

A G E N D A

National Collegiate Athletic Association

Division II Legislation Committee

NCAA National Office
Indianapolis, Indiana

June 19-20, 2012

1. Welcome and announcements. [Supplement No. 1] (Jill McCartney)
2. Discussion of recently adopted NCAA Division I legislation and update on the NCAA Division I Rules Working Group. [Supplement No. 2] (Conklin) **[Action anticipated.]**
3. Discussion of NCAA Division II Bylaw 13.02.1 (community engagement activity), and the addition of an exception to the recruiting legislation for military outreach activities. [Supplement No. 3] (Amanda Conklin) **[Action anticipated.]**
4. Discussion of Division I Bylaw 14.2.3.1.3 (preseason exhibitions/preseason practice scrimmages during initial year). [Supplement No. 4] (Stephanie Smith) **[Action anticipated.]**
5. Review of NCAA Division II compliance forms. [Supplement Nos. 5-a, 5-b, 5-c, 5-d, 5-e, 5-f and 5-g] (Juliette Kenney/Jessica Harbison Weaver) **[Action anticipated.]**
6. Update from the NCAA Eligibility Center. (Mike DeCesare/Libby Farley)
7. Ease of Burden initiative. [Supplement No. 6-a] (Conklin, Jenn Fraser, Maritza Jones and Smith) **[Action anticipated.]**
 - a. Bylaw 12. (Fraser)
 - (1) NCAA Proposal No. NC-2013-XX (new format). [Supplement No. 6-b]
 - (2) Update on Bylaw 12.1.2.1.6. [Supplement No. 6-c]
 - (3) Update on Bylaw 12.3. [Supplement No. 6-d]

- b. Bylaw 13. [Supplement No.6-e] (Smith)
 - c. Nonlegislative/financial aid. [Supplement No. 6-f] (Conklin)
- 8. Discussion of NCAA Division II Management Council referral of Bylaw 17.1.6.2 (weekly hour limitations – outside of the playing season). [Supplement No. 7] (Fraser) **[Action anticipated.]**
- 9. Review of Bylaw 17.1.7 (general regulations for computing playing seasons applicable to all sports). [Supplement No.8] (Conklin) **[Action anticipated.]**
- 10. Ease of Burden discussion and reporting out.
 - a. Bylaws 13.11 (tryouts) and 13.12 (sports camps and clinics). [Supplement No. 9] (Conklin)
 - b. Bylaw 16 (awards and benefits). [Supplement No. 10] (Fraser)
- 11. Election of Legislative Review Subcommittee chair. **[Action anticipated.]**

Background: *Current chair Carol Rivera's tenure expires August 31, 2012, thus, the committee will elect a new chair for the subcommittee. The new chair will begin his or her term September 1, 2012, for the November 2012 meeting.*
- 12. Subcommittee Appointments. **[Action anticipated.]**

Background: *Effective September 1, 2012, Tracee Passeggi, associate director of athletics, California Polytechnic University, Pomona, will join the committee. The committee will appoint Ms. Passeggi to the Legislative Review Subcommittee to fill the open seat vacated by Carol Rivera.*
- 13. Selection of future meeting dates. [Supplement No. 11] (Jill Waddell).
- 14. Future meeting dates.

- a. November 13-14, 2012 (Indianapolis, Indiana).
 - b. March 2013; dates to be determined (Indianapolis, Indiana).
 - c. June 2013; dates to be determined (Indianapolis, Indiana).
15. Other business.
- a. Discussion of staff confirmation [reference: 1/21/04, Item No. 1a] regarding tryouts of prospective student-athletes and enrolled student-athletes outside of the playing season. [Supplement No. 12] (Smith)
 - b. Key take-a-ways. (McCartney)
16. Adjournment.

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Subcommittee Assignment: *Interpretations Subcommittee*

Conference: *Southern Intercollegiate Athletic Conference*

Term Expires: *September 2015*

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Subcommittee Assignment: *Legislative Review Subcommittee*

Conference: *Central Atlantic Collegiate Conference*

Term Expires: *September 2014*

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Subcommittee Assignment: *Legislative Review Subcommittee*

Conference: *South Atlantic Conference*

Term Expires: *September 2013*

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Subcommittee Assignment: *Legislative Review Subcommittee*

Conference: *Peach Belt Conference*

Term Expires: *January 2015*

Management Council Representative

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Subcommittee Assignment: *None*

Conference: *Central Intercollegiate Athletic Association*

Term Expires: *January 2014*

Student-Athlete Representative

NCAA Division II Legislation Committee Roster
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Subcommittee Assignment: *Interpretations Subcommittee*

Conference: *Independent*

Term Expires: *January 2015*

Management Council Representative

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Subcommittee Assignment: *None*

Conference: *Rocky Mountain Athletic Conference*

Management Council Chair

Jill McCartney
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Subcommittee Assignment: *Interpretations Review Subcommittee and Legislative Review Subcommittee*

Conference: *Mid-America Intercollegiate Athletics Association*

Term Expires: *September 2015*

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Subcommittee Assignment: *Interpretations Subcommittee, chair*

Conference: *Great Lakes Valley Conference*

Term Expires: *September 2013*

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Subcommittee Assignment: *Legislative Review Subcommittee*

Conference: *Central Intercollegiate Athletic Association*

Term Expires: *September 2015*

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NCAA Staff	
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NCAA Division I Legislation Adopted since June 2011

Proposal Number: 2010-25

Title: AMATEURISM AND AWARDS, BENEFITS AND EXPENSES -- USE OF AGENTS -
- BENEFITS, GIFTS AND SERVICES -- CAREER COUNSELING AND
INTERNSHIP/JOB PLACEMENT SERVICES

Intent: To permit a student-athlete to use career counseling and internship/job placement services available exclusively to student-athletes, provided the student-athlete is not placed in a position in which the student-athlete uses his or her athletics ability.

A. Bylaws: Amend 12.3, as follows:

12.3 USE OF AGENTS

12.3.1 General Rule. An individual shall be ineligible for participation in an intercollegiate sport if he or she ever has agreed (orally or in writing) to be represented by an agent for the purpose of marketing his or her athletics ability or reputation in that sport. Further, an agency contract not specifically limited in writing to a sport or particular sports shall be deemed applicable to all sports, and the individual shall be ineligible to participate in any sport.

[12.3.1.1 through 12.3.1.2 unchanged.]

12.3.1.3 Exception -- Career Counseling and Internship/Job Placement Services. A student-athlete may use career counseling and internship/job placement services available exclusively to student-athletes, provided the student-athlete is not placed in a position in which the student-athlete uses his or her athletics ability.

[Remainder of 12.3 unchanged.]

B. Bylaws: Amend 16.11, as follows:

16.11 BENEFITS, GIFTS AND SERVICES

16.11.1 Permissible.

16.11.1.1 General Rule. Receipt of a benefit (including otherwise prohibited extra benefits per Bylaw 16.11.2) by student-athletes, their relatives or friends is not a violation of NCAA rules if it is demonstrated that the same benefit is generally available to the institution's students and their relatives or friends.

[16.11.1.2 through 16.11.1.14 unchanged.]

16.11.1.15 Career Counseling and Internship/Job Placement Services. A student-athlete may use career counseling and internship/job placement services available exclusively to student-athletes, provided the student-athlete is not placed in a position in which the student-athlete uses his or her athletics ability.

Source: Big East Conference

Effective Date: Immediate

Category: Amendment

Topical Area: Amateurism

Rationale: There are many companies willing to provide job placement services exclusively to student-athletes. Such companies could help to provide a career advantage to student-athletes by assisting them in finding internships and employment. Current legislation and interpretations do not allow student-athletes to benefit from the services that are exclusive to student-athletes until after their eligibility has been exhausted. Many student-athletes are disadvantaged by the legislation, and particularly senior students-athletes in spring sports who have playing seasons that end in May and June. This proposal would allow student-athletes to work with all job placement companies before exhausting their eligibility as long as the internship/job in which the student-athlete is placed does not involve the use of the student-athlete's athletics ability.

Budget Impact: None.

Impact on Student-Athlete's Time (Academic and/or Athletics): None.

History

Jun 25, 2010: Submit; Submitted for consideration.

Sep 14, 2010: Academics Cabinet, Recommends Defeat

Sep 21, 2010: Awards, Benefits, Expenses and Financial Aid Cabinet, Recommends Approval

Sep 30, 2010: Amateurism Cabinet, Recommends Defeat

Jan 13, 2011: Leg Council Init Review, Forwarded for Membership Comment

Jan 16, 2011: Comment Period; Start of Comment Period

Mar 16, 2011: Comment Period; End of Comment Period; (Official Comment Totals: Support = 2, Oppose = 1, Abstain = 0)

Apr 12, 2011: Leg Council Final Review, Adopted; Pending Possible Board of Directors Review

Apr 28, 2011: Adopted, Override Period; No Action Taken by the Board of Directors

Apr 29, 2011: Adopted, Override Period; Start of Override Period

Jun 27, 2011: Adopted, Override Period; End of Override Period

Proposal Number: 2010-75

Title: FINANCIAL AID -- MAXIMUM INSTITUTIONAL GRANT-IN-AID LIMITATIONS
BY SPORT -- EQUIVALENCY COMPUTATIONS -- CALCULATION OF BOOKS

Intent: To increase the financial aid equivalency figure for calculation purposes for books from \$400 to \$800; further, to specify that if a student-athlete receives any portion of a book allowance, \$800 shall be used in the numerator and denominator of the equivalency calculation.

Bylaws: Amend 15.5.3.2.1, as follows:

15.5.3.2.1 Additional Requirements. The following additional requirements shall apply to equivalency computations:

[15.5.3.2.1-(a) through 15.5.3.2.1-(b) unchanged.]

(c) Books shall count for calculation purposes as ~~\$400~~ **800** in the denominator. If a student-athlete receives **any portion of** a ~~full~~ book allowance for the academic year, the institution must use ~~\$400~~ **800** in the denominator and numerator for books, regardless of the actual cost of the books. ~~If a student-athlete receives less than the full book allowance, the institution must determine the fraction of book aid and must use the appropriate numerator based on the \$400 denominator to reflect the fraction of the book allowance actually received.~~

Source: Atlantic Coast Conference and Conference USA

Effective Date: August 1, 2012

Category: Amendment

Topical Area: Financial Aid

Rationale: The equivalency figure for books was increased from \$200 to \$400 in 1996. Since then, the cost for books has significantly increased. The proposed increase will provide a more accurate approximation for the current cost of books. The individual equivalency computation would decrease for those student-athletes who do not receive aid to cover books, but are awarded financial aid in significant dollar amounts or aid that covers other components of a full-grant-in-aid. As a result, additional aid could be awarded within the equivalency limits without adversely affecting budgets. If aid is awarded to student-athletes for books, the figure used for the equivalency computation would increase slightly; however, such an effect across an entire team would be inconsequential, except in limited circumstances, such as situations in which several books-only scholarships are awarded. However, \$800 is closer to the actual amount that is spent on books and this proposal could provide the opportunity to provide additional athletically related financial aid to deserving student-athletes.

Budget Impact: As institutions are currently paying the actual amount for books, this change would not have a significant budgetary impact.

Impact on Student-Athlete's Time (Academic and/or Athletics): None.

History

Jul 13, 2010: Submit; Submitted for consideration.

Sep 21, 2010: Awards, Benefits, Expenses and Financial Aid Cabinet

Jan 13, 2011: Leg Council Init Review, Amended the Proposal; Amended the effective date from August 1, 2011, to August 1, 2012.

Jan 13, 2011: Leg Council Init Review, Adopted; Pending Possible Board of Directors Review

Jan 15, 2011: Adopted, Override Period; No Action Taken by the Board of Directors

Jan 16, 2011: Adopted, Override Period; Start of Override Period

Mar 16, 2011: Adopted, Override Period; End of Override Period

Proposal Number: 2010-82-A-A

Title: AWARDS, BENEFITS AND EXPENSES -- EXPENSES PROVIDED BY THE INSTITUTION FOR PRACTICE AND COMPETITION -- TRAVEL TO NCAA CHAMPIONSHIPS, NATIONAL GOVERNING BODY CHAMPIONSHIPS IN EMERGING SPORTS AND POSTSEASON BOWL GAMES DURING VACATION PERIOD -- EXCEPTIONS

Intent: To specify that if an student-athlete does not use team travel to NCAA championships, NGB championships in emerging sports and postseason bowl games during a vacation period, the institution may only provide actual and necessary transportation costs for the student-athlete to travel from: campus to the event site and back to campus; campus to the event site and then to the student-athlete's home; the student-athlete's home to the event site and back home; or the student-athlete's home to the event site and then to campus; further, to specify that reimbursement for automobile mileage shall not exceed the rate provided to institutional staff members and shall be limited to not more than 400 miles one-way.

Bylaws: Amend 16.8.1.5, as follows:

16.8.1.5 Travel to NCAA Championships, NGB Championships in Emerging Sports and Postseason Bowl Games during Vacation Period.

16.8.1.5.1 General Rule. The institution may provide team transportation for a student-athlete to travel from campus to the site of an NCAA championship, NGB championship in an emerging sport or a postseason bowl game and back to campus.

16.8.1.5.1.1 Exceptions.

(a) Student-Athlete Does Not Use Team Transportation. The institution may provide (in lieu of team transportation) the ~~greater of the~~ **actual and necessary** transportation costs for the student-athlete to travel from:

(1) Campus to the event site and back to campus;

(2) Campus to the **event site and then to the** student-athlete's home ~~and back to campus; or~~

(3) The student-athlete's home to the event site and back home; **or**

(4) The student-athlete's home to the event site and then to campus.

(b) Student-Athlete Uses "Leg" of Team Transportation. An institution that provides one "leg" of actual team transportation (campus to the event site or from the event site back to campus) ~~must deduct the value of~~ **may only provide the actual and necessary costs for** the ~~actual transportation costs of that "leg" from the allowance provided the student athlete in (a) above~~ **in which he or she does not use team travel.**

[16.8.1.5.1.1-(c) unchanged.]

(d) Mileage Limitations. Reimbursement for automobile mileage shall not exceed the rate provided to institutional staff members and shall be limited to not more than 400 miles one way.

Source: Southeastern Conference

Effective Date: August 1, 2011

Category: Amendment

Topical Area: Awards, Benefits and Expenses

Rationale: Current legislation allows a student-athlete to travel individually to championships and bowl games and receive the transportation costs of the greatest of the three possible routes (campus-event-campus, campus-home-campus, or home-event-home) regardless of which route is actually used. It has become common practice for institutions to provide student-athletes the highest of these rates. As a result, a student-athlete traveling individually receives money not available to individuals using team travel. Student-athletes who attend institutions that are not close to major airports are less likely to be able to take advantage of individual travel. Shifting the source of the transportation costs to an enhanced incidental expense allowance removes the incentive to travel individually, while not penalizing those choosing to do so. In addition, student-athletes who participate in bowl games are often denied a meaningful stay at home during the holidays. With bowl games moving later into January, student-athletes are faced with the prospect of traveling home twice for shorter periods during the winter break. Institutions should be allowed to continue to provide expenses for one of these trips as an incidental expense associated with competition in a bowl game if the student-athlete has personally paid for one trip home.

Budget Impact: Potential cost savings for institutions through a more efficient method of providing travel for student-athletes.

Impact on Student-Athlete's Time (Academic and/or Athletics): None.

History

Jul 14, 2010: Submit; Submitted for consideration.

Aug 24, 2010: Football Issues Committee, Recommends Approval

Sep 15, 2010: Championships/Sports Management Cabinet, Recommends Approval

Sep 21, 2010: Awards, Benefits, Expenses and Financial Aid Cabinet, Recommends Defeat

Sep 21, 2010: Awards, Benefits, Expenses and Financial Aid Cabinet, Recommends Modification

Oct 26, 2010: Sponsor modified proposal to include additional scenarios for which actual and necessary costs may be covered (e.g., campus to event site and back home, home to event site and back to campus).

Oct 26, 2010: Proposal renumbered as Proposal No. 2010-82-A. An alternative is Proposal No. 2010-82-B.

Jan 13, 2011: Leg Council Init Review, Adopted; Pending Possible Board of Directors Review; Adopted Section A of the original Proposal No. 2010-82-A.

Jan 15, 2011: Adopted, Override Period; No Action Taken by the Board of Directors

Jan 16, 2011: Adopted, Override Period; Start of Override Period

Mar 16, 2011: Adopted, Override Period; End of Override Period

Proposal Number: 2011-23

Title: AMATEURISM -- DEFINITIONS AND APPLICATIONS -- AGENT

Intent: To specify that an agent is any individual who, directly or indirectly, represents or attempts to represent an individual for the purpose of marketing his or her athletics ability or reputation for financial gain, or seeks to obtain any type of financial gain or benefit from securing a prospective student-athlete's enrollment at an educational institution or from a student-athlete's potential earnings as a professional athlete.

Bylaws: Amend 12.02, as follows:

12.02 DEFINITIONS AND APPLICATIONS

12.02.1 Agent. An agent is any individual who, directly or indirectly:

(a) Represents or attempts to represent an individual for the purpose of marketing his or her athletics ability or reputation for financial gain; or

(b) Seeks to obtain any type of financial gain or benefit from securing a prospective student-athlete's enrollment at an educational institution or from a student-athlete's potential earnings as a professional athlete.

12.02.1.1 Application. An agent may include, but is not limited to, a certified contract advisor, financial advisor, marketing representative, brand manager or anyone who is employed or associated with such persons.

[12.02.1 through 12.02.6 renumbered as 12.02.2 through 12.02.7, unchanged.]

Source: NCAA Division I Amateurism Cabinet

Effective Date: Immediate

Category: Amendment

Topical Area: Amateurism

Rationale: As the salaries of professional athletes have risen, age restrictions to participate in professional sports leagues have changed and the notoriety of elite student-athletes has increased with scouting and media exposure, the interest of outside third parties in elite athletes is now greater than ever. As a result, an industry of individuals has been created, including runners, financial advisors, marketing representatives, business managers, brand managers and street agents who seek to broker elite athletes for financial gain. Although governing bodies have attempted to impose regulations on these individuals and their activities, the competitive nature of the industry has resulted in many finding ways to circumvent the rules. One constant is the use of outside third parties. These third parties typically operate free of any governing body's jurisdiction. In order to regulate the interaction of these individuals with prospective student-athletes and student-athletes, the definition of an agent must be broadened. This proposal is not intended to include parents or legal

guardians, athletics department staff members, former teammates or those individuals who have the best interest of a prospective student-athlete or student-athlete in mind in providing assistance or information, provided they do not intend to receive a financial gain for their assistance.

Budget Impact: None.

Impact on Student-Athlete's Time (Academic and/or Athletics): None.

History

Jun 10, 2011: Submit; Submitted for consideration.

Jun 28, 2011: Amateurism Cabinet, Sponsored

Sep 06, 2011: Football Issues Committee, Recommends Approval

Oct 13, 2011: Leadership Council, Recommends Approval as Emergency or Noncontroversial Legislation

Oct 17, 2011: Leg Council Init Review, Not Supported as Emergency Legislation

Jan 12, 2012: Leg Council Init Review, Adopted; Pending Possible Board of Directors Review

Jan 14, 2012: Adopted, Override Period; No Action Taken by the Board of Directors

Jan 15, 2012: Adopted, Override Period; Start of Override Period

Mar 14, 2012: Adopted, Override Period; End of Override Period; (Number of Override Request = 0)

Mar 14, 2012: Adopted; Adopted - Final

Proposal Number: 2011-50

Title: RECRUITING -- USE OF RECRUITING FUNDS -- RECRUITING OR SCOUTING SERVICES -- CRITERIA FOR SUBSCRIPTION

Intent: In sports other than basketball and football, to specify that an institution may subscribe to a recruiting or scouting service involving prospective student-athletes, provided the service is made available to all institutions desiring to subscribe and at the same fee rate for all subscribers; further, to specify that an institution is permitted to subscribe to a service that provides scholastic and/or nonscholastic video. In basketball and football, to eliminate the restriction on subscribing to a service that includes access to nonscholastic video.

Bylaws: Amend 13.14.3, as follows:

[Federated provision, FBS, FCS and Division I, divided vote]

13.14.3 Recruiting or Scouting Services.

13.14.3.1 Basketball and Football. ~~As~~ **In basketball and football, an** institution may subscribe to a recruiting or scouting service involving prospective student-athletes, provided the institution does not purchase more than one annual subscription to a particular service and the service: [D]

(a) Is made available to all institutions desiring to subscribe and at the same fee rate for all subscribers;

(b) Publicly identifies all applicable rates;

(c) Disseminates information (e.g., reports, profiles) about prospective student-athletes at least four times per calendar year;

(d) Publicly identifies the geographical scope of the service (e.g., local, regional, national) and reflects broad-based coverage of the geographical area in the information it disseminates;

(e) Provides individual analysis beyond demographic information or rankings for each prospective student-athlete in the information it disseminates; **and**

(f) Provides access to samples or previews of the information it disseminates before purchase of a subscription; ~~and.~~

~~(g) Provides video that is restricted to regularly scheduled (regular season) high school, preparatory school or two year college contests and for which the institution made no prior arrangements for recording. (Note: This provision is applicable only if the subscription includes video services.)~~

13.14.3.1.1 Video-Only Services. An institution is permitted to use or subscribe to a video service that only provides video of prospective student-athletes and does not provide information about or analysis of prospective student-athletes. Use of a

subscription to such a service is subject to the provisions of Bylaw 13.14.3.1, except for subsections (c) and (e). [D]

13.14.3.2 Sports Other Than Basketball and Football. In sports other than basketball and football, an institution may subscribe to a recruiting or scouting service involving prospective student-athletes, provided the service is made available to all institutions desiring to subscribe and at the same fee rate for all subscribers. An institution is permitted to subscribe to a service that provides scholastic and/or nonscholastic video. The institution may not contract with a service in advance to have a particular contest recorded or provided. [D]

Source: Big East Conference, Conference USA and Mountain West Conference

Effective Date: Immediate

Category: Amendment

Topical Area: Recruiting

Rationale: The criteria set forth in the current legislation, initially suggested by the Men's Basketball Issues Committee and endorsed by the Football Issues Committee and Women's Basketball Issues Committee, were intended to address concerns that services were being used as leverage in the recruiting process in those sports. However, the extension of the legislation to all sports has created a myriad of unintended consequences in recruiting cultures (e.g., volleyball) other than those in which it was intended. The proposal would codify a current blanket legislative relief waiver and increase its scope as it relates to access to basketball and football nonscholastic video. The waiver was issued because of the difficulty in determining which scouting services are permissible and inconsistencies in enforcing the legislation. The proposal maintains basic restrictions that currently apply to scouting or recruiting services for basketball and football, but returns other sports to the rules that were in place before the adoption of the current rule, with the exception that a service may provide nonscholastic video. Several sports exist primarily or exclusively in the nonscholastic environment (e.g., gymnastics, golf). Consequently, there is little or no scholastic video available. Finally, in basketball and football, nonscholastic video should not be prohibited as the same standard for access should apply to all sports.

Budget Impact: Could result in additional subscriptions to recruiting services.

Impact on Student-Athlete's Time (Academic and/or Athletics): None.

History

Jun 30, 2011: Submit; Submitted for consideration.

Aug 19, 2011: Women's Basketball Issues Committee, No Formal Position

Aug 29, 2011: Men's Basketball Issues Committee, Recommends Approval

Sep 06, 2011: Football Issues Committee, Recommends Defeat

Sep 08, 2011: Women's Volleyball Committee, Recommends Approval

Sep 14, 2011: Recruiting and Athletics Personnel Issues Cabinet, Recommends Approval

Jan 12, 2012: Leg Council Init Review, Adopted; Pending Possible Board of Directors Review

Jan 14, 2012: Adopted, Override Period; No Action Taken by the Board of Directors

Jan 15, 2012: Adopted, Override Period; Start of Override Period

Mar 14, 2012: Adopted, Override Period; End of Override Period

Mar 14, 2012: Adopted; Adopted - Final

Proposal Number: 2011-63

Title: ELIGIBILITY -- GENERAL ELIGIBILITY REQUIREMENTS -- GRADUATE STUDENT/POSTBACCALAUREATE PARTICIPATION -- POSTSEASON EVENT FOLLOWING LAST TERM OF ELIGIBILITY

Intent: To specify that a student-athlete who is eligible during the term in which degree work is completed (or is eligible as a graduate) remains eligible for any postseason event that begins within 60 days after the end of the term in which the student completes the requirements for the degree (or graduate eligibility).

A. Bylaws: Amend 14.1.8.2.1.3, as follows:

14.1.8.2.1.3 Final Semester/Quarter. A student-athlete may compete while enrolled in less than a minimum full-time program of studies, provided the student is enrolled in the final semester or quarter of the baccalaureate program and the institution certifies that the student is carrying (for credit) the courses necessary to complete degree requirements. The student granted eligibility under this provision shall be eligible for any ~~NCAA championship and for any~~ postseason ~~licensed bowl game or National Invitation Tournament~~ **event** that begins within 60 days following said semester or quarter, provided the student has not exhausted the five years for completion of the individual's four seasons of eligibility (see Bylaw 14.2). Thereafter, the student shall forfeit eligibility in all sports, unless the student completes all degree requirements during that semester or quarter and is eligible to receive the baccalaureate diploma on the institution's next degree-granting date. The Legislative Council Subcommittee for Legislative Relief may waive the 60-day requirement for instances in which ~~an NCAA championship, a~~ postseason ~~licensed bowl game or National Invitation Tournament~~ **event** is conducted at the conclusion of the traditional playing season but begins more than 60 days following the end of said term.

B. Bylaws: Amend 14.1.9.3, as follows:

14.1.9.3 ~~NCAA Championship~~ **Postseason Event** Following Last Term of Eligibility. A student-athlete who is eligible during the term in which degree work is completed (or is eligible as a graduate, per Bylaw 14.1.9) remains eligible for any ~~NCAA championship for any~~ postseason ~~licensed bowl game or National Invitation Tournament~~ **event** that begins within 60 days after the end of the term in which the student completes the requirements for the degree (or graduate eligibility). The Legislative Council Subcommittee for Legislative Relief may waive the 60-day requirement for instances in which ~~an NCAA championship, a~~ postseason ~~licensed bowl game or National Invitation Tournament~~ **event** is conducted at the conclusion of the traditional playing season but begins more than 60 days following the end of said term.

