroversial legislation to amend Bylaw 17.29.2 to specify that in women's rowing the number of student-athletes from any one institution who may participate in international competition as a member of an outside team on a foreign tour shall not exceed four.

Presidents Council. No action was necessary.

(m) Bylaw 13.4.5—Recruiting—Recruiting Materials—Electronic Transmissions—Use of Service or Software to Convert Electronic Mail Into Text Message.

Management Council. The Management Council agreed to adopt a modification or wording to specify that an institutional staff member shall not use a service or software that converts electronic mail into a text message when received by a prospective student-athlete. This modification is consistent with the intent of the legislation (see 1/12/08 Division II Educational Column).

Presidents Council. No action was necessary.

(n) Incorporation of Interpretations into the Division II Manual.

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

- (i.) Satisfactory-Progress Exception for an Individual Seeking a Second Baccalaureate or Equivalent Degree (II). Satisfactory-progress exception for an individual seeking a second baccalaureate or equivalent degree. A student-athlete who graduates and returns for a second baccalaureate degree or who is taking course work that would lead to the equivalent of another major or degree is not subject to NCAA satisfactory-progress regulations. [References: 14.1.8.2 (postbaccalaureate), 14.5.5.4 (graduate student exception) and 14.1.6.2.2.1 (full-time enrollment – first semester/quarter)]
- (ii.) Conditions for Reduction or Cancellation of Athletically Related Financial Aid During the Period of the Award (II).

The committee confirmed that, in addition to the legislated conditions by which a student-athlete's financial aid may be reduced or cancelled during the period of the award, an institution may include other nonathletically related conditions (e.g., compliance with academic policies or standards, compliance with team rules or policies) in its financial aid agreements. The committee noted that regardless of the reason for reduction or cancellation, the student-athlete must be provided the opportunity for a hearing before the aid is reduced or cancelled. [References: Division II Bylaws 15.3.2.4 (hearing opportunity), 15.3.4.1 (reduction or cancellation permitted) and 15.3.4.3 (reduction or cancellation not permitted) and a staff interpretation (8/22/07, Item No. 1), which has been archived.]

Presidents Council. No action was necessary.

(o) Referrals to Other Division II Committees.

Management Council. The Management Council agreed to refer the following legislative concepts to the appropriate committees for review and possible action.

To the Division II Academic Requirements Committee.

Bylaw 14.5.1.2 (Disciplinary Suspension). To specify that a transfer student who meets the requirements of the two-year nonparticipation exception shall be immediately eligible on transfer to the certifying institution, even if the student was disqualified or suspended from the previous institution for disciplinary reasons. (See Division III Proposal No. 2010-2.)

To the Division II Committee on Student-Athlete Reinstatement.

Bylaw 14.2.3.6 (10-Semester/15-Quarter Extension Request). To eliminate the 30 consecutive calendar-day limitation for practice once an institution has filed a 10-semester/15-quarter extension waiver request. (See Division III Proposal no. NC-2010-6.)

Bylaw 13.1.1.2. (Four-Year College Prospective Student-Athletes). To specify that a violation of the permission to contact legislation in which an athletics staff member or a representative of the institution's athletics interests make contact with a student-athlete

or another NCAA or National Association of Intercollegiate Athletics (NAIA) four-year collegiate institution without first obtaining written permission shall be considered an institutional violation, but shall not affect the student-athlete's eligibility, provided permission to contact is subsequently granted by the first institution. (See Division III Proposal No. NC-2010-15.)

To the Division II Membership Committee.

Bylaw 20.2.5.1.2.1 (One-Year Probationary Period). To reduce the penalty timetable for failure to meet minimum sports-sponsorship requirements from a 10-year period to a five-year period. (See Division III Proposal No. NC-2010-14.)

Presidents Council. No action was necessary.

(p) Tool to Measure the Impact of the Life in the Balance Initiative.

Management Council. The Management Council reviewed information concerning the three options to measure the impact of the Life in the Balance initiative. Of the three options reviewed, the committee had endorsed using the GOALS/Scores data in 2014, believing that it will provide a direct comparison to the data that was used during Phase I. In addition, staff was directed to develop a Web-based survey for athletics administrators, coaches, athletic trainers, sports information directors and other support staff to determine the impact the initiative. No formal action was taken by the Council.

Presidents Council. No action was necessary.

(3) Joint Championships Committee/Legislation Committee.

(a) Bylaw 17—Playing and Practice Seasons—Division II Championships Spring Sports—First Date of Practice and Competition in the Nonchampionship Segment—September 7 or the Fourth Day of Classes.

Management Council. The Management Council agreed to recommend that the Presidents Council sponsor legislation for the 2011 Convention to amend Bylaw 17.1.6.2 (weekly hour limitations—outside of playing season); Bylaw 17.2.5 (first date of practice and competition—nonchampionship segment); Bylaw 17.24.2 (preseason practice) and Bylaw 17.24.3 (first date of

competition) in baseball, golf, lacrosse, rowing, softball, tennis and track and field, to specify that the start date for practice and competition in the nonchampionship segment is September 7 or the fourth day of classes, whichever is earlier, effective August 1, 2011.

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

(b) Bylaw 17—Playing and Practice Seasons—Weekly Hour Limitations—Outside the Playing Season—Full Team Activities and Skill Instruction—Sports Other than Football.

Management Council. The Management Council agreed to recommend that the Presidents Council sponsor legislation for the 2011 Convention to amend Bylaw 17.1.6.2 in winter and spring championships sports to permit a student-athlete's participation in a maximum of two hours of full team activities per week from the beginning of the institution's academic year in the fall term through the day before the first permissible practice date and in fall championships sports, to permit a student-athlete's participation in a maximum of two hours of full team activities per week from the first day of classes in the winter or spring term through February 15; further, in all sports other than football, to specify that outside of the playing season after the Division II championship to one week before the beginning of the institution's final examination period, a student-athlete may participate in no more than two hours per week of skill instruction as part of the permissible eight hours of required countable athletically related activities that may occur during the academic year outside of the playing season, effective August 1, 2011.

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

(c) Bylaw 17—Playing and Practice Seasons—Start Date for Conditioning Activities and Preseason Practice—Winter Sports.

Management Council. The Management Council agreed to recommend that the Presidents Council sponsor legislation for the 2011 Convention to amend Bylaw 17.1.6.2 (weekly hour limitations—outside of playing season), Bylaw 17.3.2.1.1 (permissible conditioning activities) and Bylaw 17.22.2 (preseason practice) to specify that in basketball, swimming and diving and

indoor track and field: (1) Conditioning or physical-fitness activities supervised by coaching staff members shall not begin before September 7 or the fourth day of classes, whichever is earlier; and (2) In swimming and diving and indoor track and field, that an institution shall not commence preseason practice sessions before September 7 or the fourth day of classes, whichever is earlier; effective August 1, 2011.

[Note that the Council directed the Legislation Committee to review possible options of amending the playing and practice season for winter sports after the NCAA championship to determine whether any amendments would assist with student-athlete time demands.]

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

(d) Bylaw 17—Playing and Practice Seasons—Definitions and Applications—Countable and Noncountable Athletically Related Activities.

Management Council. The Management Council endorsed the insertion of a figure in the 2011-12 Division II Manual that outlines countable and noncountable athletically related activities that must be included in the daily and weekly hour limitations.

Presidents Council. No action was necessary.

(4) Membership Committee.

(a) Constitution 3.4 and 3.5—Affiliated and Corresponding Membership—Clarification of Affiliated Membership Category and Elimination of Corresponding Membership Category.

Management Council. The Management Council agreed to recommend that the Presidents Council sponsor legislation for the 2011 Convention to clarify Constitution 3.4, as specified, and to eliminate Constitution 3.5, effective August 1, 2011.

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

(b) Bylaw 20.3.2.1—Membership—Division II Membership Process—Application and Sponsorship—Deadline for Application.

Management Council. The Management Council agreed to sponsor noncontroversial legislation to amend Bylaw 20.3.2.1 to modify the Division II membership application deadline for an institution from December 1 to June 1, effective immediately for any institution that submits an application for acceptance into the membership process to begin year one of the candidacy period September 1, 2011, or thereafter.

Presidents Council. No action was necessary.

(c) Division II Membership Status.

Management Council. The Management Council noted the following actions taken by the Membership Committee, with regard to membership status. No action was necessary by the Council.

(i.) The following institutions were moved to active member status, effective September 1, 2010:

- King College (Tennessee);
- Lincoln University (Pennsylvania);
- University of Illinois-Springfield (Illinois); and
- Urbana University (Ohio).

(ii.) The following institution was retained in the provisional period in the membership process, effective September 1, 2010:

- University of Arkansas – Ft. Smith (Arkansas).

(iii.) The following institutions were moved to year one of the provisional period in the membership process, effective September 1, 2010:

- California State University, East Bay (California);
- Dominican University of California (California);

- Maryville University of Saint Louis (Missouri); and
 - Ohio Dominican University (Ohio).
- (iv.) The following institutions were moved to year two of the candidacy period of the membership process, effective September 1, 2010:
- Academy of Arts University (California);
 - Cedarville University (Ohio);
 - Minot State University (North Dakota);
 - Notre Dame College (Ohio);
 - Simon Fraser University (Burnaby, British Columbia);
 - University of Sioux Falls (South Dakota); and
 - William Jewell College (Missouri).
- (v.) The following institution will repeat year one of the candidacy period of the membership process, effective September 1, 2010:
- Lambuth University (Tennessee).

[Note that during the repeat year, the institution shall be required to participate in an on-campus assessment conducted by the Membership Committee, an outside group and staff to review its readiness to become an active member. Further, the institution shall count for other Division II schools as the following in the selection criteria:

- Minimum number of Division II contests for selections
- Overall won/lost record
- Strength of schedule
- In-region strength of schedule
- Division II won/lost
- In-region won/lost.]

(vi.) The following institutions were approved to enter year one of the candidacy period, effective September 1, 2010:

- Black Hills State University (South Dakota);
- California Baptist University (California);
- Lindenwood University (Missouri);
- Malone University (Ohio);
- McKendree University (Illinois);
- South Dakota School of Mines and Technology (South Dakota);
- Ursuline College (Ohio); and
- Walsh University (Ohio).

(vii.) The following institutions were not approved to enter into the candidacy period.

- California State University –San Marcos (California);
- Trevecca Nazarene University (Tennessee);
- West Virginia University Institute of Technology (West Virginia); and
- Young Harris College (Georgia).

President Council. No action was necessary.

**(d) West Chester University's Women's Field Hockey Program—
Reclassification from Division I to Division II.**

Management Council. The Management Council noted that the committee had approved a request for West Chester's women's field hockey program to be reclassified from Division I to Division II, which would make the institution's women's field hockey an active Division II sport during the 2012-13 academic year. Since the institution wishes to have women's field hockey as an active Division II sport in 2011-12, the institution will need to provide a

complete schedule for the 2011-12 academic year and apply for an additional waiver. No formal action was taken by the Council.

Presidents Council. No action was necessary.

(e) Le Moyne College's Women's Lacrosse Program—Reclassification from Division I to Division II.

Management Council. The Management Council noted that the committee had approved a request for Le Moyne's women's lacrosse program to be reclassified from Division I to Division II, which would make the institution's women's lacrosse an active Division II sport during the 2012-13 academic year. Since the institution requested a waiver of the two-year reclassification process and provided supporting documentation, the waiver was granted by the committee. The institution's women's lacrosse program will compete as a Division II institution during the 2010-11 academic year. No formal action was taken by the Council.

Presidents Council. No action was necessary.

(f) Institutional Self-Study Guide (ISSG) Reorganization.

Management Council. The Management Council noted that the final version of the ISSG splits the document into two distinct sections, with one section regarding Compliance and the other section regarding Strategic Initiatives. The Compliance section includes questions that are linked to legislative requirements in the Division II Manual. The Strategic Initiatives section contains questions from the ISSG, which focuses on best practices that an institution should be using in its intercollegiate athletics program. This document was reviewed and approved by the Presidents Council and will be incorporated into the online program for use by institutions with an ISSG due date of June 1, 2011, and thereafter. The Chancellors and Presidents Athletics Oversight Summary, which was created to enhance and support presidential commitment, oversight and involvement in the intercollegiate athletics program will be used as a supplemental piece of information, along with the ISSG. No formal action was taken.

Presidents Council. No action was necessary.

(g) Accreditation.

Management Council. The Management Council received an update on the status of St. Andrews Presbyterian College's accreditation. It was noted that the institution reached an agreement with the Southern Association of Colleges and Schools (SACS) to remain accredited through May 31, 2011. The institution reported that the U.S. Department of Education has pledged to assist the institution in obtaining a more permanent and long-term solution to accreditation through SACS or another regional accrediting agency.

Further, the Council noted the April Executive Committee report that requested that each of the divisional presidential bodies determine whether a constitutional amendment was necessary to permit both regional and national accreditation. No consensus was reached by the Membership Committee or the Management Council to amend Constitution 3 to permit an institution to receive accreditation from a national accrediting body, rather than one of the six regional accrediting agencies, to meet the Association's requirement of acceptable academic standards. Both the Management Council and the Membership Committee noted that the decision will, ultimately, be that of the Presidents Council.

Presidents Council. The Presidents Council took no further action on the accreditation issue.

(5) Nominating Committee—Postgraduate Scholarship Committee Vacancy.

Management Council. The Management Council agreed to recommend that the Presidents Council approve the appointment of Nicole R. Commissiong as the former postgraduate scholarship recipient member of the committee, effective September 2010.

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

(6) Planning and Finance Committee.

(a) Enhancement Fund Revisions.

Management Council. The Management Council noted that the committee, at its April 2010 meeting, had voted to tentatively approve the enhancement fund allocation of 75 percent to

conferences based on sport sponsorship and 25 percent to active Division II institutions as an equal distribution, thereby eliminating the basketball tournament performance allocation of the distribution. Also noted was the fact that the committee will officially make a decision at its August 11, 2011, meeting to implement a transition fund to offset any losses to the conferences in the first year, as well as discuss long term funding and a timeline for the change. No formal action was taken by the Council.

Presidents Council. The Presidents Council endorsed the decision of the Division II Planning and Finance Committee, which voted to approve a change in the enhancement fund allocation, effective May 2012. The new allocation will provide 75 percent to conference offices based on sports sponsorship and 25 percent via an equal distribution to Division II active member institutions. The new distribution model eliminates the performance in the men's and women's basketball championship as a part of the distribution and precludes independent institutions from receiving a distribution related to sports sponsorship (independent member institutions will only receive the equal distribution). The Planning and Finance Committee will implement a transition fund to offset any losses to the conferences in the first year. The Division II Planning and Finance Committee agreed that the Division II strategic positioning platform must influence all future program and budget decisions for the division. The committee believed a distribution formula based in part on success in only two national championships (men's and women's basketball) was inconsistent with the division's comprehensive platform.

(b) August 11 Meeting Report.

Presidents Council. The Presidents Council received a verbal report from the chair of the Planning and Finance Committee. Among other items, the Council was notified that the Planning and Finance Committee had agreed to enforce a \$5,000 penalty per week to all conferences that do not submit their conference grant forms by the annual deadline of June 30. Also agreed upon by the Committee was a one-time payment to conferences (in 2010-2011 only) of the amount that was left in the line item for the Arbiter Officiating Fund. The \$225,000 will be distributed to each conference, based on the number of sports sponsored and the number of referees in each sport.

(c) Budget-to-Actual Report.

Management Council. The Management Council reviewed the budget-to actual results as of May 31. No formal action was taken.

Presidents Council. The Presidents Council reviewed the budget-to-actual results as of May 31. No formal action was taken.

(7) Student-Athlete Reinstatement Committee.

(a) Bylaw 30.6.1—Waiver Criteria.

Management Council. The Management Council agreed to sponsor noncontroversial legislation to amend Bylaw 30.6.1 to specify that if the waiver is granted, it must be used during the student-athlete's next available opportunity to enroll [e.g., next semester(s) or quarter(s)].

Presidents Council. No action was necessary.

(b) Application of Withholding Conditions for Team and Individual Sports.

Management Council. The Management Council noted information from the committee regarding the history and current application of withholding conditions for team and individual sports. The current guideline, as amended, says that those contests or dates of competition used for fulfilling a reinstatement condition must be those used for team selection to the NCAA championships or those dates used to qualify for the NCAA championship, whichever is applicable to that sport. The Management Council noted that this item will be on the committee's agenda in December for further discussion. No formal action was taken.

Presidents Council. No action was necessary.

6. NCAA Convention and Legislation.

a. Presidents Council-Sponsored Legislation for the 2011 NCAA Convention.

Management Council. The Management Council approved the legislative drafts of the proposals for the 2011 Convention, with the following changes, as noted:

- Proposal No. 2011-1—Amended the title of Bylaw 14.5.4.2 (eligibility for competition, practice and athletics aid—all other qualifiers, partial qualifiers and nonqualifiers). The requirement for transferable English and math credit does not apply to individuals who were certified as qualifiers by the NCAA Eligibility Center.
- Proposal No. 2011-4—Approved an immediate effective date to provide institutions the ability to employ prospective student-athletes at camps or clinics during the summer immediately following Convention, if the proposal is adopted. Also included a requirement that the prospective student-athlete shall have completed all competition in their sport for the academic year before employment commences.
- Proposal 2011-5—Adopted the legislation as noncontroversial, rather than as Presidents Council-sponsored legislation for the 2011 Convention.
- Proposal 2011-8—Adopted the legislation as noncontroversial, rather than as Presidents Council-sponsored legislation for the 2011 Convention.

Presidents Council. The Presidents Council approved the legislation for the 2011 NCAA Convention, as recommended by the Management Council.

b. Proposed Legislation for the 2011 NCAA Convention submitted by the Division II Membership.

Management Council. The Management Council recommended that the Presidents Council refer the following membership-sponsored proposals for the 2011 NCAA Convention to the committees noted below for review and position.

- (1) ID Number 1415 (Eligibility—Season of Competition: 10-Semester/15-Quarter Rule—Criteria for Determining Season of Eligibility—Exception—Baseball, Softball and Men's and Women's Lacrosse—Participation During Nonchampionships Segment) to the Division II Legislation Committee.
- (2) ID Number 1418 (Eligibility—Criteria for Determining Season of Eligibility—Participation in Organized Competition Prior to Initial Collegiate Enrollment—Exception to Participation in Organized Competition—Men's Ice Hockey) to the Division II Legislation Committee.
- (3) ID Number 1416 (Playing and Practice Seasons—Definitions and Applications—Voluntary Athletically Related Activities—Summer Conditioning with Strength and Conditioning Coach Beginning July 1) to

the Division II Legislation Committee and the NCAA Competitive Safeguards and Medical Aspects of Sports Committee.

- (4) ID Number 1414 (Playing and Practice Seasons—Winter Break—Seven Consecutive Days Within an 11-Day Window) to the Division II Legislation Committee.
- (5) ID Number 1419 (Recruiting Calendars—Men’s and Women’s Basketball, Football and All Other Sports Which Use the National Letter of Intent Program—Dead Period Surrounding National Letter of Intent Signing Date for Prospective Student-Athletes Who Are Eligible to Sign and Quiet Period for All Other Prospective Student-Athletes) to the Division II Legislation Committee.

Presidents Council. The Presidents Council referred the proposals to the appropriate divisional or Association-wide committee, as recommended by the Management Council.

[Note that each committee must complete its review and comment by October 7, and the committee positions will be shared with the Management and Presidents Councils during their October meetings. At that time, the Management Council and the Presidents Council will be asked to take an official position of support, opposition, or no position.]

c. Noncontroversial legislation per Constitution 5.3.1.1.1.

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

Presidents Council. No action was necessary.

d. Incorporations.

Management Council. The Management Council approved the legislative form of the incorporation recommended for inclusion in the NCAA Division II Manual, previously approved in concept by the Council.

Presidents Council. No action was necessary.

e. Modifications of Wording to Conform to the Intent.

Management Council. The Management Council reviewed the modification of wording, already approved in legislative form. No action was taken.

Presidents Council. No action was necessary.

7. Division II Project Teams.

a. Convention Planning Project Team.

Management Council. The Management Council agreed to recommend that the Presidents Council approve the core schedule for the 2011 Convention; the topics for the education sessions; and the overall theme for Division II: “*NCAA Division II: An Experience for Life.*”

Presidents Council. The Presidents Council was updated on both divisional and Association-wide sessions for the Convention. In addition to the overall theme for Division II, the Association has approved a theme for the Convention in its entirety—*Accountability and Transparency in Intercollegiate Athletics*. The Council approved the core schedule; education session topics; and the overall theme, as recommended by the Management Council.

b. Degree-Completion Award Committee.

Management Council. The Management Council received the list of 89 recipients of the Division II Degree-Completion Award for the 2010-10 academic year. No formal action was taken.

Presidents Council. No action was necessary.

c. Identity Subcommittee.

Management Council. The Management Council received a verbal report on the work of the Division II Identity Subcommittee. Current promotional items distributed to the membership include “Don’t Cross the Line” tape and Division II TechnoSkinz. The division has also entered into a partnership with CoSIDA and distributed a Division II strategic communications toolkit to Division II sports information directors and directors of athletics and is looking into a Division II-specific academic all-American program for the fall of 2011. No formal action was taken.

[Note that at the August 11 Division II Planning and Finance Committee meeting, the committee approved the use of Division II funds for the 2011-12 and 2012-13 academic years to partner with CoSIDA to fund a Division II-specific Academic All-America Teams program.]

Presidents Council. No action was necessary.

d. Membership Fund Selection Committee.

Management Council. The Management Council noted the three recipients of the Division II Membership Fund for the current period—Central Atlantic Collegiate Conference, in the amount of \$21,500 to fund a study centered around the goals and objectives of the conference; Conference Carolinas, in the amount of \$2,200 to fund visitation committee expenses to two prospective conference members; and Gulf South Conference, in the amount of \$9,000 to continue its work with a consultant to assess potential new members for the conference and to report its findings. No formal action was taken.

Presidents Council. No action was necessary.

8. Division II Management Council.

a. Independent Vacancy on Management Council.

Management Council. The Management Council agreed to recommend that the Presidents Council ratify the appointment of Patricia Thomas, director of athletics, University of the District of Columbia, as the independent representative on the Division II Management Council. The Council also asked that the Presidents Council grant an exception to the policies and procedures so that Ms. Thomas could serve a full four-year period—term ending January 2015.

Presidents Council. The Presidents Council ratified the appointment of Patricia Thomas and granted an exception to the policies and procedures to allow Ms. Thomas to serve a full four-year term of office.

b. Notice for Election of Chair of Management Council for 2011.

Management Council. The Management Council was notified that an election would be held during the October meeting to appoint a new chair of the Management Council beginning at the post-Convention Management Council meeting in January 2011. Interested parties were encouraged to step forward prior to the October meeting. No formal action was taken.

Presidents Council. No action was necessary.

c. Management Council Committee/Project Team Assignments.

Management Council. The Management Council was given a listing of committee and project team assignments that would be open in January 2011, as persons' terms on the Council expire. Members were encouraged to voice their interest in any desired positions. No formal action was taken.

Presidents Council. No action was necessary.

d. Management Council Policies and Procedures Document.

Management Council. The Management Council approved the updated policies and procedures document, as presented.

Presidents Council. No action was necessary.

e. Evaluation of 2010 MC/SAAC Summit.

Management Council. The Management Council discussed the 2010 MC/SAAC Summit, which was held over the weekend. Suggestions were made for changes, and good points of the Summit were discussed. Staff will review the survey that was completed by attendees to see if and how certain issues/items can be addressed. No formal action was taken.

Presidents Council. No action was necessary.

9. Division II Presidents Council.

a. Long-Range Projections Task Force.

Presidents Council. The Presidents Council received an update from the chair of the Long-Range Projections Task Force. The task force had met in person Tuesday evening and established some preliminary thoughts and guidelines for it to begin its deliberations for the future of the Division II budget. The Council was informed that the task force would meet via teleconference twice prior to the end of the year, conduct several education sessions at the 2011 Convention, and conduct an additional in person meeting in February 2011, with the hope of being able to present a final proposal to the Councils at their April meetings. Throughout the process, relevant constituent groups will be consulted and feedback will be requested. No formal action was taken.

b. Presidents Council Chair Vacancy.

Presidents Council. The Presidents Council was notified that an election would be held at the October meeting to either re-elect the current chair to a second term or to elect a new chair for 2011. Interested parties were encouraged to submit their nomination.

c. Vice Chair Recognition.

Presidents Council. The Presidents Council recognized the work of Dr. Pitts during the course of the past two years as chair of the Planning and Finance Committee and vice-chair of the Presidents Council. Dr. Pitts' term as vice chair will end September 1; however, she will remain on the Council through the 2011 Convention.

10. National Office Staff Updates.

a. Update from 2010 Division II Chancellors and Presidents Summit.

Management Council. The Management Council was updated on the 2010 Division II Chancellors and Presidents Summit, held June 18-19 in Indianapolis. One hundred fifteen chancellors and presidents and 15 conference commissioners attended the Summit, along with several speakers and staff members. In addition to the business session, the weekend included two social functions, one of which was at the NCAA Hall of Champions, which had been redesigned to be Division II specific. The Community Engagement Award of Excellence was also presented to Benedict College during the business portion of the Summit.

Presidents Council. The Council will review the results of the discussions from the Summit on a future teleconference and share a list of emerging themes or priorities with the division. No action was necessary.

b. Update on Division II Championships Festival.

Management Council. The Management Council received an update on the 2010 Division II Championships Festival, scheduled for November 30-December 4 in Louisville, Kentucky. It was noted that the NCAA has created a page to provide marketing staff at schools and conferences with resources and ideas to be used during the regular season and to promote the Division II National Championships Festival across the country. The website is located at: www.ncaachampspromotion.com; the username is: ncaamarketing; and the password is ncaa. No formal action was taken by the Council.

Presidents Council. No action was necessary.

c. Strategic Alliance Matching Grant Enhancement Program.

Management Council. The Management Council received a written account of institutions and conferences selected for the 2010-15 cycle of the grant program. The staff liaison for the program will attend the October meeting to give a more detailed overview of the program. No formal action was taken.

Presidents Council. No action was necessary.

d. Division II Template Presentation Web site.

Management Council. The Management Council received a presentation on the templates available to the membership to help interested audiences learn more about Division II athletics. The templates were assembled to help administrators demonstrate the value of Division II intercollegiate athletics and what makes Division II unique. Each presentation is customizable, with users being able to add, remove or insert slides as they desire. They are available for download on the membership side of the NCAA website at www.ncaa.org/diitemplates. No formal action was taken.

Presidents Council. No action was necessary.

e. Division II Dashboard Indicator Tools.

Management Council. The Management Council received a presentation on the dashboard indicator tool that was shared with chancellors and presidents at the June 2010 Summit. The tool lets chancellors and presidents sort and stratify the materials to find comparisons with conferences, customized groups, etc. The Council was advised that in order to be able to access the tool, their chancellor/president must give them the authority to do so by providing them with the password that is specific to each institution. No formal action was taken.

Presidents Council. The Presidents Council previously viewed the dashboard presentation. No action was necessary.

f. Division II Game Environment Award of Excellence.

Management Council. The Management Council received information on the nomination criteria for the Game Environment Award of Excellence. The deadline for nominations is October 15, 2010, and the overall winner will be recognized at the 2011 NCAA Convention. No formal action was taken.

Presidents Council. No action was necessary.

g. Legal Update.

Management Council. The Management Council received an update on litigation that the NCAA is currently involved in. No formal action was taken.

Presidents Council. No action was necessary.

h. Office of Executive Vice President of MSAA.

Management Council. The Management Council was introduced to the interns who are part of the NCAA International Internship Pilot Program. The pilot program is the result of discussions between the NCAA and the Korea Foundation for Next Generation Sports Talent (NEST). NEST is a government-affiliated foundation under the Ministry of Culture, Sports and Tourism in South Korea. Its primary goal is to cultivate and lead the next generation of core sports talent in Korea and to establish international sporting ties with other countries. The Council was also updated on the work of the NCAA communications task force and given a brief preview of the agenda for the August Executive Committee meeting. No formal action was taken.

Presidents Council. No action was necessary.

11. Affiliated Association Updates.

a. Division II Athletics Directors Association.

Management Council. The Management Council received a verbal update on the work of the Division II Athletics Directors Association and was updated on the mentoring program developed in partnership with Division II that will provide female and minority athletics administrators in Division II the opportunity to enhance their career development through a mentoring relationship that fosters personal and professional growth. Ten mentors and 10 mentees will be selected each year, with the inaugural program officially starting in the summer of 2011. More information will be forthcoming in October. No formal action was taken.

Presidents Council. No action was necessary.

b. Division II Conference Commissioners Association.

Management Council. The Management Council received a verbal update on the work of the Division II Conference Commissioners Association. No formal action was taken.

Presidents Council. No action was necessary.

c. CoSIDA.

Management Council. The Management Council received a verbal update on the work of the Division II CoSIDA. No formal action was taken.

Presidents Council. No action was necessary.

d. Faculty Athletics Representative Association.

Management Council. The Management Council received a verbal update on the work of the Division II Faculty Athletics Representatives Association, noting that the link for the November 11-13 meeting in Baltimore is live. No formal action was taken.

Presidents Council. No action was necessary.

e. Minority Opportunities Athletic Association.

Management Council. The Management Council received a verbal update on the work of the Minority Opportunities Athletic Association, including an update on the June 2010 MOAA/Division II Governance Academy. No formal action was taken.

Presidents Council. No action was necessary.

f. National Association for Collegiate Women Athletics Administrators.

Management Council. The Management Council received a verbal update on the work of the National Association for Collegiate Women Athletics Administrators, noting October 11-13 as the dates for the fall forum in Dallas. No formal action was taken.

Presidents Council. No action was necessary.

12. Meeting Recap/Things to Report to Conferences.

Management Council. The Management Council was charged with a list of issues/items to report back to their institutions and conference members, including information on: 1) regionalization; 2) Life in the Balance-Phase II; 3) concussion and sickle cell; 4) online marketing website for the Division II championships festival; 5) Division II student-athlete focused website; 6) Division II strategic communications toolkit and templates page; 7) nutrition information; 8) model athletics and student affairs forum; 9) financial dashboards tool; 10) chancellors and presidents athletics oversight summary; 11) Division II game environment award of excellence; 12) Division II membership fund. 13) Division II/ADA mentor program; 14) 2011 Convention information.

Presidents Council. No action was necessary.

13. Other Business.

- **Enforcement Policies and Procedures—Appeal Procedure—Notice of Intent to Appeal—Appeal by Involved Individuals.**

Management Council. The Management Council agreed to sponsor an administrative regulation modifying Bylaw 32.10.1.2 (appeal by involved individual) to specify that an individual shall disclose on their notice of intent to appeal form, his/her current employment at a member institution; further, an individual shall immediately disclose to a committee liaison if he/she becomes employed at a member institution during the course of an appeal.

Presidents Council. No action was necessary.

14. Future Meetings.

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

Presidents Council. The Presidents Council reviewed the dates for future meetings, noting the teleconference August 30, and the Wednesday evening meeting October 27. No formal action was taken.

15. Adjournment.

Management Council. The meeting adjourned at 10:55 a.m. Tuesday, July 20.

Presidents Council. The teleconference adjourned at 11:53 a.m. Thursday, August 12.

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

Teleconference No. 4

July 26, 2010

Participants:

Marcus Grant, Central Intercollegiate Athletic Association
Christina Heck Whetsel, Angelo State University
Ann Martin, Regis University
Fran Nee, Indiana University of Pennsylvania
Jay Newton, University of Southern Indiana
Alvida Alford, NCAA, recording secretary

Diana Kling, Peach Belt Conference, was unable to attend.

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

1. The Interpretations Subcommittee of the NCAA Division II Legislation Committee reviewed a Division III interpretation regarding the observation of enrolled student-athletes in organized activity. The confirmation states that it is impermissible for a coach to serve in an administrative capacity (e.g., tournament director, event manager) for an outside team, league, activity or event in which student-athletes from the coach's sport participate. The Subcommittee determined that the confirmation is applicable in Division II. The interpretation reads, as follows:

Observation of Enrolled Student-Athletes in Organized Activity (II)

Date Issued: July 26, 2010

Item Ref:

Interpretation:

The NCAA Interpretations Subcommittee of the Division II Legislation Committee confirmed that a coach may not serve in an administrative capacity (e.g., tournament director, event manager) for an outside team, league, activity or event in which student-athletes from the coach's sport participate. [References: NCAA Division II Bylaws 17.2.10.1.2.1 (involvement of coaching staff), 17.3.8.3 (involvement of coaching staff), 17.4.8.1.2.1 (involvement of coaching staff), 17.5.10.1.2.1 (involvement of coaching staff), 17.6.9.1.2.1 (involvement of coaching staff), 17.7.9.1.2.1 (involvement of coaching staff), 17.8.10.1.2.1 (involvement of coaching staff), 17.10.10.1.2.1 (involvement of coaching staff), 17.11.9.1.2.1 (involvement of coaching staff), 17.12.8.1.2.1 (involvement of coaching staff), 17.13.10.1.2.1 (involvement of coaching staff), 17.14.9.1.2.1 (involvement of coaching staff), 17.15.11.1.2.1 (involvement of coaching staff), 17.16.8.1.2.1 (involvement of coaching staff), 17.18.9.1.2.1 (involvement of coaching staff), 17.19.10.1.2.1 (involvement of coaching staff), 17.20.10.1.2.1 (involvement of coaching staff), 17.21.8.1.2.1 (involvement of coaching staff), 17.22.9.1.2.1 (involvement of coaching staff), 17.23.10.1.2.1 (involvement of coaching staff), 17.24.9.1.2.1 (involvement of coaching staff), 17.25.1.8.1.2.1 (involvement of coaching staff -- men), 17.25.2.10.1.2.1 (involvement of coaching staff -- women), 17.26.9.1.2.1 (involvement of coaching staff) and 17.27.9.1.2.1 (involvement of coaching staff)]

2. Adjournment.

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

Teleconference No. 5

August 23, 2010

Participants:

Christina Heck Whetsel, Angelo State University
Diana Kling, Peach Belt Conference
Ann Martin, Regis University
Jay Newton, University of Southern Indiana
Alvida R. Alford, NCAA, recording secretary

Marcus Grant, Central Intercollegiate Athletic Association and Fran Nee, Indiana University of Pennsylvania were unable to attend.

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

1. The Interpretations Subcommittee of the NCAA Division II Legislation Committee reviewed a Division I interpretation regarding the use of remedial courses to satisfy progress-toward-degree requirements. The confirmation states that for the purpose of counting remedial courses toward satisfactory progress per NCAA Division I Bylaw 5-1-(j)-(6), it was the consensus that the first year of a student-athlete's enrollment encompasses the summer following the freshman year. The Subcommittee determined that the confirmation is applicable in Division II. The interpretation reads, as follows:

Counting remedial, tutorial and noncredit courses (II)

Date Issued: August 23, 2010

Item Ref:

Interpretation:

The NCAA Interpretations Subcommittee of the Division II Legislation Committee confirmed that for the purpose of counting remedial, tutorial or noncredit courses toward satisfactory progress towards degree, the first year of a student-athlete's collegiate enrollment encompasses the summer term following the freshman year.

[Reference: NCAA Division II Bylaw 14.4.3.3.5 (remedial, tutorial or noncredit courses)]

2. Adjournment.

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

Teleconference No. 6

September 20, 2010

Participants:

Marcus Grant, Central Intercollegiate Athletic Association
Christina Heck Whetsel, Angelo State University
Diana Kling, Peach Belt Conference
Fran Nee, Indiana University of Pennsylvania
Jay Newton, University of Southern Indiana
Alvida R. Alford, NCAA, recording secretary

Ann Martin, Regis University, 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.]

The Subcommittee reviewed a NCAA Division I and NCAA Division III staff determination regarding the provision of financial a guarantee to an institution or team that includes prospective student-athletes. The determination states that an institution may provide a financial guarantee to an institution or team that includes prospective student-athletes, provided the institution is permissibly competing against the institution or team and the guarantee is in accordance with the institution's normal contractual arrangements with other teams against which it competes. The Subcommittee determined that the determination is applicable in Division II. The interpretation reads, as follows:

Providing Guarantee to Team That Includes Prospective Student-Athletes (II)

Date Issued: September 20, 2010

Item Ref:

Interpretation:

The academic and membership affairs staff determined that an institution may provide a financial guarantee to an institution or team that includes prospective student-athletes (e.g., a two-year college team or outside team that is ongoing and was not established for the purpose of competing against the collegiate team), provided the institution is permissibly competing against the institution or team (e.g., varsity team against a two-year college team, subvarsity team against a preparatory school) and the guarantee is in accordance with the institution's normal contractual arrangements with other teams against which it competes.