Source: Pac-12 Conference

Effective Date: Immediate

Category: Amendment

Topical Area: Eligibility

Rationale: Current legislation allows a student-athlete who is eligible during the term in which degree work is completed to participate in an NCAA championship, a licensed bowl game or the National Invitation Tournament (NIT). A legislative relief waiver was granted during the 2010-11 basketball playing season to allow participation in a different postseason event. The waiver was granted as a one-time occurrence and the requesting institution was encouraged to initiate the process for legislation to be sponsored to permanently address the issue. This proposal would allow a deserving student-athlete to participate with his or her teammates in any postseason event for which the institution qualifies.

Budget Impact: Expenses related to postseason event participation.

Impact on Student-Athlete's Time (Academic and/or Athletics): Time related to postseason event participation.

History

Jun 27, 2011: Submit; Submitted for consideration.

Sep 13, 2011: Academic Cabinet, Recommends Approval

Jan 12, 2012: Leg Council Init Review, Adopted; Pending Possible Board of Directors Review

Jan 14, 2012: Adopted, Override Period; No Action Taken by the Board of Directors

Jan 15, 2012: Adopted, Override Period; Start of Override Period

Mar 14, 2012: Adopted, Override Period; End of Override Period

Mar 14, 2012: Adopted; Adopted - Final

Proposal Number: 2011-67

Title: ELIGIBILITY -- FRESHMAN ACADEMIC REQUIREMENTS -- ADVANCED PLACEMENT -- INTERNATIONAL CERTIFICATION

Intent: To specify that for purposes of fulfilling the advanced placement requirements for initial eligibility, "similar proficiency examination," must be an advanced or higher level, nationally administered proficiency exam with a uniform grading scale that is taken after high school graduation; further, to specify that an institution shall use the NCAA Eligibility Center to certify the eligibility of an international student-athlete pursuant to the advanced placement requirements.

Bylaws: Amend 14.3.5.4, as follows:

14.3.5.4 Advanced Placement. If the student-athlete is admitted with a minimum of 24-semester hours or a minimum of 36-quarter hours of advanced placement from a College Entrance Examination Board (CEEB) examination (or from a similar proficiency examination) and/or concurrent high school/college credit without previous enrollment at a collegiate institution, the student-athlete shall be immediately eligible. Credits earned from extension or summer-session courses may not be counted in satisfaction of this requirement. A "similar proficiency examination" must be an advanced or higher level, nationally administered proficiency exam with a uniform grading scale that is taken after high school graduation.

14.3.5.4.1 International Certification. An institution shall use the NCAA Eligibility Center to determine whether a "similar proficiency examination" taken by an international student-athlete is an advanced or higher level, nationally administered proficiency exam with a uniform grading scale that is taken after high school graduation. In addition, the Eligibility Center shall certify the eligibility of an international student-athlete based on the number of advanced placement hours accepted by the certifying institution.

Source: West Coast Conference

Effective Date: August 1, 2012

Category: Amendment

Topical Area: Eligibility

Rationale: This proposal codifies an International Student Records Committee definition of a "similar proficiency examination" to ensure consistent application of the legislation in determining freshman eligibility. The proposed legislation will not impact institutional autonomy for admitting and/or accepting a prospective student-athlete's advanced placement credit; however, the proposal does require the NCAA Eligibility Center to determine if an international prospect may be immediately eligible based on "similar proficiency examination" credit. Given the varied and unique international proficiency examinations, the

expertise and experience of the NCAA Eligibility Center will ensure that there is a consistent certification process of international student-athletes who take such examinations.

Budget Impact: None.

Impact on Student-Athlete's Time (Academic and/or Athletics): None.

History

Jul 15, 2011: Submit; Submitted for consideration.

Sep 13, 2011: Academic Cabinet, Recommends Defeat

Jan 12, 2012: Leg Council Init Review, Adopted; Pending Possible Board of Directors Review

Jan 14, 2012: Adopted, Override Period; No Action Taken by the Board of Directors

Jan 15, 2012: Adopted, Override Period; Start of Override Period

Mar 14, 2012: Adopted, Override Period; End of Override Period

Mar 14, 2012: Adopted; Adopted - Final

Proposal Number: 2011-97

Title: FINANCIAL AID -- ELIGIBILITY FOR INSTITUTIONAL FINANCIAL AID -- FORMER STUDENT-ATHLETES; PERIOD OF INSTITUTIONAL FINANCIAL AID AWARD -- MULTIYEAR GRANTS-IN-AID

Intent: To specify that if a student's athletics ability is considered in any degree in awarding financial aid, such aid shall neither be awarded for a period less than one academic year nor for a period that would exceed the student's five-year period of eligibility; further, to specify that institutional financial aid may be awarded to a former student-athlete for any term during which he or she is enrolled (full time or part time).

A. Bylaws: Amend 15.01.5, as follows:

15.01.5 Eligibility of Student-Athletes for Institutional Financial Aid. A student-athlete must meet applicable NCAA (see Bylaw 14), conference and institutional regulations to be eligible for institutional financial aid. If these regulations are met, the student-athlete may be awarded institutional financial aid during any term in which a student-athlete is in regular attendance [was enrolled initially in a minimum full-time program of studies as defined by the certifying institution during that term (see Bylaw 14.1.8.2.1.3 for final term exception and Bylaw 15.2.8 for summer-term exception)] under the following circumstances:

(a) The student-athlete is an undergraduate with eligibility remaining under Bylaw 14.2 (five-year rule); **or**

(b) The student-athlete is a graduate student eligible under Bylaw 14.1.9;

~~(c) Within six years after initial enrollment in a collegiate institution (provided the student does not receive such aid for more than five years during that period); however, after the six year period expires, this restriction shall apply only to unearned athletics aid for which the athletics department intercedes on behalf of the student-athlete; or~~

~~(d) The student-athlete receives a degree completion award from the NCAA.~~

[Note: See Bylaw 13.1.1.3 for the financial aid implications in the prohibition against contacting student-athletes of another four-year collegiate institution without permission of that institution's athletics director. See Bylaw 14.5.5.4 for financial aid implications related to the academic eligibility of four-year college transfers.]

[15.01.5.1 unchanged.]

15.01.5.2 Exception -- Former Student-Athletes. Institutional financial aid may be awarded to a former student-athlete for any term during which he or she is enrolled (full time or part time).

B. Bylaws: Amend 15.02.7, as follows:

15.02.7 Period of Award. The period of award begins when the student-athlete receives any benefits as a part of the student's grant-in-aid on the first day of classes for a particular academic term, or the first day of practice, whichever is earlier, until the conclusion of the period set forth in the financial aid agreement. An athletics grant-in-aid shall not be awarded in excess of ~~one academic year~~ **the student-athlete's five-year period of eligibility.**

C. Bylaws: Amend 15.3.1, as follows:

15.3.1 Eligibility of Student-Athletes for Financial Aid. Institutional financial aid may be awarded for any term during which a student-athlete is in regular attendance as an undergraduate with eligibility remaining under Bylaw 14.2, ~~or within six years after initial enrollment in a collegiate institution (provided the student does not receive such aid for more than five years during that period);~~ or as a graduate eligible under Bylaw 14.1.9.

[15.3.1.1 through 15.3.1.3 unchanged.]

15.3.1.4 Institutional Financial Aid to Professional Athlete. It is permissible to award institutional financial aid to a student-athlete who is under contract to or currently receiving compensation from a professional sports organization in the same sport; ~~provided the student athlete has completed his or her maximum permissible number of seasons of competition (see Bylaw 14.2), the student athlete receives not more than five years of unearned aid and such aid is received within six years after initial collegiate enrollment.~~ A professional athlete in one sport may represent a member institution in a different sport and may receive institutional financial assistance in the second sport.

~~15.3.1.4.1 Exception for Former Professional Athlete in the Same Sport. A former professional athlete may receive institutional financial aid in the same sport, provided the following conditions are met:~~

~~(a) The student athlete no longer is involved in professional athletics;~~

~~(b) The student athlete is not receiving any remuneration from a professional sports organization; and~~

~~(c) The student athlete has no active contractual relationship with any professional athletics team, although the student athlete may remain bound by an option clause [a clause in the contract that requires assignment to a particular team if the student athlete's professional athletics career is resumed, as opposed to a clause that suspends the contractual relationship only for a specified period of time (e.g., during the academic year while the professional athletics team is not competing) and permits the contractual relationship to be reinstated by the student athlete or the professional athletics team or organization].~~

D. Bylaws: Amend 15.3.2.4, as follows:

15.3.2.4 Hearing Opportunity. The institution's regular financial aid authority shall notify the student-athlete in writing of the opportunity for a hearing when institutional financial aid based in any degree on athletics ability is to be reduced or canceled during the period of the award, or is reduced or not renewed for the following academic year. The institution shall have established reasonable procedures for promptly hearing such a request and shall not delegate the responsibility for conducting the hearing to the university's athletics department or its faculty athletics committee. The written notification of the opportunity for a hearing shall include a copy of the institution's established policies and procedures for conducting the required hearing, including the deadline by which a student-athlete must request such a hearing.

15.3.2.4.1 Reduction of a Multiyear Award. A reduction of a multiyear award shall occur if the renewal period is for fewer years than the original agreement, unless the renewal includes the remaining years of the student-athlete's eligibility in all sports (e.g., five-year period of eligibility) or if the average amount of aid provided per year in the renewal is less than the average amount of aid provided per year in the original agreement, including any increases during the period of the original award.

[15.3.2.4.1 renumbered as 15.3.2.4.2 unchanged.]

E. **Bylaws:** Amend 15.3.3, as follows:

15.3.3 Period of Institutional Financial Aid Award.

15.3.3.1 ~~One-Year~~ **Period of Award.** If a student's athletics ability is considered in any degree in awarding financial aid, such aid shall neither be awarded ~~for a period in excess of one academic year nor~~ for a period less than one academic year **nor for a period that would exceed the student's five-year period of eligibility** (see ~~Bylaw~~ **Bylaws 14.2 and 15.01.5**). **One year grants-in-aid shall be awarded (as set forth in the written statement per Bylaw 15.3.2.3) in equal amounts for each term of the academic year.**

[15.3.3.1.1 unchanged.]

~~15.3.3.1.2 Financial Aid Authority Precedent. A staff member may inform a prospective student athlete that the athletics department will recommend to the financial aid authority that the prospective student athlete's financial aid be renewed each year for a period of four years and may indicate that the authority always has followed the athletics department's recommendations in the past. However, the prospective student-athlete must be informed that the renewal will not be automatic.~~

~~15.3.3.1.3 Injury or Illness Policy. It is not permissible for an institution to assure the prospective student athlete that it automatically will continue a grant in aid past the one year period if the recipient sustains an injury that prevents him or her from competing in intercollegiate athletics, but an institutional representative may inform the prospective student athlete of the regular institutional policy related to renewal or~~

~~continuation of aid past the one year period for recipients who become ill or injured during their participation.~~

[15.3.3.1.4 renumbered as 15.3.3.1.2, unchanged.]

15.3.3.2 Regular Academic Year vs. Summer Term. An institution may award financial aid to a student-athlete for ~~an~~ **one or more** academic ~~year~~ **years** or, pursuant to the exceptions set forth in Bylaw 15.3.3.1.1, part ~~thereof~~ **of one academic year**. An institution also may award financial aid for a summer term or summer-orientation period, provided the conditions of Bylaw 15.2.8 have been met. ~~Such financial aid shall be awarded (as set forth in the written statement per Bylaw 15.3.2.3) in equal amounts for each term of the academic year.~~

15.3.3.2.1 Summer Term as Additional Award. It is necessary to make an additional award for a summer term, ~~inasmuch as a member institution is limited to the award of financial aid for a period not in excess of one academic year.~~

F. Bylaws: Amend 15.3.4, as follows:

15.3.4 Reduction or Cancellation During Period of Award.

15.3.4.1 Increase Permitted. Institutional financial aid may be increased for any reason **at any time** ~~prior to the commencement of the period of the award. Once the period of the award begins, institutional aid may only be increased if the institution can demonstrate that such an increase is unrelated in any manner to an athletics reason.~~

15.3.4.2 Reduction or Cancellation Permitted. Institutional financial aid based in any degree on athletics ability may be reduced or canceled during the period of the award if the recipient:

[15.3.4.2-(a) through 15.3.4.2-(d) unchanged.]

[15.3.4.2.1 through 15.3.4.2.4, unchanged.]

15.3.4.2.5 Release of Obligation to Provide Athletically Related Financial Aid -- **One-Year Award**. Before becoming a counter for an academic year **pursuant to a one-year grant-in-aid**, if a prospective student-athlete or student-athlete is awarded institutional financial aid unrelated to athletics that is of equal or greater value than his or her signed award of athletically related financial aid, the prospective student-athlete or student-athlete may, on his or her initiative, release the institution of its obligation to provide the athletically related financial aid.

[Remainder of 15.3.4 unchanged.]

Source: NCAA Division I Board of Directors

Effective Date: Immediate for Sections A, B and C; August 1, 2012 for Sections D, E and F; awards may be executed before August 1, 2012.

Category: Amendment

Topical Area: Financial Aid

Rationale: As a result of the presidential retreat in August 2011, a Student-Athlete Well-Being Working Group was established and charged to develop a package of recommendations that support student-athlete well-being. To reassert and prioritize the well-being of the student-athlete and commitment to degree completion, institutions should have the discretion to award athletics aid on a multiyear basis. In addition, former student-athletes should have ready access to financial aid in order to complete their degrees.

Budget Impact: Increased use of athletically related financial aid.

Impact on Student-Athlete's Time (Academic and/or Athletics): None.

History

Oct 03, 2011: Submit; Submitted for consideration.

Oct 27, 2011: Board of Directors, Sponsored

Oct 27, 2011: Board Review, Adopted; Adopted as Emergency Legislation

Oct 28, 2011: Adopted, Override Period; Start of Override Period

Dec 26, 2011: Adopted, Override Period; End of Override Period; (Number of Override Request = 82)

Dec 27, 2011: Based on the number of override requests received, the Board of Directors will review its action on the proposal on January 14.

Jan 14, 2012: Board of Directors upheld adoption. Membership override vote to be scheduled for February 2012.

Proposal Number: I-2010-3

Title: AMATEURISM AND ELIGIBILITY -- VOLLEYBALL AND SAND VOLLEYBALL
CONSIDERED SAME SPORT

Intent: na

A. Bylaws: Amend 12.02, as follows:

12.02 DEFINITIONS AND APPLICATIONS

[12.02.1 through 12.02.5 unchanged.]

12.02.6 Volleyball and Sand Volleyball. Volleyball and sand volleyball are considered the same sport for purposes of Bylaw 12.

B. Bylaws: Amend 14.2.3.2, as follows:

14.2.3.2 Delayed Enrollment -- Tennis, Swimming and Diving and Women's Volleyball. A student-athlete who does not enroll in a collegiate institution as a full-time student in a regular academic term during a one-year time period after his or her high school graduation date or the graduation date of his or her class (as determined by the first year of high school enrollment or the international equivalent as specified in the NCAA Guide to International Academic Standards for Athletics Eligibility and based on the prescribed educational path in the student-athlete's country), whichever occurs earlier, shall be subject to the following:

[14.2.3.2-(a) through 14.2.3.2-(b) unchanged.]

[14.2.3.2.1 through 14.2.3.2.2 unchanged.]

14.2.3.2.3 Volleyball and Sand Volleyball. Volleyball and sand volleyball are considered the same sport for purposes of Bylaw 14.2.3.2.

C. Bylaws: Amend 14.7.1, as follows:

14.7.1 Outside Competition -- Sports Other Than Basketball. A student-athlete in any sport other than basketball who participates during the academic year as a member of any outside team in any noncollegiate, amateur competition becomes ineligible for intercollegiate competition unless eligibility is restored by the Committee on Student-Athlete Reinstatement. A student-athlete is permitted to practice on such a team.

[14.7.1.1 through 14.7.1.6 unchanged.]

14.7.1.7 Volleyball and Sand Volleyball. Volleyball and sand volleyball are considered the same sport for purposes of Bylaw 14.7.

Source: NCAA Division I Committee on Legislative Review/Interpretations (August 27, 2010, Item No. 1-d).

Effective Date: Immediate

Category: Incorporation

Topical Area: Amateurism

Rationale: na

Budget Impact: N/A

Impact on Student-Athlete's Time (Academic and/or Athletics): N/A

History

Aug 26, 2010: Submit; Submitted for consideration.

Aug 27, 2010: Adopted

Proposal Number: I-2010-4

Title: AMATEURISM -- PERMISSIBLE AWARDS BASED ON PLACE FINISH IN OUTSIDE COMPETITION

Intent: na

Bylaws: Amend 12.1.2.1.5, as follows:

12.1.2.1.5 Payment Based on Performance. Any payment, including actual and necessary expenses, conditioned on the individual's or team's place finish or performance or given on an incentive basis, or receipt of expenses in excess of the same reasonable amount for permissible expenses given to all individuals or team members involved in the competition.

[12.1.2.1.5.1 unchanged.]

12.1.2.1.5.2 Awards Based on Performance in Outside Competition. An individual may receive an award (e.g., trophy, medal, saddle) based on place finish or performance in outside competition, subject to the applicable pre- and post-enrollment awards limits (see Bylaw 16.1).

Source: NCAA Division I Committee on Legislative Review/Interpretations (August 27, 2010, Item No. 1-b).

Effective Date: Immediate

Category: Incorporation

Topical Area: Amateurism

Rationale: na

Budget Impact: na

Impact on Student-Athlete's Time (Academic and/or Athletics): na

History

Aug 26, 2010: Submit; Submitted for consideration.

Aug 26, 2010: Adopted

Proposal Number: I-2010-5

Title: AMATEURISM -- PROHIBITED FORMS OF PAY -- EXPENSES, AWARDS AND BENEFITS -- DONATIONS MADE FOR PROSPECTIVE OR ENROLLED STUDENT-ATHLETES

Intent: na

Bylaws: Amend 12.1.2.1, as follows:

12.1.2.1 Prohibited Forms of Pay. "Pay," as used in Bylaw 12.1.2 above, includes, but is not limited to, the following:

[12.1.2.1.1 through 12.1.2.1.3 unchanged.]

12.1.2.1.4 Expenses, Awards and Benefits. Excessive or improper expenses, awards and benefits (see Bylaw 16 regarding permissible awards, benefits and expenses to enrolled student-athletes).

[12.1.2.1.4.1 through 12.1.2.1.4.2 unchanged.]

12.1.2.1.4.3 Expenses from Outside Team or Organization. Expenses received from an outside amateur sports team or organization in excess of actual and necessary travel, room and board expenses, and apparel and equipment (for individual and team use only from teams or organizations not affiliated with member institutions, including local sports clubs as set forth in Bylaw 13.11.2.3) for competition and practice held in preparation for such competition. Practice must be conducted in a continuous time period preceding the competition except for practice sessions conducted by a national team, which occasionally may be interrupted for specific periods of time preceding the competition.

12.1.2.1.4.3.1 Donations to Outside Team or Organization. Actual and necessary expenses received from an outside team or organization may include funds donated to the general fund of the team or organization from a sponsor (e.g., neighbors, businesses) other than the athlete's relatives or legal guardians, provided such donations are not credited to or earmarked for the prospective or enrolled student-athlete.

[12.1.2.1.4.3.1 through 12.1.2.1.4.3.2 renumbered as 12.1.2.1.4.3.2 through 12.1.2.1.4.3.3, unchanged.]

[12.1.2.1.4.4 unchanged.]

12.1.2.1.4.5 Expenses from Sponsor Other Than Parents/Legal Guardians or Nonprofessional Sponsor of Event. Actual and necessary expenses or any other form of compensation to participate in athletics competition (while not representing an educational institution) from a sponsor other than an individual upon whom the athlete is

naturally or legally dependent or the nonprofessional organization that is sponsoring the competition. **(See Bylaw 12.1.2.1.6.1.)**

12.1.2.1.6 Preferential Treatment, Benefits or Services. Preferential treatment, benefits or services because of the individual's athletics reputation or skill or pay-back potential as a professional athlete, unless such treatment, benefits or services are specifically permitted under NCAA legislation. For violations of this bylaw in which the value of the benefit is \$100 or less, the eligibility of the individual 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 benefit until the individual repays the benefit. If the violation involves institutional responsibility, it remains an institutional violation per Constitution 2.8.1, and documentation of the individual's repayment shall be forwarded to the enforcement staff.

12.1.2.1.6.1 Donations Credited to or Earmarked for a Prospective Enrolled Student-Athlete. Donations credited to or earmarked for a prospective or enrolled student-athlete for athletics participation (e.g., as an individual or a member of a team) from a sponsor (e.g., neighbor, business) other than the athlete's relatives or legal guardians are considered improper benefits.

[12.1.2.1.7 unchanged.]

Source: NCAA Division I Committee on Legislative Review/Interpretations (August 27, 2010, Item No. 1-c).

Effective Date: Immediate

Category: Incorporation

Topical Area: Amateurism

Rationale: na

Budget Impact: na

Impact on Student-Athlete's Time (Academic and/or Athletics): na

History

Aug 26, 2010: Submit; Submitted for consideration.

Aug 26, 2010: Adopted

Proposal Number: I-2011-3

Title: ELIGIBILITY -- GENERAL ELIGIBILITY REQUIREMENTS -- VALIDITY OF ACADEMIC CREDENTIALS -- INVALIDATION OF ACADEMIC CREDENTIALS AFTER INITIAL-ELIGIBILITY CERTIFICATION

Intent: na

Bylaws: Amend 14.1.2, as follows:

14.1.2 Validity of Academic Credentials. As a condition and obligation of membership, it is the responsibility of a member institution to determine the validity of the information on which the eligibility of a student-athlete is based. Therefore, it is the responsibility of a member institution to determine whether a transcript is valid for purposes of applying appropriate NCAA legislation to the eligibility of a student-athlete when the institution receives notification, or otherwise has cause to believe, that a student-athlete's high school, preparatory school or two-year college transcript is not valid.

14.1.2.1 Invalidation of Academic Credentials After Initial-Eligibility Certification. If a student-athlete's academic credentials (e.g., transcript, test scores) are invalidated after his or her initial eligibility has been certified, the institution must report any violation that may have occurred as a result of the student-athlete's receipt of financial aid or participation in practice or competition and declare the student-athlete ineligible for competition. If such a violation occurred, the student-athlete remains ineligible for intercollegiate competition unless eligibility is restored by the Committee on Student-Athlete Reinstatement regardless of whether an initial-eligibility waiver is granted after the invalidation of the academic credentials.

[14.1.2.1 through 14.1.2.3 renumbered as 14.1.2.2 through 14.1.2.4 unchanged.]

Source: NCAA Division I Committee on Legislative Review/Interpretations (March 4, 2011, Item No. 5).

Effective Date: Immediate

Category: Incorporation

Topical Area: Eligibility

Rationale: na

Budget Impact: na

Impact on Student-Athlete's Time (Academic and/or Athletics): na

History

Mar 03, 2011: Submit; Submitted for consideration.

Mar 03, 2011: Adopted

Proposal Number: M-2011-7

Title: FINANCIAL AID -- MAXIMUM INSTITUTIONAL GRANT-IN-AID LIMITATIONS
BY SPORT -- EQUIVALENCY COMPUTATIONS -- CALCULATION OF BOOKS --
MIDYEAR ENROLLMENT

Intent: To clarify that if a student-athlete enrolls midyear (e.g., second semester, second or third quarter) and receives any portion of a book allowance, the institution must use the amount in the numerator that is proportionate to the number of terms of enrollment (\$400 for semester systems, \$534 or \$267 for quarter systems).

Bylaws: Amend 15.5.3.2.1, as follows:

15.5.3.2.1 Additional Requirements. The following additional requirements shall apply to equivalency computations:

[15.5.3.2.1-(a) through 15.5.3.2.1-(b) unchanged.]

(c) Books shall count for calculation purposes as \$800 in the denominator. If a student-athlete receives any portion of a book allowance for the academic year, the institution must use \$800 in the denominator and numerator for books, regardless of the actual cost of the books. **If a student-athlete enrolls midyear (e.g., second semester, second or third quarter) and receives any portion of a book allowance, the institution must use the amount in the numerator that is proportionate to the number of terms of enrollment (\$400 for semester systems, \$534 or \$267 for quarter systems).**

Source: NCAA Division I Legislative Council

Effective Date: August 1, 2012

Category: Modification of Wording

Topical Area: Financial Aid

Rationale: na

Budget Impact: None.

Impact on Student-Athlete's Time (Academic and/or Athletics): None.

History

Sep 30, 2011: Submit; Submitted for consideration.

Oct 18, 2011: Leg Council Init Review, Approved

Oct 18, 2011: Adopted; Adopted - Final.

Proposal Number: PP-2011-4

Title: ENFORCEMENT POLICIES AND PROCEDURES -- COMMITTEE ON INFRINGEMENTS HEARINGS -- POSTHEARING COMMITTEE DELIBERATIONS -- REQUEST FOR INTERPRETATION

Intent: To specify that the Committee on Infractions may confidentially request that the academic and membership affairs staff provide an interpretation of applicable legislation based on facts submitted by the Committee on Infractions.

Administrative: Amend 32.8.8, as follows:

32.8.8 Posthearing Committee Deliberations. After all presentations have been made and the hearing has been concluded, the Committee on Infractions shall excuse all others from the hearing, and the Committee on Infractions shall make its determinations of fact and violation in private.

[32.8.8.1 unchanged.]

32.8.8.2 Request for Interpretation. The Committee on Infractions may request that the academic and membership affairs staff provide an interpretation of applicable legislation based on facts submitted by the Committee on Infractions. If an interpretation is requested, the institution, involved individuals and the enforcement staff will be notified in writing of the interpretation request and the response. The institution may appeal the interpretation in accordance with Constitution 5.4.1.2.

[32.8.8.2 through 32.8.8.4 renumbered as 32.8.8.3 through 32.8.8.5, unchanged.]