[Reference(s): NCAA Bylaws 13.11.1.2 (competition against prospective student-athletes); and 13.15.1 (prohibited expenses); and staff interpretation (9/29/89, Item No. b), which has been archived]

2. Adjournment.

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A G E N D A

National Collegiate Athletic Association

Legislative Review Subcommittee of the

Division II Legislation Committee

NCAA National Office
Indianapolis, Indiana

November 3, 2010

1. Welcome and announcements.
2. Legislative referrals.
 - a. Recruiting – Unofficial (Nonpaid) Visits – Meals. [Attachment A] (Jenn Fraser)
 - b. Eligibility – Seasons of Competition: 10-Semester/15-Quarter Rule – Criteria for Determining Season of Eligibility – Participation in Organized Competition Before Initial Collegiate Enrollment – Administration of Participation in Organized Competition – High School Graduation. [Attachment B] (Alvida Alford)
 - c. Financial Aid – Elements of Financial Aid – Government Grants. [Attachment C] (Alford)
 - d. Awards and Benefits – Benefits, Gifts and Services – Coaching and/or Athletics Administration Career Educational Programs. [Attachment D] (Fraser)
 - e. Playing and Practice Seasons – Discretionary Exemptions – Non-Division II Four-Year Collegiate Institution. [Attachment E] (Fraser)
 - f. Playing and Practice Seasons – Golf – Alternate Playing Season – Preseason Activities Before the First Day of Classes. [Attachment F] (Fraser)
3. Review of Legislative Review Subcommittee Policies and Procedures. [Attachment G] (Alford)
4. Other business.
5. Adjournment.

NCAA Bylaw 13.7.2.1.1 – Recruiting – Unofficial (Nonpaid) Visits – Meals

Issue:

Whether the NCAA Division II Legislation Committee should recommend sponsorship of noncontroversial legislation to amend NCAA Bylaw 13.7.21.1 (meals).

Background and Analysis:

At the 2010 NCAA Regional Rules Seminar recruiting session, a case study using a secondary infraction was presented to the attendees to highlight the prohibition against having in-person off-campus contact with a prospective student-athlete during evaluation and quiet periods. The infraction occurred when a coach provided a meal and transportation to that meal at an off-campus location during an unofficial visit, which fell during a quiet period, when all on-campus dining facilities were closed. During a quiet period it is permissible to make in-person contacts on an institution's campus; however, no in-person off-campus contacts are permitted. Therefore, when the coach provided the meal at an off-campus location during a quiet period, a violation occurred.

Institutions have been permitted to provide a meal to prospective student-athletes on an unofficial visit from the time that visits were permissible, and in 1991 the benefit was extended to the prospective student-athlete's relatives or legal guardians.

The second aspect of the question centers on institutions providing transportation to prospective student-athletes to an off-campus meal during an unofficial visit. The legislation permitting institutions to provide transportation to prospective student-athletes on an unofficial visit is specific to viewing practice and competition sites in the prospective student-athlete's sport. The legislation does not include a provision making it permissible to provide transportation to an off-campus meal. Similar to the "meals" legislation, the transportation on unofficial visits legislation has undergone only minor changes since its initial adoption in the early 1970's.

For those institutions that have asked the question, staff has responded that institutions that have provided off-campus meals during evaluation and quiet periods to prospective student-athletes on an unofficial visit must report a violation to the NCAA enforcement staff.

Conclusions:

1. The Legislation Committee **recommends** sponsorship of noncontroversial legislation to amend Bylaw 13.7.2.1.1 to specify that during evaluation and quiet periods an institution may provide one meal, and transportation to that meal, at an off-campus dining facility when all on-campus dining facilities are closed.
2. The Legislation Committee **recommends** issuance of an official interpretation.

3. The Legislation Committee **does not recommend** sponsorship of noncontroversial legislation to amend Bylaw 13.7.2.1.1.

Associated References:

Division II Bylaws

13.02.4.2 Evaluation Period. An evaluation period is that period of time when it is permissible for authorized athletics department staff members to be involved in off-campus activities designed to assess the academic qualifications and playing ability of prospective student-athletes. No in-person, off-campus recruiting contacts shall be made with the prospective student-athlete during an evaluation period.

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

13.5.3 Transportation on Unofficial Visit. During any unofficial recruiting visit, the institution may provide the prospective student-athlete with transportation 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 (on or off campus). An institutional staff member must accompany the prospective student-athlete during such a trip. Payment of any other transportation expenses is not permissible. However, the institution may provide transportation for a prospective student-athlete to attend home athletics contests if transportation is available to prospective students generally. For violations of Bylaw 13.5.3 in which the value of the transportation is \$100 or less, the eligibility of the individual (i.e., prospective or enrolled student-athlete) shall not be affected conditioned on the individual repaying the value of the benefit to a charity of his or her choice. The individual, however, shall remain ineligible from the time the institution has knowledge of the receipt of the impermissible benefit until the individual repays the benefit. Violations of this bylaw remain institutional violations per Constitution 2.8.1, and documentation of the individual's repayment shall be forwarded to the enforcement staff with the institution's self-report of the violation.

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, an institution may provide a meal in an off-campus dining facility.

NCAA Bylaw 14.2.4.2 – Eligibility – Organized Competition Prior to Initial Collegiate Enrollment

Issue:

Whether or not the NCAA Division II Legislation Committee should recommend sponsorship of legislation for the 2012 NCAA Convention to amend NCAA Bylaw 14.2.4.2 (participation in organized competition before initial collegiate enrollment).

Analysis:

At the 2010 Convention, the Division II membership adopted Proposal No. 2010-11 which amended the organized competition legislation 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 (the next opportunity to enroll after the one calendar-year period has elapsed) following his or her high school graduation date shall use one season of intercollegiate competition for each consecutive 12-month period after the one-year time period and before initial full-time collegiate enrollment in which the individual participates in organized competition per Bylaw 14.2.4.2.1.2 (organized competition). The proposal also addressed the administration of the organized competition legislation; specifically the determination of a prospective student-athlete's date of high school graduation.

Bylaw 14.2.4.2.1.1.3 (discontinued high school enrollment) states that an individual who discontinues high school enrollment and participates in organized competition shall use one season of intercollegiate competition for each calendar year or sports season of participation 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. Through an official interpretation [Reference: 5/3/10, Item No. 6-c-(3)], the Legislation Committee determined that the date of high school graduation is the actual date of discontinued enrollment.

Currently, a Division II institution is recruiting a prospective student-athlete who discontinued high school enrollment, and after a period of time re-enrolls at the same high school and graduates. An example of the scenario is as follows:

- Mason is a high school sophomore (Grade 10) during the 2009-10 academic year.
- He is interested in taking the next academic year (2010-11) to go to Spain, participate in a study abroad program and compete on a club soccer team.
- He will not be completing the equivalent of 11th grade during this program. He will be taking Spanish language immersion courses.
- His high school has approved his absence for one year and will accept him back as an incoming junior for the 2011-12 academic year.

- The club team in Spain is an amateur team. Mason's parents are paying for him to participate and he will not be receiving any compensation or expenses.
- Mason discontinues enrollment on June 19, 2010.
- Mason re-enrolls in high school on August 25, 2011, and graduates on June 12, 2013.
- Mason's date of high school graduation for organized competition is June 19, 2010.

A prospective student-athlete who follows this academic path will be reviewed by the NCAA Eligibility Center's Amateurism Certification Process staff as an individual who discontinued high school enrollment.

Things to consider:

1. Does this application align with the intent of the legislation?
2. Should the prospective student-athlete's date of high school graduation be June 19, 2010, or June 12, 2013?
3. Would the prospective student-athlete's grace year be considered the 2010-11 academic year he or she spends abroad or would he or she benefit from an additional grace year after high school graduation?
4. Should there be a legislated distinction between a prospective student-athlete who takes time off with the intent to return versus a "dropout?"

Conclusions:

1. The Legislation Committee **recommends** that the NCAA Division II Management Council sponsor legislation for the 2012 Convention to amend Bylaw 14.2.4.2.
2. The Legislation Committee **does not recommend** that the NCAA Division II Management Council sponsor legislation for the 2012 Convention to amend Bylaw 14.2.4.2.

Associated References:

Division II Bylaws

Bylaw 14.2.4.2 Participation in Organized Competition Before Initial Collegiate Enrollment. An individual who does not enroll in a collegiate institution as a full-time student in the regular academic term that begins immediately after a one-year time period (the next

opportunity to enroll after the one calendar-year period has elapsed) following his or her high school graduation date shall use one season of intercollegiate competition for each consecutive 12-month period after the one-year time period and before initial full-time collegiate enrollment in which the individual participates in organized competition per Bylaw 14.2.4.2.1.2.

Bylaw 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 calendar year or sports season of participation 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.

Division II Official Interpretation

Determining the Date of High School Graduation for an Individual Who Discontinues High School Enrollment (II)

Date Issued: March 18, 2010

Date Published: May 3, 2010

Item Ref: 6-c-(3)

Interpretation:

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 is 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)]

**Financial Aid – Government Grants – Yellow Ribbon G.I. Education Enhancement
Program**

Issue:

Whether the NCAA Division II Legislation Committee should recommend sponsorship of noncontroversial legislation for the 2012 NCAA Convention to amend NCAA Bylaw 15.2.5 (government grants).

Analysis:

Current NCAA Division II legislation states that government grants for educational purposes shall be included when determining the permissible amount of a full grant-in-aid for a student-athlete, except for those listed in Bylaw 15.2.5.1 (government grants). A total of 12 government grants are exempted when determining the permissible amount of a full grant-in-aid or cost of attendance for a student-athlete.

The Post-9/11 G.I. Bill is a government grant that provides financial support for education and housing to individuals with at least 90 days of aggregate service on or after September 11, 2001, or individuals discharged with a service-connected disability after 30 days. The program pays tuition based on the highest in-state tuition charged by an educational institution in the state where the educational institution is located. The Yellow Ribbon Program is a provision of the Post-9/11 G.I. Bill that allows institutions to voluntarily enter into an agreement with Veterans Affairs to fund tuition expenses that exceed the highest public in-state undergraduate tuition rate. The institution may contribute up to 50 percent of those expenses and Veterans Affairs will match that amount.

On June 9, 2010, the NCAA Division I Legislative Council Subcommittee for Legislative Relief approved a blanket waiver of the government grants legislation for the 2010-11 academic year to permit institutions to exempt the United States Department of Veteran Affairs (VA)-funded portion of the Yellow Ribbon G.I. Education Enhancement Program (Yellow Ribbon Program) from counting toward the individual limit (i.e., cost of attendance) and, for counters, toward the team limit. The subcommittee agreed that a blanket waiver was appropriate based on the program's similarity to other armed forces related grants. The subcommittee noted this blanket waiver does not apply to the portion of the Yellow Ribbon Program funded by an institution. Thus, the institutionally-funded portion of the financial aid a student-athlete receives through the Yellow Ribbon Program continues to count against a student-athlete's cost of attendance and, if the student-athlete is a counter, against the maximum financial aid limit in the student-athlete's sport (i.e., team limit). Finally, the NCAA Division I Awards, Benefits, Expenses and Financial Aid Cabinet has sponsored Proposal 2010-67 to be considered by the membership at the 2011 Convention. If adopted, this legislation would add the Yellow Ribbon Program to the list of exempted government grants effective August 1, 2011.

Conclusions:

1. The Legislation Committee **recommends** that the NCAA Division II Management Council sponsor noncontroversial legislation for the 2012 Convention to amend Bylaw 15.2.5.
2. The Legislation Committee **does not recommend** that the NCAA Division II Management Council sponsor noncontroversial legislation for the 2012 Convention to amend Bylaw 15.2.5.

Associated References:

Division II Bylaws

Bylaw 15.2.5 Government Grants. Government grants for educational purposes shall be included when determining the permissible amount of a full grant-in-aid for a student-athlete, except for those listed in Bylaw 15.2.4.1.

Bylaw 15.2.5.1 Exempted Government Grants. The following government grants for educational purposes shall not be included when determining the permissible amount of a full grant-in-aid or cost of attendance of a student-athlete:

- (a) **AmeriCorps Program.** Benefits received by student-athletes under the AmeriCorps Program;
- (b) **Disabled Veterans.** State government awards to disabled veterans;
- (c) **Military Reserve Training Programs.** Payments to student-athletes for participation in military reserve training programs (e.g., payments by the U.S. government for a student's participation in advanced ROTC or National Guard training shall not be construed under this principle to be "employment" during semester or term time);
- (d) **Montgomery G.I. Bill.** Benefits received by student-athletes under the Montgomery Bill -- Active Duty and the Montgomery G.I. Bill -- Selected Reserve;
- (e) **Pell Grants.** Payments received as part of the Pell Grant program (see Bylaw 15.02.4.4);
- (f) **Special U.S. Government Entitlement Programs.** Payments by the U.S. government under the terms of the Dependents Education Assistance Program (DEAP), Social Security Insurance Program [including the Reinstated Entitlement Program for Survivors (REPS)] or Non-Service-Connected Veteran's Death Pension Program;

- (g) **U.S. Military Annuitant Pay.** U.S. Military Annuitant Pay or other family member service-related death benefits received by the student-athlete from the U.S. Military.
- (h) **Veterans Educational Assistance Program (VEAP).** Benefits received by student-athletes under the VEAP;
- (i) **Vocational Rehabilitation for Service-Disabled Veterans Program.** Benefits received by student-athletes under the Vocational Rehabilitation for Service-Disabled Veterans Program;
- (j) **Welfare Benefits.** Welfare benefits received from a state or federal government;
- (k) **Federal Supplemental Educational Opportunities Grant (SEOG).** Payments received as part of the SEOG program; or
- (l) **State Government Grants.** State government grants received by a student-athlete as part of a program in which academic ability and/or financial need are the primary criteria and which have no relationship to athletics ability.

Division I Bylaws

Bylaw 15.2.5 Government Grants. Government grants for educational purposes shall be included when determining the permissible amount of the cost of attendance for a student-athlete, except for those listed in Bylaw 15.2.5.1.

Bylaw 15.2.5.1 Exempted Government Grants. The following government grants for educational purposes shall not be included when determining the permissible amount of the cost of attendance of a student-athlete:

- (a) **AmeriCorps Program.** Benefits received by student-athletes under the AmeriCorps Program;
- (b) **Disabled Veterans.** State government awards to disabled veterans;
- (c) **Military Reserve Training Programs.** Payments to student-athletes for participation in military reserve training programs (e.g., payments by the U.S. government for a student's participation in advanced ROTC or National Guard training shall not be construed under this principle to be "employment" during semester or term time);
- (d) **Montgomery G.I. Bill.** Benefits received by student-athletes under the Montgomery Bill -- Active Duty and the Montgomery G.I. Bill -- Selected Reserve;

(e) **Special U.S. Government Entitlement Programs.** Payments by the U.S. government under the terms of the Dependents Education Assistance Program (DEAP), Social Security Insurance Program [including the Reinstated Entitlement Program for Survivors (REPS)] or Non-Service-Connected Veteran's Death Pension Program;

(f) **U.S. Military Annuitant Pay.** United States Military Annuitant Pay or other family member service-related death benefits received by student-athletes from the United States Military.

(g) **U.S. Navy Nuclear Propulsion Officer Candidate Program.** Benefits received by student-athletes under the U.S. Nuclear Propulsion Officer Candidate Program (NUPOC);

(h) **Veterans Educational Assistance Program (VEAP).** Benefits received by student-athletes under the VEAP;

(i) **Vocational Rehabilitation for Service-Disabled Veterans Program.** Benefits received by student-athletes under the Vocational Rehabilitation for Service-Disabled Veterans Program; or

(j) **Welfare Benefits.** Welfare benefits received from a state or federal government.

Division I Proposal

FINANCIAL AID -- GOVERNMENT GRANTS -- EXEMPTED GOVERNMENT GRANTS -- EXEMPTED INSTITUTIONAL FINANCIAL AID -- POST-9/11 G.I. BILL

Status: Legislative Council Initial Consideration

Source: NCAA Division I Awards, Benefits, Expenses and Financial Aid Cabinet

Effective Date: August 1, 2011

Proposal Category: Amendment

Topical Area: Financial Aid

Intent: To exempt benefits received by student-athletes under the Post-9/11 G.I. Bill, including payments made by the Department of Veterans Affairs pursuant to the Yellow Ribbon G.I. Education Enhancement Program, from counting toward a student-athlete's individual limit; further, to specify that matching payments made by the Department of Veterans Affairs pursuant to the Yellow Ribbon G.I. Education Enhancement Program are not counted in determining the institution's financial aid limitations.

A. Bylaws: Amend 15.02.4.3, as follows:

15.02.4.3 Exempted Institutional Financial Aid. The following institutional financial aid is exempt and is not counted in determining the institution's financial aid limitations:

- (a) An honorary award for outstanding academic achievement or an established institutional research grant that meets the criteria set forth in Bylaw 15.02.6 (and must be included in determining if the student-athlete's cost of attendance has been met); and
- (b) A postgraduate scholarship awarded by an institution in accordance with Bylaw 16.1.4.1.1; and
- (c) Matching payments made by the Department of Veterans Affairs pursuant to the Yellow Ribbon G.I. Education Enhancement Program [see Bylaw 15.2.5.1-(e)].

B. Bylaws: Amend 15.2.5, as follows:

15.2.5 Government Grants. Government grants for educational purposes shall be included when determining the permissible amount of the cost of attendance for a student-athlete, except for those listed in Bylaw 15.2.5.1.

15.2.5.1 Exempted Government Grants. The following government grants for educational purposes shall not be included when determining the permissible amount of the cost of attendance of a student-athlete:

[15.2.5.1-(b) through 15.2.5.1-(d) unchanged.]

(e) Post-9/11 G.I. Bill. Benefits received under the Post-9/11 G.I. Bill, including matching payments made by the Department of Veterans Affairs pursuant to the Yellow Ribbon G.I. Education Enhancement Program. [Contributions made by the institution pursuant to the Yellow Ribbon Program are institutional financial aid (see Bylaws 15.02.4.1 and 15.02.4.3)];

[15.2.5.1-(e) through 15.2.5.1-(j) relettered as 15.2.5.1-(f) through 15.2.5.1-(k), unchanged.]

Rationale: The Post-9/11 G.I. Bill provides financial support for education and housing to individuals with at least 90 days of aggregate service on or after September 11, 2001, or individuals discharged with a service-connected disability after 30 days. The program pays tuition based on the highest in-state tuition charged by an educational institution in the state where the educational institution is located. The Yellow Ribbon Program is a provision of the Post-9/11 G.I. Bill that allows institutions to voluntarily enter into an agreement with Veterans Affairs to fund tuition expenses that exceed the highest public in-state undergraduate tuition rate. The institution may contribute up to 50 percent of those expenses and Veterans Affairs will match that amount. This proposal supports student-athlete well-being by providing additional

opportunities for a student-athlete to receive financial aid that does not count toward his or her individual limit. A blanket waiver was granted in March 2010 by the Legislative Council Subcommittee for Legislative Relief to exempt, through the 2010-11 academic year, Post-9/11 G.I. Bill funds from counting toward a student-athlete's individual limit. A blanket waiver was granted in June to exempt the Veterans Affairs funded portion of the Yellow Ribbon Program for the 2010-11 academic year.

**NCAA Bylaw 16.11.1.10 – Awards and Benefits – Benefits, Gifts and Services – Coaching
and/or Athletics Administration Career Educational Programs**

Issue:

Whether the NCAA Division II Legislation Committee should recommend sponsorship of noncontroversial legislation to amend NCAA Bylaw 16.11.1.10 (coaching and/or athletics administration career educational programs).

Background and Analysis:

In its original form, the legislation permitting institutions to pay actual and necessary expenses for student-athletes to attend athletics career educational programs was limited only to programming from the Women's Basketball Coaches Association (WBCA). The legislative change came in response to consecutive years of granted legislative relief waivers. Receipt of the benefit was permissible for student-athletes who had completed their season of competition and were within one year of exhausting their eligibility.

Just one year later, in 2006, the NCAA Division II Management Council recognized the benefit that coaching and athletics administration career educational programs present for student-athletes and adopted noncontroversial legislation to expand the permissible programming that institutions may provide actual and necessary expenses to student-athletes to attend. The legislation no longer applied only to WBCA programming, but to all coaching and athletics administration career educational programs. The proposal also provided conference offices the ability to provide the actual and necessary expenses to student-athletes to attend the programs; previously it was limited to institutions providing the expenses.

In 2010, the legislation was modified editorially to clarify that student-athletes were eligible for the benefit after the completion of their third year of collegiate enrollment, and to bring consistency to the language which exists in Divisions I and II.

Recently, the staff granted a legislative relief waiver permitting conferences and institutions to provide actual and necessary expenses for student-athletes to attend a coaching and athletics career educational program sponsored by a Division II conference. The waiver was necessary because the sponsoring conference wanted to open up the programming to all student-athletes who had completed their second year of collegiate enrollment, and permit institutions and conferences to provide expenses for those student-athletes to attend. The conference's rationale for submitting the waiver centered on when student-athletes are required to designate a degree. The conference contends that the benefit should be extended to student-athletes at the point that they are required to designate a degree so the student-athletes can begin to gain an understanding of a career in athletics by attending programs that provide instruction on coaching and administrative skills and principles. The earlier a student-athlete can begin establishing a network, creating a coaching and administrative philosophy and gaining understanding of the roles and responsibilities of a coach and/or athletics administrator the better prepared the student-athlete will be.

Conclusions:

1. The Legislation Committee **recommends** sponsorship of noncontroversial legislation to amend Bylaw 16.11.1.10 to specify that an institution or conference may provide actual and necessary expenses to a student-athlete who has completed his or her second year (fourth semester or sixth quarter) to attend a coaching and/or athletics administration career educational program.
2. The Legislation Committee **does not recommend** sponsorship of noncontroversial legislation to amend Bylaw 16.11.1.10.

Associated References:

Division II Bylaws

14.4.3.1.5 Designation of Degree Program. A student-athlete shall designate a program of studies leading toward a specific baccalaureate degree at the certifying institution by the beginning of the third year of enrollment (fifth semester or seventh quarter) and thereafter shall make progress toward that specific degree. This provision shall be applicable to the eligibility not only of a continuing student, but also of a transfer student from a four-year or two-year collegiate institution who is entering his or her third year of collegiate enrollment, even if the student has not yet completed an academic year in residence or used a season of eligibility in a sport at the certifying institution. Designation of a specific baccalaureate degree program may be accomplished by:

- (a) Formal enrollment by the student-athlete in a specific baccalaureate degree program; or
- (b) Approval by an appropriate academic official (who must not be an academic adviser/counselor employed by the athletics department) of the program leading to the specific baccalaureate degree that the student-athlete is pursuing.

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 who has completed his or her third year (sixth semester or ninth quarter) of collegiate enrollment to attend a coaching and/or athletics administration career educational program (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).

NCAA Bylaws 17.12.5.3.1-(b), 17.22.6.4-(b), 17.24.6.4-(b) and 17.27.6.4-(b) – Playing and Practice Seasons – Men's Ice Hockey, Swimming and Diving, Track and Field and Wrestling – Number of Contests or Dates of Competition – Discretionary Exemptions – Non-Division II Four-Year Collegiate Institution

Issue:

Whether the NCAA Division II Legislation Committee should sponsor noncontroversial legislation to amend NCAA Bylaws 17.12.5.3.1-(b) (non-Division II four-year collegiate institution), 17.22.6.4-(b) (non-Division II four-year collegiate institution), 17.24.6.4-(b) (non-Division II four-year collegiate institution) and 17.27.6.4-(b) (non-Division II four-year collegiate institution).

Background and Analysis:

For years, the annual and discretionary exemption legislation has fluctuated between the "definitions and applications" section of Bylaw 17 (playing and practice seasons) and the sport-specific legislation. In 1999, the Division II membership adopted NCAA Proposal No. 1999-24 which established a discretionary exemption for basketball by which institutions could play a maximum of two contests against Division I or III institutions. Based on the premise that the division generally does not have sport-specific legislation, in 2008 the non-Division II four-year collegiate institution discretionary exemption was extended to all sports other than football. After the noncontroversial legislation was adopted in 2008, an editorial revision eliminated the legislation in the general playing-season regulation which listed all annual and discretionary exemptions and moved the legislation into each sport. The intent behind the shift was to provide ease in determining which annual and discretionary exemptions that are available to each sport.

When the editorial revision was drafted by staff, the discretionary exemption legislation was placed within each sport that has discretionary exemptions available. National Collegiate Championship sports and emerging sports for women do not have discretionary exemptions. The language for the "Non-Division II Four-Year Collegiate Institution" exemption is identical for every sport and specifies that the contest or date of competition must be played between the first permissible date for practice and the first permissible contest date or date of competition.

The issue for Division II men's ice hockey, swimming and diving, track and field and wrestling is that the first permissible date for practice is the same as the first permissible contest date or date of competition; September 7 for the first day of classes, whichever is earlier. The construction of the legislation makes it impossible for the aforementioned sports to use the non-Division II four-year collegiate institution discretionary exemption. The sports are still permitted to participate in contests against non-Division II collegiate institutions, but those contests cannot be exempted from the maximum number of contests or dates of competition for each sport in Bylaw 17.

Conclusions:

1. The Legislation Committee **recommends** sponsorship of noncontroversial legislation to amend Bylaws 17.12.5.3.1-(b) (non-Division II four-year collegiate institution), 17.22.6.4-(b) (non-Division II four-year collegiate institution), 17.24.6.4-(b) (non-Division II four-year collegiate institution) and 17.27.6.4-(b) (non-Division II four-year collegiate institution) to specify that a contest or date of competition against a non-Division II four-year collegiate institution may be played between the first permissible date for practice and the institution's first contest or date of competition that counts against the maximum permitted in Bylaw 17.
2. The Legislation Committee **recommends** sponsorship of noncontroversial legislation to eliminate Bylaws 17.12.5.3.1-(b) (non-Division II four-year collegiate institution), 17.22.6.4-(b) (non-Division II four-year collegiate institution), 17.24.6.4-(b) (non-Division II four-year collegiate institution) and 17.27.6.4-(b) (non-Division II four-year collegiate institution).
3. The Legislation Committee **does not recommend** sponsorship of noncontroversial legislation.

Associated References:

Division II Bylaws

Men's Ice Hockey

17.12.2 Preseason Practice. A member institution shall not commence practice sessions in ice hockey before September 7 or the institution's first day of classes for the fall term, whichever is earlier.

17.12.3 First Contest. A member institution shall not play its first contest (game or scrimmage) with outside competition in ice hockey before September 7 or the institution's first day of classes for the fall term, whichever is earlier.

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

(a) Foreign Team in United States. A contest against a foreign team in the United States played in the facility in which the member institution regularly plays its home contests;

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

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

Swimming and Diving

17.22.2 Preseason Practice. A member institution shall not commence practice sessions in swimming and diving before September 7 or the institution's first day of classes for the fall term, whichever is earlier.

17.22.3 First Date of Competition. A member institution shall not engage in its first date of competition (game or scrimmage) with outside competition in swimming and diving before September 7 or the institution's first day of classes for the fall term, whichever is earlier.

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

(a) 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;

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

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

Track and Field, Indoor/Outdoor

17.24.2 Preseason Practice. A member institution shall not commence practice sessions in indoor and outdoor track and field before September 7 or the institution's first day of classes for the fall term, whichever is earlier.

17.24.3 First Date of Competition. A member institution shall not engage in its first date of competition (meet or practice meet) with outside competition in indoor and outdoor track and field before September 7 or the institution's first day of classes for the fall term, whichever is earlier.

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

(a) 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;

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

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

Wrestling

17.27.2 Preseason Practice. A member institution shall not commence practice sessions in wrestling before September 7 or the institution's first day of classes for the fall term, whichever is earlier.

17.27.3 First Date of Competition. A member institution shall not engage in its first date of competition (game or scrimmage) with outside competition in wrestling before September 7 or the institution's first day of classes for the fall term, whichever is earlier.

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

- (a) 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;
- (b) Non-Division II Four-Year Collegiate Institution. An exhibition date of competition against a non-Division II four-year collegiate institution played between the first permissible date for practice and the first permissible date of competition; or
- (c) Scrimmages. A scrimmage with outside competition, provided the scrimmage is conducted without official scoring.

NCAA Bylaw 17.10.5.1.1 – Playing and Practice Seasons – Golf – First Date of Practice and Competition – Nonchampionship Segment – Exception – Alternate Playing Season – Alternate Playing Season – Preseason Activities Before the First Day of Classes

Issue:

Whether the NCAA Division II Legislation Committee should sponsor noncontroversial legislation to amend NCAA Division II Bylaw 17.10.5.1.1 (alternate playing season – preseason activities before the first day of classes).

Background and Analysis:

At the 2010 NCAA Convention, the Division II membership adopted a proposal which established daily hour limitations during the preseason prior to the first day of classes for student-athletes who participate in fall championship sports. The rationale behind the daily hour limitations was to ensure student-athlete well-being and proper recovery time because in the same proposal the playing season had been shortened by one week.

While the NCAA Division II Golf Championship takes place in the spring, institutions and conferences may designate the fall as their championship season if a majority of the matches take place during the fall. For those institutions that have designated fall as their championship segment, student-athletes are limited to six hours of countable athletically related activities per day, only five of which may be devoted to physical activities. In addition, any session which includes physical activities shall not exceed three hours in length, and student-athletes must be provided with at least three continuous hours of recovery time between any sessions occurring on that day. For golf, the daily hour limitations means that no round of golf may exceed three hours in length and a three hour recovery period must be provided to student-athletes before they engage in another session where physical activities occur.

Many Division II institutions do not have golf courses on their campus which means that at the completion of the three-hour session if student-athletes have not completed their round of golf, they must be released from countable athletically related activities. The institution must then transport the student-athletes back to the course a second time to complete one round of golf following the three-hour recovery period.

Institutions and conferences have asked if the daily hour limitations are overly bureaucratic for the sport of golf, and whether it would be appropriate to maintain the six-hour limitation, with only five hours devoted to physical activities, but eliminate the requirement that no session with physical activities shall exceed three hours in length. Student-athletes need approximately four hours to complete a round of golf, thus eliminating the three-hour maximum for any session where physical activities take place would allow student-athletes to complete a round of golf without having to take a three hour break in the middle of a round.

Conclusions:

1. The Legislation Committee **recommends** sponsorship of noncontroversial legislation to amend Bylaws 17.10.5.1.1 (alternate playing season – preseason activities before the first day of classes) to specify that in golf, student-athletes may engage in no more than six hours of countable athletically related activities per day, only five of which may be devoted to physical activities.
2. The Legislation Committee **does not recommend** sponsorship of noncontroversial legislation.

Associated References:

Division II Bylaws

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 for sport-specific limitations.

17.10.5.1.1 Alternate Playing Season – Preseason Activities Before the First Day of Classes. During the preseason practice period before 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.

Division II Proposals

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 <u>or five days prior to the first day of classes, whichever is earlier</u>	February 15
Competition	Thursday preceding August 30 <u>September 6</u>	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 <u>or five days prior to the first day of classes, whichever is earlier</u>	February 15
Competition	Thursday preceding August 30 <u>September 6</u>	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

NCAA Legislative Review Subcommittee of the Division II Legislation Committee
Policies and Procedures

The NCAA Legislative Review Subcommittee of the Division II Legislation Committee is a standing subcommittee of the NCAA Division II Legislation Committee.

Subcommittee Duties.

The subcommittee has been charged with the following duties:

1. Review and consider legislative issues of those portions of the division's constitutions and bylaws that relate to the principles governing financial aid and amateurism, professional sports relations, recruiting, personnel limitations, and playing and practice seasons [Note: The subcommittee does not have the authority to initiate or amend legislation but shall make recommendations to the Legislation Committee for potential sponsorship of legislation.];
2. Make recommendations to the Legislation Committee regarding incorporating new legislation and interpretations into the NCAA Division II Manual;
3. Review all editorial revisions to the Manual and report such revisions to the Legislation Committee; and
4. Be responsible for making a determination of facts related to the certification of a prospective student-athlete's amateur status on request of an institution. An institution may make such a request if it disagrees with the determination of facts rendered by the NCAA Eligibility Center.

Composition.

The subcommittee is comprised of six members of the Legislation Committee (five committee members and the chair of the full committee).

Subcommittee Terms.

Each subcommittee member will generally serve the duration of his or her term on the Legislation Committee on the subcommittee.

Meeting Information.

The subcommittee meets in conjunction with regular in-person meetings of the Legislation Committee, which occur three times a year: March, June/July and November. The subcommittee meets the morning (approximately two to three hours) of the first day of the Legislation Committee meeting.

The subcommittee may also address issues via conference call, as necessary.

Selection of Subcommittee Chair.

The chair of the subcommittee shall be selected by members of the Legislation Committee. Generally, the chair serves as chair for the remainder of his or her term on the subcommittee.

Subcommittee Spokesperson.

It is important that the subcommittee's decisions and discussions are communicated to the membership and the public in a clear and consistent manner. To that end, the chair shall represent the subcommittee on all external communications (e.g., communications with those who are not members of the subcommittee) including conversations with the media. The subcommittee will also follow the NCAA speaking agents policy as outlined in the Legislation Committee Policies and Procedures Manual.

Other Policy Matters.

For any other policy related matters (e.g., appointment or election, attendance policy, conflict of interest statement, recusal, policy regarding speaking agents of the Association), the subcommittee will follow, where applicable, the Legislation Committee Policies and Procedures Manual.



NCAA Division II

Legislation Committee

Policies and Procedures Manual

Effective: March 28, 2008

Last Updated: 10/9/10

Table of Contents

Composition of Committee.....	1
Length of Term	1
Appointment or Election.....	1
Election of Chair	1
Appointments to Fill Vacancies.....	1
Committee Duties	2
Meeting Procedures	2
Meeting Information	3
Attendance Policy	4
Conflict of Interest Policy	4
Policy Regarding Speaking Agents of the Association	5
Operating Policy	5
Review of Interpretive Requests	6
Review of Staff Interpretations	6
Request for an Interpretation of NCAA Legislation at Issue in a Request for a Waiver of NCAA Legislation or Self-Report of a Violation of NCAA Legislation.....	7
Incorporation of Interpretations	8
Screening of Division I and III Legislation and Official Interpretations.....	8
Legislative Recommendations	8
Review of Editorial Revisions	9
Role in Legislative Process	9
Rules Education and Compliance Resources.....	10

Appendices

NCAA Division II Interpretation Screening Process

NCAA Interpretations Subcommittee of the Division II Legislation Committee Policies and Procedures

NCAA Legislative Review Subcommittee of the Division II Legislation Committee Policies and Procedures

Composition of Committee

The NCAA Division II Legislation Committee shall consist of 12 members. Two shall be members of the NCAA Division II Management Council, one shall be a member of the NCAA Division II Student-Athlete Advisory Committee.

Length of Term

Unless otherwise specified, a member of the committee shall be appointed or elected for one four-year term. Terms of service shall commence on the first day of September after the member's election or appointment.

Appointment or Election

Committee members shall be appointed or elected by the Management Council, subject to ratification by the NCAA Division II Presidents Council. A former committee member may be appointed or elected to an additional term on that committee after three years have elapsed. An individual who has served two terms on the committee may not serve further on that committee. A member serving more than one-half of a four-year term is ineligible to seek immediate re-election.

Election of Chair

The chair of the committee shall be elected by the committee members for a term not to exceed two years. A chair is not eligible for immediate re-election to the position of chair.

Appointments to Fill Vacancies

Whenever a vacancy occurs among the committee members, the Management Council, subject to ratification by the Presidents Council, may fill the vacancy for the remainder of the term by a majority vote of its members present and voting.

Members appointed to fill vacancies shall be appointed only for the unexpired portion of that term. Members who serve more than one-half of a term in such instances shall be considered to have served a full term.

Committee Duties

The following are the general duties of the committee:

- Determine interpretations of all Division II-specific legislation.
- Incorporate new legislation and interpretations in the NCAA Manual.
- Review deregulation issues in consultation with other Division II committees.
- Approve the publication of supplementary compilations of interpretations.
- Review and consider issues of those portions of the Association's constitution and bylaws that relate to the principles governing financial aid and amateurism, professional sports relations, recruiting, personnel limitations, and playing and practice seasons.
- Review and consider issues regarding rules education and compliance resources.
- Review and determine the facts related to the certification of a prospective student-athlete's amateur status on request of an institution. An institution may make such a request if it disagrees with the determination of facts rendered by the NCAA Eligibility Center.

Meeting Procedures

The following procedures will apply to all committee meetings:

- In-person meetings are conducted in March, June/July and November of each year.
- Teleconferences may supplement the in-person meetings when needed.
- Supplements to the in-person agendas are posted on the NCAA Web site approximately one week in advance of the meeting. Committee members will be notified when materials are posted and will then have the opportunity to peruse all materials prior to arrival at the meeting site. Teleconference materials are also posted approximately one week prior to the teleconference.
- Committee members will be expected to bring all relevant material with them regarding the in-person meetings.
- All committee decisions will be reported in summary fashion to the Management Council for ratification.
- Decisions will also be forwarded to individual institutions, conferences or committees, as appropriate, by the staff.
- For purposes of parliamentary procedure, the committee shall apply the provisions of Robert's Rules of Order.

Quorum. In order for the committee to take action, at least six committee members shall be available to vote on the action item.

Voting. In order for the committee to take action, a majority vote of those members who have agreed to hear the issue is required. The chair only votes in case of a tie. Vote tallies of decisions are private and will not be provided to the media or the involved institution.

Appeals. An institution may appeal a committee recommendation to the Management Council, and may appeal a Management Council's recommendation to the Presidents Council.

Meeting Information

The committee, as is the case with all entities in the NCAA, is bound by various Association meeting policies, including:

- The committee will conduct its meetings in Indianapolis.
- The committee will meet three times a year, March, June/July and November. Meetings are scheduled for two days in length. Members are expected to fly to the meeting site the night before so that the meeting can begin the next morning.
- Meetings are considered closed and not open to the membership or public at large. The committee and chair retain the authority to invite special guests or observers to attend meetings.
- All members are expected to use Short's Travel Management, the Association's travel agency, for their transportation arrangements to committee meetings. An NCAA Travel Handbook is given to each new member of the committee.

The Association's policies regarding meeting expenses are set forth in NCAA Bylaw 31.7.2 in the NCAA Division II Manual. The NCAA pays for transportation to and from meetings, hotel room and tax charges at the meetings, and a \$75 per diem for each day or part thereof involved in traveling to and from and attendance at the meeting. The member may claim mileage at the NCAA-approved rate for the round trip based on the most direct route between the two points if travel is by automobile.

Air transportation and the hotel room and tax charges are billed directly to the NCAA; the member needs only to pay incidental charges to his or her room when leaving the meeting site. Following the meeting, each member will receive an e-mail providing directions on how to claim per diem and any other expenses permitted under NCAA policies. The member will receive reimbursement for those expenses from the NCAA national office within a reasonable time after each meeting. Also, early in each calendar year, each member will receive a Form 1099 reporting the amounts thus paid during the preceding year, if that amount exceeds \$600. In such instances, the member then will declare that amount in filing his or her income tax return for that year, so members will want to record their committee-related expenses in order to deduct the appropriate amount.

Attendance Policy

Committee members are required to attend all committee meetings and teleconferences. The chair is authorized to recommend to the Management Council that a member be replaced if such member is not discharging the member's duties properly. In addition, a member who is absent from two consecutive meetings without reason approved by the Management Council shall be removed from the committee. The Management Council shall have authority to appoint a replacement for the unexpired portion of the term.

Conflict of Interest Policy

The NCAA is a voluntary Association comprised of colleges, universities, conferences and other organizations, and governed through a membership-led committee structure. Within the governance structure, committee members must carefully balance their responsibilities to their respective institutions and/or conferences with the obligation to advance the interests of the Association, the division, or the sport, and ultimately enhance the student-athlete experience. While the fiduciary obligations of committee members to their own institution, their conference, and to the Association ordinarily are not in conflict, it is recognized that as a representative membership organization, committee members' fiduciary obligations are first to their institution, second to their conference, and third to the Association. NCAA committee service involves important ethical and moral obligations. Committee integrity is critical to the decision-making process and includes trust, confidentiality and honesty in all issues and aspects of service and representation. NCAA committee members shall disclose any conflict or potential conflict between their respective personal, professional, institutional, conference, or business interests and the interests of the Association that may affect or otherwise threaten such integrity, in any and all actions taken by them on behalf of the Association, for committee evaluation under this Statement.

In addition to any fiduciary obligation to their institution and conference, committee members also have a fiduciary duty to the Association not to use knowledge or information obtained solely due to service on that committee to the disadvantage of the Association during the term of committee service. Further, a Committee member shall not participate in the committee's discussion or vote on any action that might bring direct or indirect personal financial benefit to the member or any organization (other than the member's institution or conference) in which the member is financially interested. A committee member should also not participate in a discussion or vote for which the member's institution or conference is to be accorded a special benefit beyond benefits shared with other institutions or conferences or is to receive a penalty or disqualification. A violation of either of the above rules by a member of the committee shall not invalidate the action taken by the committee if, following disclosure of the conflict of interest, the committee authorizes, ratifies or approves the action by a vote sufficient for the purpose,

without counting the vote of the committee member with the conflict of interest, and the appropriate oversight body approves the action.

A committee member is responsible for advising the chair of any actual or potential conflicts of interest or obligations which he/she may have hereunder, and should recuse him/herself from participating in proceedings, as may be warranted by this policy. Abuse of one's position as a member of a committee may result in dismissal from that position. Where such abuse appears evident, a committee member will be notified by the committee chair and will have the opportunity to present a rebuttal or details of the situation. (August 2008 Executive Committee minutes)

Policy Regarding Speaking Agents of the Association

The president of the Association and the chair of the Executive Committee are the only individuals authorized to speak on behalf of the Association except as outlined below. An individual representing a member institution or conference who speaks or opines on an Association issue only has the authority to express the view of that individual or the member institution or conference unless the individual has been designated by the Executive Committee of the Association as a speaking agent of the Association on that issue. Committee chairs are hereby designated as speaking agents of their committees regarding issues within their committees' jurisdiction on which there is consensus, except that positions of advocacy on behalf of the committee or the Association to be communicated in writing or orally to persons or entities external to the Association must have prior approval by the NCAA Executive Committee or the president of the Association. The president of the Association is hereby granted authority to designate additional speaking agents of the Association. (April 2001 Executive Committee minutes)

Operating Policy

Guiding Principle - Student-Athlete Well-Being

In support of the "students-first" philosophy, consistent with NCAA Constitution Principles for Conduct of Intercollegiate Athletics including Student-Athlete Well-Being, Rules Compliance and Competitive Equity and meeting Objective 2.1 in the Association's Strategic Plan (to increase the application of fair and more flexible regulations that favor student-athletes), the following principle will serve to ensure consistency in the application of NCAA regulations and messaging.

The well-being of student-athletes is at the center of all we do:

1. Any process must be flexible and timely and include effective communication.

2. Decisions must be fair, reasonable and consider the potential impact on the student-athlete.

Review of Interpretive Requests

The committee shall review interpretive requests from the membership, governance structure and academic and membership affairs staff. In its review, the committee shall first determine if an issue is interpretive. An issue is not interpretive if the plain meaning of the legislation is clear on its face, the legislative history of the rule (including intent and rationale) clearly addresses the situation, or a published official interpretation clearly addresses the situation. In situations involving eligibility issues or infractions issues, an institution shall have 14 calendar days after notification of a staff decision to provide notice that it intends to appeal the decision and, once notice is provided, 14 calendar days to submit its appeal materials. The Legislation Committee (or its designee) shall convene within 14 calendar days of receipt of the institution's appeal materials to decide the appeal.

If the committee deems the issue is interpretive, it shall next consider if the issue is one of national significance. Nationally significant issues are those that are likely to impact many institutions/student-athletes nationally. They may have an immediate impact on other institutions, may create a significant recruiting or competitive advantage and relate to a fundamental principle that impacts the Association generally or Division II specifically. If the issue is not of national significance, the committee shall not issue an interpretation but may answer the question for the inquiring party.

In the case of nationally significant interpretive issues, the committee may issue an official interpretation that is either a confirmation or a determination. Confirmations are issued when the legislation is clear. Actions to the contrary of official confirmations are considered rules violations regardless of when they occur. Determinations are issued when the legislation does not clearly address the situation, but the issue is one of national significance. Prior actions contrary to official determinations are not considered rules violations. Interpretations issued by the committee shall be binding on notification to affected institutions and on all member institutions after publication and circulation to the membership. All official interpretations are posted on the Legislative Services Database for the Internet (LSDBi) after the committee has officially approved language for the interpretation in its review of committee minutes. As such, there is a one-meeting lag time between discussion of the interpretation and its becoming effective and posting on LSDBi.

Review of Staff Interpretations

At each in-person meeting, the committee shall review all staff interpretations issued since the previous in-person meeting. The committee can make the staff interpretation official, make the

staff interpretation official and incorporate it into the Manual, overturn the staff interpretation or take no action. Similar to official interpretations, staff interpretations are issued as confirmations or determinations, and have different culpability standards for institutions.

A staff confirmation is not actually an interpretation. It is issued when the legislation or an official interpretation is responsive to the inquiry, but the issue is of national significance, and the staff has concluded the membership would benefit from the action being recorded on LSDBi. A staff confirmation is binding on all member institutions and prior and subsequent actions contrary to staff confirmations are considered rules violations.

A staff determination is an interpretation provided when an issue or fact situation is not addressed clearly by the legislation or an official interpretation and the issue is one of national significance. A staff determination shall be binding on notification to affected institutions and on all member institutions after publication and circulation to the membership.

In addition to the regular screening of staff interpretations, a member institution may request a review by the committee of any interpretation provided by the academic and membership affairs staff at any time. Such a request must be submitted in writing by the institution's conference or by one of the five individuals who are authorized to request such interpretations on behalf of the institution [i.e., chancellor or president, faculty athletics representative, athletics director, senior woman administrator, compliance coordinator, or designated substitute(s) for the chancellor or president and/or athletics director, as specified in writing to the national office]. See below for a diagram of the interpretations process when it involves both academic and membership affairs and the committee.

Request for an Interpretation of NCAA Legislation at Issue in a Request for a Waiver of NCAA Legislation or Self-Report of a Violation of NCAA Legislation

An institution must exhaust all interpretive processes prior to filing a waiver of NCAA legislation, Student-Athlete Reinstatement request or self-reporting a violation of NCAA legislation.

If an institution submits a request for a waiver of NCAA legislation (e.g., Committee for Legislative Relief waiver), the institution acknowledges that the applicable NCAA legislation and/or official or staff interpretations address the subject matter of the waiver. Therefore, if an institution submits a request for a waiver of NCAA legislation, it is precluded from requesting an interpretation of NCAA legislation at issue in the waiver submission unless new information is discovered that could not reasonably have been ascertained prior to submitting the waiver request.

If an institution submits a request for reinstatement of a student-athlete's eligibility, the institution acknowledges that a violation of the applicable NCAA legislation has occurred. Therefore, if an institution submits such a request, it is precluded from requesting an interpretation of NCAA legislation at issue unless new information is discovered that could not reasonably have been ascertained prior to submitting the request for reinstatement.

If an institution submits a self report of a violation of NCAA legislation, the institution acknowledges that a violation of the applicable NCAA legislation has occurred. Therefore, if an institution submits a self report of a violation of NCAA legislation, it is precluded from requesting an interpretation of NCAA legislation at issue in the self report unless new information is discovered that could not reasonably have been ascertained prior to submitting the self report.

Incorporation of Interpretations

The committee is authorized to recommend interpretations be incorporated in the next printing of the Manual. Such interpretations are approved by the Management Council and are ratified at the annual NCAA Convention.

Screening of Division I and III Legislation and Official Interpretations

As a normal course of committee business, the committee reviews all adopted proposals and official interpretations of NCAA Divisions I and III for possible sponsorship or adoption in Division II.

Legislative Recommendations

The committee may consider interpretive issues related to any Division II bylaw, but its primary legislative emphasis within the Division II governance structure includes the following bylaws: 11 (personnel), 12 (amateurism), 13 (recruiting), 15 (financial aid), 16 (awards and benefits) and 17 (playing and practice seasons). The committee also has the responsibility to consider deregulation opportunities for Division II. The committee may recommend the sponsorship of any of the following types of proposals:

Convention Legislation - These proposals represent significant changes to current legislation and require approval by the Management Council and ultimate sponsorship by the Presidents Council. They are put before the membership for a vote at the annual Convention business session.

Noncontroversial Proposals - These proposals are considered noncontroversial and necessary in the normal and orderly administration of the Association's legislation. Proposals that are ratified by the Management Council shall be effective as of the date the proposal is posted on LSDBi. Once ratified, the proposals will be submitted by the Management Council as legislation at the annual Convention business session.

Modifications of Wording - These proposals are consistent with the intent of the membership in adopting the original legislation and sufficient documentation and testimony exists to establish

clearly that the original wording of the legislation was inconsistent with that intent. Proposals that are ratified by the Management Council shall be effective as of the date the proposal is posted on LSDBi. Once ratified, the proposals will be submitted by the Management Council as legislation at the annual Convention business session.

It should be noted that the committee may also sponsor incorporations of interpretations. These proposals are described in the incorporation of interpretations section above, require Management Council approval, become effective when sponsored by the committee and are ratified at the annual Convention business session.

Review of Editorial Revisions

In February 2004, the committee granted NCAA staff the authority to make editorial revisions to the Manual and report such revisions to the committee on a regular basis. As such, each in-person meeting includes a review of all editorial revisions issued since the last in-person meeting. An editorial revision is designed to clarify the legislation, is nonsubstantive in nature and does not affect the application of the legislation.

Role in Legislative Process

The committee shall respond to any membership request to interpret Convention proposals. A form for this purpose appears as an appendix of the NCAA Division II Official Notice and all such requests are due to the national office not later than December 7 of each year. All such decisions will be reviewed by the Management Council in its pre-Convention meeting. The resulting interpretations will be duplicated and distributed to the conferences for their pre-Convention meetings before the beginning of the annual division business session. The committee also issues a pre-Convention question and answer document to inform the voting membership about the impact of legislative proposals.

Important legislative dates include:

July 15: Deadline for submission of amendments.

August 15: Internet posting of NCAA Division II Initial Publication of Proposed Legislation.

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

September 15: Deadline for submission by all sponsors (with submission by the primary contact person) of any modification to their original amendments.

September 23: Posting of NCAA Division II Second Publication of Proposed Legislation.

November 1: Deadline for all amendments-to-amendments to be received in the national office.

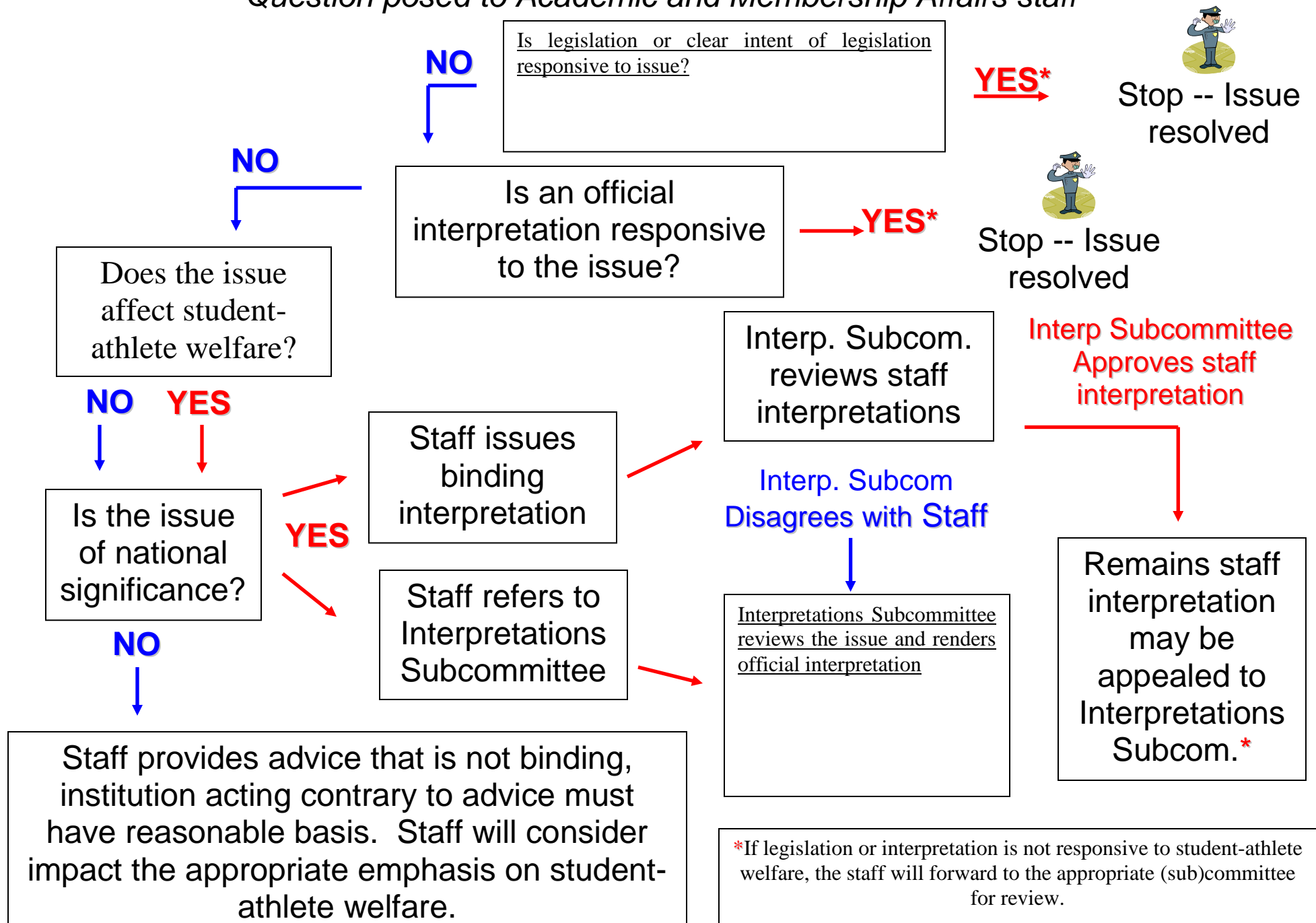
November 15: Mailing of the Official Notice of the Convention.

Rules Education and Compliance Resources

The committee shall have the authority to develop or obtain rules education and compliance resources in accordance with its strategic plan. These resources shall be made available to member institutions and conferences via the Division II Homepage on the NCAA Web Site and other appropriate means as determined by the committee.

DIVISION II SCREENING PROCESS

Question posed to Academic and Membership Affairs staff



2011 NCAA CONVENTION

DIVISION II SECOND PUBLICATION OF PROPOSED LEGISLATION

105th Annual Convention
January 12-15, 2011
San Antonio, Texas

LEGISLATION



THE NATIONAL COLLEGIATE ATHLETIC ASSOCIATION
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September 2010

Legislation Prepared By: Stephanie Smith, *Director of Academic and Membership Affairs for Division II*; Jennifer Fraser, *Associate Director of Academic and Membership Affairs for Division II*; and Alvida Alford, *Assistant Director of Academic and Membership Affairs*.

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Second Publication of Proposed Legislation 105th Annual Convention

This publication presents all proposed amendments to NCAA Division II legislation that were properly submitted in accordance with the July 15 and September 1 deadlines in the NCAA legislative calendar. The first three proposals make up the Life in the Balance package, followed by five proposals seeking to amend Bylaw 17. The remaining proposals appear in the order in which they would appear, if adopted, in the NCAA Manual. **The order of the five proposals contained in the Initial Publication of Proposed Legislation has changed in the Second Publication of Proposed Legislation. Likewise, the order of the 24 proposals in the second publication will change in the Official Notice. The Numeral 2 has been placed in front of each proposal number to help identify its position in the second publication. In addition, for each proposal that appeared in the initial publication, a parenthetical follows the proposal number, which identifies the proposal's number as it appeared in the Initial Publication of Proposed Legislation.**

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

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

No new proposals may be submitted for the 2011 Convention inasmuch as the July 15 and September 1 deadlines have passed. Member institutions and conferences, as well as the Presidents Council, now have until November 1 by 5 p.m. Eastern time to submit amendments to these proposals. Such amendments-to-amendments may not increase the modification set forth in the printed proposal. Amendments-to-amendments submitted by the membership must have eight sponsors in Division II. In addition, amendments-to-amendments may be sponsored by at least one member conference (on behalf of eight or more of their active member institutions) in Division II. It should be noted that proposals that are withdrawn after the September 15 sponsor-modification deadline appear in the Second Publication of Proposed Legislation; however, information will be included in the Official Notice to indicate the sponsor's intent to withdraw the proposal at the Convention.

Member institutions and conferences are encouraged to request interpretations of the proposed legislation in this Second Publication of Proposed Legislation. Refer to Appendix B for information about how to request an interpretation.

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

November 15 - Official Notice of the 2011 Convention. This Publication will contain all legislation for the Convention, including all amendments-to-amendments submitted by the November 1 deadline.

2010-11 Legislative Calendar

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

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

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

August 12: Presidents Council Consideration. The NCAA Division II Presidents Council considers legislative proposals that it may wish to sponsor. It also reviews the proposals submitted by the membership in accordance with the July 15 deadline.

August 15: Posting of Initial Publication of Proposed Legislation.

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

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

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

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

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

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

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

January 12-15, 2011: NCAA Convention. All delegates receive the Convention Program when they register at the Convention. The Convention Program contains the most up-to-date meeting schedule and other helpful Convention information.

Division II Legislation Committee

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

**105th Annual Convention LEGISLATIVE PROPOSALS SUBMITTED BY THE NCAA
DIVISION II PRESIDENTS COUNCIL AND BY THE DIVISION II MEMBERSHIP**

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

[Note: In the following proposals:

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

No. 2-1 PLAYING AND PRACTICE SEASONS -- START DATE FOR CONDITIONING ACTIVITIES, PRESEASON PRACTICE AND FIRST DATE OF COMPETITION -- BASKETBALL, SWIMMING AND DIVING, INDOOR AND OUTDOOR TRACK AND FIELD AND WRESTLING

Intent: In basketball, swimming and diving, indoor and outdoor track and field and wrestling, to specify that weight training, conditioning and skill instruction shall not begin before September 7 or the institution's fourth day of classes for the fall term, whichever is earlier; further, in swimming and diving and indoor and outdoor track and field, to specify that an institution shall not commence preseason practice or the first date of competition before September 7 or the institution's fourth day of classes for the fall term, whichever is earlier.

A. Bylaws: Amend 17.1.6.2, as follows:

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

[Remainder of 17.1.6.2 unchanged.]

B. Bylaws: Amend 17.3, as follows:

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

[17.3.1 through 17.3.2.1 unchanged.]

17.3.2.1.1 ~~Permissible~~ **Weight Training, Conditioning Activities or Skill Instruction.** ~~Team A member institution shall not commence weight training, conditioning or physical fitness activities supervised by coaching staff members may be conducted on or off court but shall not begin~~ **skill instruction in accordance with Bylaw 17.1.6.2** before ~~the beginning of the institution's academic year in accordance with Bylaw 17.1.6.2. Such activities shall be limited to eight hours per week~~ **September 7 or the fourth day of classes for the fall term, whichever is earlier.**

[Remainder of 17.3 unchanged.]

C. Bylaws: Amend 17.22, as follows:

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

[17.22.1 through 17.22.1.1 unchanged.]

17.22.2 ~~Preseason~~ **Weight Training, Conditioning or Skill Instruction and Practice.** A member institution shall not commence **weight training, conditioning or skill instruction in accordance with Bylaw 17.1.6.2 and** practice sessions in swimming and diving before September 7 or the institution's ~~first~~ **fourth** day of classes for the fall term, whichever is earlier.

17.22.3 First Date of Competition. A member institution shall not engage in its first date of competition (game or scrimmage) with outside competition in swimming and diving before September 7 or the institution's ~~first~~ **fourth** day of classes for the fall term, whichever is earlier.

[Remainder of 17.22 unchanged.]

D. Bylaws: Amend 17.24, as follows:

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

[17.24.1 through 17.24.1.1 unchanged.]

17.24.2 ~~Preseason~~ **Weight Training, Conditioning or Skill Instruction and Practice.** A member institution shall not commence **weight training, conditioning or skill instruction in accordance with Bylaw 17.1.6.2 and** practice sessions in indoor and outdoor track and field before September 7 or the institution's ~~first~~ **fourth** day of classes for the fall term, whichever is earlier.

17.24.3 First Date of Competition. A member institution shall not engage in its first date of competition (meet or practice meet) with outside competition in indoor and outdoor track and field before September 7 or the institution's ~~first~~ **fourth** day of classes for the fall term, whichever is earlier.

Remainder of 17.24 unchanged.]

E. Bylaws: Amend 17.27, as follows:

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

[17.27.1 unchanged.]

17.27.2 ~~Preseason~~ **Weight Training, Conditioning or Skill Instruction and Practice.** A member institution shall not commence **weight training, conditioning or skill instruction in accordance with Bylaw 17.1.6.2 and** practice sessions in wrestling before September 7 or the institution's ~~first~~ **fourth** day of classes for the fall term, whichever is earlier.

17.27.3 First Date of Competition. A member institution shall not engage in its first date of competition (game or scrimmage) with outside competition in wrestling before September 7 or the institution's ~~first~~ **fourth** day of classes for the fall term, whichever is earlier.

[Remainder of 17.27 unchanged.]

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

Effective Date: August 1, 2011

Rationale: This proposal is part of Phase II of the Life in the Balance initiative, which focuses on a review of the playing and practice seasons legislation to ensure its alignment with the division's strategic positioning platform and the principle of "life in the balance." Currently, basketball student-athletes may begin weight training, conditioning and skill instruction at the beginning of the institution's academic year. All other winter sport student-athletes may begin weight training, conditioning and skill instruction at the beginning of the institution's academic year, and practice and the first date of competition on September 7 or the institution's first day of classes for the fall term, whichever is earlier. These sports conclude their championship segment in mid- to late-March, which accounts for the longest championship segment in any sports season. At most institutions, this change will benefit student-athletes by starting conditioning, preseason practice and the first date of competition no earlier than the fourth day of classes in the fall term. This change will allow student-athletes to become acclimated to campus life and their course schedule at the beginning of the fall term before starting participation in conditioning, preseason practice activities or the first date of competition.

No. 2-2	PLAYING AND PRACTICE SEASONS -- BASEBALL, GOLF, LACROSSE, ROWING, SOFTBALL AND TENNIS -- FIRST DATE OF CONDITIONING ACTIVITIES, PRACTICE AND COMPETITION IN THE NONCHAMPIONSHIP SEGMENT -- INDOOR AND OUTDOOR TRACK AND FIELD -- FIRST DATE OF CONDITIONING ACTIVITIES, PRACTICE AND COMPETITION -- SEPTEMBER 7 OR FOURTH DAY OF CLASSES
---------	--

Intent: In baseball, golf, lacrosse, rowing, softball and tennis, to specify that an institution shall not commence weight training, conditioning, skill instruction or practice and competition in the nonchampionship segment before September 7 or the fourth day of classes, whichever is earlier; further, in indoor and outdoor track and field, to specify that an institution shall not commence weight training, conditioning, skill instruction or practice and competition before September 7 or the institution's fourth day of classes for the fall term, whichever is earlier.

A. Bylaws: Amend 17.1.6.2, as follows:

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

[Remainder of 17.1.6.2 unchanged.]

B. Bylaws: Amend 17.2, as follows:

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

[17.2.1 through 17.2.4 unchanged.]

17.2.5 First Date of Practice and Competition -- Nonchampionship Segment. A member institution shall not commence practice sessions or engage in outside competition in the nonchampionship segment before September 7 or the ~~first~~ **fourth** day of classes, whichever is earlier.

[17.2.5.1 through 17.2.7.5 unchanged.]

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

(a) Weight Training, Conditioning and Skill Instruction. Student-athletes ~~may participate~~ **shall not engage** in weight training, conditioning and skill instruction **before September 7 or the fourth day of classes, whichever is earlier** in accordance with Bylaw 17.1.6.2; and

(b) Nonchampionship Segment Activities. During the segment in which the NCAA championship does not occur, student-athletes may participate in any practice or competition activity as permitted by other legislation provided such activity is restricted to a maximum of 24 days that occur within a period of 45 consecutive calendar days, omitting vacation and examination days officially announced on the institution's calendar and days during which 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 17.2.5 and 17.2.6, **and shall not commence prior to September 7 or the fourth day of classes, whichever is earlier.**

[Remainder of 17.2 unchanged.]

C. Bylaws: Amend 17.10, as follows:

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

[17.10.1 through 17.10.4 unchanged.]

17.10.5 First Date of Practice and Competition -- Nonchampionship Segment. A member institution shall not commence practice sessions or engage in outside competition in the nonchampionship segment before September 7 or the ~~first~~ **fourth** day of classes, whichever ~~occurs first~~ **is earlier**.

[17.10.5.1 through 17.10.7.5 unchanged.]

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

(a) Weight Training, Conditioning and Skill Instruction. Student-athletes ~~may participate~~ **shall not engage** in weight training, conditioning and skill instruction **before September 7 or the fourth day of classes, whichever is earlier** in accordance with Bylaw 17.1.6.2; and

(b) Nonchampionship Segment Activities. During the segment in which the NCAA championship does not occur, student-athletes may participate in any practice or competition activity as permitted by other legislation provided such activity is restricted to a maximum of 24 days that occur within a period of 60 consecutive calendar days, omitting vacation and examination days officially announced or on days that the institution is closed due to inclement weather, as long as no practice or competition occurs on such days. Multi-day tournaments (up to a maximum of five tournaments) may count as one date of the 24 practice or competition dates, regardless of the number of days of the tournament. The 60 consecutive calendar days must be within the dates set forth in Bylaws 17.10.5 and 17.10.6, **and shall not commence prior to September 7 or the fourth day of classes, whichever is earlier**. It is not permissible for an institution that declares fall as its championship segment and operates on the quarter system to engage in practice and competition from the time period of seven calendar days prior to the first date of the institution's final examination period for the winter quarter until the first day of classes of the spring quarter. The days during which practice and competition is prohibited may be exempted from the period of 60 consecutive calendar days.

[17.10.8-(b)-(1) unchanged.]

[Remainder of 17.10 unchanged.]

D. Bylaws: Amend 17.13, as follows:

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

[17.13.1 through 17.13.4 unchanged.]

17.13.5 First Date of Practice and Competition -- Nonchampionship Segment. A member institution shall not commence practice sessions or engage in outside competition in the nonchampionship segment before September 7 or the ~~first~~ **fourth** day of classes, ~~whichever occurs first~~ **is earlier**.

[17.13.6 through 17.13.7.5 unchanged.]

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

(a) Weight Training, Conditioning and Skill Instruction. Student-athletes ~~may participate~~ **shall not engage** in weight training, conditioning and skill instruction **before September 7 or the fourth day of classes, whichever is earlier** in accordance with Bylaw 17.1.6.2; and

(b) Nonchampionship Segment Activities. During the segment in which the NCAA championship does not occur, student-athletes may participate in any practice or competition activity as permitted by other legislation provided such activity is restricted to a maximum of 24 days that occur within a period of 45 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 17.13.5 and 17.13.6, **and shall not commence prior to September 7 or the fourth day of classes, whichever is earlier.**

[Remainder of 17.13 unchanged.]

E. Bylaws: Amend 17.15, as follows:

17.15 ROWING, WOMEN'S. Regulations for computing the rowing playing season are set forth in Bylaw 17.1, General Playing-Season Regulations. (See Figure 17-1 and Figure 17-2.) The following regulations apply independently to open and lightweight rowing programs.

[17.15.1 through 17.15.4 unchanged.]

17.15.5 First Date of Practice and Competition -- Nonchampionship Segment. A member institution shall not commence practice sessions or engage in outside competition in the nonchampionship segment before September 7 or the ~~first~~ **fourth** day of classes, ~~whichever occurs first~~ **is earlier.**

[17.15.6 through 17.15.7.5 unchanged.]

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

(a) Weight Training, Conditioning and Skill Instruction. Student-athletes ~~may participate~~ **shall not engage** in weight training, conditioning and skill instruction **before September 7 or the fourth day of classes, whichever is earlier** in accordance with Bylaw 17.1.6.2; and

(b) Nonchampionship Segment Activities. During the segment in which the NCAA championship does not occur, student-athletes may participate in any practice or competition activity as permitted by other legislation provided such activity is restricted to a maximum of 24 days that occur within a period of 45 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 17.15.5 and 17.15.6, **and shall not commence prior to September 7 or the fourth day of classes, whichever is earlier.**

(1) Exception. For women's rowing, such activity is restricted to a maximum of 45 days that occur within a period of 65 consecutive calendar days, omitting vacation and examination days officially announced on the institution's calendar and days or on days that the institution is closed due to inclement weather, as long as no practice or competition occurs on such days. The 65 calendar days must be within the dates set forth in Bylaws 17.15.5 and 17.15.6, **and shall not commence prior to September 7 or the fourth day of classes, whichever is earlier.**

[Remainder of 17.15 unchanged.]

F. Bylaws: Amend 17.20, as follows:

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

[17.20.1 through 17.20.4 unchanged.]

17.20.5 First Date of Practice and Competition -- Nonchampionship Segment. A member institution shall not commence practice sessions or engage in outside competition in the nonchampionship segment before September 7 or the ~~first~~ **fourth** day of classes, whichever ~~occurs first~~ **is earlier**.

[17.20.6 through 17.20.7.5 unchanged.]

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

(a) Weight Training, Conditioning and Skill Instruction. Student-athletes ~~may participate~~ **shall not engage** in weight training, conditioning and skill instruction **before September 7 or the fourth day of classes, whichever is earlier** in accordance with Bylaw 17.1.6.2; and

(b) Nonchampionship Segment Activities. During the segment in which the NCAA championship does not occur, student-athletes may participate in any practice or competition activity as permitted by other legislation provided such activity is restricted to a maximum of 24 days that occur within a period of 45 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 17.20.5 and 17.20.6, **and shall not commence prior to September 7 or the fourth day of classes, whichever is earlier**.

[Remainder of 17.20 unchanged.]

G. Bylaws: Amend 17.23, as follows:

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

[17.23.1 through 17.23.4 unchanged.]

17.23.5 First Date of Practice and Competition -- Nonchampionship Segment. A member institution shall not commence practice sessions or engage in outside competition in the nonchampionship segment before September 7 or the ~~first~~ **fourth** day of classes, whichever ~~occurs first~~ **is earlier**.

[17.23.5.1 through 17.23.7.5 unchanged.]

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

(a) Weight Training, Conditioning and Skill Instruction. Student-athletes ~~may participate~~ **shall not engage** in weight training, conditioning and skill instruction **before September 7 or the fourth day of classes, whichever is earlier** in accordance with Bylaw 17.1.6.2; and

(b) Nonchampionship Segment Activities. During the segment in which the NCAA championship does not occur, student-athletes may participate in any practice or competition activity as permitted by other legislation provided such activity is restricted to a maximum of 24

days that occur within a period of 45 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 17.23.5 and 17.23.6, **and shall not commence prior to September 7 or the fourth day of classes, whichever is earlier.** It is not permissible for an institution that declares fall as its championship segment and operates on the quarter system to engage in practice and competition from the time period of seven calendar days prior to the first date of the institution's final examination period for the winter quarter until the first day of classes of the spring quarter. The days during which practice and competition is prohibited may be exempted from the period of 45 consecutive calendar days.

[17.23.8-(b)-(1) through 17.23.8-(b)-(2) unchanged.]

[Remainder of 17.23 unchanged.]

H. Bylaws: Amend 17.24, as follows:

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

[17.24.1 through 17.24.1.1 unchanged.]

17.24.2 ~~Preseason~~ **Weight Training, Conditioning or Skill Instruction and Practice.** A member institution shall not commence **weight training, conditioning or skill instruction supervised by coaching staff members in accordance with Bylaw 17.1.6.2 or** practice sessions in indoor and outdoor track and field before September 7 or the institution's ~~first~~ **fourth** day of classes for the fall term, whichever is earlier.

17.24.3 First Date of Competition. A member institution shall not engage in its first date of competition (meet or practice meet) with outside competition in indoor and outdoor track and field before September 7 or the institution's ~~first~~ **fourth** day of classes for the fall term, whichever is earlier.

[Remainder of 17.24 unchanged.]

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

Effective Date: August 1, 2011

Rationale: This proposal is part of Phase II of the Life in the Balance initiative, which focuses on a review of the playing and practice seasons legislation to ensure its alignment with the division's strategic positioning platform and the principle of "life in the balance." Amending the start for conditioning activities, practice and competition for the fall term in specified sports to September 7 or the fourth day of classes, whichever is earlier, will provide student-athletes the opportunity to begin getting acclimated to the campus, their class schedule and nonathletic-related commitments before engaging in countable athletically related activities.

Intent: To modify the weekly hour limitations outside of the playing season, as follows: (a) in winter and spring championship sports, to permit a student-athlete to participate in a maximum of two hours of team activities per week as part of the permissible eight hours of countable athletically related activities that may occur during the academic year outside of the playing season from the beginning of the institution's academic year through the day before the first permissible practice date; and (b) in fall championship sports other than football, to permit a student-athlete to participate in a maximum of two hours of team activities per week as part of the permissible eight hours of countable athletically related activities that may occur during the academic year outside of the playing season from the first day of classes in the second term of the institution's academic year through February 15; further, to specify that outside of the playing season after the Division II championship to one week before the beginning of the institution's final examination period, a student-athlete may participate in no more than two hours per week of skill instruction as part of the permissible eight hours of required countable athletically related activities that may occur during the academic year outside of the playing season.