Source: NCAA Division I Committee on Infractions

Effective Date: Immediate

Category: Policies and Procedures

Topical Area: Enforcement Policies and Procedures

Rationale: This modification makes it clear that the Committee on Infractions may request that the academic and membership affairs staff provide an interpretation of applicable legislation based on facts submitted by the committee. If such a request is made, notice of the request and the response will be provided to all the involved parties.

Budget Impact: None.

Impact on Student-Athlete's Time (Academic and/or Athletics): None.

History

Mar 14, 2011: Submit; Submitted for consideration.

Mar 14, 2011: Committee on Infractions, Recommends Approval

Apr 28, 2011: Board Review, Adopted

Apr 28, 2011: Adopted; Final

Aug 11, 2011: Proposal modified based on a clarification made to the April 2011 Board report. The clarification added the following sentences: "If an interpretation is requested, the institution, involved individuals and the enforcement staff will be notified in writing of the interpretation request and the response. The institution may appeal the interpretation in accordance with Constitution 5.4.1.2." The clarification also removed the word "confidentially" from the first sentence of Bylaw 32.8.8.2.

Proposal Number: PP-2011-5

Title: ENFORCEMENT POLICIES AND PROCEDURES -- APPEAL PROCEDURE --
DOCUMENT DEADLINES

Intent: To specify that a deadline for the submission of a document, except for the notice of appeal, shall be met if the document is submitted electronically to the NCAA staff liaisons to the Infractions Appeals Committee by 5 p.m. Eastern time on the due date; further, to specify that at the earliest opportunity after a document is submitted electronically, the filing party shall provide a hard copy of the document directly to all members of the Infractions Appeals Committee.

Administrative: Amend 32.10, as follows:

32.10 APPEAL PROCEDURE

[32.10.1 through 32.10.5 unchanged.]

32.10.6 Document Deadlines. A deadline for the submission of a document, except for the Notice of Appeal, shall be met if the document is submitted electronically to the NCAA staff liaisons to the Infractions Appeals Committee by 5 p.m. Eastern time on the due date. Electronic submission to the liaisons shall be completed through a method designated by the Infractions Appeals Committee. At the earliest opportunity after a document is submitted electronically, the filing party shall provide a hard copy of the document directly to all members of the Infractions Appeals Committee.

[32.10.6 renumbered as 32.10.7, unchanged.]

Source: NCAA Division I Infractions Appeals Committee

Effective Date: Immediate

Category: Policies and Procedures

Topical Area: Enforcement Policies and Procedures

Rationale: Currently, parties are required to submit documents by the due date directly to all the committee members (by hard copy) and the national office through the committee liaison (electronically or hard copy) by the due date. This process requires the liaison to confirm receipt of material by all committee members (e.g., calling committee members), which has become time consuming and inefficient. This change will establish one action to meet submission deadlines and will simplify the determination of whether those deadlines are met.

Budget Impact: None.

Impact on Student-Athlete's Time (Academic and/or Athletics): None.

History

Jul 13, 2011: Submit; Submitted for consideration.

Jul 13, 2011: Infractions Appeals Committee, Recommends Approval

Aug 11, 2011: Board Review, Adopted

Aug 11, 2011: Adopted; Final

Proposal Number: PP-2011-6

Title: ENFORCEMENT POLICIES AND PROCEDURES -- APPEAL PROCEDURES AND ORAL ARGUMENTS -- AUTHORITY TO WAIVE APPEALS PROCEDURES

Intent: To specify that Infractions Appeals Committee may waive the infractions appeals policies and procedures as it deems appropriate.

A. Administrative: Amend 32.10.6, as follows:

32.10.6 Determination of Appeal Procedures. The specific procedures to be followed during the written appeals process will be determined by the Infractions Appeals Committee. **Further, the Infractions Appeals Committee may waive the appeals procedures as it deems appropriate.**

B. Administrative: Amend 32.11.3, as follows:

32.11.3 Determination of Oral Argument Procedures. The procedure to be followed in the conduct of the oral argument will be determined by the Infractions Appeals Committee, but shall be consistent with the operating policies and procedures that apply to hearings conducted by the Committee on Infractions. **Further, the Infractions Appeals Committee may waive the oral argument policies and procedures as it deems appropriate.**

Source: NCAA Division I Infractions Appeals Committee

Effective Date: Immediate

Category: Policies and Procedures

Topical Area: Enforcement Policies and Procedures

Rationale: There are matters within the infractions appeals process, such as submission deadlines and attendance requirements, which the NCAA Division I Committee on Infractions, enforcement staff, or the appellant occasionally request to be waived, extended, or otherwise altered in particular cases. The Infractions Appeals Committee reviews those requests and grants or denies them at its discretion. It is inherent within the Infractions Appeals Committee's authority to establish the procedure to be followed in the appeal process (subject to the NCAA Division I Board of Directors approval) that the Infractions Appeals Committee would be able to waive those procedures. The Infractions Appeals Committee believes that it is important to codify this authority.

Budget Impact: None.

Impact on Student-Athlete's Time (Academic and/or Athletics): None.

History

Jul 13, 2011: Submit; Submitted for consideration.

Jul 13, 2011: Infractions Appeals Committee, Recommends Approval

Aug 11, 2011: Board Review, Adopted

Aug 11, 2011: Adopted; Final



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

Proposal Number	Title	Source	Intent	Notes
2010-45	RECRUITING AND PLAYING AND PRACTICE SEASONS -- TRYOUT EXCEPTIONS AND OUT-OF-SEASON RESTRICTIONS -- RECOGNIZED TRAINING AND DEVELOPMENT PROGRAMS	The Ivy League	To specify that in order for an athletics department staff member or coach to participate in state, regional, national and international training programs involving prospective student-athletes, the staff member must be selected by the applicable governing body and the participants are selected by an authority or a committee of the applicable governing body that is not limited to athletics department staff members affiliated with one institution; further, to specify that Olympic and national team development programs may involve a coach and current student-athletes from the same institution, provided (in addition to existing criteria) a committee or other authority of the national governing body, which is not limited to coaches affiliated with one particular institution, selects the involved participants and the national governing body funds the program.	Not applicable in Division II

Proposal Number	Title	Source	Intent	Notes
2010-45-1	RECRUITING AND PLAYING AND PRACTICE SEASONS -- TRYOUT EXCEPTIONS AND OUT-OF-SEASON RESTRICTIONS -- RECOGNIZED TRAINING AND DEVELOPMENT PROGRAMS -- FUNDING NOT RESTRICTED TO NATIONAL GOVERNING BODY	The Ivy League	To amend NCAA Proposal No. 2010-45, to remove the requirement that the national governing body fund an Olympic or national team development program in order for such a program to include a coach and student-athlete from the same institution.	Not applicable in Division II
2010-82-A-B	AWARDS, BENEFITS AND EXPENSES - - EXPENSES PROVIDED BY THE INSTITUTION FOR PRACTICE AND COMPETITION -- INCIDENTAL EXPENSES AT NCAA CHAMPIONSHIPS, NATIONAL GOVERNING BODY CHAMPIONSHIPS IN EMERGING SPORTS AND LICENSED BOWL GAMES	Southeastern Conference	To increase, from \$20 to \$30, the amount of money that an institution may provide to each member of the squad to cover unitemized incidental expenses during travel and practice for NCAA championship events or national governing body championship events in emerging sports, during a period limited to the maximum number of days of per diem allowed for the involved championship, or, for licensed postseason bowl contests, for a period not to exceed 10 days.	Not applicable in Division II
2011-8	ATHLETICS CERTIFICATION -- TEMPORARY SUSPENSION OF PROCESS	NCAA Division I Board of Directors	To specify that between April 28, 2011 and August 1, 2013, no active Division I institution shall begin the athletics certification process.	Not applicable in Division II

Proposal Number	Title	Source	Intent	Notes
2011-9	COMMITTEES -- ASSOCIATION-WIDE AND COMMON COMMITTEES -- MINORITY OPPORTUNITIES AND INTERESTS COMMITTEE AND COMMITTEE ON WOMEN'S ATHLETICS -- COMPOSITION	NCAA Board of Directors (Executive Committee)	To increase, from 15 to 18, the number of members of the NCAA Minority Opportunities and Interests Committee and the NCAA Committee on Women's Athletics and to specify that the composition of the committees shall be equally distributed among the three divisions; further, to specify that each committee shall include a current chancellor or president from each division.	Already adopted in Division II
2011-10	LEGISLATIVE PROCESS -- AMENDMENT PROCESS -- MEMBERSHIP OVERRIDE OF LEGISLATIVE CHANGES -- REQUIRED NUMBER OF OVERRIDE REQUESTS	NCAA Division I Board of Directors (Leadership Council)	To increase, from 30 to 75 [from 15 to 25 for NCAA Football Championship Subdivision (FCS) specific legislation], the requisite number of requests to initiate an override of the adoption or defeat of a legislative proposal and, from 100 to 125 (from 40 to 50 for FCS specific legislation), the requisite number of requests to suspend a legislative change; further, to establish the minimum numbers to initiate an override and to suspend legislation specific to the NCAA Football Bowl Subdivision (FBS) as 25 and 50, respectively.	Not applicable in Division II

Proposal Number	Title	Source	Intent	Notes
2011-26	AMATEURISM, RECRUITING, ELIGIBILITY AND AWARDS, BENEFITS AND EXPENSES -- WORLD UNIVERSITY CHAMPIONSHIPS	NCAA Division I Championships/Sports Management Cabinet (Olympic Sports Liaison Committee)	To include the World University Championships in all bylaws that apply to the World University Games.	Already adopted in Division II
2011-27	AMATEURISM AND EXECUTIVE REGULATIONS -- FINANCIAL DONATIONS AND ADVERTISING AND SPONSORSHIP OF INTERCOLLEGIATE EVENTS -- PROFESSIONAL SPORTS ORGANIZATIONS	NCAA Division I Championships/Sports Management Cabinet	To specify that a professional sports organization may serve as a financial sponsor of an intercollegiate competition event, including regular season and postseason events, provided the organization is not publicly identified as such; and that a professional sports organization may serve as a financial sponsor of an activity or promotion that is ancillary to the competition event and may be publicly identified as such; further, to eliminate the prohibition on professional sports organizations or personnel as acceptable advertisers in conjunction with NCAA championships.	Already adopted in Division II

Proposal Number	Title	Source	Intent	Notes
2011-34	NCAA Division I Recruiting and Athletics Personnel Issues Cabinet (Women's Basketball Issues Committee)	NCAA Division I Recruiting and Athletics Personnel Issues Cabinet (Women's Basketball Issues Committee)	In women's basketball, to specify that evaluations of live athletics activities during the academic year evaluation periods (other than permissible nonscholastic events) shall be limited to regularly scheduled high school, preparatory school and two-year college contests/tournaments and practices; and regular scholastic activities involving prospective student-athletes enrolled only at the institution at which the regular scholastic activities occur.	Not applicable in Division II
2011-43	RECRUITING AND FINANCIAL AID -- LETTER-OF-INTENT PROGRAMS, FINANCIAL AID AGREEMENTS -- LETTER OF INTENT RESTRICTION -- LIMITATION ON NUMBER OF SIGNINGS -- BOWL SUBDIVISION FOOTBALL	Southeastern Conference	In bowl subdivision football, to specify that there shall be an annual signing limit of 25 on the number of prospective student-athletes who may sign a National Letter of Intent or institutional offer of financial aid from December 1 through May 31; further to specify that a prospective student-athlete who signs a National Letter of Intent or an institutional offer of financial aid and becomes an initial counter for the same academic year in which the signing occurred (e.g., midyear enrollee) shall not count toward the annual limit on	Not applicable in Division II

Proposal Number	Title	Source	Intent	Notes
			signings.	
2011-45	RECRUITING -- TRYOUTS -- NONSCHOLASTIC PRACTICE OR COMPETITION AND NONINSTITUTIONAL CAMPS AND CLINICS -- WOMEN'S BASKETBALL	NCAA Division I Recruiting and Athletics Personnel Issues Cabinet (Women's Basketball Issues Committee)	In women's basketball, to specify that an institution [including any institutional department (e.g., athletics, recreational/intramural)] shall not host, sponsor or conduct a nonscholastic basketball practice or competition in which women's basketball prospective student-athletes participate on its campus or at an off-campus facility regularly used by the institution for practice and/or competition by any of the institution's sport programs, and to establish limited exceptions, as specified; further, to specify that the use of an institution's facilities for noninstitutional camps is limited to the months of June, July and August; finally, to prohibit evaluations at nonscholastic events and noninstitutional	Not applicable in Division II

Proposal Number	Title	Source	Intent	Notes
			camps or clinics that occur on a Division I campus during evaluation periods.	
2011-46-FBS	RECRUITING -- TRYOUTS -- NONSCHOLASTIC PRACTICE OR COMPETITION AND NONINSTITUTIONAL CAMPS OR CLINICS -- BOWL SUBDIVISION FOOTBALL	Southeastern Conference	In bowl subdivision football, to specify that an institution [including any institutional department (e.g., athletics, recreational/intramural)] shall not host, sponsor or conduct a nonscholastic football practice or competition (e.g., seven-on-seven events) in which football prospective student-athletes participate on its campus or at an off-campus facility regularly used by the institution for practice and/or competition by any of the institution's sport programs; further, to limit the use of institutional facilities for noninstitutional camps or clinics that include prospect-aged participants to June and July	Not applicable in Division II

Proposal Number	Title	Source	Intent	Notes
2011-52	RECRUITING -- USE OF RECRUITING FUNDS -- RECRUITING OR SCOUTING SERVICES -- CRITERIA FOR SUBSCRIPTION -- NCAA APPROVAL -- BASKETBALL AND FOOTBALL	Southeastern Conference	In basketball and football, to specify that an institution shall not subscribe to a recruiting or scouting service unless the service has been approved by the NCAA pursuant to an annual approval process.	Not applicable in Division II
2011-62	ELIGIBILITY -- GENERAL ELIGIBILITY REQUIREMENTS -- ELIGIBILITY FORM -- INTERNATIONAL STUDENT-ATHLETE	Big East Conference	To eliminate the requirement that the eligibility of an international student-athlete shall be certified on an international student-athlete eligibility form.	Already adopted in Division II
2011-69	ELIGIBILITY -- TRANSFER REGULATIONS -- 2-4 AND 4-2-4 COLLEGE TRANSFERS	NCAA Division I Academic Cabinet	To revise the two-year college and 4-2-4 college transfer requirements, as specified.	Already under consideration in Division II as a part of the Academic Requirements Review.

Proposal Number	Title	Source	Intent	Notes
2011-70	ELIGIBILITY AND COMMITTEES -- 2-4 AND 4-2-4 TRANSFERS -- WAIVERS -- PROGRESS-TOWARD-DEGREE WAIVERS COMMITTEE	NCAA Division I Academic Cabinet	To increase, from eight to 14, the number of members of the NCAA Division I Progress-Toward-Degree Waivers Committee; further, to specify that the duties of the Progress-Toward-Degree Waivers Committee shall include oversight of the process for reviewing requests for waivers of the 2-4 and 4-2-4 transfer requirements.	Not applicable in Division II
2011-72	ELIGIBILITY -- OUTSIDE COMPETITION -- EXCEPTION -- USA FENCING NATIONAL CHAMPIONSHIPS	The Ivy League	In fencing, to specify that a student-athlete may compete during the academic year as a member of a USA Fencing member club team at the USA Fencing National Championships.	Not applicable in Division II

Proposal Number	Title	Source	Intent	Notes
2011-75	FINANCIAL AID -- SUMMER FINANCIAL AID -- PRIOR TO INITIAL FULL-TIME ENROLLMENT -- FOOTBALL -- COUNTER FOR THE ENSUING ACADEMIC YEAR	Southeastern Conference	In football, to specify that a prospective student-athlete who receives athletically related financial aid during a summer term prior to initial full-time enrollment at the certifying institution shall be an initial and overall counter for the ensuing academic year.	Not applicable in Division II
2011-84-B	PLAYING AND PRACTICE SEASONS -- WOMEN'S BASKETBALL -- PRESEASON PRACTICE -- ON-COURT PRACTICE -- ELIMINATION OF 5 P.M. START TIME ON FIRST PERMISSIBLE PRACTICE DATE	NCAA Division I Championships/Sports Management Cabinet (Women's Basketball Issues Committee)	In women's basketball, to eliminate the 5 p.m. start time on the first permissible practice date.	Not applicable in Division II

Proposal Number	Title	Source	Intent	Notes
2011-88	PLAYING AND PRACTICE SEASONS -- GOLF -- PRESEASON PRACTICE AND FIRST DATE OF COMPETITION -- EXCEPTION -- TOPY CUP	Big West Conference	In golf, to specify that an institution selected to participate in the Topy Cup may commence practice sessions five days before the practice round of the event and that the institution may participate in the competition before the legislated date for the first date of competition.	Not applicable in Division II
2011-89	COMMITTEES -- ASSOCIATION-WIDE COMMITTEES -- RULES COMMITTEES WITHOUT CHAMPIONSHIPS ADMINISTRATION RESPONSIBILITIES -- SWIMMING AND DIVING, TRACK AND FIELD AND WRESTLING	NCAA Division I Championships and Sports Management Cabinet (Men's and Women's Swimming and Diving Committee, Men's and Women's Track and Field Committee, and Wrestling Committee)	To establish a separate Men's and Women's Swimming and Diving Rules Committee, a separate Men's and Women's Track and Field Rules Committee and a separate Wrestling Rules Committee without championships administration responsibilities, as specified; further, to establish a Division I Men's and Women's Swimming and Diving Committee, a Division I Men's and Women's Track and Field Committee and a Division I Wrestling Committee, as specified.	Already adopted in Division II

Proposal Number	Title	Source	Intent	Notes
2011-92	RECRUITING -- OFFICIAL (PAID) VISIT -- NUMBER OF OFFICIAL VISITS -- TO DIVISION II INSTITUTIONS	NCAA Division I Recruiting and Athletics Personnel Issues Cabinet	To specify that the limitation of five expense paid visits per prospective student-athlete shall apply only to visits to Division I institutions.	Not applicable in Division II

Proposal Number	Title	Source	Intent	Notes
2011-93	DIVISION MEMBERSHIP -- MULTIDIVISION CLASSIFICATION/RECLASSIFICATION OF FOOTBALL SUBDIVISION -- COMPLIANCE REVIEW REQUIREMENT -- FAILURE TO MEET DEADLINE	NCAA Division I Administration Cabinet	To specify that a multidivisional institution that fails to complete a compliance review and submit a copy of the report to the Administration Cabinet by the end each four-year period shall be subject to specified penalties; further, to specify that the Administration Cabinet may grant a waiver of the penalties based on extenuating circumstances that prevent the completion of the compliance review and submission of the report.	Not applicable in Division II
2011-94	ELIGIBILITY -- FRESHMAN ACADEMIC REQUIREMENTS -- ELIGIBILITY FOR FINANCIAL AID, PRACTICE AND COMPETITION -- CORE COURSE REQUIREMENTS AND INITIAL-ELIGIBILITY INDEX	NCAA Division I Board of Directors (Committee on Academic Performance)	To revise the academic requirements that shall be satisfied for an entering freshman with no previous full-time college attendance to be eligible for financial aid, practice and competition during the first academic year in residence, as specified.	Already under consideration in Division II as a part of the Academic Requirements Review.
2011-95	ACADEMIC PERFORMANCE PROGRAM -- PENALTIES AND REWARDS -- PENALTIES AND	NCAA Division I Board of Directors (Committee on Academic Performance)	To revise the NCAA Division I Academic Performance Program, as specified; further, to specify that each conference	Not applicable in Division II

Proposal Number	Title	Source	Intent	Notes
	ACCESS TO POSTSEASON COMPETITION		shall maintain a written policy regarding teams that are subject to a postseason competition restriction with respect to the conference's automatic qualification for postseason competition/championships and revenue distribution.	
2011-98	CHAMPIONSHIPS AND POSTSEASON FOOTBALL -- POSTSEASON BOWL GAMES	NCAA Division I Board of Directors	To eliminate the bowl licensing system and specify that the conditions and requirements that must be met in order for an institution to participate in a postseason bowl game shall be set forth in the NCAA postseason football handbook.	Not applicable in Division II
2011-99	RECRUITING -- MEN'S BASKETBALL RECRUITING MODEL	NCAA Division I Board of Directors	To establish a new men's basketball recruiting model, as specified.	Not applicable in Division II
2011-100	DIVISION MEMBERSHIP -- MULTIDIVISIONAL CLASSIFICATION -- RECLASSIFICATION OF A SPORT OF THE OPPOSITE GENDER	NCAA Division I Board of Directors	To permit a member of Division II or Division III that had one sport classified in Division I during the 2010-11 academic year may petition to have one sport of the opposite gender, other than football or basketball, classified in Division I,	Already adopted in Division II.

Proposal Number	Title	Source	Intent	Notes
			provided the original sport remains classified in Division I.	
2012-1	RECRUITING -- BASKETBALL EVENT CERTIFICATION -- LEGAL RESIDENCE AND ADJOINING STATES -- EXCEPTIONS	NCAA Division I Legislative Council	In basketball, to establish exceptions to the requirement that participants on a nonscholastic team that participates in a certified event must be legal residents of the state in which the team is located or a geographically adjoining state and not more than a total of three prospective student-athletes from adjoining states may participate on any one nonscholastic team.	Not applicable in Division II.
2012-2	RECRUITING -- ON-CAMPUS EVALUATIONS -- MEN'S BASKETBALL	NCAA Division I Board of Directors	In men's basketball, an institution may conduct an evaluation of a high school or preparatory school senior or a two-year college prospective student-athlete who has exhausted eligibility or four-year college prospective student-athlete on its campus or at a site at which it normally conducts practice or competition, as specified.	Not applicable in Division II

Proposal Number	Title	Source	Intent	Notes
2012-3	PLAYING AND PRACTICE SEASONS -- SUMMER ATHLETIC ACTIVITIES -- MEN'S BASKETBALL	NCAA Division I Board of Directors	In men's basketball, to permit a student-athlete to participate in eight hours per week of required weight-training, conditioning and skill-related instruction (not to exceed two hours per week) during an eight-week period during the summer, as specified.	Not applicable in Division II
I-2010-6	RECRUITING -- MEN'S BASKETBALL RECRUITING ISSUES -- INDIVIDUAL ASSOCIATED WITH A PROSPECTIVE STUDENT-ATHLETE	NCAA Division I Committee on Legislative Review/Interpretations (November 4, 2009, Item No. 1).	Incorporation – Men’s Basketball Recruiting Issues	Not applicable in Division II

Proposal Number	Title	Source	Intent	Notes
I-2010-7	RECRUITING -- TRYOUTS -- VOLUNTARY WORKOUTS ON INSTITUTION'S CAMPUS PRIOR TO INITIAL FULL-TIME ENROLLMENT	NCAA Division I Committee on Legislative Review/Interpretations (August 27, 2010, Item No. 1-a).	Incorporation – Voluntary workouts prior to enrollment.	Not applicable in Division II
I-2011-1	RECRUITING -- CONTACTS AND EVALUATIONS -- CONTACTS -- PROHIBITED PRACTICE ACTIVITIES -- PROSPECTIVE STUDENT-ATHLETE OBSERVING PRACTICE AND MEETINGS	NCAA Division I Committee on Legislative Review/Interpretations (January 14, 2011, Item No. 2-b).	Incorporation – PSA observing practice and meetings.	Not applicable in Division II
I-2011-2	RECRUITING -- LETTER-OF-INTENT PROGRAMS, FINANCIAL AID AGREEMENTS -- WRITTEN OFFER BEFORE SIGNING DATE -- PRIOR TO AUGUST 1 OF SENIOR YEAR -- NO INDIRECT OFFER	NCAA Division I Committee on Legislative Review/Interpretations (March 4, 2011, Item No. 2).	Incorporation – Indirect offer of financial aid.	Not applicable in Division II

Proposal Number	Title	Source	Intent	Notes
I-2011-4	ELIGIBILITY -- FULL-TIME ENROLLMENT -- REQUIREMENT FOR PRACTICE -- FORMER STUDENT PARTICIPATING IN PRACTICE SESSIONS ON AN OCCASIONAL BASIS	NCAA Division I Committee on Legislative Review/Interpretations (January 14, 2011, Item No. 1).	Incorporation – Former SA participating in practice sessions on an occasional basis.	Not applicable in Division II
M-2011-1	RECRUITING -- UNOFFICIAL (NONPAID) VISIT -- VISIT IN JULY AFTER NATIONAL LETTER OF INTENT SIGNING OR OTHER WRITTEN COMMITMENT -- MEN'S BASKETBALL	NCAA Division I Legislative Council	In men's basketball, to clarify that a prospective student-athlete who has signed a National Letter of Intent (NLI) is permitted to make an unofficial visit during July to the institution with which he has signed the NLI; further, for an institution not using the NLI, or for a prospective student-athlete who is not eligible to sign the NLI (e.g., four-year college transfer), a prospective student-athlete is permitted to make an unofficial visit during July, provided he has signed the institution's written offer of admission or financial aid, or the institution has received a financial deposit from the prospective student-athlete in response to an offer of admission.	Not applicable in Division II
M-2011-2	RECRUITING -- UNOFFICIAL (NONPAID) VISIT -- VISIT IN JULY AFTER COMMITMENT -- MEN'S BASKETBALL	NCAA Division I Legislative Council	In men's basketball, to clarify that a prospective student-athlete is permitted to make an unofficial visit during July beginning the calendar day after he has	Not applicable in Division II