Bylaws: Amend 17.1.6.2, as follows:

17.1.6.2 Weekly Hour Limitations -- Outside of Playing Season.

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

(a) In winter and spring championship sports, from the beginning of the institution's academic year through the day before the first permissible practice date, a student-athlete's participation in weight training, conditioning, team activities and skill instruction shall be limited to a maximum of eight hours per week, of which not more than two hours per week may be spent on team activities and/or skill instruction;

(b) In fall championship sports, from the beginning of the institution's second term of the academic year (e.g., winter quarter, spring semester) through February 15, a student-athlete's participation in weight training, conditioning, team activities and skill instruction shall be limited to a maximum of eight hours per week, of which not more than two hours per week may be spent on team activities and/or skill instruction; and

(c) Between the end of the Division II championship, or the end of the nonchampionship segment, and one week prior to the beginning of the institution's final examination period, a student-athlete's participation in weight training, conditioning and skill instruction shall be limited to a maximum of eight hours per week, of which not more than two hours per week may be spent on skill instruction set forth in Bylaw 17.1.6.2.3. During this period, team activities shall not be permitted.

17.1.6.2.2 Football. In football, outside of the playing season during the academic year, only a student-athlete's participation in weight training, conditioning and review of game film shall be permitted. A student-athlete's participation in such activities shall be limited to a maximum of eight hours per week, of which not more than two hours per week may be spent on review of game film.

[17.1.6.2.1 through 17.1.6.2.1.1 renumbered as 17.1.6.2.3 through 17.1.6.2.3.1, unchanged.]

17.1.6.2.24 Conditioning Activities. Conditioning drills, **as permitted in** ~~per~~ Bylaws **17.1.6.2.1 and 17.1.6.2.2**, that ~~may~~ simulate game activities are permissible, provided no offensive or defensive alignments are set up and no equipment related to the sport is used. In ice hockey, a student-athlete may be involved in on-ice conditioning activities, provided no equipment other than skates is used. In swimming and diving, a student-athlete may be involved with in-pool conditioning activities and swimming-specific equipment (e.g., starting blocks, kickboards, pull buoys) may be used.

17.1.6.2.5 Institutional Final Exam Period. All countable athletically related activities outside the playing season are prohibited one week prior to the beginning of the institution's final examination period through the conclusion of the institution's final examinations. Participation in voluntary individual workouts monitored by strength and conditioning personnel for safety purposes per Bylaw 17.02.1.1 shall not count against the weekly hour limitation.

[17.1.6.2.3 through 17.1.6.2.4 renumbered as 17.1.6.2.6 through 17.1.6.2.7, unchanged.]

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

Effective Date: August 1, 2011

Rationale: This proposal is part of Phase II of the Life in the Balance initiative, which focuses on a review of the playing and practice seasons legislation to ensure its alignment with the division's strategic positioning platform and the principle of "life in the balance." Currently, outside the playing season during the academic year, student-athletes are limited to a maximum of eight hours per week of countable athletically related activities, of which not more than two hours per week may be spent on skill instruction. This proposal will provide spring championship sports with the ability to prepare for in-season competition with team activities, including practice, from the beginning of the institution's academic year through the day before the first permissible practice date. This opportunity will also be available to fall championship sports from the first day of classes in the second term of the academic year through February 15. The proposal provides coaches with the flexibility to design out-of-season workouts to include skill instruction or team activities for a total of two of the eight permissible hours, based on the needs of student-athletes and the team. Skill instruction will be maintained for the development of individual student-athletes after the

Division II championship until the week prior to the institution's final examination period. This proposed change does not increase the time for out-of-season activities; it simply permits another type of activity during that time.

No. 2-4 (1-4) **PLAYING AND PRACTICE SEASONS -- DEFINITIONS AND APPLICATIONS --
STRENGTH AND CONDITIONING WORKOUTS JULY 1 THROUGH END OF
INSTITUTION'S SUMMER VACATION PERIOD**

Intent: To specify that a strength and conditioning coach who performs such duties for all of the institution's intercollegiate teams may design, conduct and monitor specific workout programs for student-athletes July 1 through the end of the institution's summer vacation period, provided such workouts are administered at the request of the student-athlete; further, to reorganize the definitions and applications section of the playing seasons legislation relating to the permissible activities of strength and conditioning personnel.

Bylaws: Amend 17.02.1, as follows:

17.02.1 Countable Athletically Related Activities. Countable athletically related activities include any required activity with an athletics purpose, involving student-athletes and at the direction of, or supervised by, any member or members of an institution's coaching staff (including strength and conditioning coaches) and must be counted within the weekly and daily limitations under Bylaws 17.1.6.1 and 17.1.6.2. Administrative activities (e.g., academic meetings, compliance meetings) shall not be considered as countable athletically related activities.

~~17.02.1.1 Exception -- Strength and Conditioning Personnel. Strength and conditioning personnel may monitor voluntary individual workouts (e.g., summer workouts) for safety purposes without considering such supervision as a countable athletically related activity per Bylaw 17.02.1. Although an institution may designate more than one strength and conditioning coach, it is not permissible for an institution to designate a specific strength and conditioning coach for each of the institution's intercollegiate teams. If the strength and conditioning coach is also a coaching staff member for one of the institution's intercollegiate teams, such assistance may be provided only if that staff member performs such duties for all intercollegiate teams. This exception shall apply during and outside the declared playing and practice season (see Bylaw 17.1.6.2).~~

[17.02.1.2 renumbered as 17.02.1.1, unchanged.]

[17.02.2 through 17.02.12.3 unchanged.]

17.02.13 Strength and Conditioning Personnel. Strength and conditioning personnel may monitor voluntary individual workouts (e.g., summer workouts) for safety purposes without such supervision being considered as a countable athletically related activity per Bylaw 17.02.1. Although an institution may designate more than one strength and conditioning coach, it is not permissible for an institution to designate a specific strength and conditioning coach for each of the institution's intercollegiate teams. If the strength and conditioning coach is also a coaching staff member for one of the institution's intercollegiate teams, such assistance may be provided only if that staff member performs such duties for all intercollegiate teams. This shall apply during and outside the declared

playing and practice season (see Bylaw 17.1.6.2).

17.02.13.1 July 1 Through the End of the Institution's Summer Vacation Period. In addition to monitoring individual workouts, a strength and conditioning coach who performs such duties for all of the institution's intercollegiate teams may design and conduct specific workout programs for student-athletes July 1 through the end of the institution's summer vacation period, provided such workouts are administered at the request of the student-athlete.

[17.02.13 through 17.02.15 renumbered to 17.02.14 through 17.02.16, unchanged.]

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

Effective Date: Immediate

Rationale: This proposal promotes student-athlete well-being by allowing strength and conditioning programs to occur in a safe and controlled environment and by allowing strength and conditioning personnel to work more closely with student-athletes in workouts during the latter part of the summer when student-athletes are escalating workout sessions to prepare for the start of the academic year and/or preseason practice. Currently, fall sport student-athletes are at a disadvantage with their conditioning because they are unable to begin workouts under the supervision of strength and conditioning coaches until the start of preseason practice. Allowing strength and conditioning personnel to design and conduct workouts administered at the request of the student-athlete beginning July 1 ensures fall sport student-athletes are afforded individual conditioning instruction and the opportunity to prepare for the physical demands of preseason practice. Further, reorganizing the legislation relating to the permissible involvement of strength and conditioning personnel with student-athletes alleviates confusion whether such activities are considered countable athletically related activities. The immediate effective date will allow strength and conditioning personnel to design and conduct specific workout programs for student-athletes during the 2011 summer.

No. 2-5 (1-5)	PLAYING AND PRACTICE SEASONS -- WINTER BREAK -- SEVEN CONSECUTIVE CALENDAR DAYS DURING THE PERIOD OF DECEMBER 20 THROUGH DECEMBER 30
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Intent: To specify that an institution shall establish a winter break of seven consecutive calendar days during the period of December 20 through December 30, during which a student-athlete shall not participate in any voluntary athletically related activities on campus, 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 for seven consecutive calendar days, as determined by the institution, during the period of December 20 through December 30.

A. Bylaws: Amend 17.1.6, as follows:

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

[17.1.6.1 through 17.1.6.5 unchanged.]

17.1.6.6 Additional Restrictions.

[17.1.6.6.1 through 17.1.6.6.2.1 unchanged.]

17.1.6.6.3 Winter Break.

17.1.6.6.3.1 Voluntary Athletically Related Activities. A student-athlete shall not participate in any voluntary athletically related activities on campus ~~from December 20 through December 26~~ **for seven consecutive calendar days, as determined by the institution, during the period of December 20 through December 30**, unless the facility is open to the general student body (see Bylaw 17.02.1).

17.1.6.6.3.2 Transportation During the Winter Break. An institution shall not provide transportation ~~December 20 through December 26~~ **during the seven consecutive calendar days, as determined by the institution, during the period of December 20 through December 30**, in conjunction with away-from-home competition.

17.1.6.6.3.2.1 Exception -- Travel on ~~December 20~~ **First Day of Declared Winter Break. It is permissible for** ~~Aan~~ institution ~~may to~~ travel on ~~December 20~~ **the first day of the declared winter break** after an away-from-home competition, provided that is the earliest practical opportunity to return to campus.

B. Bylaws: Amend 17.3, as follows:

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

[17.3.1 through 17.3.3.1 unchanged.]

17.3.4 Limitations on Countable Athletically Related Activities and Transportation -- Winter Break.

17.3.4.1 Countable Athletically Related Activities. A student-athlete shall not participate in any countable athletically related activities ~~from December 20 through December 26~~ **for seven consecutive calendar days, as determined by the institution, during the period of December 20 through December 30** (see Bylaw 17.02.1).

17.3.4.2 Transportation. An institution shall not provide transportation ~~December 20 through December 26~~ **during the seven consecutive calendar days, as determined by the institution, during the period of December 20 through December 30** in conjunction with away-from-home competition.

17.3.4.2.1 Exception -- Travel on ~~December 20~~ **First Day of Declared Winter Break. It is permissible for** ~~Aan~~ institution ~~may to~~ travel on ~~December 20~~ **the first day of the declared winter break** after an away-from-home competition, provided that is the earliest practical opportunity to return to campus.

[Remainder of 17.3 unchanged.]

C. Bylaws: Amend 17.22, as follows:

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

Figure 17-2.)

[17.22.1 through 17.22.3 unchanged.]

17.22.4 Limitations on Countable Athletically Related Activities and Transportation -- Winter Break.

17.22.4.1 Countable Athletically Related Activities. A student-athlete shall not participate in any countable athletically related activities ~~from December 20 through December 26~~ **for seven consecutive calendar days, as determined by the institution, during the period of December 20 through December 30** (see Bylaw 17.02.1).

17.22.4.2 Transportation. An institution shall not provide transportation ~~December 20 through December 26~~ **during the seven consecutive calendar days, as determined by the institution, during the period of December 20 through December 30** in conjunction with away-from-home competition.

17.22.4.2.1 Exception -- Travel on ~~December 20~~ **First Day of Declared Winter Break. It is permissible for** ~~An institution may to~~ travel on ~~December 20~~ **the first day of the declared winter break** after an away-from-home competition, provided that is the earliest practical opportunity to return to campus.

[Remainder of 17.22 unchanged.]

D. Bylaws: Amend 17.24, as follows:

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

[17.24.1 through 17.24.3 unchanged.]

17.24.4 Limitations on Countable Athletically Related Activities and Transportation -- Winter Break.

17.24.4.1 Countable Athletically Related Activities. An indoor track and field student-athlete shall not participate in any countable athletically related activities ~~from December 20 through December 26~~ **for seven consecutive calendar days, as determined by the institution, during the period of December 20 through December 30** (see Bylaw 17.02.1).

17.24.4.2 Transportation. An institution shall not provide transportation ~~December 20 through December 26~~ **during the seven consecutive calendar days, as determined by the institution, during the period of December 20 through December 30** in conjunction with away-from-home competition.

17.24.4.2.1 Exception -- Travel on ~~December 20~~ **First Day of Declared Winter Break. It is permissible for** ~~An institution may to~~ travel on ~~December 20~~ **the first day of the declared winter break** after an away-from-home competition, provided that is the earliest practical opportunity to return to campus.

[Remainder of 17.24 unchanged.]

E. Bylaws: Amend 17.27, as follows:

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

[17.27.1 through 17.27.3 unchanged.]

17.27.4 Limitations on Countable Athletically Related Activities and Transportation -- Winter Break.

17.24.4.1 Countable Athletically Related Activities. A student-athlete shall not participate in any countable athletically related activities ~~from December 20 through December 26~~ **for seven consecutive calendar days, as determined by the institution, during the period of December 20 through December 30** (see Bylaw 17.02.1).

17.27.4.2 Transportation. An institution shall not provide transportation ~~December 20 through December 26~~ **during the seven consecutive calendar days, as determined by the institution, during the period of December 20 through December 30** in conjunction with away-from-home competition.

17.27.4.2.1 Exception -- Travel on ~~December 20~~ **First Day of Declared Winter Break. It is permissible for A**an institution ~~may to~~ travel on ~~December 20~~ **the first day of the declared winter break** after an away-from-home competition, provided that is the earliest practical opportunity to return to campus.

[Remainder of 17.27 unchanged.]

Source: Pennsylvania State Athletic Conference and Rocky Mountain Athletic Conference.

Effective Date: August 1, 2011

Rationale: At the 2010 NCAA Convention, the membership adopted a proposal which established a "dead" period of December 20 through December 26 during the championship segment for winter sports. The intent of this legislation was to promote the principle of "life in the balance" for student-athletes and institutional athletics personnel within the playing and practice seasons legislation. In keeping with the intent of establishing the dead period, this proposal would provide increased flexibility for institutions to schedule around semester finals, graduations and conference scheduling mandates. It significantly puts control of the dead period in the hands of institutions and should reduce the likely need for any future waivers by the membership.

No. 2-6	PLAYING AND PRACTICE SEASONS -- TRACK AND FIELD, INDOOR/OUTDOOR -- NUMBER OF DATES OF COMPETITION -- MAXIMUM LIMITATIONS -- INSTITUTIONAL -- COMPETITION THAT EXCEEDS TWO DAYS
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Intent: To specify that (1) an institution that participates in a meet that exceeds two days in duration may count the first two days of the competition as a single date of competition, but must count any additional days as separate dates of competition; (2) an institution that participates in multiple competitions on the same date that it participates in a competition that exceeds two days may select either day (but not both days) as one institutional date of competition; and (3) if the institution participates in a separate event on the selected date, such participation will not result in

an additional date of competition; however, participation in a separate event at a separate site on the date not selected will result in a second date of competition if the institution has the minimum number of student-athletes participating on that day.

Bylaws: Amend 17.24, as follows:

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

[17.24.1 through 17.24.6.1 unchanged.]

17.24.6.1.1 Competition That Exceeds Two Days. An institution that participates in a meet that exceeds two days in duration may count the first two days of competition as a single date of competition but must count any additional days as separate dates of competition. An institution that participates in multiple competitions on the same date that it participates in a competition that exceeds two days may select either day (but not both days) as one institutional date of competition. Further, if the institution participates in a separate event on the selected date, such participation will not result in an additional date of competition. However, participation in a separate event at a separate site on the date not selected will result in a second date of competition if the institution has the minimum number of student-athletes participating on that day.

[17.24.6.1.1 renumbered as 17.24.6.1.2, unchanged.]

17.24.6.2 Maximum Limitations -- Student-Athlete. An individual student-athlete may participate in each academic year in not more than 18 dates of competition in indoor/outdoor track and field, **which may include not more than six two-day meets that shall each count as a single date.** 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 17.24 unchanged.]

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

Effective Date: August 1, 2011

Rationale: In indoor and outdoor track and field, many meets occur over the course of two days. Meets are set up this way to allow for multiple rounds in an event, as well as to accommodate combined events that have to be contested over the course of two days. This setup provides student-athletes the opportunity to compete in several different events while also taking into consideration their physical well-being. Currently, Divisions I and III have legislation that provides institutions the ability to count multiday meets as one date of competition. Amending the Division II legislation to mirror that of the other divisions creates an equitable experience for student-athletes as many track and field competitions consist of institutions representing all three divisions. In addition, amending the legislation will alleviate the confusion with how to count multiday events, and the difficulty monitoring dates of competition.

No. 2-7 PLAYING AND PRACTICE SEASONS AND ELIGIBILITY -- WRESTLING --
FIRST DATE OF PRACTICE AND COMPETITION AND NO OUTSIDE
COMPETITION BETWEEN BEGINNING OF ACADEMIC YEAR AND
NOVEMBER 1

Intent: In wrestling, to specify that a student-athlete shall not participate in outside competition (on a team or as an individual) between the beginning of the institution's academic year and November 1; further, to specify that an institution shall not commence practice sessions prior to October 10 and shall not engage in its first date of competition with outside competition prior to November 1.

A. Bylaws: Amend 14.7, as follows:

14.7 OUTSIDE COMPETITION, EFFECTS ON ELIGIBILITY. The eligibility of a student-athlete who engages in outside competition (see Bylaws 14.3.2.4 and 17.02.10) is affected as set forth in the following regulations.

14.7.1 Outside Competition, Sports Other Than Basketball. A student-athlete becomes ineligible for intercollegiate competition in his or her sport (other than basketball) if, after enrollment in college and during any year in which the student-athlete is a member of an intercollegiate squad or team, he or she competes or has competed as a member of any outside team in any noncollegiate, amateur competition (e.g., tournament play, exhibition games or other activity) during the institution's intercollegiate season in the sport (see Bylaw 14.7.5 for exceptions) until eligibility is restored by the Committee on Student-Athlete Reinstatement.

14.7.1.1 Additional Restriction -- Wrestling. In wrestling, a student-athlete may compete outside of the institution's intercollegiate season as a member of an outside team in any noncollegiate, amateur competition, except during the period between the beginning of the institution's academic year and November 1. The number of student-athletes from any one institution shall not exceed the applicable limits set forth in Bylaw 17.29.2.

[14.7.2 through 14.7.3.3 unchanged.]

14.7.3.4 Competition as Individual/Not Representing Institution. It is permissible for a student-athlete to participate in outside competition as an individual during the academic year in the student-athlete's sport, as long as the student-athlete represents only himself or herself in the competition and does not engage in such competition as a member of or receive expenses from an outside team.

14.7.3.4.1 No Competition Between Beginning of Academic Year and November 1 -- Wrestling. In wrestling, a student-athlete shall not participate in outside competition as an individual between the beginning of the institution's academic year and November 1.

[Remainder of 14.7 unchanged.]

B. Bylaws: Amend 17.27, as follows:

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

[17.27.1 unchanged.]

17.27.2 Preseason Practice. A member institution shall not commence practice sessions in wrestling before ~~September 7 or the institution's first day of classes for the fall term, whichever is earlier~~ **October 10**.

17.27.3 First Date of Competition. A member institution shall not engage in its first date of competition (game or scrimmage) with outside competition in wrestling before ~~September 7 or the institution's first day of classes for the fall term, whichever is earlier~~ **November 1**.

[17.27.4 through 17.27.9 unchanged.]

17.27.10 Other Restrictions.

17.27.10.1 Noncollegiate, Amateur Competition.

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

17.27.10.1.2 Out of Season. **A student-athlete is not permitted to practice or compete on an outside, amateur wrestling team or as an individual between the beginning of the institution's academic year and November 1.** ~~There~~ **At other times, there** are no limits on the number of student-athletes from the same member institution with eligibility remaining in intercollegiate wrestling who may practice or compete out of season on an outside, amateur wrestling team.

[Remainder of 17.27 unchanged.]

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

Effective Date: August 1, 2011

Rationale: Establishing later start dates for practice and competition will shorten the wrestling season, benefiting the sport and student-athletes by providing more time for academic pursuits. In addition, the reduction in the length of the season, coupled with the restriction on outside competition between the beginning of the academic year and November 1, will provide student-athletes an opportunity to become acclimated to campus life prior to the start of the sports season.

No. 2-8	PLAYING AND PRACTICE SEASONS -- WRESTLING -- NUMBER OF DATES OF COMPETITION -- ANNUAL EXEMPTIONS -- NATIONAL WRESTLING COACHES ASSOCIATION NATIONAL DUALS
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Intent: In wrestling, to specify that the National Wrestling Coaches Association (NWCA) National Duals shall be exempted from the maximum number of dates of competition.

Bylaws: Amend 17.27.6.3, as follows:

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

[17.27.6.3-(a) through 17.27.6.3-(f) unchanged.]

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

- (1) The student-athletes do not miss class as a result of the participation; and
- (2) The involvement of the student-athletes has the approval of the institution's athletics director; ~~and~~

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

(i) National Wrestling Coaches Association National Duals. Competition in the National Wrestling Coaches Association National Duals.

[Remainder of 17.27 unchanged.]

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

Effective Date: August 1, 2011

Rationale: This exemption helps place greater emphasis on dual meet competition. Institutions do not know if they will participate in the NWCA National Duals at the time they establish their schedules because invitations to the NWCA National Duals are provided only one month in advance of the event. Exempting the event will allow a student-athlete to compete in this prestigious event if invited, even if the institution or individual is already scheduled to compete in the maximum 16 dates of competition.

No. 2-9	NCAA MEMBERSHIP -- DEFINITIONS AND APPLICATIONS -- AFFILIATED AND CORRESPONDING MEMBERSHIP -- REQUIREMENTS FOR AFFILIATED MEMBERSHIP AND ELIMINATION OF CORRESPONDING MEMBERSHIP
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Intent: To eliminate corresponding membership; further, to modify the requirements for affiliated membership, as specified.

A. Constitution: Amend 3.01, as follows:

3.01 GENERAL PRINCIPLES

3.01.1 Classes of Membership. The NCAA offers ~~five~~ **four** classes of membership: active, conference, affiliated, ~~corresponding~~ and provisional. Eligibility for and method of election to membership, obligations and conditions for continuing membership, voting rights, and other membership privileges for each class are defined in this article.

[3.01.2 through 3.01.4 unchanged.]

B. Constitution: Amend 3.02.3, as follows:

3.02.3 Membership Categories.

[3.02.3.1 through 3.02.3.4 unchanged.]

3.02.3.5 Affiliated Member. An affiliated member is a ~~nonprofit group~~ **coaches** or **sports** association whose function and purpose are directly related to one or more sports in which the NCAA conducts championships **or an emerging sport for women or an association consisting of college/university administrators who have a direct relationship to either the NCAA or the membership**, duly elected to affiliated membership under the provisions of this article (see Constitution 3.4.3). An affiliated member is entitled to be represented by one nonvoting delegate at any NCAA Convention and enjoys other privileges as designated in the bylaws of the Association (see Constitution 3.4.2).

~~3.02.3.6 Corresponding Member. A corresponding member is an institution, a nonprofit organization or a conference that is not eligible for active, provisional, conference or affiliated membership and desires to receive membership publications and mailings. A corresponding member duly elected under the provisions of this article (see Constitution 3.5.3) receives all publications and mailings received by the general NCAA membership and is not otherwise entitled to any membership privileges (see Constitution 3.5.2).~~

C. Constitution: Amend 3.2.5, as follows:

3.2.5 Loss of Active Membership.

[3.2.5.1 through 3.2.5.1.1 unchanged.]

3.2.5.2 Removal of Accreditation. If an active member's accreditation is removed by its regional accrediting agency, it shall ~~be reclassified immediately as a corresponding member~~ **forfeit immediately its membership in the Association.**

[Remainder of 3.2.5 unchanged.]

D. Constitution: Amend 3.3.4.4, as follows:

3.3.4.4 Conference Student-Athlete Advisory Committee. Each active member conference shall establish a student-athlete advisory committee for its member institutions' student-athletes. The composition and duties of the committee shall be determined by the conference.

[3.3.4.4.1 unchanged.]

3.3.4.4.1.1 Failure to Conduct a Conference Student-Athlete Advisory Committee Annual Meeting. If an active member conference fails to meet the conditions set forth in Constitution 3.3.4.4.1 during a given year, the conference shall immediately be placed on probationary status during the following academic year and would not be eligible for the conference grant that is designated for the enhancement of the conference student-athlete advisory committee. If the conference fails to meet the conditions set forth in Constitution 3.3.4.4.1 during the probationary year, the conference may ~~be reclassified immediately as a corresponding member~~ **forfeit immediately its membership in the Association.**

[3.3.4.4.1.2 unchanged.]

E. Constitution: Amend 3.4, as follows:

3.4 AFFILIATED MEMBERSHIP

3.4.1 Eligibility. Affiliated membership is available to a duly elected ~~nonprofit group or~~ **coaches or sports** association whose function and purpose are directly related to one or more sports in which the Association conducts championships or ~~identifies as an emerging sport~~ **for women or an association consisting of college/university administrators who have a direct relationship to either the NCAA or the membership.**

[3.4.2 through 3.4.6.1 unchanged.]

F. Constitution: Amend 3.5, as follows:

~~3.5 CORRESPONDING MEMBERSHIP~~

~~3.5.1 Eligibility. Corresponding membership is available to duly elected institutions, conferences and nonprofit organizations that are not eligible for active, provisional, conference or affiliated membership but wish to receive the Association's membership publications and mailings.~~

~~3.5.2 Privileges. Corresponding members shall receive all publications and mailings received by the general membership of the Association but shall not be entitled to any other membership privileges, including the right to use the Association's name, logo or other insignia. A copy of NCAA Champion magazine shall be sent to each member of the NCAA.~~

~~3.5.3 Election Procedures.~~

~~3.5.3.1 Voting Requirement. Procedures for election to corresponding membership under this subsection are common provisions (see Constitution 5.02.1.2) established by majority vote of each of the three divisions voting separately.~~

~~3.5.3.2 Application. An entity desiring to become a corresponding member shall make application on a form available from the national office. A check in the appropriate amount for annual dues (see Constitution 3.7.3) shall accompany the application. Should the applicant fail election, the dues paid shall be refunded.~~

~~3.5.3.3 Election. Eligible institutions, organizations and conferences may be granted corresponding membership by the NCAA president.~~

~~3.5.3.4 Resignation and Re-election to Membership. If a corresponding member resigns its membership and subsequently applies to re-establish its membership, the application first shall be approved by the Association's Executive Committee before becoming eligible for re-election as a corresponding member.~~

~~3.5.4 Conditions and Obligations of Membership. A corresponding member is responsible for observing the principles set forth in the constitution and bylaws of the Association. The member shall not use the Association's name, logo or other insignia.~~

~~3.5.5 Loss of Membership.~~

~~3.5.5.1 Termination or Suspension. The membership of any corresponding member failing to meet the conditions and obligations of membership or failing to support and adhere to the~~

~~purposes and policies of the Association (see Constitution 1) may be suspended or terminated or the corresponding member otherwise disciplined through the following procedure:~~

~~(a) The Executive Committee, by a two-thirds majority of its members present and voting, may take such action on its own initiative; or~~

~~(b) The Committee on Infractions, by majority vote, may recommend such action to the Executive Committee, which may adopt the recommendation by a two-thirds majority of its members present and voting; and~~

~~(c) The corresponding member shall be advised of the proposed action at least 30 days before any Committee on Infractions or Executive Committee meeting in which such action is considered and shall be provided the opportunity to appear at any such meeting.~~

~~3.5.5.1.1 Cessation of Rights and Privileges. All rights and privileges of the corresponding member shall cease on any termination or suspension of corresponding membership.~~

~~3.5.5.2 Failure to Pay Dues. If a corresponding member fails to pay its annual dues for one year, its membership shall be automatically terminated.~~

~~3.5.5.3 Reinstatement of Terminated Member. Any corresponding member whose membership has been terminated may have it reinstated by a two-thirds vote of the Executive Committee.~~

~~3.5.5.4 Reinstatement of Suspended Member. Any corresponding member whose membership has been suspended may be reinstated to good standing in accordance with the terms, if any, of the suspension action, or at any time after six months from the date of such suspension, by vote of a majority of the Executive Committee or by vote of the majority of the members present and voting at any annual Convention.~~

~~3.5.6 Discipline of Corresponding Member. Disciplinary or corrective actions other than suspension or termination of membership may be effected during the period between annual Conventions for violation of NCAA rules. (See Bylaws 19 and 32 for enforcement regulations, policies and procedures.)~~

~~3.5.6.1 Restoration of Good Standing. Disciplined members shall resume good standing in accordance with the terms of disciplinary action taken, or may be restored to good standing at any time by a vote of at least three members of the Executive Committee present and voting in accordance with Bylaw 19.5.2.8, or, at the annual Convention, by vote of a majority of the members present and voting.~~

G. Constitution: Amend 3.7, as follows:

3.7 DUES OF MEMBERS

[3.7.1 through 3.7.2 unchanged.]

3.7.3 Current Annual Dues. The annual dues for various classes of membership shall be:

Affiliated Members ~~\$225~~ **As determined by the Executive Committee.**

~~Corresponding Members \$225~~

[3.7.4 unchanged]

H. Constitution: Amend 5.1.3, as follows:

[Common provision, all divisions, divided vote]

5.1.3 Annual or Special Convention Delegates.

[5.1.3.1 through 5.1.3.1.2 unchanged.]

5.1.3.2 ~~Corresponding~~, Affiliated and Provisional Delegates. Each ~~corresponding~~, affiliated and provisional member shall be entitled to one accredited delegate without voting privilege.

[5.1.3.3 through 5.1.3.4 unchanged.]

5.1.3.5 Delegate Participation in Conventions and Meetings.

5.1.3.5.1 Active Delegate. Privileges of the floor and the right to active participation in the business proceedings of any annual or special Convention of the Association is accorded to the following:

[5.1.3.5.1-(a) unchanged.]

(b) The single accredited delegate authorized in Constitution 5.1.3.1.2 to represent a member conference without voting privileges or in Constitution 5.1.3.2 to represent an affiliated, ~~corresponding~~ or provisional member;

[5.1.3.5.1-(c) through 5.1.3.5.1-(d) unchanged.]

[5.1.3.5.2 unchanged.]

I. Bylaws: Amend 14.8.1.2, as follows:

14.8.1.2 Residence Requirement. The one-year residence requirement for student-athletes may be waived under the following conditions or circumstances:

[14.8.1.2-(a) through 14.8.1.2-(c) unchanged.]

(d) For a student-athlete who transfers to a member institution to continue the student-athlete's opportunity for full participation in a sport because the student-athlete's original institution lost regional accreditation and ~~was reclassified to corresponding membership~~ **forfeit immediately its membership in the Association** per Constitution 3.2.5.2.

J. Bylaws: Amend 19.5.3, as follows:

19.5.3 Discipline of Affiliated ~~or Corresponding~~ Member.

19.5.3.1 Termination or Suspension. The membership of any affiliated ~~or corresponding~~ member failing to meet the conditions and obligations of membership or failing to support and adhere to the purposes and policies set forth in Constitution 1 may be terminated or suspended or the member otherwise may be disciplined through the following procedure:

[19.5.3.1-(a) through 19.5.3.1-(b) unchanged.]

(c) The affiliated ~~or corresponding~~ member shall be advised of the proposed action at least 30 days before any Committee on Infractions or Executive Committee meeting in which such

action is considered and shall be provided the opportunity to appear at any such meeting.

K. Bylaws: Amend 20.02, as follows:

20.02 DEFINITIONS AND APPLICATIONS

[20.02.1 through 20.02.4 unchanged.]

20.02.5 Restricted Membership. Restricted membership is a membership classification status assigned to an institution that fails to comply with the minimum requirements of its division (e.g., sports sponsorship, scheduling). An institution placed in such status indicates the loss of any or all of the following benefits of membership: championships eligibility; voting privileges; enhancement funds (equal distribution part); and committee service. Further, an institution placed in restricted membership status will not count for the premium portion of the conference grant program. The institution has one to three years to comply with the requirement involved. Failure to comply ~~shall result in the institution's reclassification to corresponding membership (see Constitution 3.02.3.6)~~ **shall forfeit immediately the institutions membership in the Association.**

[20.02.6 through 20.02.7 unchanged.]

L. Bylaws: Amend 20.2.5, as follows:

20.2.5 Noncompliance and Waivers of Division Criteria.

20.2.5.1 Restricted Membership.

20.2.5.1.1 Minimum One-Year Compliance Period. If an institution (or its sport per Bylaw 20.4) does not qualify for membership in any division, the institution (or its sport per Bylaw 20.4) may be placed in a "restricted membership" category for a minimum of one year (see Bylaw 20.02.5). At the conclusion of the minimum one-year period, the institution automatically shall be granted membership in its preferred division, provided the institution complies with the division's criteria. If the member does not meet the criteria of any division at the end of the "restricted membership" period, the member shall ~~be reclassified as a corresponding member~~ **forfeit immediately its membership in the Association.**

20.2.5.1.2 Failure to Meet Minimum Sports Sponsorship Criteria.

[20.2.5.1.2.1 unchanged.]

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-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-year probationary period). (See Bylaw 20.02.5.) 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~~ **forfeit immediately its membership in the Association.**

[Remainder of 20.2.5 unchanged.]

M. Bylaws: Amend 20.3.3, as follows:

20.3.3 Determination of Provisional Membership Standing.

20.3.3.1 Failure to Meet Provisional Membership Requirements. A provisional member failing to meet and maintain the conditions set forth in Bylaw 20.3 and its subsections may be required to complete additional year(s) of the candidacy period or the provisional period, ~~be placed in corresponding membership~~ or have its membership terminated, by a two-thirds vote of the Membership Committee members present and voting. A notice of intention to terminate membership, stating the grounds on which such an action will be based, shall be given in writing to the president or chancellor of the provisional member institution.

[Remainder of 20.3.3 unchanged.]

N. Bylaws: Amend 20.10.1.2.4, as follows:

20.10.1.2.4 Failure to Meet Minimum Financial Aid Requirement.

[20.10.1.2.4.1 unchanged.]

20.10.1.2.4.2 Application of Restricted Membership Status. If an institution fails to meet the minimum financial aid requirement at the end of the probationary year or is ineligible for the once-in-10-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 period (or the first academic year after failure to meet the requirements if the institution is ineligible for the once-in-10-year probationary period). (See Bylaw 20.02.5) 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~~ **forfeit immediately its membership in the Association.**

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

Effective Date: August 1, 2011

Rationale: This proposal reinforces the concept that affiliated membership is intended for organizations whose function and purpose directly relate to one or more sports in which the Association conducts championships or identifies as an emerging sport for women. The changes to the affiliated membership category will reduce potential abuse of the NCAA brand by groups or organizations (e.g. nonscholastic teams, recruiting services) that are not active members of the Association and whose primary interest for using the NCAA brand may not be in the best interest of the Association. These changes will also result in the reduced need to monitor this potential inappropriate activity. This proposal also recommends the elimination of the corresponding membership category noting that the only benefit members in this category receive is the Association's general membership publications and mailings and not the privilege of using the Association's marks. Finally, the Executive Committee will have the responsibility of determining the appropriate fee for affiliated membership.

No. 2-10	NCAA MEMBERSHIP -- ACTIVE MEMBERSHIP -- CONDITIONS AND OBLIGATIONS OF MEMBERSHIP -- APPLICATION OF RULES TO ALL RECOGNIZED VARSITY SPORTS -- ELIMINATION OF EMERGING SPORTS TIMETABLE
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Intent: To eliminate the timetable for application of legislation to emerging sports for women.

A. Constitution: Amend 3.2.4.4, as follows:

3.2.4.4 Application of Rules to All Recognized Varsity Sports. The constitution, bylaws and other legislation of this Association, unless otherwise specified therein, shall apply to all teams in sports recognized by the member institution as varsity intercollegiate sports and that involve all-male teams, mixed teams of males and females, and all-female teams. To be recognized as a varsity sport, the following conditions must be met:

(a) The sport shall be one in which the Association conducts championships, except as provided in Bylaw 20.10.3.4.1 or an emerging sport for women per Bylaw 20.02.6 ~~(see timetable in Constitution 3.2.4.4.2 for application of legislation to emerging sports for women);~~

[3.2.4.4-(b) through 3.2.4.4-(e) unchanged.]

[3.2.4.4.1 unchanged.]

~~3.2.4.4.2 Emerging Sports Timetable. The following timetable shall govern the application of legislation to emerging sports for women. The timetable applies beginning with the year the Association identifies a sport as an emerging sport (see Bylaw 20.02.6):~~

~~(a) Year One—Recruiting legislation (see Bylaw 13), financial aid legislation (see Bylaw 15) and minimum contests and participants requirements for sports sponsorship (see Bylaw 20.10.3.5) applicable to emerging sports programs.~~

~~(b) Year Two—Amateurism legislation (see Bylaw 12), seasons of competition legislation (see Bylaw 14.2) and awards and benefits legislation (see Bylaw 16) applicable to emerging sports programs.~~

~~(c) Year Three and Thereafter—Institutions must be in full compliance with all remaining NCAA legislation.~~

B. Bylaws: Amend 12.01, as follows:

12.01 GENERAL PRINCIPLES

[12.01.1 through 12.01.4 unchanged.]

~~12.01.5 Compliance with Legislation for Emerging Sports. Beginning with the second year of the Association's identification of an emerging sport for women (see Bylaw 20.02.6), the institution shall comply fully in that program with all applicable amateurism legislation set forth in Bylaw 12.~~

C. Bylaws: Amend 13.01, as follows:

13.01 GENERAL PRINCIPLES

[13.01.1 through 13.01.5 unchanged.]