Proposal Number	Title	Source	Intent	Notes
			signed a National Letter of Intent or the institution's written offer of admission of financial aid, or the institution has received a financial deposit from the prospective student-athlete in response to an offer of admission.	
M-2011-3	PERSONNEL AND RECRUITING -- EMPLOYMENT OF HIGH SCHOOL, PREPARATORY SCHOOL OR TWO-YEAR COLLEGE COACHES OR OTHER INDIVIDUALS ASSOCIATED WITH PROSPECTIVE STUDENT-ATHLETES -- MEN'S BASKETBALL -- STRENGTH AND CONDITIONING STAFF	NCAA Division I Legislative Council	In men's basketball, to clarify that during a two-year period before a prospective student-athlete's anticipated enrollment and a two-year period after the prospective student-athlete's actual enrollment, an institution shall not employ (or enter into a contract for future employment with) an individual associated with the prospective student-athlete in any athletics department noncoaching staff position or as a member of the strength and conditioning staff.	Not applicable in Division II
M-2011-5	RECRUITING -- VIDEO/AUDIO MATERIALS -- PRE-ENROLLMENT INFORMATION -- METHOD OF DELIVERY	NCAA Division I Legislative Council	To clarify that pre-enrollment information in a video format may be provided to a prospective student via a digital media storage device, provided he or she has signed a National Letter of Intent or institutional financial aid agreement, or has been officially accepted for enrollment.	Not applicable in Division II
M-2011-6	RECRUITING -- TIME PERIOD FOR TELEPHONE CALLS -- SPORTS OTHER	NCAA Division I Legislative Council	In sports other than football, to clarify the application of the time period for	Not applicable in

Proposal Number	Title	Source	Intent	Notes
	THAN FOOTBALL -- NONTRADITIONAL ACADEMIC CALENDARS		telephone calls legislation to an individual who attends an educational institution that uses a nontraditional academic calendar, as specified.	Division II
M-2012-1	AMATEURISM -- FINANCIAL DONATIONS FROM PROFESSIONAL SPORTS ORGANIZATIONS -- RECIPROCAL MARKETING AGREEMENTS	NCAA Division I Legislative Council	To clarify that, in sports other than football and men's basketball, an institution's marketing department may enter into a reciprocal contractual relationship with a professional sports organization for the specific purpose of marketing and promoting an institutionally sponsored sport.	Not applicable in Division II
M-2012-2	FINANCIAL AID -- MAXIMUM INSTITUTIONAL GRANT-IN-AID LIMITATIONS BY SPORT -- EQUIVALENCY COMPUTATIONS -- CALCULATION OF BOOKS -- ENROLLMENT FOR LESS THAN A FULL ACADEMIC YEAR	NCAA Division I Legislative Council	Intent: To clarify that if a student-athlete is enrolled for less than a full academic year (e.g., one semester, one or two quarters) and receives any portion of a book allowance, the institution must use the amount in the numerator that is proportionate to the number of terms of enrollment (\$400 for semester systems, \$534 or \$267 for quarter systems).	Not applicable in Division II

Proposal Number	Title	Source	Intent	Notes
PP-2011-7	ENFORCEMENT POLICIES AND PROCEDURES -- INVESTIGATIVE PROCEDURES -- LIMITED IMMUNITY -- INFORMATION OTHERWISE AVAILABLE TO THE ENFORCEMENT STAFF	NCAA Division I Committee on Infractions	To eliminate the restriction that immunity shall not be granted to an institutional employee with responsibilities related to athletics or a student-athlete or prospective student-athlete unless the individual provides information not otherwise available to the enforcement staff.	Already adopted in Division II
PP-2011-8	ENFORCEMENT POLICIES AND PROCEDURES -- NOTICE OF INQUIRY -- NOTICE TO INSTITUTION	NCAA Division I Committee on Infractions	To specify that before the enforcement staff conducts an inquiry on an institution's campus, the enforcement staff shall notify the institution's president or chancellor of the inquiry, either orally or in writing.	Already adopted in Division II
PP-2011-9	ENFORCEMENT POLICIES AND PROCEDURES -- APPEARANCE AT HEARINGS VIA VIDEOCONFERENCE OR OTHER MEANS	NCAA Division I Committee on Infractions	To specify that, in the specified circumstances, an institution and/or an involved individual may have the option to appear (or request to appear) before the committee by videoconference or other mode of distance communication as the Committee on Infractions may deem appropriate.	Already adopted in Division II

NCAA Bylaw 13.02.1 – Community Engagement – Military Outreach Activity

Issue:

Whether the NCAA Division II Legislation Committee should recommend that the NCAA Division II Management Council sponsor legislation for 2013 NCAA Convention to amend NCAA Bylaws 13.02.1, 13.02.1.1, 13.1.2.4, 13.1.9.1, 13.4.2.1, 13.4.4.1.2, 16.9, 16.10.1.5, 16.11.1.12 and 20.10 to include an exception to the recruiting and awards and benefits legislation to permit institutions to participate in any program or partnership with the U.S. military.

Background and Analysis:

The NCAA staff recently received a NCAA Division II Committee for Legislative Relief waiver from a Division II institution requesting relief from the recruiting legislation to permit the institution to enter into a partnership with a military program that involved prospective student-athletes. The institution was precluded from certifying the partnership as a community engagement activity because the partnership was national in scope and involved a reciprocal marketing agreement that provided a clear benefit to the institution. In addition, the partnership did not involve a specific activity where representatives from the institution engaged with participants in the military program.

The Committee for Legislative Relief waiver was approved because the partnership was initiated by the admissions department and the institution was able to demonstrate through contemporaneous documentation a long-standing involvement with military programs. As a result of the waiver request, the NCAA staff felt it was appropriate for the Legislation Committee to consider whether the scope of the community engagement legislation should be expanded to permit institutions to be involved in any program or partnership with the U.S. military.

Questions to Consider:

1. Are there any competitive equity concerns that emerge if institutions are permitted to participate without limitation in programs and partnerships with the U.S. military?
2. Are there any specific activities that should remain impermissible?
3. Are there any requirements that institutions should be required to meet in order for participation in a program or partnership that involves or benefits prospective student-athletes to be permissible?

Conclusions:

1. The Legislation Committee **recommends** sponsoring 2013 Convention legislation to amend the community engagement legislation to include an exception to the recruiting legislation to permit institutions to participate in any program or partnership with the U.S. military.
2. The Legislation Committee **does not recommend** sponsoring 2013 Convention legislation to amend the community engagement legislation.

Associated References:

Division II Bylaws

13.02.1 Community Engagement Activity. A community engagement activity is an activity in which a member institution participates for the primary purpose of enhancing the community, rather than benefiting the institution. The institution must be able to demonstrate how the engagement of the institution's resources (e.g., its student-athletes, its facilities) is meeting a specific identified community need or show how the use of its aforementioned resources links the institution to an overall school-wide community support strategy. The defining element of a community engagement activity is the clear intent of the member institution to provide value to the community. [D]

13.02.1.1 Application. A community engagement activity shall not be considered recruiting for purposes of securing a prospective student-athlete's enrollment and ultimate participation in the institution's intercollegiate athletics program, provided the institution obtains written approval from its chancellor or president (or his or her designee) confirming the activity meets the definition of a community engagement activity set forth in Bylaw 13.02.1. Therefore, the recruiting regulations set forth in Bylaw 13 do not apply when institutional staff members (including spouses and other family members), representatives of the institution's athletics interests and student-athletes are engaged in community engagement activities with prospective student-athletes, except for the following: [D]

- (a) A community engagement activity may not take place during a dead period; and
- (b) A representative of the institution's athletics interests is limited to participating in community engagement activities with prospective student-athletes when all prospective student-athletes reside within a 100-mile radius of the location of the community engagement activity.

13.1.2.4 Student-Athlete. The following conditions apply to recruiting activities involving enrolled student-athletes:

(a) Off-Campus Contacts. Off-campus, in-person recruiting contacts between enrolled student-athletes (or other enrolled students) and a prospective student-athlete are permissible if such contacts do not occur at the direction of a coaching staff member or a representative of the institution's athletics interests. If unavoidable incidental contact occurs between a student-athlete and a prospective student-athlete (even at the prospective student-athlete's high school), such contact is permissible, provided the institution had no prior knowledge of the occurrence of the contact. **[D]**

(b) Transportation and Expenses. An institution may not provide an enrolled student-athlete with transportation or expenses to recruit a prospective student-athlete, except those expenses specified in Bylaw 13.6.6.5 when the student-athlete serves as a student host.

(c) Written or Electronically Transmitted Correspondence. It is permissible for an enrolled student-athlete to engage in written or electronically transmitted correspondence with a prospective student-athlete, provided it is not done at the direction and/or expense of a coaching staff member or a representative of the institution's athletics interests. **[D]**

(d) Interaction During a Community Engagement Activity. It is permissible for an enrolled student-athlete to engage or interact (e.g., contact, telephone calls) with a prospective student-athlete at the direction of a coaching staff member, provided the engagement or interaction is a part of a community engagement activity and the student-athlete does not miss class, except for class time missed in conjunction with away-from-home competition.

13.1.9.1 Banquets and Meetings in Conjunction with Community Engagement Activities. A coach may speak at a meeting or banquet in conjunction with a community engagement activity and have contact with a prospective student-athlete(s) (or the prospective student-athlete's relatives or legal guardians), provided:

- (a) The coach does not make a recruiting presentation in conjunction with the appearance;
- (b) The contact is not for the purpose of securing the enrollment or ultimate participation of the prospective student-athlete(s) in the institution's intercollegiate athletics program; and
- (c) The meeting or banquet does not take place during a dead period.

13.4.2.1 Exception - Community Engagement Activities. An institution may produce, show, send and provide a prospective student-athlete with electronic media of its community engagement activities at any time.

13.4.4.1.2 Community Engagement. An institution may advertise or promote its community engagement activities (see Bylaw 13.02.1) in any publication, and provide such advertisements or promotions to a prospective student-athlete at any time.

16.9 Permissible Expenses Not Related to Practice or Competition. It is permissible for an institution to provide the following travel expenses not related to practice or competition: [R]

(a) Goodwill Tours. Actual and necessary expenses for a student-athlete to participate in a preseason goodwill tour to promote its intercollegiate athletics program, provided the tour does not involve more than two student-athletes in the same sport who have eligibility remaining and is confined to the state in which the institution is located, or within 100 miles of the institution's main campus, if out of state.

(b) Media Appearances. Actual and necessary transportation expenses may be provided to a student-athlete for media appearances (e.g., radio, television, print media) if the student-athlete's appearance is related to athletics ability or prestige. It is not permissible to pay such expenses for a student-athlete to attend special or single-team promotional media events that are not regularly established local media functions. The institution may pay actual and necessary expenses for its student-athletes to attend local or regional conference-sponsored media days.

(c) National Girls and Women in Sports Day/National Student-Athlete Day. Actual and necessary expenses for a student-athlete to participate in activities and events associated with National Girls and Women in Sports Day and National Student-Athlete Day, provided such activities and events are conducted either in the state in which the institution is located or in Washington, D.C., as part of a national celebration.

(d) Student-Athlete Advisory Committee Meetings. An institution or conference may pay actual and necessary expenses for a student-athlete to attend conference, regional or national student-athlete advisory committee meetings.

(e) Local Transportation. Reasonable local transportation to student-athletes on an occasional basis.

(f) Community Engagement Activities. Actual and necessary expenses may be provided to a student-athlete for participation in community engagement activities (see Bylaw 13.02.1).

16.10.1.5 Community Organization/Entity. A community organization or entity may provide actual and necessary expenses to student-athletes for participation in community engagement activities (see Bylaw 13.02.1).

16.11.1.12 Miscellaneous Benefits. An institution may provide or arrange for the following benefits for a student-athlete: [R]

(a) The use of a return ticket at any time after conclusion of a foreign tour;

- (b) Participation in receptions and festivities associated with championships, conference tournaments or all-star events hosted by and conducted on the institution's campus;
- (c) Occasional meals to team members provided by the relatives or legal guardians of a student-athlete at any location (e.g., tailgating);
- (d) Telephone calls in emergency situations;
- (e) Reasonable tokens of support and transportation in the event of serious injury, serious illness, or death of a relative or legal guardian and transportation to attend the funeral of any relative or legal guardian;
- (f) Fundraisers for student-athletes (or their family members) under the following conditions:
 - (i) Extreme circumstances should be extraordinary in the result of events beyond the control of the student-athlete;
 - (ii) The proceeds must be designated for a specific purpose;
 - (iii) The proceeds may not be given directly to the beneficiaries, but must be dispersed through or paid directly to another entity, with receipt kept on file by the institution; and
 - (iv) The excess proceeds must be given to a not-for-profit organization with the receipt kept on file by the institution.
- (g) The payment of admission costs or a meal for any student-athlete being honored at a nonathletics ceremony; and
- (h) Apparel to be used for events at which the student-athlete is representing the institution (e.g., community engagement activities, community service activities).

20.10 Philosophy Statement. In addition to the purposes and fundamental policy of the National Collegiate Athletic Association, as set forth in Constitution 1, members of Division II believe that a well-conducted intercollegiate athletics program, based on sound educational principles and practices, is a proper part of the educational mission of a university or college and that the educational well-being and academic success of the participating student-athlete is of primary concern.

Higher education has lasting importance on an individual's future success. For this reason, the positioning statement for the division and the emphasis for the student-athlete experience in Division II is a comprehensive program of learning and development in a personal setting. The Division II approach provides growth opportunities through academic achievement, learning in

high-level athletics competition and development of positive societal attitudes in service to community. The balance and integration of these different areas of learning provide Division II student-athletes a path to graduation while cultivating a variety of skills and knowledge for life ahead.

Members support the following attributes in the belief that these attributes assist in defining the division's priorities and emphasize the division's position within the Association: Learning; Service; Passion; Sportsmanship; Resourcefulness; and Balance. The positioning statement and the attributes shall serve as a guide for the preparation of legislation by the division and for planning and implementation of programs, initiatives and policies by member institutions, conferences and the Division II governance structure.

Furthermore, a member of Division II believes in a set of common features, which assist in defining the division. Such features include exceptional teacher-to-student ratios that provide student-athletes with a quality education, a unique model of staffing in which coaches provide additional services such as teaching and mentoring, and the development of community partnerships and student-athlete participation in community engagement activities. A member of Division II also believes in the following principles, which assist in defining the division:

- (a) Promoting the academic success of its student-athletes, measured in part by an institution's student-athletes graduating at least at the same rate as the institution's student body;
- (b) That participation in intercollegiate athletics benefits the educational experience of its student-athletes and the entire campus community;
- (c) Offering opportunities for intercollegiate athletics participation consistent with the institution's mission and philosophy;
- (d) That championships are intended to provide national-level competition among eligible student-athletes and teams of member institutions;
- (e) Preparing student-athletes to be good citizens, leaders and contributors in their communities;
- (f) Striving for equitable participation and competitive excellence, encouraging sportsmanship and ethical conduct, enhancing diversity and developing positive societal attitudes in all of its athletics endeavors;
- (g) That institutional staff members, including presidents and athletics personnel, shall hold prospective and enrolled student-athletes and themselves to the highest standards of personal conduct at all times, including exemplary behavior that reflects respect for the rights and dignity of opponents, teammates, officials, other students and the community at-large;

(h) Scheduling the majority of its athletics competition with other members of Division II, insofar as regional qualification, geographical location and traditional or conference scheduling patterns permit;

(i) Recognizing the need to "balance" the role of the athletics program to serve both the institution (e.g., participants, student body, faculty-staff) and the general public (e.g., community, area, state);

(j) Offering an opportunity for participation in intercollegiate athletics by awarding athletically related financial aid to its student-athletes;

(k) That institutional control is a fundamental principle that supports the educational mission of a Division II institution and assumes presidential involvement and commitment. All funds supporting athletics should be controlled by the institution. The emphasis for an athletics department should be to operate within an institutionally approved budget and compliance with and self enforcement of NCAA regulations is an expectation of membership; and

(l) That all members of Division II should commit themselves to this philosophy and to the regulations and programs of Division II.

Division II Interpretation

Student-Athlete's Participation in Community Engagement Activities and Countable Athletically Related Activities (II)

Date Issued: May 7, 2007

Date Published: May 7, 2007

Item Ref: 3

Interpretation:

The Division II Interpretations Subcommittee confirmed that a student-athlete's participation in a community engagement activity does not constitute countable athletically related activities per NCAA Division II Bylaw 17.02.1.1 (countable athletically related activities). Therefore, student-athletes participation in events that qualify as community engagement activities per NCAA Division II Bylaw 13.02.1 (community engagement activity) should not be counted when determining the number of countable hours in a day or week for a particular team.

[References: NCAA Bylaws 13.02.1 (community engagement activity), 17.02.1.1 (countable athletically related activities), 17.1.5.1 (daily and weekly hour limitations-playing season) and 17.1.5.2 (weekly hour limitations-outside of playing season).]

Division II Proposal

Title: RECRUITING AND AWARDS AND BENEFITS -- STRATEGIC POSITIONING
AND COMMUNITY ENGAGEMENT INITIATIVES

Convention Year: 2007

Effective Date: August 1, 2007

SPOPL Number: 10

Official Notice Number: 2007-5

Source: NCAA Division II Presidents Council (Management Council [Community Advisory Group]).

Category: Presidents Council

Topical Area: Recruiting

Status: Adopted

Intent: To establish an environment for strategic positioning and community engagement activities, as follows: (1) Define a community engagement activity; (2) Specify that the recruiting regulations do not apply when institutional staff members (including spouses and other family members), representatives of the institution's athletics interests and student-athletes are engaged in community engagement activities with prospective student-athletes, as specified; (3) Specify that an enrolled student-athlete may have contact with a prospective student-athlete, including off-campus, in-person contact, written or electronically transmitted correspondence and telephone contact, at any time, provided the contact is not at the direction of a coaching staff member or a representative of the institution's athletics interests; (4) Permit a spouse, other family members (e.g., children) and a significant other of an institutional staff member to have contact with a prospective student-athlete either on or off campus and on an official visit within the locale of the institution; (5) Amend the meeting or banquet legislation for all sports, as specified; (6) Specify that an institution may advertise or promote its community engagement activities in any publication; (7) Permit an institution or conference to donate used athletics and nonathletics equipment to high schools, as specified; (8) Permit an institution to provide actual and necessary expenses to student-athletes for participation in community engagement activities; (9) Permit a community organization or entity to provide actual and necessary expenses to student-athletes for participation in community engagement activities; and (10) Permit an institution or an entity within the institution's community to recognize student-athletes for their community engagement achievements, as specified.

A. Bylaws: Amend 13.02, pages 73-76, as follows:

[Roll Call]

"13.02 DEFINITIONS AND APPLICATIONS

"13.02.1 Community Engagement Activity. A community engagement activity is an activity in which a member institution participates for the primary purpose of enhancing the community, rather than benefiting the institution. The institution must be able to demonstrate how the engagement of the institution's resources (e.g., its student-athletes, its facilities) is meeting a specific identified community need or show how the use of its aforementioned resources links the institution to an overall school-wide community support strategy. The defining element of a community engagement activity is the clear intent of the member institution to provide value to the community.

"13.02.1.1 Application. A community engagement activity shall not be considered recruiting for purposes of securing a prospective student-athlete's enrollment and ultimate participation in the institution's intercollegiate athletics program. Therefore, the recruiting regulations set forth in Bylaw 13 do not apply when institutional staff members (including spouses and other family members), representatives of the institution's athletics interests and student-athletes are engaged in community engagement activities with prospective student-athletes, except for the following:

"(a) A community engagement activity may not take place during a dead period; and

"(b) A representative of the institution's athletics interest is limited to participating in community engagement activities with prospective student-athletes when all prospective student-athletes reside within a 100-mile radius of the location of the community engagement activity.

"13.02.1.2 Effect of Violation. 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 or student-athlete's eligibility."

[13.02.1 through 13.02.12 renumbered as 13.02.2 through 13.02.13, unchanged.]

B. Bylaws: Amend 13.4, pages 84-85, as follows:

[Roll Call]

"13.4 RECRUITING MATERIALS

[13.4.1 through 13.4.1.2 unchanged.]

"13.4.2 Video/Audio Materials. An institution may not produce video/audio materials to show or send to a prospective student-athlete except as specified in Bylaw 13.4.2.1, ~~and~~ 13.4.2.2 **and 13.4.2.3**. Violations of this bylaw shall be considered institutional violations per Constitution 2.8.1; however, they shall not affect the prospective student-athlete's eligibility.

[13.4.2.1 and 13.4.2.2 unchanged.]

"13.4.2.3 Community Engagement Activities. An institution may produce, show, send and provide a prospective student-athlete with video/audio materials of its community engagement activities."

[13.4.2.3 renumbered as 13.4.2.4, unchanged.]

[13.4.3 unchanged.]

"13.4.4 Advertisements and Promotions

"13.4.4.1 Recruiting Advertisements. The publication of advertising or promotional material, by or on behalf of a member institution, designed to solicit the enrollment of a prospective student-athlete is not permitted, except as provided in Bylaws 13.4.4.1.1 and 13.4.4.1.2. Accordingly, a member institution may not buy or arrange to have space in game programs or other printed materials published to provide information concerning the athletics participation or evaluation of prospective student-athletes (e.g., recruiting publications) for any purpose whatsoever, including advertisements, a listing of prospective or enrolled student-athletes who will attend the institution and informative materials related to the institution. Violations of this bylaw shall be considered institutional violations per Constitution 2.8.1; however, they shall not affect the prospective student-athlete's eligibility.

[13.4.4.1.1 unchanged.]

"13.4.4.1.2 Community Engagement Activities. An institution may advertise or promote its community engagement activities (see Bylaw 13.02.1) in any publication, and provide such advertisements or promotions to a prospective student-athlete at any time."

[13.4.4.1.2 through 13.4.4.1.4 renumbered as 13.4.4.1.3 through 13.4.4.1.5, unchanged.]

[13.4.4.2 through 13.4.4.3 unchanged.]

C. **Bylaws:** Amend 13.15.1.6, pages 103-104, as follows:

[Roll Call]

"13.15.1.6 Donation of Equipment

"13.15.1.6.1 Athletics Equipment. ~~An~~ member institution or conference may ~~not~~ provide used athletics equipment to a high school. ~~However, a member institution is permitted to provide or~~ athletics equipment to bona fide youth organizations (e.g., the YMCA, YWCA, boy scout troops, girl scout troops, a summer recreational league)—that may consist of some prospective student-athletes, provided the issuance of equipment is in accordance with the institution's or conference's regular policy regarding the discarding of equipment. ~~Further, only those organizations within a 30-mile radius of the campus may be provided such equipment by the institution.~~ Violations of this bylaw shall be

considered institutional violations per Constitution 2.8.1; however, such violations shall not affect the student-athlete's eligibility.

~~"13.15.1.6.1.1 Exception – Women's Rowing. An institution may loan rowing equipment to a high school's or junior club program's women's team on an issuance and retrieval basis and may permit high schools' and junior club programs' women's teams to use its rowing facilities for practice and/or competition."~~

~~"13.15.1.6.1.2 Donation of Used Athletics Equipment to Foundation. An institution may donate used athletics equipment to a nonprofit foundation established to distribute such equipment to high schools, provided the request for such donations is initiated by the foundation and the institutions have no part in selecting the high schools that are to receive the equipment."~~

"13.15.1.6.2 Nonathletics Equipment. An member-institution or conference may provide nonathletics equipment (e.g., a computer) to a high school, provided ~~there is no athletics department involvement and the equipment is not used to benefit only the high school's athletics program~~ **the issuance of equipment is in accordance with the institution's or conference's regular policy regarding the discarding of equipment.**"

D. **Bylaws:** Amend 16.10.1 by adding new 16.10.1.5, pages 171-172, as follows:

[Roll Call]

"16.10.1 Permissible

[16.10.1.1 through 16.10.1.4 unchanged.]

"16.10.1.5 Community Organization/Entity. A community organization or entity may provide actual and necessary expenses to student-athletes for participation in community engagement activities (see Bylaw 13.02.1)."

E. **Bylaws:** Amend 16-3, page 177, as follows:

[Roll Call]

Figure 16-3:

**Permit an institution or \$80
an organization/entity
within the institution's
community to
recognize student-
athletes for their
community
engagement
achievements.**

Unlimited

- **Institution**
- **Organization/Entity in
the institution's
community**

Unlimited

F. Bylaws: Amend 13.1.2.2, pages 77-78, as follows:

[Roll Call]

"13.1.2.2 General Exceptions. This regulation is not applicable to:

[13.1.2.2-(a) through 13.1.2.2-(d) unchanged.]

"(e) Spouse, **Other Family Members and Significant Other** of Staff Member

"(1) On **or Off** Campus. A spouse, **other family members (e.g., children) and a significant other** of an institutional staff member on **or off** campus.

"(2) Off Campus during Official Visit. A spouse, **other family members (e.g., children) and a significant other** of an athletics department staff member during a prospective student-athlete's official visit and within ~~a 30-mile radius~~ **the locale** of the institution's main campus during the prospective student-athlete's official visit."

[13.1.2.2-(f) through 13.1.2.2-(h) unchanged.]

G. Bylaws: Amend 16.9, page 171, as follows:

[Roll Call]

"16.9 PERMISSIBLE TRAVEL EXPENSES NOT RELATED TO PRACTICE OR COMPETITION. It is permissible for an institution to provide the following travel expenses not related to practice or competition:

[16.9-(a) through 16.9-(e) unchanged.]

"(f) Community Engagement Activities. Actual and necessary expenses may be provided to a student-athlete for participation in community engagement activities (see Bylaw 13.02.1)."

H. Bylaws: Amend 13.1.9, page 81, as follows:

[Roll Call]

"13.1.9 Banquets and Meetings **-- All Sports. In all sports, a coach may speak at a meeting or banquet and have contact with prospective student-athletes, provided:**

~~"(a) All Sports Other Than Football or Basketball. In sports other than football and basketball, the coach may speak at a meeting or banquet (except for dead periods per Bylaw 13.02.3.4) at a prospective student-athlete's educational institution without using one of the institution's permissible contacts or evaluations, provided~~ **The coach does not make a recruiting presentation in conjunction with the appearance;**

~~"(1) The meeting or banquet is initiated and conducted by the educational institution;~~

~~"(2) The coach does not make a recruiting presentation in conjunction with the appearance;~~

~~"(3) The coach does not have any direct contact with any prospective student athlete (or the prospective student athlete's relatives or legal guardians) in attendance; and~~

~~"(4) The coach does not engage in any evaluation activities at the educational institution.~~

"(b) Football and Basketball The meeting or banquet is initiated and conducted by the educational institution (e.g., high school);

~~"(1) During a Contact Period. In football and basketball, an institution's coaching staff member who speaks at a meeting or banquet at a prospective student athlete's educational institution during the contact period, uses an evaluation for each prospective student athlete in the coach's sport. The coach does not use a contact, provided he or she does not make a recruiting presentation in conjunction with the appearance and has no direct contact with any prospective student athlete (or the prospective student athlete's parents) in attendance.~~

~~"(2) Outside a Contact Period. A member of the basketball or football coaching staff may speak at a meeting or banquet outside the recruiting contact periods (except for dead periods per Bylaw 13.02.3.4), provided:~~

~~"(i) The coach does not make a recruiting presentation in conjunction with the appearance; and~~

~~"(ii) The coach does not have direct contact with any prospective student athlete in attendance.~~

"(c) The contact is not for the purpose of securing the enrollment or ultimate participation of the prospective student-athlete(s) in the institution's intercollegiate athletics program; and

"(d) The meeting or banquet does not take place during a dead period."