~~13.01.6 Compliance with Legislation for Emerging Sports. Beginning with the first year of the Association's identification of an emerging sport for women (see Bylaw 20.02.6), the institution shall comply fully in that program with all applicable recruiting legislation set forth in Bylaw 13.~~

D. Bylaws: Amend 14.01, as follows:

14.01 GENERAL PRINCIPLES

[14.01.1 through 14.01.3 unchanged.]

~~14.01.4 Compliance with Legislation for Emerging Sports.~~

~~14.01.4.1 Seasons of Competition. Beginning with the second year of the Association's identification of an emerging sport for women (see Bylaw 20.02.6), the institution shall comply fully in that program with all applicable seasons-of-competition legislation set forth in Bylaw 14.2.~~

~~14.01.4.2 Initial, Continuing and General Eligibility Requirements. Beginning with the third year of the Association's identification of an emerging sport for women (see Bylaw 20.02.6), the institution shall comply fully in that program with all applicable initial, continuing and general eligibility legislation set forth in Bylaw 14.~~

E. Bylaws: Amend 16.01, as follows:

16.01 GENERAL PRINCIPLES

[16.01.1 through 16.01.1.1 unchanged.]

~~16.01.2 Compliance with Legislation for Emerging Sports. Beginning with the second year of the Association's identification of an emerging sport for women (see Bylaw 20.02.6), the institution shall comply fully in that program with all applicable awards and benefits legislation set forth in Bylaw 16.~~

Source: NCAA Division II Presidents Council [Management Council (Committee on Women's Athletics)].

Effective Date: August 1, 2011; applicable to sports added to the list of emerging sports for women on or after August 1, 2011.

Rationale: Currently, the emerging sports timetable provides a three-year "phase-in" period for the application of specified legislation from the date a sport is added to the list of emerging sports for women. In recent years, the delay in application of legislation has resulted in confusion in areas such as amateurism, recruiting and financial aid among institutions contemplating adding the sport once it is established on the list. Eliminating the "phase-in" period supports competitive equity among institutions that sponsor an emerging sport. Eliminating the "phase-in" period will also require legislation (e.g., playing and practice seasons, financial aid) to be in place by the effective date of the sport's addition to the emerging sports list. This approach will provide greater transparency and information with regard to budgets and the allocation of resources. As sports are recommended to be added to the list of emerging sports for women, the Committee on Women's Athletics will take into account (with input from those making the recommendation) how much time may be necessary to develop the applicable legislation and will give careful consideration to the appropriate effective date.

No. 2-11	INSTITUTIONAL CONTROL AND DIVISION MEMBERSHIP -- SELF-STUDY AND EVALUATION -- AUDIT OF INSTITUTIONAL SELF-STUDY REPORT, MINIMUM FINANCIAL AID AND MINIMUM SPORTS-SPONSORSHIP REPORTS
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Intent: To specify that the report of the Institutional Self-Study Guide (ISSG) and supporting documentation shall be available for review and examination by the NCAA Division II Membership Committee; to specify that the Membership Committee shall have the authority to conduct an audit of the information contained in an institution's minimum financial aid report and minimum sports-sponsorship report; further, to amend the committee's duties, as specified.

A. Constitution: Amend 6.3.1, as follows:

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

[6.3.1-(a) through 6.3.1-(b)-(7) unchanged.]

[Remainder of 6.3.1 unchanged.]

B. Bylaws: Amend 20.10.5, as follows:

20.10.5 Audit of Membership Requirements.

20.10.5.1 Minimum Financial Aid and Sports-Sponsorship Reports. The Membership Committee shall have the authority to conduct an audit of the information contained in a member institution's minimum financial aid report and minimum sports-sponsorship report. (See Bylaw 21.8.5.7.2.)

20.10.5.2 Failure to Fulfill Membership Requirements -- Institution on Probation. If a member institution is placed on probation for failure to fulfill more than one membership requirement during a 10-year period, the Membership Committee shall have the authority to conduct an audit of the institution's fulfillment of membership requirements (see Bylaw 21.8.5.7.2). The committee shall only audit the institution's fulfillment of membership requirements for which the institution has been placed on probation. The committee may impose conditions or penalties that an institution must satisfy during the probationary period.

C. Bylaws: Amend 21.8.5.7, as follows:

21.8.5.7 Membership Committee.

[21.8.5.7.1 unchanged.]

21.8.5.7.2 Duties. The committee shall:

[21.8.5.7.2-(a) unchanged.]

(b) Handle Convention tasks related to Division II business, which include examining the credentials of Division II delegates, determining (subject to appeal of the Division II membership) the authority of any Division II delegate to vote or otherwise represent a member institution at an annual or special Convention and counting the votes at an annual or special Convention; ~~and~~

(c) **Have the authority to review and examine a member institution's completed Institutional Self-Study Guide report and supporting documentation (see Constitution 6.3.1);**

(d) **Have the authority to conduct an audit of the information contained in a member institution's minimum financial aid report and minimum sport-sponsorship report (see Bylaw 20.10.5.1);**

(e) Have the authority to conduct an audit of an institution's fulfillment of membership requirements if the institution is placed on probation for failure to fulfill more than one membership requirement during a 10-year period. (See Bylaw 20.10.5.2.); **and**

[21.8.5.7.2-(d) relettered as 21.8.5.7.2-(f) unchanged.]

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

Effective Date: August 1, 2011, for an institution that completes the Institutional Self-Study Guide (ISSG) report on or after June 1, 2011, and the minimum financial aid and minimum sports-sponsorship reporting for the 2010-11 academic year by August 15, 2011, and thereafter.

Rationale: This proposal seeks to hold active members accountable for the requirements that provisional and new members are expected to meet. The committee will engage in an annual audit of the Institutional Self-Study Guide (ISSG) reports and supporting documentation, sports sponsorship and financial aid reporting requirements to verify that institutions have met all such requirements. In addition, there has been a significant increase in the number of institutions going through the enforcement and/or infractions processes. This recommended change is a preventative measure in that it will allow the committee to review and educate an institution before it reaches the infractions process. If this is adopted, per policy, the committee may audit up to 10 percent of the total number of active institutions in a given year. The policy also specifies that audited institutions will be selected randomly or on a "for-cause" basis [e.g., late submission, failure to file secondary infraction(s), probationary status]. The committee may select an institution "for cause" if it has concern regarding the accuracy of the information contained within these reports and/or concern based on the prior history of the institution.

No. 2-12 (1-1)	AMATEURISM AND ELIGIBILITY -- PARTICIPATION IN MAJOR JUNIOR A ICE HOCKEY PRIOR TO INITIAL COLLEGIATE ENROLLMENT -- EXCEPTIONS TO PARTICIPATION IN ORGANIZED COMPETITION -- MEN'S ICE HOCKEY EXCEPTION
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Intent: To specify that prior to initial full-time collegiate enrollment, an individual's participation in competition as a representative of an ice hockey team in the United States or Canada classified by the Canadian Amateur Hockey Association as a Major Junior A team shall be charged a season of

competition and the individual shall be required to serve an academic year in residence on enrollment at a Division II institution; further, to specify that for a maximum of one year, participation in organized competition shall be excepted in men's ice hockey, provided such participation is part of competition sanctioned by the United States Hockey Association or the international equivalent.

A. Bylaws: Amend 12.2.3, as follows:

12.2.3 Competition.

[12.2.3.1 through 12.2.3.2.2 unchanged.]

12.2.3.2.3 Major Junior A Ice Hockey -- Men's Ice Hockey. An individual who competes on a Major Junior A ice hockey team shall be subject to the seasons of competition regulations set forth in Bylaw 14.2.4.2, regardless of when such competition occurs.

[12.2.3.2.3 renumbered as 12.2.3.2.4, unchanged.]

[Remainder of 12.2.3 unchanged.]

B. Bylaws: Amend 14.2.4.2.2, as follows:

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.

[14.2.4.2.2.1 through 14.2.4.2.2.3 unchanged.]

14.2.4.2.2.4 Men's Ice Hockey Exception. In men's ice hockey, for a maximum of one year, participation in organized competition per Bylaw 14.2.4.2.1.2 shall be excepted, provided such participation is part of competition sanctioned by the United States Hockey Association or the international equivalent.

14.2.4.2.2.4.1 Major Junior A Ice Hockey Men's Ice Hockey. An individual who participates on a Major Junior A men's ice hockey team shall use a season of intercollegiate competition for each consecutive 12-month period in which the individual participates, regardless of when such participation occurs. The individual shall fulfill an academic year of residence (see Bylaw 14.02.10) before being eligible to represent the institution in intercollegiate competition in men's ice hockey.

Source: Northeast-10 Conference, East Coast Conference and Peach Belt Conference.

Effective Date: August 1, 2011

Rationale: Prior to adoption of current organized competition legislation, student-athletes who participated at one of the six men's ice hockey playing institutions were certified using the fee exception to the organized competition legislation. Since this exception was eliminated, student-athletes are charged with a season(s) of competition if they participate in organized competition beyond the grace period. With only six institutions in Division II, there is no men's ice hockey committee or championship. In addition, providing a one-year exception for men's ice hockey student-athletes is not a competitive advantage; all six institutions are in the same conference.

Outside of conference competition, the schedule is composed entirely of Division III opponents and to maintain competitive equity, the schools do not provide athletically related financial aid. Requiring that the competition is sanctioned by the United States Hockey Association or international equivalent, maintains consistency among sports with similar cultures like skiing. Finally, specifying that participation in Major Junior A ice hockey will subject an individual to the use of a season of competition will align the legislation with Division III.

No. 2-13	RECRUITING -- OFFICIAL (PAID) VISIT -- LIMITATIONS ON OFFICIAL VISIT -- ELIMINATION OF LIMITATION ON NUMBER OF OFFICIAL VISITS
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Intent: To eliminate the limitation on the number of official visits that a prospective student-athlete may take to Division I and II institutions, while retaining the restriction that not more than one official visit is permitted to any single institution.

A. Bylaws: Amend 13.6.1, as follows:

13.6.1 Limitations on Official Visit.

13.6.1.1 One-Visit Limitation. A member institution may finance only one visit to its campus for a prospective student-athlete.

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

[13.6.1.2.1 renumbered as 13.6.1.2, unchanged.]

13.6.1.3 Post-High School Visits. The one-visit limitation applies separately to the period in which the prospective student-athlete is in high school and to the period beginning September 1 after the prospective student-athlete's completion of high school. Violations of this bylaw shall be considered institutional violations per Constitution 2.8.1; however, such violations shall not affect the prospective student-athlete's eligibility.

13.6.1.3.1 Transfer Student. If a student-athlete attending a four-year institution desires to transfer and that institution provides the permission required (per Bylaw 13.1.1.2), it is permissible for a second institution to provide the student-athlete one official visit to that institution's campus.

B. Bylaws: Amend 13.6.2, as follows:

13.6.2 Requirements for Official Visit. An institution shall not provide an official visit to a high school or preparatory school prospective student-athlete until he or she:

[13.6.2-(a) through 13.6.2-(c) unchanged.]

[13.6.2.1 through 13.6.2.2 unchanged.]

~~13.6.2.3 Post High School Visits. The one visit limitation applies separately to the period in which the prospective student-athlete is in high school and to the period beginning September 1 after the prospective student-athlete's completion of high school. The limitations (see Bylaw 13.6.1.2) apply separately to the period in which the prospective student-athlete is in high school and to the period beginning September 1 after the prospective student-athlete's completion of high school. Thus, a prospective student-athlete may be provided a maximum of 10 official visits -- five while in high school and five beginning September 1 after the prospective student-athlete's completion of high school. Violations of this bylaw shall be considered institutional violations per Constitution 2.8.1; however, such violations shall not affect the prospective student-athlete's eligibility.~~

~~13.6.2.3.1 Transfer Student. If a student-athlete attending a four-year institution desires to transfer and that institution provides the permission required (per Bylaw 13.1.1.2), it is permissible for a second institution to provide the student-athlete one official visit to that institution's campus.~~

[13.6.2.4 renumbered as 13.6.2.3, unchanged.]

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

Effective Date: August 1, 2011

Rationale: At the 2010 NCAA Convention, the membership adopted a proposal which eliminated the requirement that an institution provide written notification of the five official visit limitation to prospective student-athletes prior to an official visit. During the discussion, the membership questioned whether a limit on official visits for prospective student-athletes was necessary because institutional representatives believe that prospective student-athletes are not taking the maximum of five official visits. Eliminating the limitation of official visits to Division I or Division II institutions for prospective student-athletes who may attend a Division II institution will allow those individuals to take more than five official visits. For a highly recruited prospective student-athlete, having the opportunity for more than five official visits will likely provide greater recruiting opportunities for Division II institutions since the individual may take visits to Divisions I, II or III institutions. Additionally, regulations regarding post-high school visits and transfer students are more appropriately placed under visit limitations because neither are requirements for an official visit.

No. 2-14

RECRUITING -- SPORTS CAMPS AND CLINICS -- INSTITUTION'S SPORTS CAMPS AND CLINICS -- EMPLOYMENT OF PROSPECTIVE STUDENT-ATHLETES

Intent: To permit an institution to employ a prospective student-athlete at institutional sports camps and clinics provided: (1) compensation paid to the prospective student-athlete is for work actually performed and at a rate commensurate with the going rate in that locality for similar services; (2) the employment does not begin before the completion of the prospective student-athlete's senior year of high school and the prospective student-athlete has completed all competition for the academic year in their sport; (3) the prospective student-athlete shall only perform duties that are of a general supervisory nature in addition to any coaching or officiating assignments; and (4) a

prospective student-athlete who only lectures or demonstrates may not receive compensation for his or her appearance.

A. Bylaws: Amend 13.12.1.5, as follows:

13.12.1.5 ~~Employment of~~ Prospective Student-Athletes/No Free or Reduced Admission Privileges.

13.12.1.5.1 Prospective Student-Athlete. In operating a sports camp or clinic, an institution, members of its staff or a representative of its athletics interests shall not ~~employ or~~ give free or reduced admission privileges to any individual who has started classes for the ninth grade.

[13.12.1.5.2 unchanged.]

~~13.12.1.5.3 Concession Arrangement.~~

~~13.12.1.5.3.1 Prospective Student-Athlete. An institution may not permit or arrange for a prospective student-athlete, at the prospective student-athlete's own expense, to operate a concession to sell items related to or associated with the institution's camp.~~

~~13.12.1.5.3.2 Enrolled Student-Athlete. A student-athlete, at the student-athlete's own expense, may not operate a concession to sell items related to or associated with his or her institution's camp to campers or others in attendance because such an arrangement would be considered an extra benefit. However, the institution may employ the student-athlete at a reasonable rate to perform such services for the camp.~~

[13.12.1.5.4 through 13.12.1.5.5 renumbered as 13.12.1.5.3 through 13.12.1.5.4, unchanged.]

B. Bylaws: Amend 13.12.2, as follows:

13.12.2 Employment at Camp or Clinic.

13.12.2.1 Prospective Student-Athletes. An institution may employ a prospective student-athlete at institutional sports camps or clinics, under the following conditions:

(a) Compensation provided to the prospective student-athlete is only for work actually performed and at a rate commensurate with the going rate in that locality for similar services;

(b) The employment does not begin before the completion of the prospective student-athlete's senior year of high school (see Bylaw 13.2.4.1) and the prospective student-athlete has completed all competition for the academic year in their sport;

(c) The prospective student-athlete shall only perform duties that are of a general supervisory nature in addition to any coaching or officiating assignments; and

(d) A prospective student-athlete who only lectures or demonstrates may not receive compensation for his or her appearance.

[13.12.2.1 through 13.12.2.1.2.1 renumbered as 13.12.2.2 through 13.12.2.2.2.1, unchanged.]

13.12.2.3 Concession Arrangement. A prospective or enrolled student-athlete, at his or her own expense, may not operate a concession to sell items related to or associated with the institution's camp or clinic. However, the institution may employ the

prospective or enrolled student-athlete at a rate commensurate with the going rate in that locality for similar services.

13.12.2.3.1 Restitution. For violations of Bylaw 13.12.2.2.3 in which the value of the benefit is \$100 or less, the eligibility of the individual (i.e., prospective or enrolled student-athlete) shall not be affected conditioned on the prospective or enrolled student-athlete repaying the value of the benefit to a charity of his or her choice. The individual, however, shall remain ineligible from the time the institution has knowledge of receipt of the impermissible benefit until the prospective or enrolled student-athlete repays the benefit. Violations of this bylaw remain institutional violations per Constitution 2.8.1, and documentation of the prospective or enrolled student-athlete's repayment shall be forwarded to the enforcement staff.

[13.12.2.2 through 13.12.2.3.3.2 renumbered as 13.12.2.4 through 13.12.2.5.3.2, unchanged.]

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

Effective Date: Immediate

Rationale: Under current legislation, an institution, members of its staff or a representative of its athletics interests are not permitted to employ any individual who has started classes for the ninth grade in an institutional sports camp or clinic. In recent years, the membership has adopted legislation that provides institutions greater access to prospective student-athletes during the summer prior to their initial full-time enrollment at a collegiate institution. For example, institutions may arrange for employment of a prospective student-athlete, may pay fees associated with facility use during the summer for voluntary workouts and prospective student-athletes may attend an institution's camp or clinic. In light of the other permissible activities, it is appropriate to permit institutions to employ prospective student-athletes at institutional camps and clinics, under specified conditions. Further, by limiting the employment of prospective student-athletes to those who have completed their senior year in high school and completed all competition in that academic year in their sport, recruiting advantages will be minimal. The immediate effective date provides institutions the ability to employ prospective student-athletes during the summer immediately following Convention.

No. 2-15 (1-2)	RECRUITING -- RECRUITING CALENDARS -- MEN'S AND WOMEN'S BASKETBALL, FOOTBALL AND ALL OTHER SPORTS WHICH USE THE NATIONAL LETTER OF INTENT PROGRAM -- DEAD PERIOD SURROUNDING NATIONAL LETTER OF INTENT SIGNING DATE FOR PROSPECTIVE STUDENT-ATHLETES WHO ARE ELIGIBLE TO SIGN AND QUIET PERIOD FOR ALL OTHER PROSPECTIVE STUDENT-ATHLETES
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Intent: To specify that the dead periods that occur prior to the initial date for signing the National Letter of Intent are only applicable to prospective student-athletes who are eligible to sign the National Letter of Intent; further, to specify that for prospective student-athletes who are not eligible to sign the National Letter of Intent, the 48 hours prior to the initial date for signing the National Letter of Intent shall be a quiet period.

A. Bylaws: Amend 13.17.1, as follows:

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

[13.17.1-(a) through 13.17.1-(e) unchanged.]

(f) **For any prospective student-athlete eligible to sign the National Letter of Intent, d**During the period 48 hours before 7 a.m. on the initial date for the fall signing of the National Letter of Intent: Dead Period

(g) **For any prospective student-athlete not eligible to sign the National Letter of Intent, during the period 48 hours before 7 a.m. on the initial date for the fall signing of the National Letter of Intent: Quiet Period**

[13.17.1-(g) through 13.17.1-(h)-(1) renumbered as 13.17.1-(h) through 13.17.1-(i)-(1), unchanged.]

(2) **For any prospective student-athlete eligible to sign the National Letter of Intent, d**During the period 48 hours before 7 a.m. on the initial date for the spring signing of the National Letter of Intent: Dead Period

(3) **For any prospective student-athlete not eligible to sign the National Letter of Intent, during the period 48 hours before 7 a.m. on the initial date for the spring signing of the National Letter of Intent: Quiet Period**

[13.17.1-(i) through 13.17.1-(k) renumbered as 13.17.1-(j) through 13.17.1-(l), unchanged.]

B. Bylaws: Amend 13.17.2, as follows:

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

[13.17.2-(a) through 13.17.2-(e) unchanged.]

(f) **For any prospective student-athlete eligible to sign the National Letter of Intent, d**During the period 48 hours before 7 a.m. on the initial date for the fall signing of the National Letter of Intent: Dead Period

(g) **For any prospective student-athlete not eligible to sign the National Letter of Intent, during the period 48 hours before 7 a.m. on the initial date for the fall signing of the National Letter of Intent: Quiet Period**

[13.17.2-(g) through 13.17.2-(h) renumbered as 13.17.2-(h) through 13.17.2-(i), unchanged.]

(1) **For any prospective student-athlete eligible to sign the National Letter of Intent, d**During the period 48 hours before 7 a.m. on the initial date for the spring signing of the National Letter of Intent: Dead Period

(2) **For any prospective student-athlete not eligible to sign the National Letter of Intent, during the period 48 hours before 7 a.m. on the initial date for the spring signing of the National Letter of Intent: Quiet Period**

[13.17.2-(i) through 13.17.2-(l) renumbered as 13.17.2-(j) through 13.17.2-(m), unchanged.]

C. Bylaws: Amend 13.17.3, as follows:

13.17.3 Football. The following contact and evaluation periods apply to football:

[13.17.3-(a) through 13.17.3-(c)-(1) unchanged.]

(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) **For any prospective student-athlete eligible to sign the National Letter of Intent,**
~~d~~During the period 48 hours before 7 a.m. on the initial date for signing the National Letter of Intent: Dead Period

(2) For any prospective student-athlete not eligible to sign the National Letter of Intent, during the period 48 hours before 7 a.m. on the initial date for signing the National Letter of Intent: Quiet Period

[13.17.3-(e) through 13.17.3-(g) unchanged.]

D. **Bylaws:** Amend 13.17.4, as follows:

13.7.4 ~~Dead~~ **Recruiting** Periods for Other Sports. There are no specified ~~contact and evaluation~~ **recruiting** periods in sports other than football and basketball, except for the following dead **and quiet** periods.

13.17.4.1 **Dead Periods.**

13.17.4.1.1 National Letter of Intent Signing Date. For any prospective student-athlete eligible to sign the National Letter of Intent, ~~t~~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 renumbered as 13.17.4.1.1.1 unchanged.]

[13.17.4.2 unchanged.]

13.17.4.3 Quiet Periods. For any prospective student-athlete not eligible to sign the National Letter of Intent, during the period 48 hours before 7 a.m. on the initial date for signing the National Letter of Intent in the applicable sport.

Source: Northeast-10 Conference and Great Lakes Intercollegiate Athletic Conference.

Effective Date: Immediate

Rationale: Under current legislation, the 48 hours prior to the initial date for signing the NLI is a dead period for prospective student-athletes. The April periods, often coincide with high school vacation periods when many high school students begin visiting institutions and would like to speak with coaches while on campus. However, the current legislation prohibits an institution's coach from speaking to a prospective student-athlete on an unannounced visit to campus as it would constitute an impermissible, in-person recruiting contact. Maintaining the dead period for prospective student-athletes who are eligible to sign the NLI would preserve the intent of the legislation by allowing a prospective student-athlete to make a decision on collegiate enrollment without influence from coaches or other institutional personnel. Allowing this time to be a quiet period for prospective student-athletes who are not eligible to sign the NLI would make these unannounced visits permissible, as well as tryouts and official visits permitted under current legislation. Further, the immediate effective date will allow prospective student-athletes who are

not eligible to sign the NLI to speak with coaches on an unannounced campus visit during the signing period in spring 2011.

No. 2-16 ELIGIBILITY -- SEASONS OF COMPETITION -- CRITERIA FOR DETERMINING SEASON OF ELIGIBILITY -- 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 14.2.4, as follows:

14.2.4 Criteria for Determining Season of Eligibility.

14.2.4.1 Minimum Amount of Competition. Any competition [including a scrimmage with outside competition (except for approved two-year college scrimmages per Bylaw 14.2.4.1.1)], regardless of time, during a season in an intercollegiate sport shall be counted as a season of competition in that sport. This provision is applicable to intercollegiate athletics competition conducted by a two-year or four-year collegiate institution at the varsity or subvarsity level.

[14.2.4.1.1 through 14.2.4.1.2 unchanged.]

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

Effective Date: August 1, 2011

Rationale: 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.

No. 2-17 (1-3) ELIGIBILITY -- SEASONS OF COMPETITION: 10-SEMESTER/15-QUARTER RULE -- CRITERIA FOR DETERMINING SEASON OF ELIGIBILITY -- EXCEPTION -- BASEBALL, SOFTBALL AND MEN'S AND WOMEN'S LACROSSE -- PARTICIPATION DURING NONCHAMPIONSHIP SEGMENT

Intent: In baseball, softball and men's and women's lacrosse, to permit a student-athlete to engage in outside competition during the institution's nonchampionship segment without using a season of competition, provided the student-athlete is academically eligible at the beginning of the academic year.

Bylaws: Amend 14.2.4, as follows:

14.2.4 Criteria for Determining Season of Eligibility.

[14.2.4.1 through 14.2.4.1.1 unchanged.]

14.2.4.1.2 Exception - ~~Women's Volleyball, Field Hockey, Men's and Women's Soccer, Men's Water Polo~~ **Competition in the Nonchampionship Segment. In field hockey, men's and women's soccer, women's volleyball and men's water polo, A** a student-athlete may engage in outside competition during the segment of the playing season that does not conclude with the NCAA championship without using a season of competition, provided the student-athlete was academically eligible during the segment in the same academic year that concludes with the NCAA championship. **In baseball, softball and men's and women's lacrosse, a student-athlete may engage in outside competition during the segment of the playing season that does not conclude with the NCAA championship without using a season of competition, provided the student-athlete is academically eligible to represent the certifying institution in outside competition at the beginning of the academic year.**

Source: Pennsylvania State Athletic Conference and Northeast-10 Conference.

Effective Date: August 1, 2011

Rationale: Student-athletes who participate in competition during the nonchampionship segment should have the ability to participate without being charged a season of competition, regardless of whether the championship takes place in the fall or spring semester. This proposal establishes equity among Division II student-athletes by affording spring sport student-athletes the opportunity to prepare for their championship segment in the spring by participating in outside competition during the nonchampionship segment in the fall. Requiring that the student-athlete is academically eligible at the beginning of the academic year ensures academic integrity. While this proposal does not increase the dates of competition for these spring sports, it should be noted that women's lacrosse is currently permitted a maximum of five dates of competition in the nonchampionship segment while the other three sports have no such opportunity. Institutions would still be permitted to participate in exempted dates of competition in the nonchampionship segment without them counting against the permissible maximum for that sport. Additionally, the proposed legislation would decrease the number of medical hardship waivers in these particular sports.

No. 2-18 ELIGIBILITY -- FRESHMAN ACADEMIC REQUIREMENTS -- CORE-CURRICULUM REQUIREMENTS -- NONTRADITIONAL COURSES

Intent: 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.

Bylaws: Amend 14.3.1.2.2, as follows:

14.3.1.2.2 Nontraditional Courses. Courses taught via the Internet, distance-learning, independent-study, individualized-instruction, correspondence and courses taught by similar means, may be used to satisfy NCAA core-course requirements, if all of the following conditions are satisfied:

[14.3.1.2.2-(a) unchanged.]

(b) The instructor and the student have **ongoing** access to one another ~~during the duration of the course~~ for purposes of teaching, evaluating and providing assistance to the student **throughout the duration of the course**;

(c) The instructor and the student have regular interaction with one another for purposes of teaching, evaluating and providing assistance to the student throughout the duration of the course;

(d) The student's work (e.g., exams, papers, assignments) is available for evaluation and validation;

~~(e)~~ Evaluation of the students work is conducted by the appropriate academic authorities in accordance with the high school's established academic policies; ~~and~~

(f) The course includes a defined time period for completion; and

[14.3.1.2.2-(d) relettered as 14.3.1.2.2-(g), unchanged.]

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

Effective Date: August 1, 2011, for student-athletes initially enrolling full time in a collegiate institution on or after August 1, 2011.

Rationale: Current legislation permits the use of nontraditional courses (courses taught via the Internet, distance learning, independent study, individualized instruction, correspondence or similar means) to satisfy NCAA initial-eligibility requirements, provided certain conditions are satisfied. The recent increase in the prevalence of nontraditional courses has created a number of challenges in the determination of initial eligibility for prospective student-athletes, particularly related to ensuring that courses are academically sound and meet the NCAA definition of core courses. Additional challenges are presented by the emergence of institutions providing courses that are not regulated by a regional accrediting agency or state educational authority. After consultation with the NCAA Student Records Review Committee and NCAA High School Review Committee, this recommendation is intended to help ensure that acceptable nontraditional courses provide opportunities for students to demonstrate their work was completed in a manner consistent with the intent and design of the core-course curriculum requirements. This legislation will allow the NCAA Eligibility Center to determine which courses and institutions are acceptable to satisfy initial-eligibility standards with the ultimate goal of ensuring that prospective student-athletes are enrolled in quality courses that satisfy the intent of the core-curriculum requirements

and prepare prospective student-athlete for college academic work.

No. 2-19 ELIGIBILITY -- TWO-YEAR COLLEGE TRANSFERS -- ELIGIBILITY FOR COMPETITION, PRACTICE AND ATHLETICS AID -- PARTIAL QUALIFIERS AND NONQUALIFIERS -- TRANSFERABLE ENGLISH AND MATH

Intent: To specify that in order for a transfer student from a two-year college who was a partial qualifier or a nonqualifier to be eligible for competition, practice and athletics aid during his or her first academic year in residence, he or she must have successfully completed six semester or eight quarter hours of English and three semester or four quarter hours of math at the two-year college that are transferable toward any baccalaureate degree program at the certifying institution; further, to specify that remedial English and math courses may not be used by a student-athlete to satisfy this provision of the two-year college transfer rule.

Bylaws: Amend 14.5.4.2, as follows:

14.5.4.2 Eligibility for Competition, Practice and Athletics Aid -- All Other Qualifiers, Partial Qualifiers and Nonqualifiers. A transfer student from a two-year college is eligible for competition, practice and athletics aid during the first academic year in residence at the certifying institution, provided:

[14.5.4.2-(a) through 14.5.4.2-(b)-(2) unchanged.]

14.5.4.2.1 Additional Transferable Degree Credit Requirements for Partial Qualifiers and Nonqualifiers. In addition to the requirements specified in Bylaw 14.5.4.2, a transfer student from a two-year college who is either a partial qualifier or nonqualifier shall have a minimum of six semester or eight quarter hours of transferable English credit and three semester or four quarter hours of transferable math credit. Remedial English and math courses may not be used to satisfy this requirement.

[14.5.4.2.1 through 14.5.4.2.3 renumbered as 14.5.4.2.2 through 14.5.4.2.4, unchanged.]

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

Effective Date: August 1, 2011, for student-athletes initially enrolling full time in a collegiate institution on or after August 1, 2011.

Rationale: This proposal helps ensure that a two-year college transfer student who completes the required English and math coursework will be better prepared to succeed academically and, ultimately, graduate from a four-year college. Additionally, it holds all students to the same standard of completing college-level coursework in English and math at the two-year college. Division I adopted similar legislation and this proposal ensures that competitive equity is maintained with two-year college student-athletes transferring to both divisions. This proposal further specifies that remedial courses in English and math may not be used to meet the transferable credit hour requirement. A delayed effective date is appropriate to allow two-year college prospective student-athletes and two-year institutions time to be informed of the change to the legislation and to make appropriate adjustments to satisfy the additional requirements. Such a delay also will allow the staff to work with the two-year college community directly and through the

NCAA academic partnership to conduct educational outreach related to the increased transfer requirements.

No. 2-20 ELIGIBILITY -- TWO-YEAR COLLEGE TRANSFERS -- ELIGIBILITY FOR COMPETITION, PRACTICE AND ATHLETICS AID -- ALL OTHER QUALIFIERS, PARTIAL QUALIFIERS AND NONQUALIFIERS -- EXCEPTION -- PREVIOUS FOUR-YEAR COLLEGIATE ATTENDANCE -- GRADUATION AFTER ONE SEMESTER OR QUARTER

Intent: To establish an exception to the two-year college transfer rule for all other qualifiers, partial qualifiers and nonqualifiers to specify that a student who transfers from a four-year college to a two-year college and then to the certifying institution is eligible for competition, practice and athletics aid during his or her first year at the certifying institution, provided the student attended the last two-year college as a full-time student for only one semester or quarter and graduated from that two-year college.

Bylaws: Amend 14.5.4.2, as follows:

14.5.4.2 Eligibility for Competition, Practice and Athletics Aid -- All Other Qualifiers, Partial Qualifiers and Nonqualifiers. A transfer student from a two-year college is eligible for competition, practice and athletics aid during the first academic year in residence at the certifying institution, provided:

[14.5.4.2-(a) through 14.5.4.2-(b) unchanged.]

[14.5.4.2.1 through 14.5.4.2.3 unchanged.]

14.5.4.2.4 Exception -- Previous Four-Year College Attendance -- Graduation After One Semester or Quarter. A student who transfers from a four-year college to a two-year college and then to the certifying institution is eligible for competition, practice and athletics aid during his or her first year at the certifying institution, provided the student:

(a) Attended the last two-year college as a full-time student for only one semester or one quarter; and

(b) Graduated from that two-year college.

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

Effective Date: August 1, 2011, for a two-year college transfer student-athlete with previous four-year collegiate attendance enrolling at a Division II institution on or after August 1, 2011.

Rationale: Current legislation specifies that a two-year college transfer student-athlete, who attends a two-year college for one full-time semester or quarter and graduates is required to serve an academic year in residence at the certifying institution before being eligible to compete because he or she did not attend the two-year college as a full-time student for at least two semesters or three quarters. This proposal eliminates the need for a "4-2-4" transfer student-athlete to complete an additional semester or quarter(s) at the two-year college for the purpose of meeting the transfer requirements. Such a transfer student-athlete would be immediately eligible for practice,

competition and athletics aid at the certifying institution, regardless of qualifier, partial qualifier or nonqualifier status.

No. 2-21 ENFORCEMENT -- PENALTIES -- PENALTIES, DISCIPLINARY MEASURES AND CORRECTIVE ACTIONS -- PENALTY STRUCTURE FOR SECONDARY AND MAJOR VIOLATIONS

Intent: To amend the penalty structure for secondary and major violations, as follows: (1) clarify that the NCAA enforcement staff has the authority to impose appropriate penalties involving secondary violations; (2) combine the list of presumptive penalties and disciplinary measures for major violations; and (3) restructure the penalties for secondary and major violations, as specified.

Bylaws: Amend 19.5, as follows:

19.5 PENALTIES, DISCIPLINARY MEASURES AND CORRECTIVE ACTIONS. Penalties, disciplinary measures and corrective actions shall be specific and limited if the violation(s) are of relative insignificance and isolated or inadvertent. Penalties, disciplinary measures and corrective actions shall be broad and severe if the violation(s) are numerous, significant or intentional, or reflect a general disregard for the divisions bylaws, institutional responsibilities as an active member of the Association or an institutional staff members obligation to be in compliance with the legislation. Penalties, disciplinary measures and corrective actions for a major violation(s) shall be significantly more severe than those for a secondary violation(s). A previous violation(s) shall be a contributing factor in determining the number, type, scope and degree of penalties, disciplinary measures and corrective actions that may be imposed.

19.5.1 Penalties, Disciplinary Measures and Corrective Actions for Secondary Violations. Pursuant to the authority provided by the Committee on Infractions, ~~The~~ the vice president for enforcement services and the enforcement staff are responsible for administering secondary violations and imposing penalties. Determination of applicable penalties includes the authority to impose on approval by the chair or another member of the Committee on Infractions designated by the chair, or the committee may determine that no penalty is warranted in a secondary case, that , to accept an institutional- or conference-determined penalty is as satisfactory or, if appropriate, impose a penalty. ~~Among the disciplinary measures are~~ Penalties, disciplinary measures and corrective actions for secondary violations may include any and all of the following:

[19.5.1-(a) through 19.5.1-(g) unchanged.]

(h) Public reprimand (to be invoked only in situations where the Committee on Infractions or the vice president for enforcement services, on approval by the committee, determines that a penalty, in addition to any institutional- or conference-determined penalty, is warranted); ~~and~~

(i) Requirement that a member institution that has been found in violation, or that has an athletics department staff member who has been found in violation of the provisions of NCAA legislation while representing another institution, show cause why a penalty or an additional penalty should not be imposed if it does not take appropriate disciplinary or corrective action against the athletics department personnel involved, any other institutional employee, if the

circumstances warrant, or representatives of the institution's athletics interests-; **and**

(j) Other penalties, disciplinary measures and corrective actions, as appropriate.