I. Bylaws: Amend 13.02.4.1, pages 74-75, as follows:

[Roll Call]

"13.02.4.1 Permissible Recruitment Activities for Enrolled Student-Athletes

"(a) Off-campus contacts. Off-campus, in-person recruiting contacts ~~that are unavoidable incidental contacts~~ between enrolled student-athletes (or other enrolled students) and a prospective student-athlete are permissible if such contacts do not occur at the direction of a coaching staff member **or a representative of the institution's athletics interests.**

"(b) Telephone contact. It is permissible for an enrolled student-athlete to **make or** receive telephone calls ~~made at the expense of~~ **from** a prospective student-athlete ~~after July 1 after the completion of the prospective student athlete's junior year in high school~~ **at any time, provided such telephone calls do not occur at the direction of a coaching staff member or a representative of the institution's athletics interests.** ~~Telephone calls made by~~

enrolled students in accordance with an institution's regular admissions program directed at all prospective students shall be permissible.

"(c) Written or electronically transmitted correspondence. It is permissible for an enrolled student-athlete to engage in written or electronically transmitted correspondence with a prospective student-athlete, provided it is not done at the direction and/or expense of ~~the member institution~~ a coaching staff member or a representative of the institution's athletics interests.

"(d) Interaction during a community engagement activity. It is permissible for an enrolled student-athlete to engage or interact (e.g., contact, telephone calls) with a prospective student-athlete at the direction of a coaching staff member, provided the engagement or interaction is a part of a community engagement activity."

[13.04.2.1-(d) through 13.04.2.1-(f) renumbered as 13.04.2.1-(e) through 13.04.2.1-(g), unchanged.]

Rationale: Following the Division II Chancellors and Presidents Summit in June 2005, the Division II Presidents Council agreed to implement a comprehensive study related to the defining characteristics and key attributes of the division. The ultimate objective of this study was to clarify the division's strategic position and; thus, provide Division II institutions with an opportunity to celebrate who we are, what we believe in and why we do the things we do. Research data indicates that a priority for Division II should be to increase support in the local community. A component of the Division II strategic position is community engagement. Recruiting and awards and benefits regulations should not prohibit an institution, representatives of an institution's athletics interests, student-athletes and prospective student-athletes from participating in legitimate, organized and predetermined community engagement activities. The proposed changes to Bylaws 13 and 16 enhance the ability of institutions, representatives of their athletics interests, student-athletes and prospective student-athletes to get involved with and give back to the community. Therefore, the amendments to some of the recruiting and awards and benefits legislation are necessary to support and promote community engagement. It is advantageous to the entire Division II membership to permit institutions to be involved in the community. It is paramount to eliminate some of the "red tape" legislation that currently prevents the membership from doing so. Finally, it is in the spirit of the Division II environment to allow each member's own policies and procedures to govern community engagement, where possible.

Review History:

June 1, 2006: Recommended Concept - Community Advisory Group

July 18, 2006: Approved in Concept - Management Council

August 3, 2006: Approved in Concept - Presidents Council

August 30, 2006: Approved in Legislative Format - Administrative Subcommittee
Review

NCAA Division II Bylaw 14.2.4.1 – Eligibility – Criteria for Determining Season of Competition – Preseason Exhibitions/Preseason Practice Scrimmages during Initial Year of Enrollment

Issue:

Whether the NCAA Division II Legislation Committee should recommend that the NCAA Division II Management Council sponsor legislation for the 2013 NCAA Convention to amend NCAA Bylaw 14.2.4.1 (minimum amount of competition) to specify that in all sports, during the student-athlete's initial year of enrollment at the certifying institution, participation in preseason exhibition contests or informal practice scrimmages shall not result in the loss of a season of competition.

Background and Analysis:

In 2004, the Division I membership adopted legislation in all sports, that permits a student-athlete during his or her initial year of enrollment at the certifying institution, to participate in preseason exhibition contests or informal practice scrimmages without losing a season of competition (see NCAA Division I Proposal No. 2004-112-D). The legislation became effective August 1, 2005, and could be applied retroactively. The legislation was specific to the initial year of enrollment at the certifying institution to avoid "run-offs" of continuing student-athletes. After the Division I legislation became effective, the Legislation Committee reviewed the rule, and concluded that it was not interested in recommending that the Management Council sponsor similar legislation for Division II.

At the 2011 Convention, the membership adopted two proposals that established exceptions to the minimum amount of competition legislation that outlines how a student-athlete uses a season of competition. Division II Proposal No. 2011-21 (eligibility – seasons of competition – criteria for determining season of eligibility – alumni game, fundraising activity or celebrity sports activity) specifies 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. The rationale noted that alumni games, fundraising activities and celebrity sports activities are not designed to provide a competitive advantage. Rather, they are intended to promote goodwill within the institution's local community, and student-athletes who participate in one of these events in an academic year should not be charged with the use of a season of competition. Proposal No. 2011-22 (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), which was sponsored by the Northeast-10 Conference and the Pennsylvania State Athletic Conference, permits a student-athlete in baseball, softball and men's and women's lacrosse, 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. This proposal established 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. The legislation that was in place prior to Proposal No. 2011-22 being adopted was only applicable to fall sport student-athletes who participated in outside competition during the nonchampionship segment in the spring. Both proposals allow student-athletes to participate in some form of outside competition during the academic year that will not trigger the use of a season of competition.

Finally, at this year's Convention, the membership adopted Proposal No. 2012-6 (playing and practice seasons – exceptions to the first contest date or first date of competition – alumni game, fundraising activity, celebrity sports activity and discretionary exceptions), which specified that scrimmages and exhibition games may be played at any time during the playing and practice season. The new rule becomes effective August 1, 2012.

Over the past two years, staff has received feedback from coaches and coaches associations requesting that this issue be reviewed by the Legislation Committee in light of the exceptions to the use of a season of competition that were adopted by the membership at the 2011 Convention.

Questions to Consider:

1. Should it be permissible for Division II student-athletes to participate in preseason exhibition contests or informal practice scrimmages during their initial year of enrollment at the certifying institution without using a season of competition?
2. How is the preseason defined in light of Proposal No. 2012-6?
3. Should student-athlete participation in such events that occur at any point during eligibility not result in the use of a season of competition?
4. Would such a change ease the burden of compliance administrators?
5. How would a change impact the balance of Division II student-athletes?
6. If a legislative change to Bylaw 14.2.4.1 is recommended to the Management Council, should the effective date be applied retroactively?

Conclusions:

1. The Legislation Committee **recommends** that the Management Council sponsor legislation for the 2013 Convention to amend Bylaw 14.2.4.1 (minimum amount of competition) to specify that in all sports, during the student-athlete's initial year of enrollment at the certifying institution, participation in preseason exhibition contests or informal practice scrimmages shall not result in the loss of a season of competition.
2. The Legislation Committee **does not recommend** that the Management Council sponsor legislation to amend Bylaw 14.2.4.1.

Associated References:

Division II Proposals

Title: PLAYING AND PRACTICE SEASONS -- EXCEPTIONS TO THE FIRST CONTEST DATE OR FIRST DATE OF COMPETITION -- ALUMNI GAME, FUNDRAISING ACTIVITY, CELEBRITY SPORTS ACTIVITY AND DISCRETIONARY EXEMPTIONS

Convention Year: 2012

Effective Date: August 1, 2012

SPOPL Number: 14

Official Notice Number: 2012-6

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

Category: Presidents Council

Topical Area: Playing and Practice Seasons

Status: Adopted

Intent: In basketball, to specify that the alumni game, fundraising activity, celebrity sports activity and exceptions to the first contest may be played at any time during the playing and practice season; further, in baseball, cross country, field hockey, golf, men's ice hockey, lacrosse, rowing, soccer, softball, swimming and diving, tennis, indoor and outdoor track and field, volleyball and wrestling, to specify that the alumni game, fundraising activity, celebrity sports activity and discretionary exemptions may be played at any time during the playing and practice season.

A. Bylaws: Amend 17.2, as follows:

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

[17.2.1 through 17.2.2 unchanged.]

17.2.3 First ~~Date of Competition~~ **Contest** -- Championship Segment. A member institution shall not engage in its first ~~date of competition~~ **contest** with outside competition in the championship segment before February 1.

17.2.3.1 Exceptions. The following baseball contests (games or scrimmages) may be played at any time during the baseball playing and practice season.

(a) Alumni game [see Bylaw 17.2.7.3-(d)];

(b) Fundraising activity [see Bylaw 17.2.7.3-(f)];

(c) Celebrity sports activity [see Bylaw 17.2.7.3-(g)]; and

(d) Discretionary exemptions (see Bylaw 17.2.7.4).

[17.2.4 through 17.2.6 unchanged.]

17.2.7 Number of Contests.

[17.2.7.1 through 17.2.7.3 unchanged.]

17.2.7.4 Discretionary Exemptions. The following may be exempted from an institution's maximum number of contests in baseball each year. An institution may exempt not more than three from this list annually:

[17.2.7.4-(a) unchanged.]

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

[17.2.7.4-(c) through 17.2.7.4.1 unchanged.]

[Remainder of 17.2 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 17.3.2.1.2.2 unchanged.]

17.3.3 First Contest. A member institution shall not play its first contest (game or scrimmage) with outside competition in basketball before the second Friday of November.

17.3.3.1 Exceptions. The following basketball contests (games or scrimmages) ~~are permitted before the first contest dates specified under Bylaw 17.3.3~~ **may be played at any time during the basketball playing and practice season:**

~~(a) Scrimmages. Scrimmage(s) per Bylaw 17.3.6.4 (d) may be conducted between the first permissible date for practice and the conclusion of the basketball season;~~

~~(b) Preseason Events. The following basketball games may be played on or after November 1:~~

~~(1) The Basketball Hall of Fame Tip-Off Classic;~~

~~(2) One game against a foreign team in Canada; and~~

~~(3) Games in the Division II Tip-Off Classic.~~

~~(i) Games in the Division II Tip-Off Classic may be played beginning on the Friday immediately preceding November 1 in calendar years when November 1 falls on a Saturday, Sunday or Monday.~~

~~(e) USA Basketball and Foreign Team Games. The basketball games exempted per Bylaws 17.3.6.4 (a) and 17.3.6.4 (b) may be played on or after November 1.~~

~~(d) Non-Division II Four-Year Collegiate Institution. Exhibition contests against a non-Division II four-year collegiate institution exempted per Bylaw 17.3.6.4 (c) must be played between the first permissible date for practice and the first permissible contest date.~~

(a) Alumni game [see Bylaw 17.3.6.3-(d)];

(b) Fundraising activity [see Bylaw 17.3.6.3-(e)];

(c) Celebrity sports activity [see Bylaw 17.3.6.3-(f)]; and

(d) Discretionary exemptions (see Bylaw 17.3.6.4).

17.3.3.2 Exceptions – Preseason Events. The following basketball games may be played on or after November 1:

(a) The Basketball Hall of Fame Tip-Off Classic;

(b) One game against a foreign team in Canada; and

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

(1) Games in the Division II Tip-Off Classic may be played beginning on the Friday immediately preceding November 1 in calendar years when November 1 falls on a Saturday, Sunday or Monday.

[17.3.4 through 17.3.5.1 unchanged.]

17.3.6 Number of Contests.

[17.3.6.1 through 17.3.6.3 unchanged.]

17.3.6.4 Discretionary Exemptions. The following may be exempted from an institution's maximum number of contests in basketball each year. An institution may exempt not more than three from this list annually:

[17.3.6.4-(a) through 17.3.6.4-(b) unchanged.]

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

[17.3.6.4-(d) through 17.3.6.4.1 unchanged.]

[Remainder of 17.3 unchanged.]

C. Bylaws: Amend 17.5, as follows:

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

[17.5.1 through 17.5.2 unchanged.]

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 September 6.

17.5.3.1 Exceptions ~~—Exempted Scrimmages.~~ **The following cross country dates of competition** ~~An institution may be conducted its scrimmages per Bylaw 17.5.7.4 (e)~~ any time during the ~~permissible~~ cross country playing and practice season:

(a) Alumni game [see Bylaw 17.5.7.3-(d)];

(b) Fundraising activity [see Bylaw 17.5.7.3-(f)];

(c) Celebrity sports activity [see Bylaw 17.5.7.3-(g)]; and

(d) Discretionary exemptions (see Bylaw 17.5.7.4).

[17.5.4 through 17.5.6 unchanged.]

17.5.7 Number of Dates of Competition.

[17.5.7.1 through 17.5.7.3 unchanged.]

17.5.7.4 Discretionary Exemptions. The following may be exempted from an institution's maximum number of cross country dates of competition each year. An institution may exempt not more than three from this list annually:

[17.5.7.4-(a) unchanged.]

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

[17.5.7.4-(c) through 17.5.7.4.1 unchanged.]

[Remainder of 17.5 unchanged.]

D. Bylaws: Amend 17.8, as follows:

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

[17.8.1 through 17.8.2.2 unchanged.]

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 September 6.

17.8.3.1 Exceptions —~~Exempted Scrimmages.~~ **The following field hockey contests and dates of competition (games or scrimmages)** ~~An institution may conduct its scrimmages per Bylaw 17.8.7.4 (c)~~ **be played at** any time during the ~~permissible~~ **field hockey** playing and practice season:

(a) Alumni game [see Bylaw 17.8.7.3-(d)];

(b) Fundraising activity [see Bylaw 17.8.7.3-(f)];

(c) Celebrity sports activity [see Bylaw 17.8.7.3-(g)]; and

(d) Discretionary exemptions (see Bylaw 17.8.7.4).

[17.8.4 through 17.8.6 unchanged.]

17.8.7 Number of Contests and Dates of Competition.

[17.8.7.1 through 17.8.7.3 unchanged.]

17.8.7.4 Discretionary Exemptions. The following may be exempted from an institution's maximum number of contests or dates of competition in field hockey each year. An institution may exempt not more than three from this list annually:

[17.8.7.4-(a) unchanged.]

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

[17.8.7.4-(c) through 17.8.7.4.1 unchanged.]

[Remainder of 17.8 unchanged.]

E. Bylaws: Amend 17.10, as follows:

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

[17.10.1 through 17.10.2 unchanged.]

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

17.10.3.1 Exceptions. The following golf dates of competition may be played at any time during the golf playing and practice season:

(a) Alumni game [see Bylaw 17.10.7.3-(d)];

(b) Fundraising activity [see Bylaw 17.10.7.3-(f)];

(c) Celebrity sports activity [see Bylaw 17.10.7.3-(g)]; and

(d) Discretionary exemptions (see Bylaw 17.10.7.4).

[17.10.4 through 17.10.6 unchanged.]

17.10.7 Number of Dates of Competition.

[17.10.7.1 through 17.10.7.3 unchanged.]

17.10.7.4 Discretionary Exemptions. The following may be exempted from an institution's maximum number of dates of competition in golf each year. An institution may exempt not more than three from this list annually:

[17.10.7.4-(a) unchanged.]

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

[17.10.7.4-(c) through 17.10.7.4.1 unchanged.]

[Remainder of 17.10 unchanged.]

F. Bylaws: Amend 17.12, as follows:

17.12 ICE HOCKEY. Regulations for computing the ice hockey playing season are set forth in Bylaw 17.1, General Playing-Season Regulations. Institutions that conduct women's ice hockey shall comply with the same playing and practice season legislation that currently exists for men's ice hockey except as noted in Bylaw 17.12.5. (See Figure 17-1 and Figure 17-2.)

[17.12.1 through 17.12.2 unchanged.]

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.

17.12.3.1 Exceptions – Men's Ice Hockey. The following ice hockey contests (games or scrimmages) may be played at any time during the men's ice hockey playing and practice season:

(a) Alumni game [see Bylaw 17.12.5.3-(d)];

(b) Fundraising activity [see Bylaw 17.12.5.3-(f)];

(c) Celebrity sports activity [see Bylaw 17.12.5.3-(g)]; and

(d) Discretionary exemptions (see Bylaw 17.12.5.3.1).

[17.12.4 unchanged.]

17.12.5 Number of Contests.

[17.12.5.1 through 17.12.5.3 unchanged.]

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 not more than three from this list annually:

[17.12.5.3.1-(a) unchanged.]

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

[17.12.5.3.1-(c) through 17.12.5.3.1.1 unchanged.]

[Remainder of 17.12 unchanged.]

G. 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 17.13.2 unchanged.]

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

17.13.3.1 Exceptions. The following lacrosse dates of competition may be played at any time during the lacrosse playing and practice season:

(a) Alumni game [see Bylaw 17.13.7.3-(d)];

(b) Fundraising activity [see Bylaw 17.13.7.3-(f)];

(c) Celebrity sports activity [see Bylaw 17.13.7.3-(g)]; and

(d) Discretionary exemptions (see Bylaw 17.13.7.4).

[17.13.4 through 17.13.6 unchanged.]

17.13.7 Number and Dates of Competition.

[17.13.7.1 through 17.13.7.3 unchanged.]

17.13.7.4 Discretionary Exemptions. The following may be exempted from an institution's maximum number of dates of competition in lacrosse each year. An institution may exempt not more than three from this list annually:

[17.13.7.4-(a) unchanged.]

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

[17.13.7.4-(c) through 17.13.7.4.1 unchanged.]

[Remainder of 17.13 unchanged.]

H. 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 17.15.2 unchanged.]

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

17.15.3.1 Exceptions. The following rowing dates of competition may be conducted at any time during the rowing playing and practice season:

(a) Alumni game [see Bylaw 17.15.7.3-(d)];

(b) Fundraising activity [see Bylaw 17.15.7.3-(f)];

(c) Celebrity sports activity [see Bylaw 17.15.7.3-(g)]; and

(d) Discretionary exemptions (see Bylaw 17.15.7.4).

[17.15.4 through 17.15.6 unchanged.]

17.15.7 Number of Dates of Competition.

[17.15.7.1 through 17.15.7.3 unchanged.]

17.15.7.4 Discretionary Exemptions. The following may be exempted from an institution's maximum number of dates of competition in rowing each year. An institution may exempt not more than three from this list annually:

[17.15.7.4-(a) unchanged.]

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

[17.15.7.4-(c) through 17.15.7.4.1 unchanged.]

[Remainder of 17.15 unchanged.]

I. Bylaws: Amend 17.19, as follows:

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

[17.19.1 through 17.19.2.2 unchanged.]

17.19.3 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 September 6.

17.19.3.1 Exceptions —~~Exempted Scrimmages.~~ **The following soccer contests and dates of competition (games or scrimmages)** ~~An institution may conduct its scrimmages per Bylaw 17.8.7.4-(c)~~ **be played at** any time during the ~~permissible~~ **soccer** playing and practice season:

(a) Alumni game [see Bylaw 17.19.7.3-(d)];

(b) Fundraising activity [see Bylaw 17.19.7.3-(f)];

(c) Celebrity sports activity [see Bylaw 17.19.7.3-(g)]; and

(d) Discretionary exemptions (see Bylaw 17.19.7.4).

[17.19.4 through 17.19.6 unchanged.]

17.19.7 Number of Contests and Dates of Competition.

[17.19.7.1 through 17.19.7.3 unchanged.]

17.19.7.4 Discretionary Exemptions. The following may be exempted from an institution's maximum number of contests or dates of competition in soccer each year. An institution may exempt not more than three from this list annually:

[17.19.7.4-(a) unchanged.]

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

[17.19.7.4-(c) through 17.19.7.4.1 unchanged.]

[Remainder of 17.19 unchanged.]

J. 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 17.20.2 unchanged.]

17.20.3 First ~~Date of Competition~~ **Contest** -- Championship Segment. A member institution shall not play its first contest with outside competition in the championship segment before February 1.

17.20.3.1 Exceptions. The following softball contests (games or scrimmages) may be played at any time during the softball playing and practice season:

(a) Alumni game [see Bylaw 17.20.7.3-(d)];

(b) Fundraising activity [see Bylaw 17.20.7.3-(f)];

(c) Celebrity sports activity [see Bylaw 17.20.7.3-(g)]; and

(d) Discretionary exemptions (see Bylaw 17.20.7.4).

[17.20.4 through 17.20.6 unchanged.]

17.20.7 Number of Contests.

[17.20.7.1 through 17.20.7.3 unchanged.]

17.20.7.4 Discretionary Exemptions. The following may be exempted from an institution's maximum number of contests in softball each year. An institution may exempt not more than three from this list annually:

[17.20.7.4-(a) unchanged.]

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

[17.20.7.4-(c) through 17.20.7.4.1 unchanged.]

[Remainder of 17.20 unchanged.]

K. Bylaws: Amend 17.21, as follows:

17.21 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.)

[17.21.1 through 17.21.2 unchanged.]

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 swimming and diving before September 7 or the institution's fourth day of classes for the fall term (as set forth in its catalog, counting Monday through Friday only), whichever is earlier.

17.21.3.1 Exceptions. The following swimming and diving dates of competition may be conducted at any time during the swimming and diving playing and practice season:

(a) Alumni game [see Bylaw 17.21.6.3-(d)];

(b) Fundraising activity [see Bylaw 17.21.6.3-(f)];

(c) Celebrity sports activity [see Bylaw 17.21.6.3-(g)]; and

(d) Discretionary exemptions (see Bylaw 17.21.6.4).

[17.21.4 through 17.21.5 unchanged.]

17.21.6 Number of Dates of Competition.

[17.21.6.1 through 17.21.6.3 unchanged.]

17.21.6.4 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 not more than three from this list annually:

[17.21.6.4-(a) unchanged.]

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

[17.21.6.4-(c) through 17.21.6.4.1 unchanged.]

[Remainder of 17.21 unchanged.]

L. Bylaws: Amend 17.22, as follows:

17.22 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.)

[17.22.1 through 17.22.2 unchanged.]

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

17.22.3.1 Exceptions. The following tennis dates of competition may be played at any time during the tennis playing and practice season:

(a) Alumni game [see Bylaw 17.22.7.3-(d)];

(b) Fundraising activity [see Bylaw 17.22.7.3-(f)];

(c) Celebrity sports activity [see Bylaw 17.22.7.3-(g)]; and

(d) Discretionary exemptions (see Bylaw 17.22.7.4).

[17.22.4 through 17.22.6 unchanged.]

17.22.7 Number of Dates of Competition.

[17.22.7.1 through 17.22.7.3 unchanged.]

17.22.7.4 Discretionary Exemptions. The following may be exempted from an institution's maximum number of dates of competition in tennis each year. An institution may exempt not more than three from this list annually:

[17.22.7.4-(a) unchanged.]

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

[17.22.7.4-(c) through 17.22.7.4.1 unchanged.]

[Remainder of 17.22 unchanged.]

M. Bylaws: Amend 17.23, as follows:

17.23 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.)

[17.23.1 through 17.23.2 unchanged.]

17.23.3 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 fourth day of classes for the fall term (as set forth in its catalog, counting Monday through Friday only), whichever is earlier.

17.23.3.1 Exceptions. The following track and field dates of competition may be played at any time during the track and field playing and practice season:

(a) Alumni game [see Bylaw 17.23.6.3-(d)];

(b) Fundraising activity [see Bylaw 17.23.6.3-(f)];

(c) Celebrity sports activity [see Bylaw 17.23.6.3-(g)]; and

(d) Discretionary exemptions (see Bylaw 17.23.6.4).

[17.23.4 through 17.23.5 unchanged.]

17.23.6 Number of Dates of Competition.

[17.23.6.1 through 17.23.6.3 unchanged.]

17.23.6.4 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 not more than three from this list annually:

[17.23.6.4-(a) unchanged.]

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

[17.23.6.4-(c) through 17.23.6.4.1 unchanged.]

[Remainder of 17.23 unchanged.]

N. Bylaws: Amend 17.24, as follows:

17.24 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.)

[17.24.1 through 17.24.2.2.2 unchanged.]

17.24.2.3 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 September 6.

17.24.2.3.1 Exceptions —~~Exempted Scrimmages.~~ **The following volleyball dates of competition** ~~An institution may~~ **be conducted** ~~its scrimmages per Bylaw 17.24.7.4 (e)~~ any time during the ~~permissible~~ **volleyball** playing and practice season:

(a) Alumni game [see Bylaw 17.24.2.7.3-(d)];

(b) Fundraising activity [see Bylaw 17.24.2.7.3-(f)];

(c) Celebrity sports activity [see Bylaw 17.24.2.7.3-(g)]; and

(d) Discretionary exemptions (see Bylaw 17.24.2.7.4).

[17.24.2.4 through 17.24.2.6 unchanged.]

17.24.2.7 Number of Dates of Competition – Women.

[17.24.2.7.1 through 17.24.2.7.3 unchanged.]

17.24.2.7.4 Discretionary Exemptions – Women. The following may be exempted from an institution's maximum number of dates of competition in women's volleyball each year. An institution may exempt not more than three from this list annually:

[17.24.2.7.4-(a) unchanged.]

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

[17.24.2.7.4-(c) through 17.24.2.7.4.1 unchanged.]

[Remainder of 17.24 unchanged.]

O. Bylaws: Amend 17.26, as follows:

17.26 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.)

[17.26.1 through 17.26.2 unchanged.]

17.26.3 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 November 1.

17.26.3.1 Exceptions. The following wrestling dates of competition may be conducted at any time during the wrestling playing and practice season:

(a) Alumni game [see Bylaw 17.26.6.3-(d)];

(b) Fundraising activity [see Bylaw 17.26.6.3-(f)];

(c) Celebrity sports activity [see Bylaw 17.26.6.3-(g)]; and

(d) Discretionary exemptions (see Bylaw 17.26.6.4).

[17.26.4 through 17.26.5 unchanged.]

17.26.6 Number of Dates of Competition.

[17.26.6.1 through 17.26.6.3 unchanged.]

17.26.6.4 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 not more than three from this list annually:

[17.26.6.4-(a) unchanged.]

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

[17.26.6.4-(c) through 17.26.6.4.1 unchanged.]

[Remainder of 17.26 unchanged.]

Rationale: The alumni game, fundraising activity and celebrity sports activity are not played to gain competitive experience. In many cases, these events are celebratory in nature, provide the institution with an opportunity to engage with the local community and to build relationships with alumni. The discretionary exemptions and exceptions to the first contest in basketball provide opportunities for student-athletes to compete and prepare for Division II competition. Permitting these contests or dates of competition to be played at any time during the playing and practice season provides institutions the autonomy to play these events throughout the season as is determined most appropriate for each sport.

Review History:

March 9, 2011: Recommends Approval - Legislation Committee

April 12, 2011: Approved in Concept - Management Council

July 26, 2011: Approved in Legislative Format - Management Council

August 11, 2011: Approved in Concept - Presidents Council

Additional Information: This proposal was drafted using legislation that was adopted at the 2011 NCAA Convention.

Convention Vote:

Date of Vote: 2012-01-14

Paddle Vote

Title: ELIGIBILITY -- SEASONS OF COMPETITION -- CRITERIA FOR DETERMINING
SEASON OF ELIGIBILITY -- ALUMNI GAME, FUNDRAISING ACTIVITY OR
CELEBRITY SPORTS ACTIVITY

Effective Date: August 1, 2011

SPOPL Number: 16

Official Notice Number: 2011-21

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

Category: Presidents Council

Topical Area: Eligibility

Status: Adopted

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.

[Remainder of 14.2.4 unchanged.]

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, and 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.

Review History:

June 8, 2010: Recommends Approval - Legislation Committee

July 20, 2010: Approved in Concept - Management Council

August 12, 2010: Approved in Concept - Presidents Council

August 25, 2010: Approved in Legislative Format - Administrative Committee

Convention Vote:

Date of Vote: 2011-01-15

Paddle Vote

Title: 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

Effective Date: August 1, 2011

IPOPL Number: 3

SPOPL Number: 17

Official Notice Number: 2011-22

Source: Pennsylvania State Athletic Conference and Northeast-10 Conference.

Topical Area: Eligibility

Status: Adopted

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.**

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.

Primary Contact Person:

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(570) 484-2103

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Email: smurray@lhup.edu

Co-sponsorship:

Conference:

Northeast-10 Conference

Pennsylvania State Athletic Conference

Position Statement(s)

Presidents Council: The Council agreed to oppose this proposal. The Council noted that possible abuses of the legislation do not warrant support for this proposal. In addition, the Council has asked that a comprehensive review of the nonchampionship segment in all sports be completed to determine necessary changes in the legislation. Further, the Council noted that the exception that currently exists for select fall sports provides an opportunity for teams to complete a productive nonchampionship segment with the addition of student-athletes who were eligible in the fall, but did not compete in the championship segment. After the championship segment, student-athletes who have exhausted their eligibility do not participate in the nonchampionship segment which, prior to the adoption of the exception, made it difficult to conduct a nonchampionship segment due to low numbers of student-athletes. The Council believes that providing an exception to the use of a season for student-athletes participating in select spring sports does not follow the same rationale because in spring sports, the nonchampionship segment precedes the championship segment during the same academic year and all student-athletes are available. In addition, the Council believes that there is a distinct difference between fall and spring sports and the preparation that takes place during the nonchampionship segment.

Management Council and Legislation Committee: The Council and committee agreed to support this proposal. The Council and committee noted that 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. The Council and committee also noted that the number of medical hardship waivers that are processed each year for student-athletes who are injured during the nonchampionship segment would decrease because the student-athletes would not be charged with a season of competition.

Convention Vote:

Date of Vote: 2011-01-15
Paddle Vote

Division I Bylaw

14.2.3.1.3 - Preseason Exhibitions/Preseason Practice Scrimmages During Initial Year.
During a student-athlete's initial year of enrollment at the certifying institution, he or she may compete in preseason exhibition contests and preseason practice scrimmages (as permitted in the particular sport per Bylaw 17) without counting such competition as a season of competition.

Division I Legislative Proposals

Proposal Number: 2004-112-D

Title: ELIGIBILITY -- SEASONS OF COMPETITION -- PRESEASON EXHIBITION
CONTESTS OR INFORMAL PRACTICE SCRIMMAGES

Intent: In all sports, to specify that during the student-athlete's initial year of enrollment at the certifying institution, participation in preseason exhibition contests or informal practice scrimmages shall not result in the loss of a season of competition.

Bylaws: Amend 14.2.3.1, as follows:

"14.2.3.1 Minimum Amount of Competition. Any competition [~~including a~~ **excluding preseason exhibition contests or practice** scrimmages with outside competition (~~except for~~ **including** approved two-year college scrimmages per Bylaw 14.2.3.1.1) **during the student-athlete's initial year of enrollment at the certifying institution**], 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. (see Bylaw 14.2.3.1.2) "

[14.2.3.1.1 and 14.2.3.1.2 unchanged.]

Source: NCAA Division I Board of Directors (Management Council).

Effective Date: August 1, 2005; may be applied on a retroactive basis.

Category: Amendment

Topical Area: Eligibility

Rationale: This proposal is consistent with the philosophy on student-athlete well-being. However, without specifying that the exception is available only during the first season of

competition at the certifying institution, "run-offs" of student-athletes may be encouraged due to poor performance. Also, without some limitations, these scrimmages and/or exhibition contests could be used as tryout opportunities each year. This proposal differs from Proposal No. 2004-112-C in that it applies to all sports.

Budget Impact: None.

Impact on Student-Athlete's Time (Academic and/or Athletics): Minimal; participation in the preseason contests.

History

Oct 18, 2004: Submit; Submitted by the Management Council for consideration as an alternative to Proposal No. 2004-112-C.

Jan 09, 2005: Mgmt Council 1st Review; Gave initial approval and circulated the proposal for membership comment. (Unanimous Voice Vote)

Jan 11, 2005: Comment Period; Start of Comment Period

Mar 14, 2005: Comment Period; End of Comment Period; (Official Comment Totals: Support = 31, Oppose = 6, Abstain = 2)

Apr 11, 2005: Mgmt Council 2nd Review; Gave final approval and forwarded the proposal to the Board for approval. (Unanimous Voice Vote)

Apr 28, 2005: Adopted, Pending Possible Board Review, Adopted; Adopted the proposal. (Unanimous Voice Vote)

Apr 28, 2005: Adopted, Override Period; Start of Override Period

Jun 23, 2005: Adopted, Override Period; End of Override Period

Jun 23, 2005: Adopted; Adopted - Final

Proposal Number: ER-2006-19

Title: ELIGIBILITY -- CRITERIA FOR DETERMINING SEASON OF ELIGIBILITY --
MINIMUM AMOUNT OF COMPETITION

Bylaws: Amend 14.2.3.1, page 143, as follows:

"14.2.3.1 Minimum Amount of Competition. Any competition ~~excluding preseason exhibition contests or practice scrimmages with outside competition (including approved two-year college scrimmages per Bylaw 14.2.3.1) during the student-athlete's initial year of enrollment at the certifying institution~~, regardless of time, during a season in an intercollegiate sport shall be counted as a season of competition in that sport, **except as provided in Bylaws 14.2.3.1.1, 14.2.3.1.2 and 14.2.3.1.3**. This provision is applicable to intercollegiate athletics competition conducted by a two-year or four-year collegiate institution at the varsity or subvarsity level ~~(see Bylaw 14.2.3.1.2)~~.

"14.2.3.1.1 *Exception*— Two-Year College Scrimmages. *Participation in a* **A** two-year college **prospective student-athlete may compete in a** scrimmage *shall be exempt from as a member of a two-year college team without* counting **such competition** as a season of competition, provided the competition meets all of the following conditions:

[14.2.3.1.1-(a) through 14.2.3.1.1-(f) unchanged.]

"14.2.3.1.2 *Exception*— Women's Volleyball, Men's Soccer, Women's Soccer, Field Hockey, Men's Water Polo. A student-athlete may engage in outside competition during the segment of the playing season that does not conclude with the NCAA championship without using a season of competition, provided the student-athlete was academically eligible during the segment that concludes with the NCAA Championship.

"14.2.3.1.3 Preseason Exhibitions/Preseason Practice Scrimmages During Initial Year. During a student-athlete's initial year of enrollment at the certifying institution, a student-athlete may compete in preseason exhibition contests and preseason practice scrimmages (as permitted in the particular sport per Bylaw 17) without counting such competition as a season of competition."

Source: NCAA Staff

Effective Date: Immediate

Category: Editorial

Topical Area: Eligibility

History

May 09, 2006: Adopted; Bylaw 14.2.3.1 had become confusing due to the additional exceptions. Separating the exceptions from the base rule will alleviate the confusion. This revision also clarifies that the two-year college scrimmage exception is specific to two-year college prospective student-athletes and that it does not apply to currently enrolled student-athletes when an institution participates in a scrimmage against a two-year college.

May 09, 2006: Submit; Submitted for consideration.



Form 12-1

Academic Year 2012-13

Certification of Compliance for Institutions

For: NCAA member institutions.
Action: Keep on file in the office of the director of athletics.
Due date: To be completed not later than **September 15.**
Required by: NCAA Bylaw 18.4.2.
Purpose: To certify compliance with NCAA rules.

TO: CHANCELLOR/PRESIDENT.

Name and address of your institution: _____

Chancellor/President telephone: _____

Division: _____

By signing and dating this form, you certify that your institution has met the requirements of NCAA Bylaw 18.4.2. You must do this certification each year in order for your institution to be eligible to enter a team or individual competitors in an NCAA championship. The following statements summarize the requirements of Bylaw 18.4.2:

1. You or your designated representative reviewed the NCAA rules and regulations with all staff members of your athletics department.
2. As of the date you sign this form, no current member of the coaching staff, within the past two years, has been:
 - a. Suspended from coaching by another member institution.
 - b. Prohibited from certain coaching-related activities as a result of violations while employed by another member institution, unless your institution has applied the prohibition equally.
 - c. Permitted to perform any coaching-related activities that the NCAA Division II Committee on Infractions has prohibited by a disciplinary action.
3. As best you can determine, the policies, procedures and practices of your institution, staff and representatives are in compliance with NCAA legislation. You have attached your Certification of Compliance for Staff Members of Athletics Departments (Form 12-2).

All returning staff members of your athletics department have signed the form affirming that they have reported to you knowledge of violations of legislation.

Your institution has:

- a. Published its regular entrance requirements.
- b. Published its requirements for progress toward degree.
- c. Certified that each student-athlete is in good academic standing and is maintaining progress toward degree as required by Bylaws 14.4.1, 14.4.2 and 14.4.3.

Your institution intends to maintain compliance with NCAA legislation.

Print or type name

Date

Signature of chancellor/president
(Acting chancellor's/president's signature is not acceptable)

What to do with this form:

- 1. Complete this form not later than **September 15**.
- 2. Keep a copy of this form in your files.
- 3. Forward this form to the office of the director of athletics. **It is not to be sent to the NCAA national office.**
- 4. Contact the NCAA academic and membership affairs staff at 317/917-6222 if you have questions about Form 12-1.



Form 12-2

Academic Year 2012-13

**Certification of Compliance for Staff
Members of Athletics Departments**

For: NCAA member institutions.
Action: Complete and keep on file in the office of the director of athletics.
Due date: To be completed not later than **September 15**.
Required by: NCAA Bylaw 18.4.2.
Purpose: To certify compliance with NCAA rules.

TO: RETURNING STAFF MEMBERS OF THE ATHLETICS DEPARTMENT.

Name of your institution: _____

Athletics department telephone: _____

Division: _____

Number of NCAA sports sponsored during the 2011-12 academic year: _____

By signing and dating this form, you certify that you have reported through the appropriate individuals on your campus to your chancellor/president any knowledge of violations of NCAA legislation involving your institution.

Sign this form:

- If you were a staff member of the athletics department (including part-time staff members, graduate assistants and clerical staff) at this institution during the 2011-12 academic year and if you are returning for the 2012-13 academic year.

Do **not** sign this form:

- If you are a new employee for the 2012-13 academic year.

[Note: Forms incomplete as of September 15 will result in loss of eligibility for NCAA championships.]

Name (Print or type)	Title [include sport(s)]	Signature	Date M/D/Y
_____	<u>Director of Athletics</u>	_____	____/____/____
_____	_____	_____	____/____/____
_____	_____	_____	____/____/____

[illegible]

1. Attach completed form to Form 12-1 (Certification of Compliance for Institutions) not later than **September 15** and keep on file in the office of the director of athletics. **It is not to be sent to the NCAA national office.**
2. Contact the NCAA academic and membership affairs staff at the national office if you have questions regarding Forms 12-1 and 12-2.

**CERTIFICATION OF COMPLIANCE FOR INSTITUTIONS/
CERTIFICATION OF COMPLIANCE FOR STAFF
MEMBERS OF ATHLETICS DEPARTMENTS**

Completion Checklist

1. Have **ALL** returning athletics department staff members, including volunteers, signed this form?
2. Has an explanation been provided in the signature blank for each nonreturning staff member (e.g., "no longer employed" typed on the signature line)?
3. Have copies of Forms 12-1 and 12-2 been made in the event the originals are misplaced?
4. Have the forms been filed in the office of the director of athletics?

[Note: Please remember forms 12-1 and 12-2 are to be filed in the office of the director of athletics. The forms **are not** to be sent to the NCAA national office.]

**CERTIFICATION OF COMPLIANCE FOR INSTITUTIONS/
CERTIFICATION OF COMPLIANCE FOR STAFF MEMBERS
OF ATHLETICS DEPARTMENTS**

Common Questions and Answers

Question No. 1: Is the institution required to submit Forms 12-1 and 12-2 to the national office not later than September 15?

Answer: No. At the 1995 NCAA Convention, legislation was adopted to keep these compliance forms on campus. Therefore, the institution should not send Forms 12-1 and 12-2 to the national office. The forms should be completed and filed in the office of the director of athletics not later than September 15.

Question No. 2: Which athletics department staff members are required to sign and date Form 12-2, the Certification of Compliance for Staff Members of Athletics Departments?

Answer: Form 12-2 must be signed and dated by all athletics department staff members (including, but not limited to, part-time staff members, graduate assistants, clerical staff, volunteers and midyear hires) who were at the institution during the academic year (2011-12) preceding the September 15 deadline. New athletics department staff members for this academic year (2012-13) are not required to sign and date the form.

Question No. 3: Must the names of 2011-12 staff members who are not returning be listed on the form?

Answer: Though a nonreturning staff member does not have to sign the form, it is best to list his or her name, indicating in the respective signature blank that he or she is not returning. If names of nonreturning staff members are not listed the timeliness of recording completed forms may be compromised.

Question No.4: Must a staff member with multiple responsibilities sign more than once?

Answer: No. However, all titles and sports must be listed by his or her signature.

Question No. 5: Must a staff member who is returning to the institution, but NOT returning to the athletics department, sign the form?

Answer: No.

Question No. 6: Must the entire date be completed?

Answer: Yes.

Question No. 7: Must volunteers sign the form?

Answer: Yes.

Question No. 8: How can I obtain a copy of Forms 12-1 and 12-2?

Answer: These forms are available via the NCAA website at www.ncaa.org.



Form 12-3b

Academic Year 2012-13

Student-Athlete Statement – NCAA Division II

For:	Student-athletes.
Action:	Sign and return to your director of athletics.
Due date:	Before you first compete each year.
Required by:	NCAA Constitution 3.2.4.5 and NCAA Bylaw 14.1.3.
Purpose:	To assist in certifying eligibility.
Effective Date:	This NCAA Division II Student-Athlete Statement/Drug-Testing Consent form shall be in effect from the date this document is signed and shall remain in effect until a subsequent NCAA Division II Student-Athlete Statement/Drug-Testing Consent form is executed.

Student-Athlete: _____
(Please print name)

Name of your institution: _____

Sport: _____

This form has six parts: a statement concerning eligibility, a Buckley Amendment consent, a statement concerning the promotion of NCAA championships and other NCAA events, results of drug tests, an affirmation of a valid ACT or SAT score and a statement concerning the amateur status of the student-athlete subsequent to the request of final certification by the NCAA Eligibility Center. If you are an incoming freshman you must sign parts I through VI of this form to participate in intercollegiate competition. If you are a transfer or continuing student-athlete, you must sign parts I through V.

By signing this form, you affirm you have received and will read the Summary of NCAA Regulations, or another outline or summary of NCAA legislation, provided by your director of athletics, or read the bylaws of the NCAA Division II Manual that deal with your eligibility. You are responsible for knowing and understanding the application of all NCAA Division II bylaws related to your eligibility. If you have any questions, you should discuss them with your director of athletics, or you may contact the NCAA at 317/917-6222 or consult the NCAA website at www.ncaa.org.

The conditions that you must meet to be eligible and the requirement that you sign this form are indicated in the following articles and bylaws of the Division II Manual:

- NCAA Bylaws 10, 12, 13, 14, 15, 16, 18.4 and 31.2.3.

Part I: Statement Concerning Eligibility.

You affirm that you have been provided and will read the Summary of NCAA Regulations, or another outline or summary of NCAA legislation, or the relevant sections of the Division II Manual and that your director of athletics (or his or her designee) gave you the opportunity to ask questions about the regulations.

You affirm that you have knowledge of and understand the application of NCAA Division II bylaws related to your eligibility.

By signing this part of the form you affirm that, to the best of your knowledge, you have not violated any NCAA regulations.

You affirm that you meet the NCAA regulations for student-athletes regarding eligibility, recruitment, financial aid, amateur status and involvement in organized gambling.

You affirm that you are aware of the NCAA drug-testing program and that you have signed the 2012-13 Drug-Testing Consent (Form No. 12-3e).

You affirm that you will report to the director of athletics of your institution any violations of NCAA regulations involving you and your institution.

You affirm that you understand that if you sign this statement falsely or erroneously, you violate NCAA legislation regarding ethical conduct and you further will jeopardize your eligibility.

Name of student-athlete (please print)

Date of birth

Age

Signature of student-athlete

Home address (street or P.O. Box)

Date

Home city, state, and zip code

Sport(s)

Part II: Buckley Amendment Consent.

By signing this part of the form you certify that you agree to disclose your education records.

You understand that this entire form and the results of any NCAA drug test you may take are part of your education records. These records are protected by the Family Educational Rights and Privacy Act of 1974 and they may not be disclosed without your consent.

You give your consent to disclose only to authorized representatives of this institution, its athletics conference (if any) and the NCAA, the following documents:

1. This form;
2. Results of NCAA drug tests and related information and correspondence;
3. Results of positive drug tests administered by a non-NCAA national or international sports governing body;
4. Any transcript from your high school, this institution or any junior college or other four-year institution you have attended;
5. Precollege test scores, appropriately related information and correspondence (e.g., testing sites, dates and letters of test-score certification or appeal) and, where applicable, information relating to eligibility for or conduct of nonstandard testing;
6. Graduation status;
7. Race and gender identification;
8. Diagnosis of any education-impacting disabilities;
9. Accommodations provided or approved and other information related to any education-impacting disabilities in all secondary and postsecondary schools;
10. Records concerning your financial aid; and
11. Any other papers or information pertaining to your NCAA eligibility.

You agree to disclose these records only to determine your eligibility for intercollegiate athletics, your eligibility for athletically related financial aid, for evaluation of school and team academic success, for awards and recognition programs highlighting student-athlete academic success, for purposes of inclusion in summary institutional information reported to the NCAA (and which may be publicly released by it), for NCAA longitudinal-research studies and for activities related

to NCAA compliance reviews. You will not be identified by name by the NCAA in any such published or distributed information.

Further, you authorize the NCAA to disclose personally identifiable information from your educational records (including information regarding any NCAA violations in which you may become involved while you are a student-athlete) to a third party (including but not limited to the media) as necessary to correct inaccurate statements reported by the media or related to a student-athlete reinstatement case, infractions case or waiver request or to recognize your selection for an academic award (e.g., Elite 89). You also agree that necessary case information (i.e., information from your student-athlete reinstatement case, infractions case or waiver request) may be published or distributed to third parties as required by NCAA bylaws, policies or procedures. You will not be identified by name by the NCAA in any such published or distributed information.

Name of student-athlete (please print)

Signature of student-athlete

Date

Part III: Promotion of NCAA Championships, Events, Activities or Programs.

You authorize the NCAA [or a third party acting on behalf of the NCAA (e.g., host institution, conference, local organizing committee)] to use your name or picture in accordance with Bylaw 12.5 including to promote NCAA championships or other NCAA events, activities or programs.

Name of student-athlete (please print)

Signature of student-athlete

Date

Part IV: Results of Drug Tests.**1. Future positive test – all student-athletes sign.**

Should I test positive for a substance banned by the NCAA and/or by a non-NCAA national or international sports governing body; violate their drug-testing protocol; or fail to show for their drug test, at any time after I sign this statement, I acknowledge I must report the results to my director of athletics.

Name of student-athlete (please print)

Date

Signature of student-athlete

2. Positive test by NCAA or other sports governing body -- sign either A or B.

A. No positive drug test.

I affirm that I have never tested positive for a substance banned by the NCAA and/or by a non-NCAA national or international sports governing body; or violated their drug-testing protocol; or failed to show for their drug test.

Name of student-athlete (please print)

Signature of student-athlete

Date

B. Positive drug test.

I have tested positive for a substance banned by the NCAA and/or by a non-NCAA national or international sports governing body; or violated their drug-testing protocol; or failed to show for their drug test. Should I subsequently transfer, I am obligated to report this to the transferring institution.

Name

Signature

Date of test

Organization conducting test

Substance

Are you currently under such a drug-testing suspension? Yes ____ No ____

Part V: Affirmation of Status as an Amateur Athlete.

You affirm that you have read and understand the NCAA amateurism rules.

By signing this part of the form you affirm that, to the best of your knowledge, you have not violated any amateurism rules since you requested a final certification from the Eligibility Center or since the last time that you signed a Division II student-athlete statement, whichever occurred later.

You affirm that since requesting a final certification from the Eligibility Center, you have not provided false or misleading information concerning your amateurism status to the NCAA, the Eligibility Center and the institution's athletics department, including administrative personnel and the coaching staff.

Name of student-athlete (please print)

Date

Signature of student-athlete

Part VI: Incoming Freshmen – Affirmation of Valid ACT or SAT Score.

You affirm that, to the best of your knowledge, you have received a validated ACT and/or SAT score. You agree that, in the event you are or have been notified by ACT or SAT of the possibility of an invalidated test score, you immediately will notify the director of athletics of your institution.

Name of student-athlete (please print)

Date

Signature of student-athlete

What to do with this form: Sign and return it to your director of athletics before you first compete. This form is to be kept in the director of athletics' office for **six years**.

Any questions regarding this form should be referred to your director of athletics or you may contact the NCAA at 317/917-6222.



Form 12-3e

Academic Year 2012-13

Drug-Testing Consent – NCAA Division II

For: Student-athletes.
Action: Sign and return to your director of athletics.
Due date: In sports in which the Association conducts year-round drug testing, at the time your intercollegiate squad first reports for practice or the first day of competition (whichever date occurs first).
Required by: NCAA Constitution 3.2.4.6 and NCAA Bylaw 14.1.4.
Purpose: To assist in certifying eligibility.
Effective date: This consent form shall be in effect from the date this document is signed and shall remain in effect until a subsequent Drug Testing Consent Form is executed.

Requirement to Sign Drug-Testing Consent Form.

Name of your institution: _____

You must sign this form to participate (i.e., practice or compete) in intercollegiate athletics per NCAA Constitution 3.2.4.6 and NCAA Bylaw 14.1.4. If you have any questions, you should discuss them with your director of athletics.

Consent to Testing.

You agree to allow the NCAA to test you in relation to any participation by you in any NCAA championship or in any postseason football game certified by the NCAA for the banned drugs listed in Bylaw 31.2.3 (attached). Additionally, if you participate in a Division II NCAA sport, you also agree to be tested on a year-round basis.

Consequences for a Positive Drug Test.

By signing this form, you affirm that you are aware of the NCAA drug-testing program, which provides:

1. A student-athlete who tests positive shall be withheld from competition in all sports for a minimum of 365 days from the drug test collection date and shall lose a year of eligibility.
2. A student-athlete who tests positive has an opportunity to appeal the positive drug test.
3. A student-athlete who tests positive a second time for the use of any drug other than a "street drug" shall lose all remaining regular-season and postseason eligibility in all sports. A combination of two positive tests involving street drugs (marijuana, THC or heroin), in whatever order, will result in the loss of an additional year of eligibility.
4. The penalty for missing a scheduled drug test is the same as the penalty for testing positive for the use of a banned drug other than a street drug.
5. If a student-athlete immediately transfers to a non-NCAA institution while ineligible because of a positive NCAA drug test and competes in collegiate competition within the 365-day period at a

non-NCAA institution, the student-athlete will be ineligible for all NCAA regular-season and postseason competition until the student-athlete does not compete in collegiate competition for a 365-day period.

Signatures.

By signing below, I consent:

1. To be tested by the NCAA in accordance with NCAA drug-testing policy, which provides among other things that:
 - a. I will be notified of selection to be tested;
 - b. I must appear for NCAA testing or be sanctioned for a positive drug test; and
 - c. My urine sample collection will be observed by a person of my same gender;
2. To accept the consequences of a positive drug test;
3. To allow my drug-test sample to be used by the NCAA drug-testing laboratories for research purposes to improve drug-testing detection; and
4. To allow disclosure of my drug-testing results only for purposes related to eligibility for participation in NCAA competition.

I understand that if I sign this statement falsely or erroneously, I violate NCAA legislation on ethical conduct, and will jeopardize my eligibility.