19.5.2 Penalties, Disciplinary Measures and Corrective Actions for Major Violations. The Committee on Infractions has the authority to determine the penalties, disciplinary measures and corrective actions that are imposed on an institution for major violations. The Infractions Appeals Committee shall hear and act on an institution's appeal per Bylaw 19.2. The committee(s) may consider institutional- or conference-determined penalties and, where appropriate, include those in the penalties. Institutional- or conference-determined penalties shall not displace or substitute for the committee's judgment regarding sanctions. Penalties, disciplinary measures and corrective actions for major violations shall include those penalties, disciplinary measures and corrective actions prescribed for secondary violations (see Bylaw 19.5.1), and may include any and all of the following:

~~19.5.2.1 Presumptive Penalty. The presumptive penalty for a major violation, subject to exceptions authorized by the Committee on Infractions on the basis of specifically stated reasons, shall include all of the following:~~

~~(a) A two-year probationary period (including a periodic in-person monitoring system and written institutional reports);~~

~~(b) The reduction in the number of expense-paid recruiting visits to the institution in the involved sport for one recruiting year;~~

~~(c) A requirement that all coaching staff members in the sport be prohibited from engaging in any off-campus recruiting activities for up to one recruiting year;~~

~~(d) A requirement that all institutional staff members determined by the committee knowingly to have engaged in or condoned a major violation be subject to:~~

~~(1) Termination of employment;~~

~~(2) Suspension without pay for at least one year;~~

~~(3) Reassignment of duties within the institution to a position that does not include contact with prospective or enrolled student athletes or representatives of the institution's athletics interests for at least one year; or~~

~~(4) Other disciplinary action approved by the committee.~~

~~(e) A reduction in the number of financial aid awards;~~

~~(f) Sanctions precluding postseason competition in the sport, particularly in those cases in which:~~

~~(1) Involved individuals remain active in the program;~~

~~(2) A significant competitive advantage results from the violation(s); or~~

~~(3) The violation(s) reflect a lack of institutional control.~~

~~(g) Institutional recertification that the current athletics policies and practices conform to all requirements of NCAA regulations.~~

~~19.5.2.2 Disciplinary Measures. In addition to those penalties prescribed for secondary violations, among the disciplinary measures, singly or in combination, that may be adopted by the committee (or the Infractions Appeals Committee per Bylaw 19.2) and imposed against an institution for major violations are:~~

~~(a) Public reprimand and censure;~~

~~(b) Probation for at least one year;~~

~~(c) A reduction in the number of financial aid awards (as defined in Bylaw 15.02.4.1) that may be awarded during a specified period;~~

~~(d) Prohibition against the recruitment of prospective student-athletes for a sport or sports for a specified period;~~

~~(e) One or more of the following penalties:~~

~~(1) Individual records and performances shall be vacated or stricken;~~

~~(2) Team records and performances shall be vacated or stricken; or~~

~~(3) Individual or team awards shall be returned to the Association.~~

~~(f) A financial penalty;~~

~~(g) Ineligibility for any television programs involving coverage of the institution's intercollegiate athletics team(s) in the sport(s) in which the violations occurred;~~

~~(h) Ineligibility for invitational and postseason meets and tournaments;~~

~~(i) Ineligibility for one or more NCAA championship events;~~

~~(j) Prohibition against an intercollegiate sports team or teams participating against outside competition for a specified period;~~

~~(k) Ineligibility of the member to vote or its personnel to serve on committees of the Association, or both;~~

~~(l) Requirement that a member institution that has been found in violation, or that has an athletics department staff member who has been found in violation of the provisions of NCAA legislation while representing another institution, show cause why:~~

~~(1) A penalty or an additional penalty should not be imposed if, in the opinion of the committee (or the Infractions Appeals Committee per Bylaw 19.2), it does not take appropriate disciplinary or corrective action against athletics department personnel involved in the infractions case, any other institutional employee, if the circumstances warrant, or representatives of the institution's athletics interests;~~

~~(2) A recommendation should not be made to the membership that the institution's membership in the Association be suspended or terminated if, in the opinion of the committee (or the Infractions Appeals Committee per Bylaw 19.2), it does not take appropriate disciplinary or corrective action against the head coach of the sport involved, any~~

~~other institutional employee, if the circumstances warrant, or representatives of the institution's athletics interests;~~

~~(3) "Appropriate disciplinary or corrective action" as specified in subparagraphs (1) and (2) above may include, for example, termination of the coaching contract of the head coach and any assistants involved; suspension or termination of the employment status of any other institutional employee who may be involved; severance of relations with any representative of the institution's athletics interests who may be involved; the debarment of the head or assistant coach from any coaching, recruiting or speaking engagements for a specified period; and the prohibition of all recruiting in a specified sport for a specified period;~~

~~(4) The nature and extent of such action shall be the determination of the institution after due notice and hearing to the individuals concerned, but the determination of whether or not the action is appropriate in the fulfillment of NCAA policies and principles, and its resulting effect on any institutional penalty, shall be solely that of the committee (or the Infractions Appeals Committee per Bylaw 19.2); or~~

~~(5) Where this requirement is made, the institution shall show cause or, in the alternative, shall show the appropriate disciplinary or corrective action taken, in writing, to the committee (or the Infractions Appeals Committee per Bylaw 19.2) within 15 days. The committee (or the Infractions Appeals Committee per Bylaw 19.2) may, without further hearing, determine on the basis of such writing whether or not in its opinion appropriate disciplinary or corrective action has been taken and may impose a penalty or additional penalty; take no further action; or, by notice to the institution, conduct a further hearing at a later date before making a final determination.~~

(a) Public reprimand and censure;

(b) Probation for up to five years. Conditions of probation shall be determined on a case-by-case basis. A failure to satisfy the conditions of probation may result in additional findings of violation(s), including the failure to cooperate, lack of institutional control and/or violations of conditions for membership, and shall result in a reconsideration of the initial penalties imposed, including an extension of the probationary period and imposition of additional penalties. Conditions of probation shall include, but are not limited to, the following:

(1) Information regarding the violation(s) committed, the term of probation and penalties must be noted on the home page of the institutions athletics Web site, in the media guide for the involved sport(s) and in recruiting materials provided to prospective student-athletes in the involved sport(s). Such information must be displayed and provided to prospective student-athletes for the full term of probation. Information to prospective student-athletes must be provided before a prospective student-athlete signs a National Letter of Intent and no later than when the NCAA Eligibility Center provides a prospective student-athlete with the institutions academic data (see Bylaw 13.3.1.2);

(2) Annual written reports shall be submitted to the Committee on Infractions detailing compliance with probationary conditions; and

(3) At the conclusion of probation, the institution shall certify that current athletics policies and procedures conform to all requirements of NCAA legislation and that all conditions of probation have been satisfied (see Bylaw 19.5.2.4.2).

(c) A reduction in the number of financial aid awards (as defined in Bylaw 15.02.4.1) that may be awarded during a specified period;

(d) Ineligibility for postseason competition in the involved sport(s), particularly in situations when:

(1) Individual(s) involved in the violation(s) remain active in the sport program;

(2) A significant competitive advantage resulted from the violation(s);

(3) The violation(s) indicate a lack of institutional control or failure to monitor the involved sport(s) or athletics program;

(4) The violation(s) include academic fraud; or

(5) The institution is a repeat violator (see Bylaw 19.5.2.4);

(e) A recommendation to the Committee for Legislative Relief that it waive the one-year residence requirement and permit full athletics participation in a sport for a student-athlete who transfers to another member institution when the Committee on Infractions renders the student-athletes previous institution or team in that sport ineligible for postseason competition during all of the remaining seasons of the student-athletes eligibility [see Bylaw 14.8.1.2-(c)];

(f) Ineligibility for participation in or hosting outside, invitational and/or NCAA championship competition in the involved sport(s);

(g) Vacation of records when a student-athlete(s) has competed while ineligible, particularly when a case involved academic fraud, serious intentional violations, a large number of violations, direct or knowing involvement of a coach or high-ranking administrator, competition while academically ineligible, ineligible competition when there is a finding or failure to monitor or lack of institutional control or when vacation or a similar penalty would be imposed if the underlying violation(s) were secondary. Records to be vacated may include one or more of the following, as applicable:

(1) Individual records and performances in individual sports, including reconfiguration of the institution team point totals after vacation of individual records and performances;

(2) Relay, doubles and similar team records in individual sports when one or more team member competes while ineligible, including reconfiguration of the institution team point totals after vacation of relay, double or similar results;

(3) Team records and performances in team sports; and

(4) Records of head coaches.

(h) A financial penalty;

- (i) Ineligibility for selection involving discretionary Division II network and/or broadband television broadcasts during the regular season for the involved sport(s);
- (j) A reduction in the number of expense-paid recruiting visits in the involved sport(s);
- (k) Limiting or prohibiting the recruiting activities of some or all coaching staff members in the involved sport(s);
- (l) An outside audit or review of the institutions athletics policies and procedures (including, but not limited to, compliance policies and procedures);
- (m) A requirement that the institution must provide a copy of the Infractions Report to the institutions regional accrediting agency when the violation(s) involves academic misconduct or reflects questionable academic conduct or procedures;
- (n) Ineligibility of institutional staff members to serve on NCAA standing or special committees, councils or task forces, including as representatives of their institution or conference;
- (o) Requirement that the institution take disciplinary action against an institutional staff member(s) who knowingly committed or condoned a major violation, including suspension of the head coach or the staff member(s) for one or more competition(s), and other disciplinary action(s) approved by the Committee on Infractions;
- (p) Issuance of a show cause order per Bylaw 19.5.2.3 against an institutional staff member if that staff member has committed unethical conduct (see Bylaw 10.1) or other serious violations;
- (q) Exclusion of the individual or entity, including disassociation of a representative of an institutions athletics interests, from involvement in an institutions athletics program on a permanent basis or for a specified period of time. An institution may be required to take any action(s) within its authority to eliminate involvement, including:
 - (1) Refraining from accepting financial or other assistance for its athletics program or in the recruiting of prospective student-athletes or for supporting enrolled student-athletes; and
 - (2) Prohibition of providing to the individual or entity an athletics benefit(s) or privilege (s) not generally available to the public at large or on a basis different from that provided to the public at large; and
- (r) Other penalties, corrective actions and disciplinary measures, as appropriate.

[19.5.2.2.1 renumbered as 19.5.2.1, unchanged.]

19.5.2.32 Show-Cause Order. Penalties, corrective actions and disciplinary measures may be directed at a particular institutional staff member if that staff member has been found to have committed a violation(s). A show-cause order specifies the period of time over which the sanction(s) are in effect regarding the individual, whether the individual remains at the institution where the violation(s) occurred or the individual is employed by another institution.

19.5.2.2.1 Obligation to Comply. If an institutional staff member who is subject to a show-cause order is employed by an institution other than the institution at which the violation(s) occurred, that institution must comply with the sanctions imposed unless and until it can show cause to the satisfaction of the Committee on Infractions (or the Infractions Appeals Committee per Bylaw 19.2) why it need not comply. Failure to comply with the sanctions may subject the institution to findings of violations, including failure to cooperate and lack of institutional control, as well as other penalties, corrective actions and disciplinary measures, as appropriate.

19.5.2.2.1.1 Opportunity to be Heard. If the individual is employed by another institution, the institution may show cause why it need not comply with an order either by written submission or in an appearance before the Committee on Infractions.

19.5.2.3 Repeat Violators Penalties. Previous violations of NCAA legislation are a contributing factor in determining the degree of penalties. Repeat violator status demonstrates a significant failure of an institution to comply with NCAA legislation. A repeat violator is subject to substantial enhancement of the penalties set forth in Bylaw 19.5.2 that would be imposed for similar violations in a case not involving a repeat violator. In addition, a repeat violator may be subject to any or all of the following penalties:

(a) The prohibition of all outside competition in the sport(s) involved in the latest major violation for one or two sport seasons and the prohibition of all coaching staff members in that sport(s) from involvement directly or indirectly in any coaching activities at the institution during that period;

(b) The elimination of all initial grants-in-aid and all recruiting activities in the sport(s) involved in the latest major violation(s) in question for up to a two-year period;

(c) The requirement that all institutional staff members serving on the Division II Presidents Council, Management Council or other standing or special cabinets, committees or task forces of the Association resign those positions, it being understood that all institutional representatives shall be ineligible to serve on any NCAA committee for a period of up to four years; and

(d) The requirement that the institution relinquish its voting privileges in the Association for a period of up to four years.

[19.5.2.3.1 through 19.5.2.4.2, unchanged.]

~~19.5.2.5 Television Appearance Limitation. In some instances, an institution is rendered ineligible to appear on television programs. When an institution is banned from such television programs, the penalty shall specify that the institution may not enter into any contracts or agreements for such appearances until the institution's probationary status has been terminated and it has been restored to full rights and privileges of membership.~~

~~19.5.2.6 Disassociation of Representatives of Athletics Interests. The disassociation of relations with a representative of an institution's athletics interests may be imposed on a permanent basis, for the duration of the applicable probationary period or for another specified period of time. When an institution is required to show cause why a representative of the institution's~~

~~athletics interests should not be disassociated from its athletics program, such disassociation shall require that the institution:~~

~~(a) Refrain from accepting any assistance from the individual that would aid in the recruitment of prospective student-athletes or the support of enrolled student-athletes;~~

~~(b) Not accept financial assistance for the institution's athletics program from the individual;~~

~~(c) Ensure that no athletics benefit or privilege be provided to the individual that is not generally available to the public at large; and~~

~~(d) Take such other actions against the individual that the institution determines to be within its authority to eliminate the involvement of the individual in the institution's athletics program.~~

~~19.5.2.7 Notification to Regional Accrediting Agency. When an institution has been found to be in violation of NCAA requirements, and the report reflects academic violations or questionable academic procedures, the NCAA president shall be authorized to forward a copy of the report to the appropriate regional accrediting agency.~~

[19.5.2.8 through 19.5.2.8.2 renumbered as 19.5.2.5 through 19.5.2.5.2, unchanged.]

[Remainder of 19.5 unchanged.]

Source: NCAA Division II Presidents Council [Management Council (Management Council Subcommittee to Review Infractions Penalties)].

Effective Date: Immediate, for any institution that receives a Notice of Inquiry after the conclusion of the Division II Business Session on January 15, 2011.

Rationale: The proposed changes outline a new penalty structure for secondary violations and major violations cases. The changes set forth the authority of the enforcement staff to impose appropriate penalties in secondary violation cases. In addition, penalties for major violations are currently divided into two subsections; presumptive penalties and disciplinary measures. The presumptive penalties must be imposed by the Committee on Infractions in every case unless there is a reason to deviate. The disciplinary measures may be imposed by the committee, in addition to the presumptive penalties and the penalties available for secondary infractions. The recommended change combines the penalties for simplification and will allow the committee to impose any available penalty without a mandate to impose certain penalties, regardless of the circumstances of a particular case. This will allow the committee to determine an order of probation that is tailored to the issues of each institution in the major violations process.

No. 2-22	DIVISION MEMBERSHIP -- DEFINITIONS AND APPLICATIONS -- EMERGING SPORTS FOR WOMEN -- REMOVAL OF SQUASH
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Intent: To remove squash as an emerging sport for women and to eliminate other specified legislation associated with the sport (e.g., playing and practice season regulations, minimum contest and participant requirements) for sports sponsorship.

A. Bylaws: Amend 15.5.2.1.2, as follows:

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:

~~Squash 9.0~~

[All other sports unchanged.]

B. Bylaws: Amend 17.02.14, as follows:

17.02.14 Varsity Intercollegiate Sport. A varsity intercollegiate sport is a sport that has been accorded that status by the institution's president or chancellor or committee responsible for intercollegiate athletics policy and that satisfies the following conditions:

[17.02.14-(a) through 17.02.14-(c) unchanged.]

[17.02.14.1 unchanged.]

17.02.14.2 Individual Sports. The following are classified as individual sports for purposes of this bylaw:

~~Squash, Women's~~

[All other sports unchanged.]

C. Bylaws: Amend 17.21, as follows:

~~17.21 SQUASH, WOMEN'S. Regulations for computing the squash playing season are set forth in Bylaw 17.1, General Playing Season Regulations. (See Figure 17-1 and Figure 17-2.)~~

~~17.21.1 Length of Playing Season. The length of an institution's playing season in squash shall be limited to a 144-day season which may consist of two segments (each consisting of consecutive days) and exclude only required off days per Bylaw 17.1.6.4 and official vacation, holiday and final examination periods during which no practice or competition shall occur.~~

~~17.21.2 Preseason Practice. A member institution shall not commence practice sessions in squash before September 7 or the institution's first day of classes for the fall term, whichever is earlier.~~

~~17.21.3 First Date of Competition. A member institution shall not engage in its first date of competition (game or scrimmage) with outside competition in squash before September 7 or the institution's first day of classes for the fall term, whichever is earlier.~~

~~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 last date of final examinations for the regular academic year at the institution.~~

~~17.21.5 Number of Dates of Competition.~~

~~17.21.5.1 Maximum Limitations -- Institutional. A member institution shall limit its total playing schedule with outside competition in squash during the institution's playing season to 15 dates of competition (including not more than three tournaments that are counted as single dates of competition), except for those dates of competition excluded under Bylaws 17.21.5.3 and 17.21.5.4.~~

~~17.21.5.1.1 In-Season Foreign Competition. A member institution may engage in one or more of its countable dates of competition in squash in one or more foreign countries on one trip during the prescribed playing season. However, except for competition in Canada and Mexico or on a certified foreign tour (see Bylaw 17.29), the institution may not engage in such in-season foreign competition more than once every four years.~~

~~17.21.5.2 Maximum Limitations -- Student-Athlete. An individual student-athlete may participate in each academic year in 15 dates of competition in squash including not more than three tournaments that are counted as single dates of competition. This limitation includes those dates of competition in which the student represents the institution in accordance with Bylaw 17.02.8, including competition as a member of the varsity, junior varsity or freshman team of the institution.~~

~~17.21.5.3 Annual Exemptions. The maximum number of dates of competition in squash shall exclude the following:~~

~~(a) Conference Championship. Competition in one conference meet in squash;~~

~~(b) National Governing Body Championship. Competition in the squash national governing body championship;~~

~~(c) Alumni Meet. One date of competition each year with an alumnae team of the institution;~~

~~(d) Foreign Team in United States. One date of competition each year with a foreign opponent in the United States;~~

~~(e) Hawaii, Alaska, Puerto Rico. Any days of competition 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 located outside the area in question;~~

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

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

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

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

~~17.21.5.4 Once-in-Four-Years Exemptions -- Foreign Tours. The dates of competition on a foreign tour, provided the tour occurs only once in a four-year period and is conducted by the member institution in accordance with the procedures set forth in Bylaw 17.29.~~

~~17.21.6 Out-of-Season Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the institution's declared playing season in accordance with Bylaw 17.21.1, except as permitted in Bylaws~~

~~17.1.6.2 and 17.1.6.2.1.~~

~~17.21.6.1 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.~~

~~17.21.6.1.1 Summer Workout Sessions. A coach may participate in individual workout sessions with student athletes from the coach's team during the summer, provided the request for such assistance is initiated by the student athlete.~~

~~17.21.7 Camps and Clinics. There are no limits on the number of student athletes in squash 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.~~

~~17.21.8 Other Restrictions.~~

~~17.21.8.1 Noncollegiate, Amateur Competition.~~

~~17.21.8.1.1 In Season. A student athlete shall be denied eligibility for intercollegiate competition for the remainder of the season in squash if, after enrollment in college and during any year in which the student athlete is a member of an intercollegiate squad or team, she competes or has competed as a member of an outside team in any noncollegiate, amateur competition (e.g., team invitational meet, exhibition meets or other activity) during the institution's intercollegiate season (see Bylaw 14.7.5 for exceptions and waivers).~~

~~17.21.8.1.2 Out of Season. There are no limits on the number of student athletes from the same member institution with eligibility remaining who may practice or compete out of season on an outside amateur team.~~

~~17.21.8.1.2.1 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) during the academic year (including vacation periods during the academic year) with an outside team that involves any student athlete with eligibility remaining from the institution's team except as provided under Bylaws 14.7.5, 16.8.1.3.1 and 17.29.~~

~~17.21.8.1.2.2 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.~~

~~17.21.8.2 Equipment Issue, Squad Pictures. No limitations.~~

D. Bylaws: Amend 20.02.6, as follows:

20.02.6 Emerging Sports for Women. The following shall be considered emerging sports for women:

[20.02.6-(a) unchanged.]

(b) Individual Sports: equestrian ~~and squash~~.

[Remainder of 20.02.6 unchanged.]

E. 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:

Individual Sports	Minimum Contests	Minimum Participants
Women's Squash	8	9

[All other sports unchanged.]

(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.)

[Remainder of 20.10.3.5 unchanged.]

Source: NCAA Division II Presidents Council [Management Council (Committee on Women's Athletics)].

Effective Date: August 1, 2011

Rationale: The emerging sports for women program began in 1994 as a result of recommendations from the NCAA Gender-Equity Task Force. NCAA regulations require that emerging sports for women gain championship status (minimum of 40 varsity-sponsored NCAA programs) within 10 years or show steady progress toward that goal to remain on the emerging sports for women list. Nine sports were on the original list, including squash. In the past 14 years, four of those sports became championship sports (rowing, ice hockey, water polo and bowling). In 2009, four sports were removed from the list due to a lack of steady progress toward championship status (archery, badminton, synchronized swimming and team handball). In 2009, the number of institutions sponsoring squash as a varsity program was 28 and this number has been constant since 2007. Squash has not been able to demonstrate progress being made toward the goal of 40 varsity programs. If squash is removed from the list, institutions may still sponsor the sport as varsity and include it in their gender-equity efforts. Institutions may not, however, use squash to satisfy sports-sponsorship requirements, absent a waiver from the Membership Committee. Any sport may pursue renewal to emerging sport status by following the required procedures, including submission of a proposal and 15 letters of institutional commitment.

No. 2-23	DIVISION MEMBERSHIP -- DIVISION II MEMBERSHIP PROCESS -- INSTITUTION PROVIDING ERRONEOUS INFORMATION DURING THE MEMBERSHIP PROCESS -- RESTRICTED MEMBERSHIP AND APPEAL PROCESS
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Intent: To specify that an institution that provides erroneous information to the Membership Committee during the membership process that is material, intentional and fallacious, and would have impacted the committee's decision to move the institution forward in the membership process, shall be subject to restricted-membership status for a period of one academic year for its entire athletics program (both men's and women's sports) following the time of discovery; further, to specify that the NCAA Division II Management Council shall hear and act on an institution's appeal of a decision made by the committee.

Bylaws: Amend 20.3, as follows:

20.3 DIVISION II MEMBERSHIP PROCESS

[20.3.1 through 20.3.3.5 unchanged.]

20.3.4 Restricted-Membership Status -- Institution Providing Erroneous Information During Membership Process. An institution that provides erroneous information during the membership process that is material, intentional and fallacious, and would have impacted the committee's decision to move the institution forward in the membership process, shall be subject to restricted-membership status for a one academic year for the entire athletics program (both men's and women's sports) following the time of discovery.

20.3.4.1 Appeal -- Restricted-Membership Status. Appeals of the Membership Committee decision to place an institution in restricted membership status for providing erroneous information during the membership process shall be reviewed by the Division II Management Council.

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

Effective Date: August 1, 2011

Rationale: When an institution enters the Division II membership process, the Membership Committee relies on information provided by the applicant institution to move the institution through the membership process. Many times the committee does not discover that erroneous information has been provided by an institution until after the institution has become an active Division II member. Institutions in the membership process are not subject to investigation by the NCAA enforcement staff, and there is no way to penalize an institution that provides erroneous information during the process that is discovered once an institution is made an active member. This recommended change will allow the committee to place an institution in restricted membership status if it concludes that the erroneous information was material, intentional and fallacious, and would have affected the membership committee's decision to move the institution forward in the membership process. Institutions that inadvertently omit information may not be subject to the penalty. The recommended change also provides an appeal process for institutions. Institutions would have the ability to appeal the committee's decision to the Division II Management Council.

Intent: To eliminate the requirement that, in those sports in which two-thirds or more of the institutions sponsoring the sport are members of the same division, an institution is required to meet that division's and its own division's institutional and individual eligibility requirements (or the more stringent rule if both divisions' rules address the same issue).

Bylaws: Amend 20.8.1, as follows:

[Common provision, all divisions, divided vote]

20.8.1 Eligibility for National Collegiate Championships. Separate championships in each division are not sponsored in the following sports:

Women's bowling	Men's and women's rifle
Men's and women's fencing	Men's and women's skiing
Men's gymnastics	Men's volleyball
Women's gymnastics	Men's and women's water polo
Women's ice hockey	

An active member institution in good standing, regardless of division, is eligible for the National Collegiate Championships, if a division championship in the respective sport is not offered in its division. Such an institution ~~normally~~ is required to meet only the institutional and individual eligibility requirements of its division that govern the sport in question. ~~However, in those sports in which two-thirds or more of the institutions sponsoring the sport are members of the same division, an institution participating in the championship is required to meet that division's and its own division's institutional and individual eligibility requirements (or the more stringent rule if both divisions' rules address the same issue).~~

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

Effective Date: August 1, 2011

Rationale: In determining eligibility for National Collegiate Championships, if two-thirds or more of the institutions sponsoring a sport are members of a particular division, members of other divisions that sponsor the sport are required to certify student-athletes using the rules of the majority division. If Divisions I or II are the majority division, incoming student-athletes in Division III must be certified by the NCAA Eligibility Center and all continuing students-athletes must be certified in accordance with Divisions I or II progress-toward-degree regulations. Currently, at least two-thirds of the institutions that sponsor three National Collegiate Championship sports [men's gymnastics, women's gymnastics and women's ice hockey (Divisions I and II only)] are Division I members. It is possible that Division III institutions will comprise at least two-thirds of the institutions that sponsor men's volleyball in the near future, which would require Divisions I and II members to follow Division III rules, including the prohibition on awarding athletically related financial aid. This proposal recognizes that it is not appropriate to require student-athletes from one division to meet requirements that were designed to apply to student-athletes of another division. This proposal would permit institutions to determine the eligibility of student-athletes for

championships based on the requirements for their particular division.

Appendix A

Legislative Proposal Number Changes

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

SPOPL	IPOPL	SPOPL	IPOPL
1	--	13	--
2	--	14	--
3	--	15	2
4	4	16	--
5	5	17	3
6	--	18	--
7	--	19	--
8	--	20	--
9	--	21	--
10	--	22	--
11	--	23	--
12	1	24	--

Appendix B

Request for Interpretation

Member institutions and conferences are encouraged to request interpretations of the proposed legislation in this Second Publication of Proposed Legislation. Interpretations related to the proposed legislation in this Second Publication of Proposed Legislation maybe requested via electronic mail to the primary contact persons at jfraser@ncaa.org or aalford@ncaa.org, not later than December 11, 2010. When submitting such a request, please include the proposal number in question, your institution's name and your title. All resulting interpretations will be distributed to the delegates in time for the conference meetings held in conjunction with the Convention.

SUPPLEMENT NO. 7
TO BE DELIVERED
AT THE MEETING

SPEAKERS
2011 NCAA CONVENTION – DIVISION II BUSINESS SESSION

Official Notice No. (SPOPL No.)	Title	Effective Date	Presidents Council Position (Source)	Speaker(s) (Back-Up)	Notes
Consent Package				Brasfield	
1 (2-10)	NCAA Membership -- Active Membership -- Conditions and Obligations of Membership -- Application of Rules to All Recognized Varsity Sports -- Elimination of Emerging Sports Timetable	August 1, 2011; applicable to sports added to the list of emerging sports for women on or after August 1, 2011.	NCAA Division II Presidents Council [Management Council (Committee on Women's Athletics)].	(Hannum)	Consent Package
2 (2-22)	Division Membership -- Definitions and Applications -- Emerging Sports for Women -- Removal of Squash	August 1, 2011	NCAA Division II Presidents Council [Management Council (Committee on Women's Athletics)].	(Jones)	Consent Package
3 (2-24)	Division Membership -- Eligibility for National Collegiate Championships -- Elimination of Two-Thirds Majority Eligibility Requirement	August 1, 2011	NCAA Division II Presidents Council [Management Council (Championships Committee)].	(Swanson)	Consent Package
4 (2-8)	Playing and Practice Seasons -- Wrestling -- Number of Dates of Competition -- Annual Exemptions -- National Wrestling Coaches Association National Duals	August 1, 2011	NCAA Division II Presidents Council [Management Council (Championships Committee)].	(J.R. Smith)	Consent Package
5 (2-1)	Playing and Practice Seasons -- Start Date for Conditioning Activities, Preseason Practice and First Date of Competition -- Basketball, Swimming and Diving, Indoor and Outdoor Track and Field and Wrestling	August 1, 2011	NCAA Division II Presidents Council [Management Council (Championships Committee and Legislation Committee)].	McNealy O'Brien (Sanregret)	Roll-Call Vote
6 (2-2)	Playing and Practice Seasons -- Baseball, Golf, Lacrosse, Rowing,	August 1, 2011	NCAA Division II Presidents Council [Management	Jordan	Roll-Call Vote

SPEAKERS
2011 NCAA CONVENTION – DIVISION II BUSINESS SESSION

Official Notice No. (SPOPL No.)	Title	Effective Date	Presidents Council Position (Source)	Speaker(s) (Back-Up)	Notes
	Softball and Tennis -- First Date of Conditioning Activities, Practice and Competition in the Nonchampionship Segment -- Indoor and Outdoor Track and Field -- First Date of Conditioning Activities, Practice and Competition -- September 7 or Fourth Day of Classes		Council (Championships Committee and Legislation Committee)].	Mahoney (Riggins)	
7 (2-3)	Playing and Practice Seasons -- Weekly Hour Limitations -- Outside of Playing Season -- Weight Training, Conditioning, Team Activities and Skill Instruction -- Sports Other Than Football	August 1, 2011	NCAA Division II Presidents Council [Management Council (Championships Committee and Legislation Committee)].	Pitts Moody (Boerigter)	Roll-Call Vote
8 (2-4)	Playing and Practice Seasons -- Definitions and Applications -- Strength and Conditioning Workouts July 1 Through End of Institution's Summer Vacation Period	Immediate	Lone Star Conference and Mid-America Intercollegiate Athletics Association.		Roll-Call Vote Membership-Sponsored Proposal
9 (2-5)	Playing and Practice Seasons -- Winter Break -- Seven Consecutive Calendar Days During the Period of December 20 Through December 30	August 1, 2011	Pennsylvania State Athletic Conference and Rocky Mountain Athletic Conference.		Roll-Call Vote Membership-Sponsored Proposal
10 (2-6)	Playing and Practice Seasons -- Track and Field, Indoor/Outdoor -- Number of Dates of Competition -- Maximum Limitations -- Institutional -- Competition that Exceeds Two Days	August 1, 2011	NCAA Division II Presidents Council [Management Council (Championships Committee)].	Selgo (P. Smith)	Paddle Vote
11 (2-7)	Playing and Practice Seasons and	August 1, 2011	NCAA Division II Presidents	Raymond	Roll-Call Vote

SPEAKERS
2011 NCAA CONVENTION – DIVISION II BUSINESS SESSION

Official Notice No. (SPOPL No.)	Title	Effective Date	Presidents Council Position (Source)	Speaker(s) (Back-Up)	Notes
	Eligibility -- Wrestling -- First Date of Practice and Competition and No Outside Competition Between Beginning of Academic Year and November 1		Council [Management Council (Championships Committee)].	Fusco (Lind)	
12 (2-9)	NCAA Membership -- Definitions and Applications -- Affiliated and Corresponding Membership -- Requirements for Affiliated Membership and Elimination of Corresponding Membership	August 1, 2011	NCAA Division II Presidents Council [Management Council (Membership Committee)].	Stokes (Rackley)	Paddle Vote
13 (2-11)	Institutional Control and Division Membership -- Self-Study and Evaluation -- Audit of Institutional Self-Study Report, Minimum Financial Aid and Minimum Sports-Sponsorship Reports	August 1, 2011, for an institution that completes the Institutional Self-Study Guide (ISSG) report on or after June 1, 2011, and the minimum financial aid and minimum sports-sponsorship reporting for the 2010-11 academic year by August 15, 2011, and thereafter.	NCAA Division II Presidents Council [Management Council (Membership Committee)].	Gerbino Michael (Pate)	Roll-Call Vote
14 (2-12)	Amateurism and Eligibility -- Participation in Major Junior A Ice Hockey Prior To Initial Collegiate Enrollment -- Exceptions to Participation in Organized Competition -- Men's Ice Hockey Exception	August 1, 2011	Northeast-10 Conference, East Coast Conference and Peach Belt Conference.		Roll-Call Vote Membership-Sponsored Proposal

SPEAKERS
2011 NCAA CONVENTION – DIVISION II BUSINESS SESSION

Official Notice No. (SPOPL No.)	Title	Effective Date	Presidents Council Position (Source)	Speaker(s) (Back-Up)	Notes
15 (2-13)	Recruiting -- Official (Paid) Visit -- Limitations on Official Visit -- Elimination of Limitation on Number of Official Visits	August 1, 2011	NCAA Division II Presidents Council [Management Council (Legislation Committee)].	Boerigter Walker (Johnson)	Roll-Call Vote
16 (2-14)	Recruiting -- Sports Camps and Clinics -- Institution's Sports Camps and Clinics -- Employment of Prospective Student-Athletes	Immediate	NCAA Division II Presidents Council [Management Council (Legislation Committee)].	Martin Kling (Johnson)	Roll-Call Vote
17 (2-15)	Recruiting -- Recruiting Calendars -- Men's and Women's Basketball, Football and All Other Sports Which Use the National Letter of Intent Program -- Dead Period Surrounding National Letter of Intent Signing Date for Prospective Student-Athletes Who Are Eligible to Sign and Quiet Period for All Other Prospective Student-Athletes	Immediate	Northeast-10 Conference and Great Lakes Intercollegiate Athletic Conference.		Roll-Call Vote Membership-Sponsored Proposal
18 (2-18)	Eligibility -- Freshman Academic Requirements -- Core-Curriculum Requirements -- Nontraditional Courses	August 1, 2011, for student-athletes initially enrolling full time in a collegiate institution on or after August 1, 2011.	NCAA Division II Presidents Council [Management Council (Academic Requirements Committee)].	McNealey Fortosis (Leidig)	Roll-Call Vote
19 (2-19)	Eligibility -- Two-Year College Transfers -- Eligibility for Competition, Practice and Athletics Aid -- Partial Qualifiers and Nonqualifiers -- Transferable English and Math	August 1, 2011, for student-athletes initially enrolling full time in a collegiate institution on or after August 1, 2011.	NCAA Division II Presidents Council [Management Council (Academic Requirements Committee)].	Cates Turner (Clayton)	Roll-Call Vote
20 (2-20)	Eligibility -- Two-Year College Transfers -- Eligibility for Competition,	August 1, 2011, for a two-year college	NCAA Division II Presidents Council [Management	Reinhard Passeggi	Paddle Vote

SPEAKERS
2011 NCAA CONVENTION – DIVISION II BUSINESS SESSION

Official Notice No. (SPOPL No.)	Title	Effective Date	Presidents Council Position (Source)	Speaker(s) (Back-Up)	Notes
	Practice and Athletics Aid -- All Other Qualifiers, Partial Qualifiers And Nonqualifiers -- Exception -- Previous Four-Year Collegiate Attendance -- Graduation After One Semester or Quarter	transfer student-athlete with previous four-year collegiate attendance enrolling at a Division II institution on or after August 1, 2011.	Council (Academic Requirements Committee)].		
21 (2-16)	Eligibility -- Seasons of Competition -- Criteria for Determining Season of Eligibility -- Alumni Game, Fundraising Activity or Celebrity Sports Activity	August 1, 2011	NCAA Division II Presidents Council [Management Council (Legislation Committee)].	O'Connell McCartney	Paddle Vote
22 (2-17)	Eligibility -- Seasons of Competition: 10-Semester/15-Quarter Rule -- Criteria for Determining Season of Eligibility -- Exception -- Baseball, Softball and Men's and Women's Lacrosse -- Participation During Nonchampionship Segment	August 1, 2011	Pennsylvania State Athletic Conference and Northeast-10 Conference.		Roll-Call Vote Membership-Sponsored Proposal
23 (2-21)	Enforcement -- Penalties -- Penalties, Disciplinary Measures and Corrective Actions -- Penalty Structure for Secondary and Major Violations	Immediate, for any institution that receives a Notice of Inquiry after the conclusion of the Division II Business Session on January 15, 2011.	NCAA Division II Presidents Council [Management Council (Management Council Subcommittee to Review Infractions Penalties)].	Taylor May Ramaley	Paddle Vote

SPEAKERS
2011 NCAA CONVENTION – DIVISION II BUSINESS SESSION

Official Notice No. (SPOPL No.)	Title	Effective Date	Presidents Council Position (Source)	Speaker(s) (Back-Up)	Notes
24 (2-23)	Division Membership -- Division II Membership Process -- Institution Providing Erroneous Information During the Membership Process -- Restricted Membership and Appeal Process	August 1, 2011	NCAA Division II Presidents Council [Management Council (Membership Committee)].	Burnim Stromme (Morgan)	Paddle Vote

SUPPLEMENT NO. 9
TO BE DELIVERED
AT THE MEETING



Division II Strategic Plan

January 2009 through January 2012

Division II Vision Statement: *Through a shared effort, Division II seeks to be a membership destination within the NCAA—a destination where intercollegiate athletics supports the mission of higher education by striking a balance among athletics competition, academic excellence and social growth while its colleges and universities prepare student-athletes to thrive in their lives and careers.*

Endorsed by: NCAA Division II Management Council, NCAA Division II Presidents Council



POSITIONING STATEMENT

Life in the Balance. Higher education has lasting importance on an individual's future success. For this reason, the emphasis for the student-athlete experience in Division II is a comprehensive program of learning and development in a personal setting. The Division II approach provides growth opportunities through academic achievement, learning in high-level athletic competition and development of positive societal attitudes in service to community. The balance and integration of these different areas of learning opportunity provide Division II student-athletes a path to graduation while cultivating a variety of skills and knowledge for life ahead.

Attributes Highlighted in a NCAA Division II Student-Athlete Experience:

Learning: multiple opportunities to broaden knowledge and skills

Service: positive societal attitude through contributions to community

Passion: enthusiastic dedication and desire in effort

Sportsmanship: respect for fairness, courtesy; ethical conduct toward others

Resourcefulness: versatile skill set drawn from broad range of experiences

Balance: emphasis on collective knowledge; integration of skills

Reasons to Believe in NCAA Division II:

- Academic Success and Graduation Rates
- Athletics Scholarships/Unique Fiscal Model
- Championships Opportunities
- Community Partnerships
- Proud Alumni and Fans
- Innovative Solutions
- High-Level Athletics

Goal One: Academics and Life Skills

Provide Division II student-athletes a path to graduation while cultivating skills and knowledge for life ahead; learning in high-level athletics competition; and developing positive societal attitudes through service to community.

Goal One stresses the importance of promoting and honoring student-athlete success, protecting student-athlete well-being, developing positive societal attitudes through contributions to community, providing opportunities for student-athletes to have an active role in the governance process, and fostering partnerships to enhance the success of both student-athletes and the student body.

Goal Two: Athletics Operations and Compliance

Commit to institutional control by establishing a system for operations and compliance that is engaged and functioning.

Goal Two emphasizes presidential commitment and involvement, leadership and professional development opportunities for athletics personnel, coaches and faculty and commits conferences and institutions to effective, engaging and functioning compliance programs.

Goal Three: Game Day and Conference and National Championships

Provide fair and equitable competition and a quality, positive and rewarding game day and conference and national championship experiences.

Goal Three emphasizes the need to promote and enhance a quality student-athlete experience in Division II athletics competition and conference and national championships and to ensure game environments are competitive, safe, positive, respectful and entertaining.

Goal Four: Membership and Positioning Initiatives

Utilize the uniqueness of the Division II model to establish Division II as a membership destination and to ensure long-lasting stability.

Goal Four supports a commitment to fiscal responsibility and to the allocation of athletics funds and resources consistent with the identity of Division II. Additionally, Goal Four emphasizes the importance of attracting and retaining members that support the strategic position and philosophy of Division II intercollegiate athletics; promoting the Division II identity through collaborative partnerships and relationships; and strengthening the public's knowledge and appreciation for Division II.

Goal Five: Diversity and Inclusion

Promote diversity and foster an environment of inclusion.

Goal Five supports the importance, value, benefits and role of diversity and inclusion in higher education and intercollegiate athletics.

Goal One: Academics and Life Skills

Provide Division II student-athletes a path to graduation while cultivating skills and knowledge for life ahead; learning in high-level athletics competition; and developing positive societal attitudes through service to community.

- Priority 1.1: Promote and honor academic measures of success and retention, including graduation rates
Oversight: Division II Academic Requirements Committee
- Priority 1.2: Analyze and assess research to establish requirements that impact and advance the academic success of student-athletes.
Oversight: Division II Academic Requirements Committee
- Priority 1.3: Provide leadership, development and service opportunities for student-athletes
Oversight: NCAA Educational Affairs staff, Division II Student-Athlete Advisory Committee
- Priority 1.4: Promote and honor student-athlete service, achievement and success through various Division II platforms (e.g., championships, convention)
Oversight: NCAA Honors Committee, Division II Faculty Athletics Representatives, Division II Academic Requirements Committee, Division II Championships Committee
- Priority 1.5: Enhance student-athlete communications and voice in the governance process at the local, conference and national levels
Oversight: Division II Student-Athlete Advisory Committee
- Priority 1.6: Protect the health, safety and well-being of student-athletes
Oversight: NCAA Educational Affairs staff, NCAA Committee on Competitive Safeguards and Medical Aspects of Sport, Division II Student-Athlete Advisory Committee, Division II Committee for Legislative Relief
- Priority 1.7: Enhance the partnerships and the integration among the conference and campus community to support and foster the success of student-athletes and the student body.
Oversight: Campus and Conferences SAACs, Division II Faculty Athletics Representatives, Division II Directors of Athletics, Division II Student-Athlete Advisory Committee

Primary Standards and/or Metrics of Measure for Goal One

- Academic Success Rate
- Federal Graduation Rate
- Academic Performance Census
- GOALS survey data
- SCORE survey data

Goal Two: Athletics Operations and Compliance

Commit to institutional control by establishing a system for operations and compliance that is engaged and functioning

- Priority 2.1: Continue to enhance and support presidential commitment and involvement in the affairs of athletics at the local, conference and national levels
Oversight: Division II Presidents Council, Division II Committee on Infractions
- Priority 2.2: Provide leadership and development opportunities for athletics administrators, coaches and faculty
Oversight: Division II Diversity Project Team, Division II Nominating Committee, Division II Management Council
- Priority 2.3: Involve, enhance and recognize the role of athletics administrators, coaches and faculty in the governance process at the local, conference and national levels
Oversight: Division II Conferences, Division II Nominating Committee, Division II Management Council, Division II Faculty Athletics Representatives
- Priority 2.4: Develop the role of Division II conference offices as leaders and advocates for rules compliance and academic achievement
Oversight: Division II Conference Commissioners Association, Division II Conference Office Compliance Administrators
- Priority 2.5: Develop, enhance and increase educational materials, resources (e.g., technology), tools and services that support and maintain an effective compliance system
Oversight: Division II Committee for Legislative Relief, Division II Legislation Committee, Division II Student-Athlete Reinstatement Committee

Primary Standards and/or Metrics of Measure for Goal Two

- Number of Division II schools using the NCAA compliance assistant for internet (CAi) or other compliance software
- Secondary infractions reporting by Division II institutions
- Number of national and conference office conducted compliance reviews
- Attendance by presidents/chancellors at annual NCAA conventions

Goal Three: Game Day and Conference and National Championships

Provide fair and equitable competition and a quality, positive and rewarding game day and conference and national championship experiences

- Priority 3.1: Provide game environments and atmospheres that are competitive, safe, fun, positive, respectful and entertaining
Oversight: Division II Conferences, Division II Directors of Athletics, Division II Student-Athlete Advisory Committee
- Priority 3.2: Enhance and increase the opportunities to strengthen the experience for game day, conference championships and national championships for Division II student-athletes, coaches, officials, fans and spectators.
Oversight: Division II Directors of Athletics, Division II Identity Subcommittee, Division II Championships Committee
- Priority 3.3: Commit to fair and equitable regional and national competition by developing appropriate and disseminated selection, seeding and bracketing processes, policies and guidelines.
Oversight: Division II Championships Committee
- Priority 3.4: Strengthen partnerships and relationships with host communities, schools, coaches associations, media and sponsors at the local, regional and national levels
Oversight: Division II Championships Committee
- Priority 3.5: Provide opportunities to develop and establish consistent standards in officiating and increase the pool of qualified officials
Oversight: Division II Conferences, Division II Championships Committee
- Priority 3.6: Enhance and increase the use of resources (e.g., technology), tools and services to improve the effectiveness and efficiencies of game day, conference and national championships' operations
Oversight: Division II Championships Committee

Primary Standards and/or Metrics of Measure for Goal Three

- Experience by student-athletes at conference and national championships (post-championship surveys)
- Experience by attendees at Division II National Championships Festivals (survey)
- Number of Division II championships on national television and/or broadband technology
- Total attendance at Division II sporting events (aggregate numbers)
- Number of ideas that work on game environment website
- Game environment award nominees and winners

Goal Four: Membership and Positioning Initiatives

Utilize the uniqueness of the Division II model to establish Division II as a membership destination and to ensure long-lasting stability

- Priority 4.1: Commit to fiscal responsibility at the local, conference, regional and national levels
Oversight: Division II Institutions, Division II Conferences, Division II Planning and Finance Committee, Division II Championships Committee
- Priority 4.2: Allocate funds and resources in a manner that recognizes and supports the unique characteristics and attributes of Division II
Oversight: Division II Planning and Finance Committee, Division II Management Council
- Priority 4.3: Analyze and assess budget policies and procedures to position for new media contracts for the division and the Association
Oversight: Division II Media Advisory Group, Division II Planning and Finance Committee
- Priority 4.4: Attract and retain members that support the strategic position and philosophy of Division II intercollegiate athletics
Oversight: Division II Membership Committee
- Priority 4.5: Commit to develop tools and resources that assist active member institutions and conferences with evaluating its position in conjunction with the strategic position and philosophy of Division II intercollegiate athletics
Oversight: Division II Legislation Committee, Division II Membership Committee, Division II Presidents Council
- Priority 4.6: Promote the use of tools and resources that assess the value of Division II intercollegiate athletics and strengthen the awareness of Division II and its characteristics and attributes
Oversight: Division II Membership Committee, Division II Identity Subcommittee
- Priority 4.7: Enhance communication and partnerships with the media and other organizations to provide opportunities for communicating the unique characteristics and attributes of Division II membership
Oversight: Division II Institutions, Division II Conferences, Division II Management Council
- Priority 4.8: Recognize outstanding achievements with strategic initiatives (e.g., community engagement) by Division II institutions and conferences.
Oversight: Division II Identity Subcommittee

Primary Standards and/or Metrics of Measure for Goal Four

- Numbers (e.g., website hits) using game environment website
- Numbers (e.g., website hits) using community engagement website
- Division II stories in local, regional and national papers
- Number of active Division II schools and conferences
- Number of schools in the Division I, II and III membership processes
- Community engagement award nominees and winners
- Partnership with Make-A-Wish – participation numbers by conference/institution and total dollars raised

Goal Five: Diversity and Inclusion

Promote diversity and foster an environment of inclusion

- Priority 5.1: Continue to partner and build collaborative relationships with other organizations to support and enhance the diversity of administrators, coaches and student-athletes at the local, conference and national levels
Oversight: NCAA Diversity and Inclusion Staff, Division II Diversity Project Team, Division II Conferences, Division II Institutions
- Priority 5.2: Enhance commitment by presidents/chancellors, athletics administrators, coaches, faculty and student-athletes to be advocates for establishing environments that foster diversity and inclusion
Oversight: NCAA Diversity and Inclusion Staff, Division II Diversity Project Team, Division II Nominating Committee, Division II Conferences, Division II Institutions
- Priority 5.3: Analyze and assess research and current programming to provide programs, tools and resources that support environments of diversity and inclusion
Oversight: NCAA Diversity and Inclusion Staff, Division II Diversity Project Team
- Priority 5.4: Provide tools and resources that assist schools and conferences in recruiting, hiring and retaining diverse groups and individuals
Oversight: NCAA Diversity and Inclusion Staff, Division II Diversity Project Team
- Priority 5.5: Provide tools and resources to schools and conferences that provide education on the importance, value, benefits and role of diversity and inclusion in higher education and intercollegiate athletics
Oversight: NCAA Diversity and Inclusion Staff, Division II Diversity Project Team, Division II Nominating Committee

Primary Standards and/or Metrics of Measure for Goal Five

- Number of Division II coaches by gender and ethnicity
- Number of Division II administrators by gender and ethnicity
- Number of Division II student-athletes by gender and ethnicity
- Nominees and awardees for the Division II assistant coaches grant
- Nominees and awardees for the Division II strategic alliance matching grant
- Number of Division II schools requesting programming from the NCAA Diversity and Inclusion staff
- Gender and ethnicity representation on Division II committees

Goal Two: Athletics Operations and Compliance

Commit to institutional control by establishing a system for operations and compliance that is engaged and functioning.

Priority	Action Step	Summary of Progress and Relevant Dates/Timelines
Priority 2.1: Continue to enhance and support presidential commitment and involvement in the affairs of athletics at the local, conference and national levels.		
<i>Oversight: Division II Presidents Council, Division II Committee on Infractions</i>		
Priority 2.2: Provide leadership and development opportunities for athletics administrators, coaches and faculty.		
<i>Oversight: Division II Diversity Project Team, Division II Nominating Committee, Division II Management Council</i>		
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.		
<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
Priority 2.4: Develop the role of Division II conference offices as leaders and advocates for rules compliance and academic achievement. <i>Oversight: Division II Conference Commissioners Association, Division II Conference Office Compliance Administrators</i>		
Priority 2.5: Develop, enhance and increase educational materials, resources (e.g., technology), tools and services that support and maintain an effective compliance system. <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

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.

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.

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.

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
Priority 4.1: Commit to fiscal responsibility at the local, conference, regional and national levels.		
<i>Oversight: Division II Institutions, Division II Conferences, Division II Planning and Finance Committee, Division II Championships Committee</i>		
Priority 4.2: Allocate funds and resources in a manner that recognizes and supports the unique characteristics and attributes of Division II.		
<i>Oversight: Division II Planning and Finance Committee, Division II Management Council</i>		
Priority 4.3: Analyze and assess budget policies and procedures to position for new media contracts for the division and the Association.		
<i>Oversight: Division II Media Advisory Group, Division II Planning and Finance Committee</i>		
Priority 4.4: Attract and retain members that support the strategic position and		

Priority	Action Step	Summary of Progress and Relevant Dates/Timelines
philosophy of Division II intercollegiate athletics.		
<i>Oversight: Division II Membership Committee</i>		
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. <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
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.		
<i>Oversight: Division II Membership Committee, Division II Identity Subcommittee</i>		
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.		
<i>Oversight: Division II Institutions, Division II Conferences, Division II Management Council</i>		
Priority 4.8: Recognize outstanding achievements with strategic initiatives (e.g., community engagement) by Division II institutions and conferences.		

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

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.

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.

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.

SUPPLEMENT NO. 11
TO BE DELIVERED
AT THE MEETING

SUPPLEMENT NO. 12
TO BE DELIVERED
AT THE MEETING

NCAA Bylaw 17.1.6.2 – Playing and Practice Seasons – General Playing-Season Regulations – Time Limits for Athletically Related Activities – Weekly Hour Limitations – Outside of Playing Season

Issue:

Whether or not the NCAA Division II Legislation Committee should recommend sponsorship of legislation for the 2012 NCAA Convention to amend NCAA Bylaw 17.1.6.2 (weekly hour limitations – outside of playing season).

Background and Analysis:

Outside of the playing season and during the academic year, student-athletes are permitted to participate in weight training, conditioning and skill instruction and, in football, review of game film for a maximum of eight hours per week. Not more than two hours per week of the eight hours may be dedicated to skill instruction and, in football, review of game film.

While engaging in a review of Bylaw 17 for Phase II of the Life in the Balance initiative, the Legislation Committee explored amending the start date for countable athletically related activities for winter championship sports. There were four options to amend the start date ranging from no change to September 15 being the first permissible date for countable athletically related activities. The discussion ultimately led to the sponsorship of NCAA Proposal No. 2011-5 (playing and practice seasons – start date for conditioning activities, preseason practice and first date of competition – basketball, swimming and diving, indoor and outdoor track and field and wrestling) which, if adopted, would place the start date for countable athletically related activities at September 7 or the fourth day of classes, whichever is earlier. This proposal gives student-athletes an opportunity to acclimate to campus prior to beginning their athletics endeavors, but does not significantly reduce the length of the winter championship playing season.

NCAA Division II Management Council members expressed concerns with moving the start day for out-of-season countable athletically related activities too deep into the fall term because student-athletes are anxious to begin their athletics endeavors and need a structured environment at the beginning of the academic year. The Council recommended exploring an end date to countable athletically related activities outside of the playing season at the end of the academic year. Currently, all countable athletically related activities outside the playing season are prohibited one week prior to the beginning of the final examination period through the conclusion of the institution's final examinations. However, if that prohibition was extended to two or three weeks prior to the beginning of the final examination period a more substantial impact on the time that student-athletes spend on countable athletically related activities would be realized.

It should be noted that the review initially focused on the length of the winter championship season; however, fall championship sports are also permitted to engage in out-of-season activities up to one week prior to the start of an institution's final examination period.

Conclusions:

1. The Legislation Committee **recommends** that the Management Council sponsor legislation for the 2012 Convention to amend Bylaw 17.1.6.2, effective August 1, 2012.
2. The Legislation Committee **does not recommend** that the Management Council sponsor legislation for the 2012 Convention to amend Bylaw 17.1.6.2, but requests feedback from the Council on the direction of the discussion surrounding an amendment to Bylaw 17.1.6.2.

Associated References:

Division II Bylaw

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



MEMORANDUM

September 24, 2010

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TO: NCAA Division II and Division III Management Council Chairs.

FROM: Deb Runkle, chair
Committee on Competitive Safeguards and Medical
Aspects of Sports (CSMAS).

SUBJECT: Sickle Cell Trait Updates.

During the July Management Council meetings, Division II and Division III committee members discussed the role of sickle cell trait testing within their respective divisions. Upon their request for more data and information relevant to sickle cell trait testing, the CSMAS submits the following summary. The committee will be meeting in person at its regularly scheduled meeting in December if Management Councils desire to submit further action items.

What We Know

1. Sickle Cell Trait Prevalence. People at high risk for having sickle cell trait are those whose ancestors come from Africa, South or Central America, the Caribbean, Mediterranean countries, India, and Saudi Arabia. Sickle cell trait occurs in about 8 percent of the U.S. African-American population and rarely (between one in 2,000 to one in 10,000) in the Caucasian population. However, currently competing across NCAA divisions are student-athletes with sickle cell trait of both genders and across ethnicity.

2. Sickle Cell Trait Role in Collapse and Sudden Death. Exertional sickling can occur under intense exercise conditions and lead to cramping and discomfort, rhabdomyolysis and even sudden death. All sudden deaths related to rhabdomyolysis at the NCAA have occurred in athletes with sickle cell trait unlike other situations (e.g., military) where individuals without sickle cell trait incur rhabdomyolysis due to their physical activity regimen. Complications due to sickle cell trait have been attributed in 60% of football deaths at the NCAA Division I level since 2000. All sudden deaths involving student-athletes with sickle cell trait have occurred during conditioning-type workouts. Prior to 2000, there were 8 documented cases at the college level, the first reported case in 1974. Sudden deaths have occurred in other sports but predominately occurred in football conditioning at the NCAA level. One documented sudden death case has occurred in Division II. There are no known cases at the Division III level.

National Collegiate Athletic Association

An association of over 1,200 members serving the student-athlete

Equal Opportunity/Affirmative Action Employer

The number one cause of sudden death for all other sports is cardiac related.

3. Screening for Sickle Cell Trait. Since 1975, the NCAA Sports Medicine Handbook has informed the membership and public about potential physical complications due to sickle cell trait while participating in athletics. The NCAA added a specific recommendation to its Sports Medicine Handbook in 2009 that athletics departments confirm sickle cell trait status in all student-athletes during the medical examination. Screening newborns for sickle cell disease and related hemoglobinopathies has been part of state-mandated newborn screening programs in the US for several decades, and for four years it has been universal. In Division I, legislation was adopted in April that requires institutions, as part of the medical examination required for all incoming student-athletes before athletics participation, to include a sickle cell solubility test. In a 2010 survey of the membership, 89/121 (74%) of Division II institutions and 102/190 (54%) of Division III institutions reported performing a medical examination on their student-athletes. This means that many student-athletes are required to seek an examination by a personal physician. Although sickle cell trait status does not change over time, most student-athletes do not know their status, state records of birth test results are often hard to find, and general family physicians are often reluctant to order a laboratory test to confirm an athlete's status.

4. As identified in the Division I legislative proposal, costs for sickle cell trait screening test analysis can be negotiated locally for as low as \$5 per test; however this cost does not include the blood draw, confirmatory tests for positive screens and supplies. We know that these costs also fluctuate locally, regionally and nationally. In addition, patient services for laboratory testing that is processed through insurance has been noted to raise the cost, approaching \$100 out of pocket for some student-athletes and their families.

What We Don't Know

1. Why are the sudden death cases predominately at the Division I level and within football conditioning?
2. What are the screening practices among Division II and Division III institutions?
3. What are the most effective universal precautions for preventing not only sudden death but collapse in student-athletes with sickle cell trait?
4. Are there documented cases of discriminatory practices related to athletics opportunities? To date there are no known cases of limiting opportunities due to medical knowledge of sickle cell trait. In fact the Americans with Disabilities Act and the Rehabilitation Act were designed to provide disabled people with the opportunity to participate in physical activities that they have the capabilities to perform.

5. Would modifying practice conditions and coach responsibilities be an effective intervention over screening?

Where We Go From Here

1. Current actions include an active request for proposals which are under review for cost containment for the membership. As identified in the Division I legislative proposal, costs for sickle cell trait test analysis can be negotiated locally for as low as \$5 per test however this cost does not include the blood draw, confirmatory tests for positive screens and supplies. Screening costs thus more commonly range from \$20-\$50 per athlete for the institution. These additional confirmation test costs, which may apply to 0-8% of those that screen positive, can range from \$45 to \$150. The costs rise if a student-athlete is asked to attain results on their own. The current request for services would address all of these issues.
2. The NCAA is currently working with its Research staff as well as external experts in the field to conduct studies in three main areas: (1) a membership survey of all three divisions to assess current screening practices, counseling and cost concerns; (2) a comprehensive case review of sudden deaths related to sickle cell trait and NCAA athletes, and (3) a study of knowledge and attitudes of student-athletes related to screening.
3. According to the NCAA Sports Medicine Handbook, colleges and universities should provide resources to educate student-athletes about risk factors specifically associated with physical activity for individuals with sickle cell trait. This should continue to be a focus of NCAA institutions.
4. The NCAA will work with medical professional governing bodies to include sickle cell trait status results as a required component of a patient's immunization record card.
5. The NCAA recommendations specify that if a test is positive, the student-athlete should be offered counseling on the implications of sickle cell trait, including health, athletics and family planning. Information on these topics should be more readily available to medical professionals working with NCAA student-athletes. A video webinar would be a good mechanism to deliver these messages as outlined and agreed upon by the medical community. However, there are sectors of the medical and public health community that have yet to completely embrace this policy.
6. In an effort to facilitate dialogue and creating workable solutions toward item 5, the NCAA will partner with the American College of Sports Medicine to host a meeting of key stakeholders in the medical and public health sectors to address critical areas and formulate a plan to ensure the NCAA membership continues to make informed decisions on the topic of sickle cell trait.

Each member institution plays a critical role in protecting the health and well-being of students-athletes. The health and safety principle of the NCAA constitution states that each member campus must protect the health of, and provide a safe environment for, each of its participating student-athletes. Participation in intercollegiate athletics involves unavoidable exposure to an inherent risk of injury, but as data and science dictate, the NCAA membership makes necessary additions to its health and safety measures to provide a safe environment for all who compete.

National Collegiate Athletic Association

Long-Range Projections for the Division II Budget

In Spring 2010, the NCAA signed a new media agreement for the Association with CBS and Turner Sports, which will be in effect for the next 14 years. In light of the new media agreement, the Division II Presidents Council formed the Division II Long-Range Projections Task Force. This task force was charged with the review of current Division II budget practices and budget projections and to offer a long-range budget framework by March 2011 to the Division II Planning and Finance Committee and Division II Presidents Council for consideration and approval in April 2011.

In accordance with Constitution 4.01.2.1 (budget allocations), Division II is guaranteed revenue through allocations made to each division from the Association's general operating revenue. Division II shall receive at least 4.37 percent of the Association's annual general operating revenue.

In looking at the long-range projections for the Division II budget through 2023-24, the division will receive a modest increase of two to three percent each year.

As a part of its charge, the Long-Range Projections Task Force is being asked to establish a list of priorities (for example, Where should the division spend its money?; What does the division wish to accomplish?). In establishing the priorities, the task force is using the division's budget guidelines and principles, the division's strategic plan, as well as seeking feedback from key stakeholder and constituent groups.

In seeking this feedback, the task force has prepared the following information for review and feedback by constituent groups:

- Attachment A--Current Division II budget guidelines and principles
- Attachment B--Division II Strategic Plan
- Attachment C--Current Two-Year Budget for Division II
- Attachment D--Article from the August 10 in-person meeting of the Division II Long-Range Projections Task Force
- Attachment E--Current List of Priorities

The Long-Range Projections Task Force is seeking feedback from all constituent groups by Tuesday, November 30. The task force will then use the information and feedback gathered to form a final recommendation for review and approval by the Division II Planning and Finance Committee and Division II Presidents Council in April 2011.

Additionally, several education sessions will be offered at the 2011 NCAA Convention to provide an update on the task force's current work.

DIVISION II BUDGET GUIDELINES AND PRINCIPLES

In accordance with Constitution 4.01.2.1 (budget allocations), Division II is guaranteed revenue through allocations made to each division from the Association's general operating revenue; and Division II shall receive at least 4.37 percent of the Association's annual general operating revenue.

The Division II Presidents Council, Management Council and Planning and Finance Committee are committed to developing budgetary principles/guidelines that are reflective of the NCAA mission and principles and the Division II philosophy, strategic positioning platform and strategic plan. These principles/guidelines will be used to guide any deliberations that may occur related to the possible use of funds allocated to Division II.

These principles/guidelines include the following:

1. That budget decisions will be made to support to the Division II strategic positioning platform and the goals and priorities outlined in the Division II strategic plan, including, but not limited to student-athlete academic and athletic successes; athletics operations and compliance at the conference and institutional levels; NCAA championships; branding and marketing of the division; and diversity and inclusion.
2. That Division II championships will be the top priority as budget discussions occur and decisions are made.
3. That an institution's expenses for participating in championship rounds of an NCAA Division II championships will be adequately covered, and that consistent transportation and per diem guidelines be maintained for all Division II championships.
4. That Division II championships policies will reflect an interest in generating Division II championships revenue to the greatest extent possible consistent with Division II championships principles and guidelines. Further, Division II championship policies will reflect an overall cost-containment philosophy supporting initiatives such as the regionalization concept. For purposes of these budget principles, cost containment encompasses the efficient and cost-effective operation of Division II championships.
5. That, at a minimum, \$5.1 million will be distributed annually to Division II institutions and conferences via the current Division II enhancement fund distribution formula or any other formula(s) that may be adopted. The formula(s) shall include a principle goal of strengthening conference operations.
6. That the Division II Planning and Finance Committee will be responsible for the mechanics of distributing the enhancement fund and the distribution policies will be developed by the Division II Planning and Finance Committee and ratified by the Division II Management Council and Presidents Council.
7. That the Division II reserve maintain an average balance of at least 15 percent of the overall operating revenue for the division. The amounts to be used in calculating the average

reserve balance are the most recent year of actual results reserve balance, the current operating year budgeted reserve balance and the next year proposed reserve balance.

8. That the use of the annual operating surpluses from the previous fiscal year will be discussed and adopted each year by either the Division II Planning and Finance Committee or the Division II Administrative Committee.
9. That the division maintains, at a minimum, a \$1.0 million net surplus each year. To clarify, the surplus amount includes the division's annual revenue allocation plus any unallocated funds from the prior years less the division's annual expenses.
10. That the division (including colleges, universities and conferences) shall commit to fiscal responsibility at the local, conference, regional and national levels and that the division is held accountable for spending its dollars in a fiscally responsible manner. To that end, the Division II Planning and Finance Committee has the authority to audit dollars allocated to Division II schools and conferences from the Division II budget, including, but not limited to, sports sponsorship requirements of Division II member conferences.
11. That care will be taken to avoid funding special interests of various segments of the Division II membership or items that may be more an institution or conference's responsibility than that of the Association or the division.
12. That Division II will follow the Association's request for proposal (RFP) process when the division has specific vendor relationships and/or consultant needs.
13. That these budget principles will be reviewed annually by the Planning and Finance Committee, Presidents Council and Management Council and modified as necessary to ensure that they are reflective of the Division II philosophy, strategic positioning platform and strategic plan. The Presidents Council has ultimate authority to approve the modifications to these guidelines and principles.



Division II Strategic Plan

January 2009 through January 2012

Division II Vision Statement: *Through a shared effort, Division II seeks to be a membership destination within the NCAA—a destination where intercollegiate athletics supports the mission of higher education by striking a balance among athletics competition, academic excellence and social growth while its colleges and universities prepare student-athletes to thrive in their lives and careers.*

Endorsed by: NCAA Division II Management Council, NCAA Division II Presidents Council



POSITIONING STATEMENT

Life in the Balance. Higher education has lasting importance on an individual's future success. For this reason, the emphasis for the student-athlete experience in Division II is a comprehensive program of learning and development in a personal setting. The Division II approach provides growth opportunities through academic achievement, learning in high-level athletic competition and development of positive societal attitudes in service to community. The balance and integration of these different areas of learning opportunity provide Division II student-athletes a path to graduation while cultivating a variety of skills and knowledge for life ahead.

Attributes Highlighted in a NCAA Division II Student-Athlete Experience:

Learning: multiple opportunities to broaden knowledge and skills

Service: positive societal attitude through contributions to community

Passion: enthusiastic dedication and desire in effort

Sportsmanship: respect for fairness, courtesy; ethical conduct toward others

Resourcefulness: versatile skill set drawn from broad range of experiences

Balance: emphasis on collective knowledge; integration of skills

Reasons to Believe in NCAA Division II:

- Academic Success and Graduation Rates
- Athletics Scholarships/Unique Fiscal Model
- Championships Opportunities
- Community Partnerships
- Proud Alumni and Fans
- Innovative Solutions
- High-Level Athletics

Goal One: Academics and Life Skills

Provide Division II student-athletes a path to graduation while cultivating skills and knowledge for life ahead; learning in high-level athletics competition; and developing positive societal attitudes through service to community.

Goal One stresses the importance of promoting and honoring student-athlete success, protecting student-athlete well-being, developing positive societal attitudes through contributions to community, providing opportunities for student-athletes to have an active role in the governance process, and fostering partnerships to enhance the success of both student-athletes and the student body.

Goal Two: Athletics Operations and Compliance

Commit to institutional control by establishing a system for operations and compliance that is engaged and functioning.

Goal Two emphasizes presidential commitment and involvement, leadership and professional development opportunities for athletics personnel, coaches and faculty and commits conferences and institutions to effective, engaging and functioning compliance programs.

Goal Three: Game Day and Conference and National Championships

Provide fair and equitable competition and a quality, positive and rewarding game day and conference and national championship experiences.

Goal Three emphasizes the need to promote and enhance a quality student-athlete experience in Division II athletics competition and conference and national championships and to ensure game environments are competitive, safe, positive, respectful and entertaining.

Goal Four: Membership and Positioning Initiatives

Utilize the uniqueness of the Division II model to establish Division II as a membership destination and to ensure long-lasting stability.

Goal Four supports a commitment to fiscal responsibility and to the allocation of athletics funds and resources consistent with the identity of Division II. Additionally, Goal Four emphasizes the importance of attracting and retaining members that support the strategic position and philosophy of Division II intercollegiate athletics; promoting the Division II identity through collaborative partnerships and relationships; and strengthening the public's knowledge and appreciation for Division II.

Goal Five: Diversity and Inclusion

Promote diversity and foster an environment of inclusion.

Goal Five supports the importance, value, benefits and role of diversity and inclusion in higher education and intercollegiate athletics.

Goal One: Academics and Life Skills

Provide Division II student-athletes a path to graduation while cultivating skills and knowledge for life ahead; learning in high-level athletics competition; and developing positive societal attitudes through service to community.