Date

Signature of student-athlete

Date

Signature of parent (if student-athlete is a minor)

Name (please print)

Date of birth

Age

Home address (street, city, state and zip code)

Sport(s)

What to do with this form: Sign and return it to your director of athletics at the time your intercollegiate squad first reports for practice or before the first date of competition (whichever date occurs first). This form is to be kept on file at the institution for **six years**.

2012-13 NCAA Banned Drugs

1. The NCAA bans the following classes of drugs.

- a. Stimulants;
- b. Anabolic Agents;
- c. Alcohol and Beta Blockers (banned for rifle only);
- d. Diuretics and Other Masking Agents;
- e. Street Drugs;
- f. Peptide Hormones and Analogues;
- g. Anti-estrogens; and
- h. Beta-2 Agonists.

Note: Any substance chemically related to these classes is also banned.

The institution and the student-athlete shall be held accountable for all drugs within the banned drug class regardless of whether they have been specifically identified.

2. Drugs and Procedures Subject to Restrictions.

- a. Blood Doping;
- b. Local Anesthetics (under some conditions);
- c. Manipulation of Urine Samples;
- d. Beta-2 Agonists permitted only by prescription and inhalation;
- e. Caffeine if concentrations in urine exceed 15 micrograms/ml.

3. NCAA Nutritional/Dietary Supplements Warning.

- **Before consuming any nutritional/dietary supplement product, review the product with your athletics department staff!**
 - (1) Dietary supplements are not well regulated and may cause a positive drug test result.
 - (2) Student-athletes have tested positive and lost their eligibility using dietary supplements.
 - (3) Many dietary supplements are contaminated with banned drugs not listed on the label.
 - (4) Any product containing a dietary supplement ingredient is taken at your own risk.

It is your responsibility to check with the appropriate athletics staff before using any substance.

Some Examples of NCAA Banned Substances in Each Drug Class

NOTE: There is no complete list of banned substances. Do NOT rely on this list to rule out any supplement ingredient.

Check with your athletics department staff before using any medication or supplement.

1. Stimulants.

e.g., amphetamine (Adderall); caffeine (guarana); cocaine; ephedrine; fenfluramine (Fen); methamphetamine; methylphenidate (Ritalin); phentermine (Phen); synephrine (bitter orange); methylhexanamine; etc.

Exceptions: phenylephrine and pseudoephedrine are not banned.

2. Anabolic Agents (sometimes listed as a chemical formula, such as 3,6,17-androstenetrione).

e.g., boldenone; clenbuterol; DHEA (7-Keto); nandrolone; stanozolol; testosterone; methasterone; androstenedione; norandrostenedione; methandienone; etiocholanolone; trenbolone; etc.

3. Alcohol and Beta Blockers (banned for rifle only).

e.g., alcohol; atenolol; metoprolol; nadolol; pindolol; propranolol; timolol; etc.

4. Diuretics and Other Masking Agents (water pills).

e.g., bumetanide; chlorothiazide; furosemide; hydrochlorothiazide; probenecid; spironolactone (canrenone); triameterene; trichlormethiazide; etc.

5. Street Drugs.

e.g., heroin; marijuana; tetrahydrocannabinol (THC); and synthetic cannabinoids (e.g., Spice, K2, JWH-018, JWH-073).

6. Peptide Hormones and Analogues.

e.g., growth hormone (hGH); human chorionic gonadotropin (hCG); erythropoietin (EPO); etc.

7. Anti-Estrogens.

e.g., anastrozole; tamoxifen; formestane; 3,17-dioxo-etiochol-1,4,6-triene (ATD); etc.

8. Beta-2 Agonists:

e.g., bambuterol; formoterol; salbutamol; salmeterol; etc.

Any substance that is chemically related to the class, even if it is not listed as an example, is also banned (unless otherwise noted)!

Information about ingredients in medications and nutritional/dietary supplements can be obtained by contacting the Resource Exchange Center, REC, 877/202-0769 or www.drugfreesport.com/rec password ncaa1, ncaa2 or ncaa3.

**It is your responsibility to check with the appropriate athletics staff
before using any substance.**



Form 12-5g

Academic Year 2012-13

Instructions for Squad Lists – NCAA Division II

For:	NCAA Division II institutions; NCAA Division III institutions with multidivision classification.
Action:	Complete appropriate squad list for each sport and file in the director of athletics' office.
Due date:	First day of outside competition in the sport.
Required by:	NCAA Bylaw 15.5.5.2.
Purpose:	To qualify student-athletes for intercollegiate competition and assess compliance with NCAA financial aid rules.

TO: DIRECTOR OF ATHLETICS.

To be eligible to represent an institution in intercollegiate athletics competition, a student-athlete shall be included on the institution's squad lists. [NCAA Bylaw 15.5.5.1]

You must complete a squad list (Form 12-5g) for each sport by the first day of outside competition and keep the lists on file in your office. During the year, revise the list whenever a student-athlete joins the squad or a current squad member's status changes. All student-athletes listed on the squad lists must have signed a drug-testing consent form. [Bylaw 15.5.5.2]

Use the version of the squad list that is appropriate for your division and sport. This set of instructions tells you how to fill out the Division II form:

<u>Form</u>	<u>Division/Sport</u>
12-5g	All Division II sports.

Column on Squad Lists.**Instructions.****Name/ID Number.**

Type or print the name and ID number of each student-athlete in the specified sport. Include partial qualifiers, nonqualifiers and students who are fulfilling a transfer-residence requirement or an injury-hardship waiver.

[Note: Any student-athlete who signs a drug-testing consent form must be included on the institution's squad lists and any student-athlete who is included on the squad lists must have signed a drug-testing consent form pursuant to Bylaw 14.1.4. See Bylaws 14.1.4.1 and 15.5.5.]

Eligible to Compete.	Use this column to indicate whether a student-athlete is eligible (Y) or not eligible (N) to represent the institution in competition pursuant to all NCAA, conference and institutional eligibility requirements.
Status of Student.	Describe the status of the student-athlete in these five columns:
Term First Enrolled at Any Institution.	Indicate the term and year of the regular academic year (excluding summer) that the student-athlete first enrolled at any collegiate institution full time. Use F for fall, W for winter and S for spring.
Term First Enrolled at Your Institution.	Indicate the term and year of the regular academic year (excluding summer) that the student-athlete first enrolled at your institution full time. Use F for fall, W for winter and S for spring.
Number of Years Received Financial Aid.	Indicate the number of years the student-athlete has received institutional financial aid, not including this year. (See Bylaw 15.02.4.1 for applicable definition of "institutional financial aid.")
Number of Seasons Used.	Indicate the number of seasons of competition the student-athlete has used, not including this year. [Note: For student-athletes who do not qualify for four years of competition (e.g., nonqualifiers, partial qualifiers), a notation may be used to indicate the total number of seasons of eligibility available.]
Recruited Per Bylaw 13.02.10.1.	Indicate whether your institution recruited the student-athlete as defined in Bylaw 13.02.10.1. Use Y for yes and N for no.
Financial Aid.	Describe the financial aid each student is receiving in these four columns:
Period of Award.	Use FY if the award is for the full academic year. Use IS for one semester or IQ for one quarter if the award is for less than the full academic year.

Amount of Athletics Grant. Indicate the dollar amount your institution awarded the student-athlete in athletics grants-in-aid.

Amount of Other. Indicate the dollar amount of institutional financial aid (other than athletics grants-in-aid) as set forth in Bylaw 15.02.4.1. (See Bylaws 15.02.4.3 and 15.5.2.2.1 in reference to institutional financial aid that is not countable for equivalency purposes.)

Total Countable Aid. Indicate the dollar amount of the total countable financial aid by adding the amounts of any athletics grants-in-aid and other countable aid. [Note: **Do not** include the countable aid awarded to **exempt** student-athletes (see "Exempt" below) **except** for student-athletes who have exhausted their eligibility in a sport during a previous academic year (Bylaw 15.5.1.3) or have a medical exception per Bylaw 15.5.1.1] Enter the total in the box provided.

Exempt. Indicate whether the student-athlete is exempt from counting against your team limits on financial aid awards. Use **Y** for yes. Student-athletes are exempt if they meet one of the following conditions:

- They receive institutional financial aid as set forth in Bylaw 15.02.4.1 for which you have on file a statement that the aid was granted without regard to athletics ability [Bylaw 15.5.1-(b)]; or

Multiple-sport student-athletes must be listed on all squad lists for sports in which the student-athlete participates. For purposes of counting against your team limit, however, the student-athlete shall be counted in one or more sports as specified on the individual's financial aid agreement. (See Bylaw 15.5.3 to determine which sports take precedence in counting against team limits).

Countable Players. Fill in the columns for each student-athlete who is not exempt. Be sure that you are using the right version of the squad list for your division and sport. The instructions that follow for the "Countable Players" section are different depending on the version.

Change in Status.

Use this section to indicate a student-athlete's change in status during the academic year. Be sure you are using the right version of the squad list for your division and sport. The instructions that follow for the "Change in Status" section are different depending on the version.

These instructions are for use with: Form 12-5g (All Division II Sports).

Countable Players.

Total Cost for Tuition and Fees, Room and Board, and Books.

Indicate the total of each student-athlete's cost for tuition and fees, room and board, and required course-related books, based on the actual cost or average cost of a full grant-in-aid for all students at your institution. [Note: If you use the average-cost method, do not combine in-state tuition and out-of-state tuition to arrive at a single average cost for tuition. Calculate separate average educational costs for in-state and out-of-state students.]

Equivalent Award.

Indicate a figure by dividing each student-athlete's total countable aid by his or her cost for tuition and fees, room and board, and required course-related books, rounded off to two decimal places (e.g., .75). [Note: If you use the **actual** cost for tuition and fees, room and board, and books, the equivalent award is calculated by dividing the **actual** amount of institutional financial aid received by the student-athlete (numerator) by the actual value of a full grant-in-aid (denominator). If you use the **average** cost for tuition and fees, room and board, and books, the equivalent award is calculated by dividing the **average** amount of institutional financial aid received by the student-athlete (numerator) by the **average** value of a full grant-in-aid for all students at your institution (denominator). In addition, an institution may use either the actual or average amount of institutional financial aid received by a student-athlete as the numerator and either the actual or average amount of the full grant-in-aid value in the denominator.]

How to Calculate Your Total Countable Players:

Equivalent award. Add the figures and compare this total to the limits specified in Bylaw 15.5.2.1.

Change in Status. Use these two columns to indicate a student-athlete's change in status during the academic year (i.e., student-athlete is no longer an active participant in the sport).

Reason. Indicate a reason for a change in status as follows:

- Cut or dismissed from team;
- Exhausted eligibility in the sport;
- Graduated;
- Medical exception resulting from career-ending injury or condition;
- Quit the team; or
- Withdrew.

Use **C** for cut or dismissed, **E** for exhausted eligibility, **G** for graduated, **M** for medical exception, **Q** for quit the team and **W** for withdrew from institution.

Date. Indicate the effective date of the change in status.

[illegible]

Phone: _____ Date: _____

Academic Year 2012-13



Summary of NCAA Regulations – NCAA Division II

For: Student-athletes.**Purpose:** To summarize NCAA regulations regarding eligibility of student-athletes to compete.

DISCLAIMER: THE SUMMARY OF NCAA REGULATIONS DOES NOT INCLUDE ALL NCAA DIVISION II BYLAWS. FOR A COMPLETE LIST, GO TO WWW.NCAA.ORG. YOU ARE RESPONSIBLE FOR KNOWING AND UNDERSTANDING THE APPLICATION OF ALL BYLAWS RELATED TO YOUR ELIGIBILITY TO COMPETE. CONTACT YOUR INSTITUTION'S COMPLIANCE OFFICE OR THE NCAA IF YOU HAVE QUESTIONS.

TO: STUDENT-ATHLETE.

This summary of NCAA regulations contains information about your eligibility to compete in intercollegiate athletics.

This summary has two parts:

1. Part I is for **all** student-athletes.
2. Part II is for **new** student-athletes only (those signing the Student-Athlete Statement for the first time).

If you have questions, ask your director of athletics (or his or her official designee) or refer to the 2011-12 NCAA Division II Manual. The references in brackets after each summarized regulation show you where to find the regulation in the Division II Manual.

Part I: For All Student-Athletes.

This part of the summary discusses ethical conduct, amateurism, financial aid, academic standards and other regulations concerning your eligibility for intercollegiate competition.

1. Ethical Conduct – All Sports.

- a. You must act with honesty and sportsmanship at all times so that you represent the honor and dignity of fair play and the generally recognized high standards associated with wholesome competitive sports. [NCAA Bylaw 10.01.1]
- b. You have engaged in unethical conduct if you refuse to furnish information relevant to an investigation of a possible violation of an NCAA regulation when requested to do so by the NCAA or your institution. [Bylaw 10.1-(a)]
- c. You are **not eligible** to compete if you knowingly provide information to individuals involved in organized gambling activities concerning intercollegiate athletics

competition; solicit a bet on any intercollegiate team; accept a bet on any team representing the institution or solicit or accept a bet on any intercollegiate competition for any item (e.g., cash, shirt, dinner) that has tangible value. [Bylaw 10.3]

- d. You are **not eligible** to compete if you knowingly participate in any gambling activity that involves intercollegiate or professional athletics through a bookmaker, a parlay card or any other method employed by organized gambling. [Bylaw 10.3]
- e. You are **not eligible** to compete if you have shown dishonesty in evading or violating NCAA regulations. [Bylaws 10.1 and 14.01.3.3]

2. **Amateurism – All Sports.**

- a. You are **not eligible** for participation in a sport if after initial full-time collegiate enrollment you have ever:
 - (1) Taken pay, or the promise of pay, for competing in that sport;
 - (2) Agreed (orally or in writing) to compete in professional athletics in that sport;
 - (3) Played on any professional athletics team as defined by the NCAA in that sport; or
 - (4) Used your athletics skill for pay in any form in that sport. [Bylaw 12.1.2]
- b. You are **not eligible** in a sport if you ever have accepted money, transportation or other benefits from an agent, or agreed to have an agent market your athletics ability or reputation in that sport. [Bylaw 12.3]
- c. You are **not eligible** in any sport if, after you become a student-athlete, you accept any pay for promoting a commercial product or service, or allowed your name or picture to be used for promoting a commercial product or service. [Bylaw 12.5.2]
- d. You are **not eligible** in any sport if, because of your athletics ability, you were paid for work you did not perform, were paid at a rate higher than the going rate, or were paid for the value an employer placed on your reputation, fame or personal following. [Bylaw 12.4]

3. **Seasons of Competition – All Sports.**

The following rules are applicable to all Division II student-athletes first entering a collegiate institution on or after August 1, 2010:

If you did not enroll in a collegiate institution as a full-time student in the regular academic term that begins immediately after a one-year time period (the next opportunity to enroll after the one calendar-year period has elapsed) following high school graduation, you have used one season of intercollegiate competition for each consecutive 12-month period after the one-year time period

and before initial full-time collegiate enrollment in which you participated in organized competition. [Bylaws 14.2.4.2 and 14.2.4.2.1.2]

a. Activities constituting use of a season:

- (1) Any competition that is scheduled in advance;
- (2) Any competition in which official score is kept;
- (3) Any competition in which individual or team standings or statistics are maintained;
- (4) Any competition in which an official timer or game officials are used;
- (5) Any competition in which admission is charged;
- (6) Any competition in which teams are regularly formed or team rosters are predetermined;
- (7) Any competition in which team uniforms are used;
- (8) Any competition in which an individual or team is privately or commercially sponsored; or
- (9) Any competition that is either directly or indirectly sponsored, promoted or administered by an individual, an organization or any other agency. [Bylaw 14.2.4.2.1.2]

b. If you discontinued high school enrollment before graduation and participated in any of the activities constituting use of a season, you have used one season of intercollegiate competition for each consecutive 12-month period after a one-year time period (the next opportunity to enroll after one calendar year has elapsed) following the discontinued enrollment and before initial full-time collegiate enrollment. [Bylaw 14.2.4.2.1.1.3]

c. If you have used a season(s) of competition according to the regulations above, you must fulfill an academic year in residence at any member institution prior to being eligible to represent your institution in that specific sport in intercollegiate competition. [Bylaw 14.2.4.2.1.3]

4. Financial Aid – All Sports.

a. You are **not eligible** if you receive financial aid other than the financial aid that your institution distributes. However, it is permissible to receive:

- (1) Money from anyone on whom you are naturally or legally dependent;

- (2) Financial aid that has been awarded to you on a basis other than athletics ability; or
 - (3) Financial aid from an entity outside your institution that meets the requirements specified in the Division II Manual. [Bylaw 15.01.3]
 - (4) On or off-campus employment earnings, provided the compensation does not include remuneration for value that the student-athlete may have for the employer because of publicity, reputation, fame or personal following; the student-athlete is compensated only for work actually performed; and the student-athlete is compensated at a rate commensurate with the going rate in that locality for similar services.
- b. You must report to your institution any financial aid that you receive from a source other than your institution. However, you do not need to report financial aid received from anyone on whom you are naturally or legally dependent.

5. Academic Standards – All sports.

- a. Eligibility for Competition.
- (1) To be **eligible to compete**, you must:
 - (a) Have been admitted as a regularly enrolled, degree-seeking student according to the published entrance requirements of your institution;
 - (b) Be in good academic standing according to the standards of your institution; and
 - (c) Be enrolled in at least a minimum full-time baccalaureate degree program (not less than 12 semester or quarter hours) and maintain satisfactory progress toward that degree, be enrolled in a full-time graduate or professional degree program (as defined by the institution for all graduate students in that program) or be enrolled and seeking a second baccalaureate degree at your institution. [Bylaws 14.01.2, 14.1.8 and 14.1.9]
 - (2) If you are enrolled in less than a full-time program, you are **eligible to compete** only if you are enrolled in the last term of your degree program and are carrying credits necessary to finish your degree. [Bylaw 14.1.8.1.7.3]
 - (3) You are **eligible to compete** during the official vacation period immediately before initial enrollment, provided you have been accepted by your institution for enrollment in a regular, full-time program of studies at the time of your initial participation, you are no longer enrolled in your previous educational institution

and you are eligible under all institutional and NCAA requirements. [Bylaw 14.1.8.1.7.1]

- (4) You are **eligible** to **compete** between terms if you are continuing enrollment, provided you have been registered for the required minimum full-time load at the conclusion of the term immediately preceding the date of competition, or if you are either continuing enrollment or beginning enrollment, provided you have been accepted for enrollment as a regular full-time student for the regular term immediately following the date of competition. [Bylaw 14.1.8.1.7.2]

b. Eligibility for Practice.

- (1) You are **eligible** to **practice** if you are enrolled in a minimum full-time program of studies leading to a baccalaureate or equivalent degree as defined by the regulations of the certifying institution, which shall not be less than 12 semester or quarter hours, regardless of the institution's definition of a minimum full-time program of studies. [Bylaw 14.1.8.1]
- (2) You are **eligible** to **practice** during the official vacation period immediately preceding initial enrollment provided you have been accepted by your institution for enrollment in a regular, full-time program of studies at the time of your initial participation, you no longer are enrolled in your previous educational institution, and you are eligible under all institutional and NCAA requirements. [Bylaw 14.1.8.1.7.1]
- (3) You also are **eligible** to **practice** if you are enrolled in the final semester or quarter of a baccalaureate program while enrolled in less than a minimum full-time program of studies and your institution certifies that you are carrying (for credit) the courses necessary to complete the degree requirements, as determined by the faculty of the institution. [Bylaw 14.1.8.1.7.3]

c. Continuing Eligibility – All Sports.

- (1) In order to be eligible for competition at the end of each academic term, a student-athlete must successfully complete six semester or six quarter hours of academic credit the preceding regular academic term in which the student-athlete has been enrolled full-time at any collegiate institution. [Bylaw 14.4.3.1-(a)] (Beginning in the fall 2005 term and all terms after that.)
- (2) If you have transferred to your current institution midyear, or you have completed one academic year in residence at your current institution or used one season of eligibility in a sport at your current institution, your eligibility shall be determined by your academic record in existence at the beginning of the fall term or at the beginning of any other regular term of that academic year and you must satisfy the following requirements for academic progress to **be eligible** to compete.

- (a) You satisfactorily must have completed at least an average of 12 semester or quarter hours of academic credit during each of the terms in each of the academic years in which you have been enrolled, or you satisfactorily must have completed 24 semester hours or 36 quarter hours of academic credit since the beginning of the previous fall term or since the beginning of your institution's preceding regular two semesters or three quarters. [Bylaw 14.4.3.1-(b)]
 - (b) You must earn at least 75 percent of the semester or quarter hours required for satisfactory progress during the regular academic year. You may not earn more than 25 percent of the semester or quarter hours required for satisfactory progress during the summer or through correspondence courses taken during the 1993-94 academic year and thereafter. [Bylaw 14.4.3.1.4]
 - (c) You must achieve the following minimum grade-point average (based on a maximum of 4.000) at the beginning of the fall term or at the beginning of any other regular term of the academic year, based on you earning:
 - i. 24 semester or 36 quarter hours: 1.800;
 - ii. 48 semester or 72 quarter hours: 1.900;
 - iii. 72 semester or 108 quarter hours: 2.000; and
 - iv. 96 semester or 144 quarter hours: 2.000. [Bylaw 14.4.3.2]
 - (d) You must meet the minimum grade-point average at the certifying institution based on the method of calculation used by the institution for calculating grade-point averages for all students, and the calculation shall only include coursework normally counted by the institution in calculating the grade-point average for graduation. [Bylaw 14.4.3.2.1]
 - (e) You must choose a major that leads to a specific baccalaureate degree by the beginning of your third year of enrollment. (This includes transfer students who have not completed an academic year in residence yet or used one season of eligibility in a sport at their current institution.) [Bylaw 14.4.3.1.5]
- d. Freshmen.
 - (1) You are referred to as a qualifier and are eligible to practice and compete in your sport and to receive financial aid (institutional and athletically related) during your first academic year under Bylaw 14.02.10, if you:
 - (a) Graduate from high school;
 - (b) Attain a minimum high school grade-point average of 2.000 in 14 core-curriculum courses as specified in Bylaw 14.3.1.1; and

- (c) Achieve the required sum ACT (68) or SAT (820) score as specified in Bylaw 14.3.1.1.
- (2) You are referred to as a partial qualifier and are eligible to receive institutional and athletically related financial aid if you fail to meet the criteria for a qualifier, but at the time of graduation from high school you attain a minimum high school grade-point average of 2.000 in 14 core-curriculum courses as specified in Bylaw 14.3.1.1 or achieve the required sum ACT (68) or SAT (820) score. You may not compete in your sport during your first academic year in residence; however, you may practice on campus or at your institution's regular practice facility. [Bylaws 14.02.10, 14.3.1.1 and 14.3.2.1.]
- (3) You are referred to as a nonqualifier if you fail to meet the criteria above for qualifiers or partial qualifiers. Although a nonqualifier is ineligible for practice and competition during the first academic year in residence, a nonqualifier may receive nonathletics institutional aid, provided certification by the faculty athletics representative and the chair of the financial aid committee that the financial aid was granted without regard to athletics ability is on file in the office of the director of athletics. [Bylaws 14.02.10.3, 14.3.2.2.1 and 15.5.1-(b)]
- (4) If you are a nonqualifier or partial qualifier, you will have four seasons of eligibility after your first academic year in residence. However, student-athletes who have exhausted three seasons of competition in Division I are not eligible for further seasons of competition in Division II. [Bylaw 14.3.3]

6. Other Regulations Concerning Eligibility – All Sports.

- a. You are **not eligible** to participate in more than four seasons of intercollegiate competition. [Bylaw 14.2]
- b. You are **not eligible** after the first 10 semesters or 15 quarters in which you were enrolled at a collegiate institution in at least a minimum full-time program of studies as determined by the institution, except for extensions that have been approved in accordance with NCAA legislation. [Bylaws 14.2.2 and 14.2.2.3]
- c. You are **eligible** at an institution other than the institution from which you have received or satisfied the requirements for a baccalaureate degree or an equivalent degree and you have eligibility remaining as set forth in Bylaw 14.2.2.
- d. You are **eligible** for championships that occur within 60 days of the date you complete the requirements for your degree. [Bylaw 14.1.9.3]

7. All Sports Other Than Basketball.

- You are **not eligible** in your sport for the rest of your season if, after enrollment in college and during any year in which you were a member of an intercollegiate team, you competed as a member of any outside team in any noncollegiate, amateur competition in

the sport during the playing season. Competing in the Olympic Games tryouts and competition, and other specified national and international competition is permitted. [Bylaws 14.7.1, 14.7.3 and 14.7.5]

8. Basketball Only.

- a. You are **not eligible** if, after you become a student-athlete, you participate in any organized basketball competition except while representing the institution in intercollegiate competition. Competing in the Olympic Games tryouts and competition, and other specified national and international competition is permitted. [Bylaws 14.7.2, 14.7.4 and 14.7.5]
- b. There are no restrictions on the participation of Division II student-athletes in outside basketball competition during the summer. [Bylaw 14.7.5.2-(a)]

9. Transfer Students Only.

- a. You are a transfer student if:
 - (1) The registrar or admissions officer from your former institution certified that you officially were registered and enrolled at that institution in any term in a minimum full-time load and you attended a class or classes while enrolled as a full-time student; **or**
 - (2) The director of athletics from your former institution certified that you reported for the regular squad practice that any staff member of the athletics department of your former institution announced before the beginning of any term. [Bylaw 14.5.2]
- b. If you are a transfer student from a four-year institution, you are **not eligible** during your first academic year in residence unless you meet the provisions of one of the exceptions specified in Bylaw 14.5.5.3 or one of the waivers specified in Bylaw 14.8.1.2.
- c. If you are a transfer student from a two-year institution, you are **not eligible** during your first academic year in residence at your new institution unless you meet the academic and residence requirements specified in Bylaw 14.5.4 or the exceptions specified in Bylaw 14.5.4.5.
- d. If you transferred from a four-year college to a two-year college and then to your new institution, you are **not eligible** during your first academic year in residence at your new institution unless you meet the requirements specified in Bylaw 14.5.4.2 or the exceptions specified in Bylaw 14.5.4.5.