- Priority 1.1: Promote and honor academic measures of success and retention, including graduation rates
Oversight: Division II Academic Requirements Committee
- Priority 1.2: Analyze and assess research to establish requirements that impact and advance the academic success of student-athletes.
Oversight: Division II Academic Requirements Committee
- Priority 1.3: Provide leadership, development and service opportunities for student-athletes
Oversight: NCAA Educational Affairs staff, Division II Student-Athlete Advisory Committee
- Priority 1.4: Promote and honor student-athlete service, achievement and success through various Division II platforms (e.g., championships, convention)
Oversight: NCAA Honors Committee, Division II Faculty Athletics Representatives, Division II Academic Requirements Committee, Division II Championships Committee
- Priority 1.5: Enhance student-athlete communications and voice in the governance process at the local, conference and national levels
Oversight: Division II Student-Athlete Advisory Committee
- Priority 1.6: Protect the health, safety and well-being of student-athletes
Oversight: NCAA Educational Affairs staff, NCAA Committee on Competitive Safeguards and Medical Aspects of Sport, Division II Student-Athlete Advisory Committee, Division II Committee for Legislative Relief
- Priority 1.7: Enhance the partnerships and the integration among the conference and campus community to support and foster the success of student-athletes and the student body.
Oversight: Campus and Conferences SAACs, Division II Faculty Athletics Representatives, Division II Directors of Athletics, Division II Student-Athlete Advisory Committee

Primary Standards and/or Metrics of Measure for Goal One

- Academic Success Rate
- Federal Graduation Rate
- Academic Performance Census
- GOALS survey data
- SCORE survey data

Goal Two: Athletics Operations and Compliance

Commit to institutional control by establishing a system for operations and compliance that is engaged and functioning

- Priority 2.1: Continue to enhance and support presidential commitment and involvement in the affairs of athletics at the local, conference and national levels
Oversight: Division II Presidents Council, Division II Committee on Infractions
- Priority 2.2: Provide leadership and development opportunities for athletics administrators, coaches and faculty
Oversight: Division II Diversity Project Team, Division II Nominating Committee, Division II Management Council
- Priority 2.3: Involve, enhance and recognize the role of athletics administrators, coaches and faculty in the governance process at the local, conference and national levels
Oversight: Division II Conferences, Division II Nominating Committee, Division II Management Council, Division II Faculty Athletics Representatives
- Priority 2.4: Develop the role of Division II conference offices as leaders and advocates for rules compliance and academic achievement
Oversight: Division II Conference Commissioners Association, Division II Conference Office Compliance Administrators
- Priority 2.5: Develop, enhance and increase educational materials, resources (e.g., technology), tools and services that support and maintain an effective compliance system
Oversight: Division II Committee for Legislative Relief, Division II Legislation Committee, Division II Student-Athlete Reinstatement Committee

Primary Standards and/or Metrics of Measure for Goal Two

- Number of Division II schools using the NCAA compliance assistant for internet (CAi) or other compliance software
- Secondary infractions reporting by Division II institutions
- Number of national and conference office conducted compliance reviews
- Attendance by presidents/chancellors at annual NCAA conventions

Goal Three: Game Day and Conference and National Championships

Provide fair and equitable competition and a quality, positive and rewarding game day and conference and national championship experiences

- Priority 3.1: Provide game environments and atmospheres that are competitive, safe, fun, positive, respectful and entertaining
Oversight: Division II Conferences, Division II Directors of Athletics, Division II Student-Athlete Advisory Committee
- Priority 3.2: Enhance and increase the opportunities to strengthen the experience for game day, conference championships and national championships for Division II student-athletes, coaches, officials, fans and spectators.
Oversight: Division II Directors of Athletics, Division II Identity Subcommittee, Division II Championships Committee
- Priority 3.3: Commit to fair and equitable regional and national competition by developing appropriate and disseminated selection, seeding and bracketing processes, policies and guidelines.
Oversight: Division II Championships Committee
- Priority 3.4: Strengthen partnerships and relationships with host communities, schools, coaches associations, media and sponsors at the local, regional and national levels
Oversight: Division II Championships Committee
- Priority 3.5: Provide opportunities to develop and establish consistent standards in officiating and increase the pool of qualified officials
Oversight: Division II Conferences, Division II Championships Committee
- Priority 3.6: Enhance and increase the use of resources (e.g., technology), tools and services to improve the effectiveness and efficiencies of game day, conference and national championships' operations
Oversight: Division II Championships Committee

Primary Standards and/or Metrics of Measure for Goal Three

- Experience by student-athletes at conference and national championships (post-championship surveys)
- Experience by attendees at Division II National Championships Festivals (survey)
- Number of Division II championships on national television and/or broadband technology
- Total attendance at Division II sporting events (aggregate numbers)
- Number of ideas that work on game environment website
- Game environment award nominees and winners

Goal Four: Membership and Positioning Initiatives

Utilize the uniqueness of the Division II model to establish Division II as a membership destination and to ensure long-lasting stability

- Priority 4.1: Commit to fiscal responsibility at the local, conference, regional and national levels
Oversight: Division II Institutions, Division II Conferences, Division II Planning and Finance Committee, Division II Championships Committee
- Priority 4.2: Allocate funds and resources in a manner that recognizes and supports the unique characteristics and attributes of Division II
Oversight: Division II Planning and Finance Committee, Division II Management Council
- Priority 4.3: Analyze and assess budget policies and procedures to position for new media contracts for the division and the Association
Oversight: Division II Media Advisory Group, Division II Planning and Finance Committee
- Priority 4.4: Attract and retain members that support the strategic position and philosophy of Division II intercollegiate athletics
Oversight: Division II Membership Committee
- Priority 4.5: Commit to develop tools and resources that assist active member institutions and conferences with evaluating its position in conjunction with the strategic position and philosophy of Division II intercollegiate athletics
Oversight: Division II Legislation Committee, Division II Membership Committee, Division II Presidents Council
- Priority 4.6: Promote the use of tools and resources that assess the value of Division II intercollegiate athletics and strengthen the awareness of Division II and its characteristics and attributes
Oversight: Division II Membership Committee, Division II Identity Subcommittee
- Priority 4.7: Enhance communication and partnerships with the media and other organizations to provide opportunities for communicating the unique characteristics and attributes of Division II membership
Oversight: Division II Institutions, Division II Conferences, Division II Management Council
- Priority 4.8: Recognize outstanding achievements with strategic initiatives (e.g., community engagement) by Division II institutions and conferences.
Oversight: Division II Identity Subcommittee

Primary Standards and/or Metrics of Measure for Goal Four

- Numbers (e.g., website hits) using game environment website
- Numbers (e.g., website hits) using community engagement website
- Division II stories in local, regional and national papers
- Number of active Division II schools and conferences
- Number of schools in the Division I, II and III membership processes
- Community engagement award nominees and winners
- Partnership with Make-A-Wish – participation numbers by conference/institution and total dollars raised

Goal Five: Diversity and Inclusion

Promote diversity and foster an environment of inclusion

- Priority 5.1: Continue to partner and build collaborative relationships with other organizations to support and enhance the diversity of administrators, coaches and student-athletes at the local, conference and national levels
Oversight: NCAA Diversity and Inclusion Staff, Division II Diversity Project Team, Division II Conferences, Division II Institutions
- Priority 5.2: Enhance commitment by presidents/chancellors, athletics administrators, coaches, faculty and student-athletes to be advocates for establishing environments that foster diversity and inclusion
Oversight: NCAA Diversity and Inclusion Staff, Division II Diversity Project Team, Division II Nominating Committee, Division II Conferences, Division II Institutions
- Priority 5.3: Analyze and assess research and current programming to provide programs, tools and resources that support environments of diversity and inclusion
Oversight: NCAA Diversity and Inclusion Staff, Division II Diversity Project Team
- Priority 5.4: Provide tools and resources that assist schools and conferences in recruiting, hiring and retaining diverse groups and individuals
Oversight: NCAA Diversity and Inclusion Staff, Division II Diversity Project Team
- Priority 5.5: Provide tools and resources to schools and conferences that provide education on the importance, value, benefits and role of diversity and inclusion in higher education and intercollegiate athletics
Oversight: NCAA Diversity and Inclusion Staff, Division II Diversity Project Team, Division II Nominating Committee

Primary Standards and/or Metrics of Measure for Goal Five

- Number of Division II coaches by gender and ethnicity
- Number of Division II administrators by gender and ethnicity
- Number of Division II student-athletes by gender and ethnicity
- Nominees and awardees for the Division II assistant coaches grant
- Nominees and awardees for the Division II strategic alliance matching grant
- Number of Division II schools requesting programming from the NCAA Diversity and Inclusion staff
- Gender and ethnicity representation on Division II committees

The National Collegiate Athletic Association		
Division II 2010-11 and 2011-12 Proposed Budget		
	Actual 2010-11 Budget	Proposed 2011-12 Budget
NCAA Operating Revenue	\$ 752,000,000	\$ 765,960,000
Revenue:		
Prior year's unallocated funds (Note 1)	\$ 11,884,381	\$ 10,149,981
Division II 4.37% Revenue Allocation	\$ 32,862,000	\$ 33,472,000
Total Revenue	\$ 44,746,381	\$ 43,621,981
Expenses:		
Championships Expense	\$ 20,721,450	\$ 21,135,880
Division II Operational Enhancement Fund Distribution (365)	\$ 5,100,000	\$ 5,200,000
Supplemental Distribution	\$ -	\$ -
Conference grants (664)	\$ 2,825,000	\$ 2,825,000
Strategic Initiative Diversity Matching Grant Program (331)	\$ 700,000	\$ 700,000
Championships and Regular Season Television (721)	\$ 1,700,000	\$ -
Strategic Initiative (632) (Note 3)	\$ -	\$ -
Other initiatives:		
Sports Festival Reserve (Note 4) (339)	\$ 500,000	\$ 500,000
Degree completion scholarship fund (649)	\$ 441,000	\$ 441,000
Regional Leadership Conference (810)	\$ 400,000	\$ 400,000
Assistant Coach Grant Program (327)	\$ 320,000	\$ 320,000
D II Public identity (795)	\$ 146,000	\$ 146,000
Drug Testing Enhancement (481)	\$ 126,000	\$ 126,000
S/A Governance fund (627)	\$ 25,000	\$ 25,000
Co-SIDA Academic Program (618)	\$ 50,000	\$ 50,000
NACWAA support program (333)	\$ 50,000	\$ 50,000
MOAA	\$ 50,000	\$ 50,000
Athletic Directors Association support (393)	\$ 50,000	\$ 50,000
FARA support program (610)	\$ 50,000	\$ 50,000
Mentor Program (ADA)	\$ 50,000	\$ 50,000
Membership Fund (638)	\$ 250,000	\$ 250,000
Conference Commissioners Association grant (397)	\$ 50,000	\$ 50,000
Arbiter Officiating Fund (726)	\$ 225,000	\$ -
Contingency Fund	\$ 100,000	\$ 100,000
Contribution to support overhead costs for other initiatives	\$ 188,100	\$ 188,100
Contribution to support overhead costs for championship initiatives	\$ 478,850	\$ 478,850
Total Division II Operational Expenses	\$ 34,596,400	\$ 33,185,830
Membership Trust balance (Note 2)	\$ 7,331,981	\$ 7,618,151
DII Unallocated Championships Reserve (Note 5)	\$ 2,818,000	\$ 2,818,000
Total Division II Unallocated Funds-current year	\$ 10,149,981	\$ 10,436,151
<p>Note 1: Equals unallocated funds from 2009-10.</p> <p>Note 2: Per the Division II Budget Guidelines and Principles, the membership trust balance should be maintained at least at \$3,000,000.</p> <p>Note 3: \$1.1 million allocated to provide funding in 2009-10 for the completion of Division II strategic positioning initiatives.</p> <p>Note 4: Additional dollars allocated in 2008-09 remained to assist with student-athlete experience and special event expenses associated with the 2009 Division II Championships Festival in Houston.</p> <p>Note 5: Amount reflects previous championship surpluses and has been earmarked for future sports bracket expansion, sports festivals and television agreements.</p>		

DII takes a big first step toward long-range plan

Aug 11, 2010 1:30:38 PM

By David Pickle
The NCAA News

Division II's ambitious effort to map its long-term plans began Tuesday with a weighty review of budgetary, championships, programmatic and membership factors that will affect the division over the next 14 years.

What was noticeably absent was argument. Although the stakes are extremely high, the 12-person Long Range Projections Task Force quickly adopted the attitude that its primary responsibility is to make the Division II budget reflect the division's [strategic plan](#) and [positioning platform](#).

"Everybody in this room buys in to the Division II philosophy and principles, and if you start off with that basic foundation, then it's pretty easy to develop consensus," said chair [Pat O'Brien](#), president of West Texas A&M.

It is far too early to determine the ultimate direction of the task force, which includes representation from each of the eight championships regions, along with key Division II committees and outside associations. Still, several discussions hinted at where the task force might be going:

- **Championships.** The group quickly and unanimously agreed that championships are the division's top strategic priority. While that is hardly a surprise, the conclusion did affirm current practice. For the 2010-11 fiscal year, almost 60 percent of the Division II budget is devoted to championships expenses. Key long-term questions involve matters such as the size of traveling parties, bracket sizes and the managed growth of per diem allowances. The task force, which is looking as far out as 2023-24 (when the current NCAA media agreement will expire), also must assess how it will meet championships travel expenses without knowing how much, or when, fuel prices will increase.
- **Funds that support the membership.** The group directed most of its attention to the Enhancement Fund, conference grants and the Membership Fund. The division is [expected to modify the Enhancement Fund](#) so that 75 percent is distributed to conferences based on sports sponsorship, with the remaining 25 percent disbursed equally among all Division II institutions. Conference grants provide a specified amount to each member conference but with the requirement that the money be used in ways that support the Division II strategic plan. At Tuesday's meeting, members discussed whether the enhancement and conference grant funds should be apportioned differently to achieve even greater support for the strategic plan. As for the [Membership Fund](#), the task force noted that money has accumulated from year to year

as applications have been denied. Some task force members encouraged a review of the program to determine if it is meeting its objectives.

- **Television.** Division II will allocate \$1.7 million in 2010-11 for regular-season and championships telecasts, with nothing budgeted thereafter. Although unallocated funds may provide the opportunity for future commitments in this area, important decisions must be made about regular-season broadcast support vs. championships. The task force also will weigh the use of alternative media, such as video streaming, against traditional television coverage over cable networks. Division II's agreement with CBS College Sports expires at the end of 2010-11.
- **Membership growth.** The topic is clearly top of mind with Division II leaders, who discussed [capacity issues](#) at the June Chancellors and Presidents Summit. The task force will be looking at models that project how institutional and conference growth would affect revenue distribution and championships access, among other things. Topics such as automatic qualification for championships likely will be considered, along with matters such as required conference invitations for membership applicants and possible new requirements for conference membership (the possibility of revised minimums and ceilings may be considered).
- **Reserves.** Current Division II budgeting guidelines mandate an average balance of at least \$3 million. The task force agreed that a percentage of revenue would be more appropriate.

Although the meeting provided a promising start, an enormous amount of complicated decision-making remains. The Division II budget will expand at a rate of about 3 percent annually through 2023-24, which is about the traditional rate of inflation. That means that choices will have to be made about the degree of sacrifice that members will tolerate to achieve optimum growth. Still, O'Brien is optimistic.

"The way in which we're going to fit it all together is by continually referring back to our strategic platform and to our strategic plan," he said. "As long as we use those as our overriding guiding principles, I think we'll be able to work through this fairly effectively and fairly quickly."

The timetable is ambitious. Task force conference calls will be scheduled for September and then for November or December. An educational update is planned for delegates at the January Convention, with a final in-person meeting planned for February. Throughout the process, relevant constituent groups will be consulted and feedback requested. Proposals will go to the Management and Presidents Councils in March.

"It's for the good of what Division II is all about," said task force member Karen Stromme, senior woman administrator at Minnesota Duluth. "People came here with that mindset, to figure out what direction we really want to go. I was very impressed."

“I always come out of a meeting like this feeling hopeful and inspired. You want to bring that enthusiasm back to your campus and your conference. This is what happens when people gather with the idea of making something better versus holding their own ground. This can be dramatic for our division, and I think we took a big step today.”

Division II Long-Range Projections Task Force

Drew Bogner, president, Molloy College

Bob Boerigter, director of athletics, Northwest Missouri State University

Kathleen Brasfield, director of athletics, Angelo State University

Mickey Burnim, president, Bowie State University

Brenda Cates, faculty athletics representative, Mount Olive College

Rick Cole, director of athletics, Dowling College

Pat O'Brien (chair), president, West Texas A&M University

David Rankin, president, Southern Arkansas University

Julie Ruppert, commissioner, Northeast-10 Conference

Suzanne Sanregret, director of athletics, Michigan Technological University

Karen Stromme, senior woman administrator, University of Minnesota Duluth

Brian Swanson, director of athletics, California State Polytechnic University, Pomona

Priority List

Below is an initial list of priorities for the Division II budget. Groups and committees are asked to review the current list and to add additional priorities.

Once additional priorities have been added, each group is asked to rank its **top ten in priority order with No. 1 as its most important priority.** Do not rank more than ten.

<u>Priority</u>	<u>Rank</u>
• Increase to Conference Grant Funding	
• Increase to Enhancement Fund Distribution	
• Increase to DII Championships Per Diem	
• Dollars allocated for television/media agreements	
• Increase to DII Championships Travel Party Size	
• Dollars allocated for DII strategic initiatives (e.g., branding, marketing)	
• Dollars allocated for the DII Championships Festivals	
• Dollars allocated to award academic achievement	
• Leadership conferences and programming for student-athletes	
• Dollars allocated to fund associations within the NCAA (e.g., Conference Commissioners Association, Athletics Directors Association, Faculty Athletics Representatives Association, NACWAA)	
• Dollars allocated to fund Division II Chancellors and Presidents Summits	
• Dollars allocated to assist with conference championships	
• Increased funding for health and safety initiatives	
• Dollars allocated to fund banquets at championships	
• Dollars allocated for bracket expansion for championships	

Priority List

[illegible]

REPORT OF THE
NCAA DIVISION II LEGISLATION COMMITTEE
NOVEMBER 3-4, 2010, MEETING

ACTION ITEMS.

1. Legislative Action Items.

a. 2012 NCAA Convention Legislation – NCAA Bylaw 17.10.5.1.1 – Playing and Practice Seasons – Golf – First Date of Practice and Competition – Nonchampionship Segment – Exception – Alternate Playing Season – Preseason Activities Before the First Day of Classes.

- (1) Recommendation. Sponsor legislation for the 2012 NCAA Convention to amend NCAA Bylaw 17.10.5.1.1 (alternate playing season – preseason activities before the first day of classes) to specify that in golf, student-athletes who attend 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 championship segment per Bylaw 20.10.4.3, may engage in no more than six hours of countable athletically related activities per day, only five of which may be devoted to physical activities.
- (2) Effective Date. August 1, 2012.
- (3) Rationale. While the NCAA Division II Golf Championship takes place in the spring, institutions and conferences may designate the fall as their championship season if a majority of the matches take place during the fall. As a result of the adoption of NCAA Proposal No. 2010-5 (playing and practice seasons – fall sports), for those institutions and conferences that have designated fall as their championship season, during the preseason prior to the first day of classes, student-athletes are limited to six hours of countable athletically related activities per day, only five of which may be devoted to physical activities. In addition, any session which includes physical activities shall not exceed three hours in length, and student-athletes must be provided with at least three continuous hours of recovery time between any sessions occurring on that day. Many Division II institutions do not have golf courses on their campus, which means that at the completion of the three-hour session, if student-athletes have not completed their round of golf, they must be released from countable athletically related activities. The institution must then transport the student-athletes back to the course a second time to complete one round of golf following the three-hour recovery period. Student-athletes need approximately four hours to complete a round of golf, thus exceeding the three-hour maximum for any session where physical activities take

place. This change would allow student-athletes to complete a round of golf during the preseason prior to the first day of classes without having to take a three hour break in the middle of a round. Finally, the NCAA Committee on Competitive Safeguards and Medical Aspects of Sports will be asked to provide feedback as to whether the proposal still provides proper recovery time for fall golf student-athletes prior to the season.

- (4) Estimated Budget Impact. Possible reductions in transportation expenses.
- (5) Student-Athlete Impact. This proposal would allow golf student-athletes who participate in the championship segment in the fall to complete a round of golf during the preseason before the first day of classes without being required to take a three hour break in the middle of the round, thus giving these student-athlete time back to focus on getting ready for the fall semester.

b. Noncontroversial Legislation – Bylaws 15.02.4.3 and 15.2.5 – Financial Aid – Government Grants – Exempted Government Grants – Post-9/11 G.I. Bill and Yellow Ribbon G.I. Education Enhancement Program.

- (1) Recommendation. Adopt noncontroversial legislation to amend Bylaws 15.02.4.3 (exempted institutional financial aid) and 15.2.5 (government grants) to exempt benefits received by student-athletes under the Post-9/11 G.I. Bill, including payments made by the Department of Veterans Affairs pursuant to the Yellow Ribbon G.I. Education Enhancement Program, from counting toward a student-athlete's individual limit; further, to specify that matching payments made by the Department of Veterans Affairs pursuant to the Yellow Ribbon G.I. Education Enhancement Program are not counted in determining the institution's financial aid limitations.
- (2) Effective Date. Immediate.
- (3) Rationale. The Post-9/11 G.I. Bill is a government grant that provides financial support for education and housing to individuals with at least 90 days of aggregate service on or after September 11, 2001, or individuals discharged with a service-connected disability after 30 days. The program pays tuition based on the highest in-state tuition charged by an educational institution in the state where the educational institution is located. The Yellow Ribbon Program is a provision of the Post-9/11 G.I. Bill that allows institutions to voluntarily enter into an agreement with Veterans Affairs to fund tuition expenses that exceed the highest public in-state

undergraduate tuition rate. The institution may contribute up to 50 percent of those expenses and Veterans Affairs will match that amount. However, while payments made by the Department of Veterans Affairs will not be counted toward a student-athlete's individual limit, the institutional contributions will.

- (4) Estimated Budget Impact. None.
- (5) Student-Athlete Impact. This proposal supports student-athlete well-being by providing additional opportunities for a student-athlete to receive financial aid that does not count toward his or her individual limit.

c. Noncontroversial Legislation – Bylaw 16.11.1.10 – Awards and Benefits – Benefits, Gifts and Services – Coaching and/or Athletics Administration Career Educational Programs.

- (1) Recommendation. Adopt noncontroversial legislation to amend Bylaw 16.11.1.10 (coaching and/or athletics administration career educational programs) to permit an institution or conference to provide a student-athlete actual and necessary expenses to attend coaches and athletics administration career educational programs.
- (2) Effective Date. Immediate.
- (3) Rationale. Coaching and athletics administration career educational programs present an opportunity for student-athletes to learn more about the coaching profession and athletics administration positions and to explore the possibility of these career options. In the past, waivers had to be sought to allow institutions to provide expenses to assist student-athletes in attending these types of programs. Legislation has changed to allow payment of actual and necessary expenses to a student-athlete who has completed his or her third year of collegiate enrollment to attend a coaching and/or athletics administration career educational program. This proposal would eliminate the requirement that the student-athlete must have completed his or her third year of collegiate enrollment in order to receive this benefit. The earlier a student-athlete can begin establishing a network, creating a coaching and administrative philosophy and gaining understanding of the roles and responsibilities of a coach and/or athletics administrator, the better prepared the student-athlete will be for his or her future in this field.

- (4) Estimated Budget Impact. Institutions or conferences may fund student-athletes' attendance at specified events.
- (5) Student-Athlete Impact. Student-athletes can begin to understand the roles and responsibilities of a coach and/or athletics administrator earlier in their careers.

d. Noncontroversial Legislation – Bylaw 17.1.7-(f) – Playing and Practice Seasons – General Playing-Season Regulations – General Regulations for Computing Playing Seasons Applicable to All Sports – Non-NCAA Postseason Championships Participation – Emerging Sports For Women.

- (1) Recommendation. Adopt noncontroversial legislation to amend Bylaw 17.1.7-(f) (non-NCAA postseason championships participation) to specify that practice and competition for one recognized national intercollegiate championship event in an emerging sport for women are exempt from being counted against the institution's declared playing and practice season limitations.
- (2) Effective Date. Immediate.
- (3) Rationale. Currently, competition in championships in emerging sports for women is not exempt from the playing and practice season regulations for that sport. Due to the uncertainty related to being selected for championships, institutions must account for this time in their playing and practice season and must start their official practice season later than the official starting date to ensure eligibility for participation in the championship. In addition, this proposal is consistent with championships in non-NCAA championship sports used for sports sponsorship. A review of the legislative history suggests that this change should have been made with the adoption of the emerging sports for women program.
- (4) Estimated Budget Impact. None.
- (5) Student-Athlete Impact. Possible extension of the overall season for involved student-athletes.

e. Noncontroversial Legislation – Bylaws 17.12.5.3.1-(b), 17.22.6.4-(b), 17.24.6.4-(b) and 17.27.6.4-(b) – Playing and Practice Seasons – Men's Ice Hockey, Swimming and Diving, Track and Field, Indoor/Outdoor and Wrestling – Number of Contests or Dates of Competition – Discretionary Exemptions – Non-Division II Four-Year Collegiate Institution.

- (1) Recommendation. Adopt noncontroversial legislation to amend Bylaws 17.12.5.3.1-(b) (non-Division II four-year collegiate institution), 17.22.6.4-(b) (non-Division II four-year collegiate institution), 17.24.6.4-(b) (non-Division II four-year collegiate institution) and 17.27.6.4-(b) (non-Division II four-year collegiate institution) to specify that in men's ice hockey, swimming and diving, indoor and outdoor track and field and wrestling, a contest or date of competition against a non-Division II four-year collegiate institution may be played between the first permissible date for practice and the institution's first contest or date of competition that counts against the maximum permitted in Bylaw 17.
- (2) Effective Date. Immediate.
- (3) Rationale. In 1999, the Division II membership adopted Proposal No. 1999-24, which allowed basketball teams to play a maximum of two contests against Divisions I or III institutions that could be exempted from the maximum number of contests permitted in Bylaw 17. In 2008, this exemption was extended to all sports other than football. In order to clarify which exemptions are available to each sport, an editorial revision moved the discretionary exemptions legislation (including the exemption for contests against non-Division II four-year collegiate institutions) from the general playing-season regulations and into each sport section. In Division II men's ice hockey, swimming and diving, indoor and outdoor track and field and wrestling, the first permissible date for practice is the same as the first permissible contest date or date of competition (September 7 for the first day of classes, whichever is earlier). The construction of the legislation makes it impossible for the aforementioned sports to use the non-Division II four-year collegiate institution discretionary exemption. These sports are still permitted to participate in contests against non-Division II collegiate institutions, but those contests cannot be exempted from the maximum number of contests or dates of competition for each sport in Bylaw 17. This change makes sense as it will provide these four sports an opportunity to compete against non-Division II institutions prior to their first countable contest or date of competition and exempt that contest or date of competition from the maximum permitted in Bylaw 17. A comprehensive review of exemptions for all sports will be conducted in 2011 by the NCAA Division II Legislation Committee and any further changes to this exemption will be addressed during that review.
- (4) Estimated Budget Impact. None.

- (5) Student-Athlete Impact. May provide an additional competition opportunity for student-athletes in these sports.

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 Academic Requirements Committee for review and possible action:
- Bylaw 14.4.3.3.5 (Remedial, Tutorial or Noncredit Courses). Whether the first year of a student-athlete's collegiate enrollment encompasses the summer term following the freshman year for purposes of counting remedial, tutorial or noncredit courses toward progress-toward-degree requirements.
- (2) Rationale. The NCAA Interpretations Subcommittee of the Division II Legislation Committee reviewed a Division I interpretation regarding the use of remedial courses to satisfy progress-toward-degree requirements. The confirmation states that for the purpose of counting remedial courses toward satisfactory progress per NCAA Division I Bylaw 5-1-(j)-(6), it was the consensus that the first year of a student-athlete's enrollment encompasses the summer following the freshman year. The subcommittee determined that the confirmation is applicable in Division II. However, traditionally when a rule includes the summer within an academic year, this is stated within the legislation. The committee felt that the Academic Requirements Committee was the appropriate body to review the issue and determine the correct application of the legislation.
- (3) Estimated Budget Impact. None.
- (4) Student-Athlete Impact. None.

INFORMATIONAL ITEMS.

1. **Discussion Regarding Nonchampionship Segment Activities.** The committee reviewed data collected from Management Council representatives regarding the cost of operating the nonchampionship segment at their institutions in different sports. The

committee noted that the data collected is not statistically significant due to the low number of respondents and the lack of trends encountered. The committee also discussed its previous recommendation (see the June 7-8, 2010, meeting report) to amend the nonchampionship segment activities and the feedback received from the NCAA Division II Presidents Council regarding such recommendation. Further, the committee discussed the following possible recommendations to amend the nonchampionship segment legislation. The discussion did not include golf and tennis because competition in the nonchampionship segment in these two sports count for championship selection.

- a. Allowing the Same Number of Contests or Dates of Competition in the Nonchampionship Segment for All Sports. The committee discussed amending the nonchampionship segment activities legislation in baseball, field hockey, lacrosse, soccer, softball and women's volleyball to allow three or five contests or dates of competition during the segment for each of the sports. The committee concluded that this change is not the best approach as sports are different and maximum numbers of contests or dates of competition in the championship segment are different in each of these sports. Further, this change could possibly increase the cost of operating the nonchampionship segment in some sports.
- b. Allowing Each Sport to Compete in a Number of Contests or Dates of Competition in the Nonchampionship Segment Determined by a Percentage of the Contests or Dates of Competition Available for Each Sport in the Championship Segment. The committee concluded that this change is not the best approach. Such a change might increase the cost of operating the nonchampionship segment in some sports. Such a change might also increase time commitments by student-athletes.

While the committee maintains its belief that some sports could benefit from an increase in the number of contests or dates of competition allowed in the nonchampionship segment (consistent with the committee's June recommendation for baseball, softball and men's lacrosse), the committee believes that the current structure of the nonchampionship segment (24/45) is appropriate and changes to that structure are not warranted. The committee noted that the nonchampionship segment is used by many Division II institutions as a recruiting and retention tool. The committee also noted that student-athletes enjoy competition in their sports, including the competition in the nonchampionship segment. The committee noted that in many cases student-athletes graduate at a higher rate than the student body, which supports the concept of maintaining the current structure of the nonchampionship segment. Further, the committee noted that the data collected from Management Council representatives is not reliable. The committee agreed to wait until the results from the 2012 GOALS/SCORE study are compiled to determine possible changes to this legislation. Finally, the committee encouraged conferences to have these discussions on a regional level and to

submit a membership-sponsored proposal if they determine that a change of the current structure of the nonchampionship segment legislation is appropriate.

2. **Discussion Regarding End Date for Countable Athletically Related Activities for Winter Sports.** While engaging in a review of Bylaw 17 for Phase II of the Life in the Balance initiative, the committee explored amending the start date for countable athletically related activities for winter championship sports. The discussion ultimately led to the sponsorship of Proposal No. 2011-5 (playing and practice seasons – start date for conditioning activities, preseason practice and first date of competition – basketball, swimming and diving, indoor and outdoor track and field and wrestling) which, if adopted, would amend the start date for countable athletically related activities to September 7 or the fourth day of classes, whichever is earlier. This proposal will give student-athletes an opportunity to acclimate to campus prior to beginning their athletics endeavors, but will not significantly reduce the length of the winter championship playing season.

During its July meeting, Management Council members expressed concerns with moving the start date for out-of-season countable athletically related activities too deep into the fall term because student-athletes are anxious to begin their athletics endeavors and need a structured environment at the beginning of the academic year. The Council recommended exploring an end date to countable athletically related activities outside of the playing season at the end of the academic year. Currently, all countable athletically related activities outside the playing season are prohibited one week prior to the beginning of the final examination period through the conclusion of the institution's final examinations. However, if that prohibition was extended to two or three weeks prior to the beginning of the final examination period, a more substantial impact on the time that student-athletes spend on countable athletically related activities would be realized.

The committee agreed that this conversation should not extend to fall sports because those sports have a break after the championship segment prior to the beginning of the winter quarter or spring semester and the season is not as long as the winter championship sports season. The committee also agreed to ask the winter sports committees for their feedback regarding a possible extension of the limitation on countable athletically related activities at the end of the season or a seven consecutive day break following the end of an institution's season. The committee would also like to receive feedback from the NCAA Division II Student-Athlete Advisory Committee on this issue. The committee agreed to continue this discussion at its March 2011 in-person meeting, after receiving the feedback requested.

3. **Committee Position on 2011 Convention Division II Amendment-to-Amendment.** The committee reviewed one amendment-to-amendment that was submitted by the membership in accordance with the provisions of NCAA Constitution 5.3.4.2 (amendment-to-amendment), and took the following position:
 - **Proposal No. 2011-16-1 (Recruiting – Sports Camps and Clinics – Institution's Camps and Clinics – Employment of Prospective Student-Athletes who Have Signed National Letter of Intent or Written Offer of Admission and/or Financial Aid).** The committee agreed to oppose this amendment-to-amendment. The committee noted that prospective student-athletes who have completed their senior year in high school and have completed all competition in their sport should be able to work as many camps and clinics as they would like and at any location, regardless of whether they have made a commitment to an institution or not. The committee further noted that many times prospective student-athletes commit to an institution away from home, but spend the summer prior to their freshman year at home; therefore, these prospective student-athletes should be able to work at a camp or clinic close to where they reside.
4. **Review of 2011 Convention Legislation and the Legislative Proposal Question and Answer Guide.** The committee reviewed the 2011 Convention proposals and the Legislative Proposal Question and Answer Guide in an attempt to resolve all possible questions prior to the 2011 Convention Division II business session January 15, 2011. Staff provided the committee with an update on the release of the Question and Answer Guide. The Question and Answer Guide for the Presidents Council Life in the Balance Package will be released to the membership November 19. The final version of the guide for the 2011 Convention will be available January 5, 2011, and will only be produced electronically. As such, the committee directed staff to send the guide to the top five at each institution in addition to the Division II conference commissioners and conference compliance administrators.
5. **Discussion Regarding Transportation of Prospective Student-Athletes to Off-Campus Meals During Unofficial Visits that Occur During a Quiet Period.** The committee discussed the issue of whether a meal, and transportation to that meal, can be provided to a prospective student-athlete at an off-campus location during an unofficial visit that occurs during a quiet period when all on-campus dining facilities are closed. The committee agreed that the legislation permitting institutions to provide transportation to prospective student-athletes on an unofficial visit is specific to viewing practice and competition sites in the prospective student-athlete's sport, and does not extend to dine at

an off-campus location. The committee directed staff to issue an interpretation to clarify the application of Bylaw 13.7.2.1.1 (meals).

6. **Discussion Regarding High School Graduation Date per the Organized-Competition Legislation for an Individual who Discontinues High School Enrollment and Subsequently Re-Enrolls at the Same High School and Graduates.** The committee discussed the issue of determining high school graduation of an individual who discontinues high school enrollment, and after a period of time re-enrolls at the same high school and graduates. The committee determined that under Bylaw 14.2.4.2.1.1.3 (discontinued high school enrollment), such an individual would be certified by the NCAA Eligibility Center's amateurism certification process staff as having discontinued high school enrollment and, therefore, his or her high school graduation date would be the date of discontinued high school enrollment, regardless of whether the individual later re-enrolled at the same high school. The committee concluded that a legislative change is not appropriate in this scenario and that similar cases should be reviewed individually by the NCAA Division II Committee for Legislative Relief to determine whether a waiver is appropriate.

7. **Discussion of a Referral from Management Council Regarding Mandatory Testing for the Sick Cell Trait.** At its June 2010 in-person meeting, the committee recommended a change to Bylaws 13.11.2.1 (tryouts) and 17.1.5 (mandatory medical examinations) to specify that the required medical examination or evaluation that prospective student-athletes who are trying out for a team and student-athletes who are beginning their initial season of eligibility, must undergo prior to participation in a tryout or practice, competition or out-of-season conditioning activities shall include a sickle cell solubility test, unless documented results of a prior test are provided to the institution. The Management Council expressed concerns about how the proposal, as written, might leave certain kinds of student-athletes untested and undiagnosed and whether requirements to test for sickle cell trait and other dangerous conditions would be better administered locally. During its July 2010 meeting, the Management Council referred this recommendation to the Committee on Competitive Safeguards and Medical Aspects of Sports after reviewing a memorandum from the chair of that committee. The memorandum included a recommendation for further research and data from the Division II membership to determine the appropriate action for the division. The Management Council members agreed that continued education of the Division II membership is needed in the area of testing for the sickle cell trait, and will look for ways to provide greater education to the membership this fall.

8. **Review of Minutes Issued by the Interpretations Subcommittee of the Legislation Committee.** The full committee reviewed the minutes of the Interpretations Subcommittee since its last in-person meeting in June 2010. The committee recommended that the Management Council refer the interpretation contained in the minutes from August 23 to the Academic Requirements Committee for review. The committee approved the minutes from September 20. Finally, the committee approved the interpretation issued according to the minutes from July 26, with an amendment to the title, as follows:

Enrolled Student-Athletes in Organized Activity – Coach Serving in Administrative Capacity (II)

Date Issued: July 26, 2010

Item Ref: 1

Interpretation:

The NCAA Interpretations Subcommittee of the Division II Legislation Committee confirmed that a coach may not serve in an administrative capacity (e.g., tournament director, event manager) for an outside team, league, activity or event in which student-athletes from the coach's sport participate.

[References: NCAA Division II Bylaws 17.2.10.1.2.1 (involvement of coaching staff), 17.3.8.3 (involvement of coaching staff), 17.4.8.1.2.1 (involvement of coaching staff), 17.5.10.1.2.1 (involvement of coaching staff), 17.6.9.1.2.1 (involvement of coaching staff), 17.7.9.1.2.1 (involvement of coaching staff), 17.8.10.1.2.1 (involvement of coaching staff), 17.10.10.1.2.1 (involvement of coaching staff), 17.11.9.1.2.1 (involvement of coaching staff), 17.12.8.1.2.1 (involvement of coaching staff), 17.13.10.1.2.1 (involvement of coaching staff), 17.14.9.1.2.1 (involvement of coaching staff), 17.15.11.1.2.1 (involvement of coaching staff), 17.16.8.1.2.1 (involvement of coaching staff), 17.18.9.1.2.1 (involvement of coaching staff), 17.19.10.1.2.1 (involvement of coaching staff), 17.20.10.1.2.1 (involvement of coaching staff), 17.21.8.1.2.1 (involvement of coaching staff), 17.22.9.1.2.1 (involvement of coaching staff), 17.23.10.1.2.1 (involvement of coaching staff), 17.24.9.1.2.1 (involvement of coaching staff), 17.25.1.8.1.2.1 (involvement of coaching staff -- men), 17.25.2.10.1.2.1 (involvement of coaching staff -- women), 17.26.9.1.2.1 (involvement of coaching staff) and 17.27.9.1.2.1 (involvement of coaching staff)]

- 9. Update Regarding the NCAA Eligibility Center and Amateurism Certification Trends.** Staff from the NCAA Eligibility Center provided an update regarding amateurism certification trends in Division II. The report included an overview of the organized-competition penalties for fall 2010 enrollees and the impact of graduation date on amateurism certification. The report also included the number of amateurism certification cases processed by the NCAA Eligibility Center through October 2010. Finally, the staff shared with the committee some issues to track for winter/spring 2011 enrollees.
- 10. Discussion Regarding Priorities for the NCAA Division II Long-Range Projections Task Force.** The committee discussed the formation of the Long-Range Projections Task Force and the charge to establish a list of priorities for the Division II budget. The staff requested the committee review the initial list of priorities created for the Division II budget and add additional priorities, as needed. Additionally, the staff requested that each committee member rank the top 10 priorities and provide the ranking to staff by November 30.
- 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 to them. Specifically, the committee began discussions regarding printing only the operating bylaws (Bylaws 10 through 17) from the Manual and making the remaining legislation available online. The committee discussed the impact this change would have on the Division II membership. While there could be benefits to an abbreviated Manual for coaches and other athletics department staff, a full version for senior compliance administrators might be preferable. The committee agreed to continue to discuss possible changes to the Manual with the staff, as needed.
- 12. Discussion Regarding the 2009-12 NCAA Division II Strategic Plan.** The committee received feedback from the NCAA Division II Planning and Finance Committee regarding the different action steps created by the committee. The committee agreed to keep on hold action steps created in 2009 related to Compliance Assistant (CA) until it is determined whether a new version of the program will be developed. The committee also agreed to eliminate action steps related to encouraging conference offices to promote the Division II Strategic Positioning Platform on their websites and to create educational tools for coaches associations to make sure that coaches are aware of the benefits of

Division II. With the elimination of the aforementioned action steps, the committee will continue to work on the following action steps:

- a. Action Step 2.5.4: Promote the use of CA and Legislative Services Database for the Internet (LSDBi) by Division II institutions.
- b. Action Step 4.5.1: Promote the use of compliance tools, such as the NCAA Division II Compliance Blueprint and Audit Guide.

The committee directed staff to update these action steps for review during its March 2011 meeting.

- 13. Review of Policies and Procedures for the Legislation Committee and the NCAA Legislative Review Subcommittee of the Legislation Committee.** The committee reviewed and approved a change to the policies and procedures for the Legislation Committee and the NCAA Legislative Review Subcommittee of the Legislation Committee, according to which the Legislative Review Subcommittee will be responsible for making a determination of facts related to the certification of a prospective student-athlete's amateur status on request of an institution. An institution may make such a request if it disagrees with the determination of facts rendered by the NCAA Eligibility Center. Further, the committee approved a change to the Legislation Committee policies and procedures specifying that in situations involving eligibility issues or infractions issues, an institution shall have 14 calendar days after notification of a staff decision to provide notice that it intends to appeal the decision and, once notice is provided, 14 calendar days to submit its appeal materials. The Legislation Committee (or its designee) shall convene within 14 calendar days of receipt of the institution's appeal materials to decide the appeal.

Committee Chair: Diana Kling, Peach Belt Conference

Staff Liaisons: Jennifer Fraser, Academic and Membership Affairs

Stephanie Smith, Academic and Membership Affairs