10. Drugs – All Sports.

- a. A student-athlete who, as a result of a drug test administered by the NCAA, is found to have used a substance on the list of banned drug classes shall be declared ineligible for

further participation in postseason or regular-season competition during the time period ending one calendar year after the collection of the student-athlete's positive drug test specimen. The student-athlete shall be charged with the loss of a minimum of one season of competition in all sports if the season of competition has not yet begun or a minimum of the equivalent of one full season of competition in all sports if the student-athlete tests positive during his or her season of competition (i.e., the remainder of contests in the current season and contests in the next season up to the period of time in which the student-athlete was declared ineligible during the previous year). The student-athlete shall remain ineligible until the student-athlete tests negative (in accordance with the testing methods authorized by the NCAA Executive Committee) and the student-athlete's eligibility is restored by the NCAA Committee on Student-Athlete Reinstatement. [Bylaw 31.2.3]

- b. If the student-athlete who tested positive for any drug other than a “street drug” as defined in Bylaw 31.2.3.4 tests positive a second time for the use of any drug other than a “street drug” as defined in Bylaw 31.2.3.4, he or she shall lose all remaining regular-season and postseason eligibility in all sports. If the student-athlete tests positive for the use of a “street drug” after being restored to eligibility, he or she shall lose a minimum of one additional season of competition in all sports and also shall remain ineligible for regular-season and postseason competition at least through the next calendar year. Bylaw 18.4.1.5.2 also provides that the NCAA Executive Committee shall adopt a list of banned drugs and authorize methods for drug testing of student-athletes on a year-round basis. [Bylaws 31.2.3.2 and 18.4.1.5.1.2]
- c. A policy adopted by the NCAA Executive Committee establishes that the penalty for missing a scheduled drug test is the same as the penalty for testing positive for the use of a banned drug other than a street drug. You will remain ineligible until you retest negative and your eligibility has been restored by the NCAA Committee on Student-Athlete Reinstatement. [Bylaws 18.4.1.5.1 and 18.4.1.5.1.1]

11. Non-NCAA Athletics Organization Positive Drug Test - All Sports.

- a. If you test positive for banned substances by a non-NCAA athletics organization, you must notify your director of athletics regarding the positive drug test. You also must permit the NCAA to test you for the banned drugs listed in Bylaw 31.2.3.4.
- b. If the result of the NCAA drug test is positive, you will lose all remaining eligibility during the season in which you tested positive and an additional season of competition.
- c. The director of athletics must notify the vice president of NCAA educational affairs in writing regarding a student-athlete's disclosure of a previous positive drug test administered by any other athletics organization.
- d. If the student-athlete immediately transfers to a non-NCAA institution while ineligible and competes in collegiate competition within the 365-day period at a non-NCAA institution, the student-athlete will be ineligible for all NCAA regular-season and postseason competition until the student-athlete does not compete in collegiate

competition for a 365-day period. Additionally, the student-athlete must retest negative (in accordance with the testing methods authorized by the NCAA Executive Committee) and request that eligibility be restored by the NCAA Committee on Student-Athlete Reinstatement. [Bylaw 18.4.1.5.1.3]

- e. The list is subject to change and the institution and student-athlete shall be held accountable for all banned drug classes on the current list. The list is located on the NCAA Web site (www.ncaa.org) or may be obtained from the NCAA health and safety staff in educational affairs.

Part II: For New Student-Athletes Only.

This part of the summary contains information about your recruitment, which is governed by Bylaw 13 of the Division II Manual.

- **Recruitment.**

- a. Offers – All Sports.

- (1) You are **not eligible** if, before you enrolled at your institution, any staff member of your institution or any other representative of your institution's athletics interests provided or offered to you, your relatives or your friends any financial aid or other benefits that NCAA legislation does not permit. [Bylaw 13.2.1]
- (2) An institution's staff member or any representative of its athletics interests shall not be involved, directly or indirectly, in making arrangements for or giving or offering to give any financial aid or other benefits to the prospect or the prospect's relatives or friends, other than expressly permitted by NCAA regulations. Receipt of a benefit by prospective student-athletes or their relatives or friends is not a violation of NCAA legislation if it is demonstrated that the same benefit is generally available to the institution's prospective students or their relatives or friends or to a particular segment of the student body (e.g., international students, minority students) determined on a basis unrelated to athletics ability. For violations of this bylaw in which the value of the offer or inducement is \$100 or less, the eligibility of the individual (i.e., prospective or enrolled student-athlete) shall not be affected conditioned on the individual repaying the value of the benefit to a charity of his or her choice. The individual, however, shall remain ineligible from the time the institution has knowledge of the receipt of the impermissible benefit until the individual repays the benefit. Violations of this bylaw remain institutional violations per NCAA Constitution 2.8.1, and documentation of the individual's repayment shall be forwarded to the enforcement staff. [Bylaw 13.2.1]

- b. Contacts – All Sports.

- (1) For purposes of this section, contact means “any face-to-face encounter between a prospective student-athlete or the prospective student-athlete’s relatives or legal guardian(s) and an institutional staff member or athletics representative during which any dialogue occurs in excess of an exchange of a greeting. Any such face-to-face encounter that is prearranged (e.g., positions himself/herself in a location where contact is possible) or that takes place on the grounds of the prospective student-athlete’s educational institution or at the site of organized competition or practice involving the prospective student-athlete or the prospective student-athlete’s high school, preparatory school, two-year college or all-star team shall be considered a contact, regardless of whether any conversation occurs.” [Bylaw 13.02.3]
- (2) You are **not eligible** if any staff member of your institution:
 - (a) Contacted you, your relatives or your legal guardians in person off your institution’s campus before you completed your junior year in high school (except for students at military academies) as described in Bylaw 13.1.1.1;
 - (b) Contacted you in person off your institution’s campus more than the number of times specified in Bylaw 13.1.6; or
 - (c) Contacted you in person off your institution’s campus outside the time periods specified in Bylaw 13.1.4 for football and basketball.
- (3) You are **not eligible** if anyone from your institution, other than an authorized staff member, contacted you, your relatives or your legal guardian in person on or off your institution’s campus to recruit you. [Bylaw 13.1.2.1]
- (4) You are **not eligible** if, while you were being recruited, any staff member of your institution or any other representative of your institution’s athletics interests contacted you during the day or days of competition at the site of any athletics competition in which you were competing. It was permissible for such contact to occur (during the permissible period) after the competition if the appropriate high school authority released you prior to the contact. [Bylaw 13.1.7.2]

c. Publicity – All Sports.

- (1) You are **not eligible** if, before you enrolled at your institution, your institution publicized any visit that you made to its campus. [Bylaw 13.10.4]
- (2) You are **not eligible** if, before you enrolled at your institution, you appeared on a radio or television program that involved a coach or another member of the staff of the athletics department at your institution. [Bylaw 13.10.3]

d. Letter-of-Intent Signing.

- You are **not eligible** if a staff member of your institution was present while you were signing, at an off-campus site, a National Letter of Intent or an acceptance of a financial aid offer from your institution or your conference. [Bylaw 13.1.6.2]

e. Source of Funds – All Sports.

- You are **not eligible** if any organization or group of people outside your institution spent money recruiting you to attend your institution, including entertaining, giving gifts or services and providing transportation to you or your relatives or friends. [Bylaw 13.14.4]

g. Sports Camps.

- You are **not eligible** if, before you enrolled at your institution, the institution, members of its staff or a representative of its athletics interests employed, or gave you free or reduced admission privileges to attend its camp or clinic after you started classes for the ninth grade. [Bylaw 13.12.1.5.1]

h. Visits, Transportation and Entertainment – All Sports.

- (1) You are **not eligible** under Bylaws 13.5, 13.6 or 13.7 if, before you enrolled at your institution, any of the following happened to you:
 - (a) Your institution paid more than the actual round-trip cost by direct route between your home and the campus when you made your one expense-paid visit; or
 - (b) Your institution entertained you, your parents (or legal guardians) or your spouse excessively during your expense-paid visit or entertained your friends or other relatives at any site.¹
- (2) A prospect may not be provided an expense-paid visit earlier than the opening day of classes of the prospect's senior year in high school. Violations of this bylaw shall be considered institutional violations per Constitution 2.8.1; however, such violations shall not affect the prospective student-athlete's eligibility. [Bylaw 13.6.1.2]
- (3) A member institution may not provide an expense-paid visit to a high school or preparatory school prospect until he or she: (a) presents the institution with a score from a PSAT, an SAT, a PLAN or an ACT test taken on a national testing date under national testing conditions. The score must be presented in writing through a testing-agency document or on a high school (or college) academic transcript (official or unofficial) or through the use of the applicable testing

¹ Unless the value of the benefit was \$100 or less.

agency's automated voice system. An international or learning-disabled prospect who requires a special administration of the PSAT, SAT, PLAN or ACT may present such a score on the approval of the appropriate academic requirements committee; (b) registers with the NCAA Eligibility Center; and (c) is placed on the institution's Institutional Request List with the Eligibility Center. [Bylaw 13.6.2]

- (4) You are **not eligible** if, at any time that you were visiting your institution's campus at your own expense, your institution paid for anything more than the following:
- (a) During an unofficial visit, the institution may not pay any expenses or provide any entertainment except a maximum of three complimentary admissions to a campus athletics event in which the institution's intercollegiate team practices or competes. Such complimentary admissions are for the exclusive use of the prospect and those persons accompanying the prospect on the visit and must be issued on an individual-game basis. Providing seating during the conduct of the event (including intermission) for the prospect or those persons accompanying the prospect in the facility's press box, special seating box(es) or bench area is specifically prohibited. For violations of this bylaw in which the individual receives an excessive number of complimentary admissions, and the value of the excessive admissions is \$100 or less, the eligibility of the individual (i.e., prospective or enrolled student-athlete) shall not be affected conditioned on the individual repaying the value of the benefit to a charity of his or her choice. The individual, however, shall remain ineligible from the time the institution has knowledge of the receipt of the impermissible benefit until the individual repays the benefit. Violations of this bylaw remain institutional violations per Constitution 2.8.1, and documentation of the individual's repayment shall be forwarded to the enforcement staff. [Bylaw 13.7.2.1]
 - (b) During any unofficial recruiting visit, the institution may provide the prospect with transportation to view practice and competition sites in the prospect's sport and other institutional facilities and to attend an institution's home athletics contest (on or off-campus). An institutional staff member must accompany the prospect during such a trip. For violations of Bylaw 13.5.3 in which the value of the transportation is \$100 or less, the eligibility of the individual (i.e., prospective or enrolled student-athlete) shall not be affected conditioned on the individual repaying the value of the benefit to a charity of his or her choice. The individual, however, shall remain ineligible from the time the institution has knowledge of the receipt of the impermissible benefit until the individual repays the benefit. Violations of this bylaw remain institutional violations per Constitution 2.8.1, and documentation of the

Individual's repayment shall be forwarded to the enforcement staff with the institution's self-report of the violation. [Bylaw 13.5.3]

(c) A meal at the dining hall of your institution or a meal at an off-campus site if all institutional dining halls were closed and the institution normally provides similar meals to all visiting prospective students. [Bylaw 13.7.2.1.1]

(d) An institution shall not permit its athletics department staff members or representatives of its athletics interests to pay, provide or arrange for the payment of transportation costs incurred by relatives, friends or legal guardian(s) of a prospect to visit the campus or elsewhere. [Bylaw 13.5.2.8]

(5) You are **not eligible** if, when you were being recruited, your institution gave you complimentary admissions to more than one regular-season home game scheduled outside your institution's community or gave you more than three complimentary admissions to that one regular-season home game scheduled outside your institution's community. [Bylaw 13.7.2.2]

(6) You are **not eligible** if, when you were being recruited, a staff member of your institution's athletics department spent money other than what was necessary for the staff member's (or representative's) personal expenses during an off-campus visit with you. [Bylaw 13.14.2]

i. Precollege or Postgraduate Expense – All Sports.

An institution or a representative of its athletics interests shall not offer, provide or arrange financial assistance, directly or indirectly, to pay (in whole or in part) the costs of the prospect's educational or other expenses for any period before his or her enrollment or so the prospect can obtain a postgraduate education. For violations of Bylaw 13.15 in which the value of the benefit received directly by the prospective student-athlete is \$100 or less, the eligibility of the prospective student-athlete shall not be affected conditioned on the prospective student-athlete repaying the value of the benefit to a charity of his or her choice. However, the prospective student-athlete shall remain ineligible from the time the institution has knowledge of receipt of the direct impermissible benefit until the prospective student-athlete repays the benefit. Violations of this bylaw remain institutional violations per Constitution 2.8.1, and documentation of the prospective student-athlete's repayment shall be forwarded to the enforcement staff. [Bylaw 13.15.1]

**General Amateurism and Eligibility Form for
Student-Athletes – NCAA Division II**

For: NCAA Division II institutions.
Action: Complete for each incoming student-athlete (including transfer student-athletes), and file at your institution with other eligibility documents.
Due Date: The student-athlete's first day of practice or outside competition.
Required by: NCAA Bylaw 12.1.1.1.2.1.
Purpose: To certify student-athletes for intercollegiate athletics practice or competition and assess compliance with NCAA general amateurism and eligibility rules.

[Note: This form is required in addition to the amateurism certification completed by the NCAA Eligibility Center.]

Student-Athlete: _____
(Please print name)

Name of your institution: _____

Sport: _____

Part I: Institutional Guidelines.

To be eligible to represent an institution in intercollegiate athletics practice or competition, a student-athlete shall be certified as eligible using this form. This form is used to certify activities a student-athlete participated in following a request for final amateurism certification from the NCAA Eligibility Center and before enrollment in a Division I or II institution.

Each student-athlete who is participating for the first time in intercollegiate athletics at the certifying institution should be given this form to complete and to sign. It is the institution's responsibility to assist the student-athlete in understanding the terms included in this form and to ensure that the student-athlete responds to all items. Subsequent to the student-athlete completing the form, the institution's eligibility certification official is responsible for investigating any answers that may impact eligibility. Further, the statement must be signed by the institution's eligibility certification official and the student-athlete's head coach prior to the student-athlete engaging in practice or competition. The completed form shall be maintained on file at the institution with other eligibility documents. [See Bylaw 12.1.1.1.2.1.]

Please be aware that your institution is responsible for:

1. Reviewing Bylaw 10.1 with the student-athlete to ensure that all information is provided truthfully and that the student-athlete is aware that further eligibility consequences could result if false and misleading information is provided.
2. Verifying the validity of the information provided by the student-athlete.
3. Analyzing the information submitted by the student-athlete and applying NCAA general amateurism and eligibility rules, particularly those related to amateurism, to determine the student-athlete's general eligibility. [NCAA Manual citations are included after each item to assist in this effort.]

4. Contacting the NCAA academic and membership affairs staff for assistance in determining the correct application of NCAA rules.
5. Advising the student-athlete that the information being provided through this form can affect the individual's eligibility.

[Note: Student-athletes also must sign the NCAA Student-Athlete Statement, NCAA Affirmation of Eligibility and NCAA Drug-Testing Consent Form.]

Part II – Student-Athlete Information.

[Please note that this section is to be completed by the student-athlete.]

To be eligible for intercollegiate athletics practice and competition, every student-athlete must meet all applicable NCAA eligibility requirements. You are being asked to complete this form because it will make it easier for your institution to determine your eligibility under NCAA rules.

This questionnaire does not relate to your admission to the school -- the admissions office of your institution will handle that process separately.

You must respond to each item below and sign the form to compete in intercollegiate athletics at an NCAA institution. (Use "N/A" if the question does not apply to you.) Ask an administrator at your institution for help if you do not understand an item. (References to NCAA bylaws that follow each item are for your institution's use.) The institution's eligibility-certification official and your head coach also must sign the completed form and keep it on file at the institution with other eligibility documents.

Please note that the information you provide on this form will be used to certify your eligibility and, thus, may impact your eligibility to compete at an NCAA institution. In addition, under NCAA legislation you are required to provide accurate information. The knowing provision of false and misleading information on this form may result in additional consequences to your NCAA eligibility.

[Note: In completing the following items, please use the back of the pages if you need additional space.]

A. General Information.

Full Name: _____ Sport(s): _____

Home Country: _____

Date of Birth: ____/____/____ Date of High School Graduation: ____/____/____
Month Day Year Month Year

B. Participation in Athletics.

1. Participation on an organized team.

From the date you requested final amateurism certification through the date you enrolled at a Division I or II institution, did you participate in any competition where any of the following occurred? (Please circle all that apply)

- a. Competition was scheduled in advance;
- b. Official score was kept;
- c. Individual or team standings or statistics were maintained;
- d. Official timer or game officials are used;
- e. Admission was charged;
- f. Teams are regularly formed or team rosters were predetermined;
- g. Team uniforms were used;
- h. An individual or team was privately or commercially sponsored; or
- i. The competition was either directly or indirectly sponsored, promoted or administered by an individual, an organization or any other agency.

From the date you requested final amateurism certification through the date you enrolled at a Division I or II institution, did you engage in a tryout(s)?

(Please circle) YES NO

- a. Did you or any of your teammates receive actual and necessary expenses for your participation on any of the teams mentioned above? [Bylaws 12.02.4 and 12.1.2]

(Please circle) YES NO

- b. Did you sign any type of contract or agreement to participate on any of the teams mentioned in section one? [Bylaw 12.1.2]

(Please circle) YES NO

If yes, for which team and please provide a copy of the agreement signed.

2. Participation as an individual.

From the date you requested final amateurism certification through the date you enrolled at a Division I or II institution, did you participate in any competition where any of the following occurred? (Please circle all that apply)

- a. Competition was scheduled in advance;
- b. Official score was kept;
- c. Individual or team standings or statistics were maintained;
- d. Official timer or game officials are used;
- e. Admission was charged;

- f. Teams are regularly formed or team rosters were predetermined;
 - g. Team uniforms were used;
 - h. An individual or team was privately or commercially sponsored; or
 - i. The competition was either directly or indirectly sponsored, promoted or administered by an individual, an organization or any other agency.
3. Additional issues.
- a. Have you accepted any benefits from individuals other than your parent(s) or legal guardian(s)? [Bylaw 12.1.2.1.6]
(Please circle) YES NO
 - c. Have you ever accepted any remuneration (e.g., pay) of any kind for your participation in an advertisement or promotional activity? [Bylaw 12.5]
(Please circle) YES NO
 - d. Did you or someone on your behalf ever pay a recruiting service or another individual to assist you in finding an institution or obtaining an athletics scholarship? [Bylaw 12.3.3]
(Please circle) YES NO
 - e. Did you ever have any contact with an agent or a runner? (Bylaw 12.3.1)
(Please circle) YES NO
If yes, did you enter into any kind of agreement (verbal or written) with the agent?
(Please circle) YES NO
Did you accept any benefits from an agent or a runner?
(Please circle) YES NO

STUDENT-ATHLETE'S AFFIRMATION

By signing below, I, _____, affirm that I have discussed the information
(Student-Athlete's Name)
I provided on this form with the eligibility-certification official at _____
(Name of Your NCAA Institution)
to determine my eligibility for participation in intercollegiate athletics. I have completed and reviewed the
responses to the questionnaire above and agree that the information is correct. I understand that if I knowingly
have given false or misleading answers to these questions, I will jeopardize my eligibility for participation in
intercollegiate athletics at NCAA member institutions.

Student-Athlete Signature

Date

[Note: You may wish to keep a copy of this form should you enroll at or transfer to another NCAA institution.]

ELIGIBILITY-CERTIFICATION OFFICIAL'S AFFIRMATION

By signing below, I, _____, affirm that I have
(Eligibility-Certification Official's Name)
reviewed the responses to the questionnaire above, as well as other information, and agree that
_____ has met all academic eligibility requirements (including certification
(Student-Athlete's Name)
by the NCAA Eligibility Center, if a freshman) and other general eligibility requirements and, therefore, is
eligible for participation in intercollegiate athletics.

Eligibility-Certification Official's Signature

Date

HEAD COACH'S AFFIRMATION

By signing below, I, _____, affirm that the information provided by the student-
athlete is accurate to the best of my knowledge. I understand that I am responsible under Bylaw 10.1 to provide
truthful information.

Head Coach's Signature

Date

Student-Athlete Information.

The purpose of the information below is to ascertain whether the individual has previously been involved with a team or in individual competition that would compromise the individual's eligibility pursuant to Bylaw 14.2.4.2.

The following questions will enable the NCAA member institution to better determine the individual's eligibility status.

Question No. 1: Did the student-athlete graduate from high school pursuant to his or her expected date of high school graduation?

(Please circle) YES NO

[Please see the NCAA website and the NCAA Guide to International Academic Standards for Athletics Eligibility for information on high school graduation dates for various countries.]

Question No. 2: Did the student-athlete enroll in a collegiate institution as a full-time student in a regular academic term at his or her first opportunity immediately after a one-year time period following high school graduation?

(Please circle) YES NO

Part A: Amateurism Issues.

For an individual who does not enroll in a collegiate institution as a full-time student in the regular academic term that begins immediately after a one-year time period (the next opportunity to enroll after the one calendar-year period has elapsed) following high school graduation, please answer the following questions regarding each consecutive 12-month period after the one-year time period and before initial full-time collegiate enrollment.

Yes No

- | | | | |
|-----|-----|----|---|
| ___ | ___ | 1. | Did the individual participate in any competition scheduled in advance? [Bylaw 14.2.4.2.1.2-(a)] |
| ___ | ___ | 2. | Did the individual participate in any competition in which official score is kept? [Bylaw 14.2.4.2.1.2-(b)] |
| ___ | ___ | 3. | Did the individual participate in any competition in which individual or team standings or statistics are maintained? [Bylaw 14.2.4.2.1.2-(c)] |
| ___ | ___ | 4. | Did the individual participate in any competition in which an official timer or game officials are used? [Bylaw 14.2.4.2.1.2-(d)] |
| ___ | ___ | 5. | Did the individual participate in any competition in which admission is charged? [Bylaw 14.2.4.2.1.2-(e)] |
| ___ | ___ | 6. | Did the individual participate in any competition in which teams are regularly formed or team rosters are predetermined? [Bylaw 14.2.4.2.1.2-(f)] |

- | | | |
|---|---|--|
| — | — | 7. Did the individual participate in any competition in which team uniforms are used?
[Bylaw 14.2.4.2.1.2-(g)] |
| — | — | 8. Did the individual participate in any competition in which an individual or team is privately or commercially sponsored? [Bylaw 14.2.4.2.1.2-(h)] |
| — | — | 9. Did the individual participate in any competition that is either directly or indirectly sponsored, promoted or administered by an individual, an organization or any other agency? [Bylaw 14.2.4.2.1.2-(i)] |

If the answer to any of the questions in Part A is “YES”, then the individual may be subject to the organized competition or training prior to collegiate enrollment rule (Bylaw 14.2.4.2) and it is the responsibility of the institution to determine how many seasons of eligibility were used based on the participation history of the student-athlete. Further, if the student-athlete is subject to the provisions in Bylaw 14.2.4.2, then he or she must fulfill an academic year in residence without competing in the specific sport at any NCAA institution. Please note that there is an exception to the academic year in residence outlined in Bylaw 14.2.4.2.1.3.1 (exception). In addition, there are exceptions to Bylaw 14.2.4.2 set forth in Bylaws 14.2.4.2.2.1 (U.S. armed services exception), 14.2.4.2.2.2 (national/international competition exception) and 14.2.4.2.2.3 (skiing exception).

Part B: Additional Amateurism Issues.

Yes No

- | | | |
|---|---|--|
| — | — | 1. Has the individual ever agreed (orally or in writing) to be represented by an agent for the purposes of marketing his or her athletics ability? [Bylaw 12.3.1] |
| — | — | 2. Has the individual ever entered into an agreement (verbal or written) with an agent for representation in future professional sports negotiations? [Bylaw 12.3.1.1] |
| — | — | 3. Has the individual, his or her relatives or friends ever accepted transportation or other benefits from an agent? [Bylaw 12.3.1.2] |

If the answer to any of the questions in Part B is “YES” the individual may have jeopardized his or her amateur status and may not be eligible for intercollegiate competition in a particular sport. Therefore, it is incumbent on the institution to further investigate the individual’s amateur status.

White Paper Regarding NCAA Division II Ease of Burden Initiative

Background

A few years ago, Division II embarked on a journey to ensure that its policies, rules, regulations, and budget decisions were consistent with the division's Strategic-Positioning Platform that was developed in 2006. Anchoring the journey was the Life in the Balance initiative, which has delivered on the promise of giving back to the membership work/life balance, enhanced student-athlete well-being and more time to devote to the social and educational experience.

Yet, while Division II is proud of the growing success of the Life in the Balance initiative, the division now turns its attention to alleviating the compliance and financial burdens that current regulations place on Division II intercollegiate athletics. The costs of monitoring the rules have soared and the time commitment spent on compliance and NCAA reporting requirements has risen to new levels. This also comes at a time when colleges and universities are reluctant to increase their support for athletics from the general budget in times of overall economic stress.

In June 2010, the NCAA hosted the third NCAA Division II Chancellors and Presidents Summit. Nearly 130 presidents and chancellors gathered at this event with the purpose of discussing athletically related issues and identifying the most important areas that the division needs to address as we move forward. One of the themes that emerged from the summit was the need to alleviate some of the compliance and financial burdens that current regulations place on Division II intercollegiate athletics.

In response to this request, the NCAA Division II Presidents Council charged the NCAA Division II Legislation Committee with reviewing current Division II legislation and processes and offering recommendations to:

1. Ease the burden of compliance;
2. Assist Division II administrators with better time management; and
3. Identify potential cost savings for better allocation of resources.

Review of Legislation and Processes

Over an 18 month period, the Legislation Committee will conduct a thorough review of the division's legislation and develop proposals for consideration at the 2012 and 2013 NCAA Conventions. [See Attachment A for summary of legislative actions taken.] Although the goals set by the Presidents Council for this initiative could lead to recommendations to amend and/or eliminate current legislation ("*re-regulation*"), this should not be seen as a deregulation effort. This initiative primarily focuses on assisting institutions in alleviating compliance and financial

burdens, while deregulation primarily intends to simplify the application of legislation and reduce the size/number of rules.

It is also important to keep in mind that this review is not limited to legislation. The Legislation Committee is also looking at processes, policies and practices within the division in order to offer any recommendations that assist with the goals previously mentioned. Some of the areas reviewed include mandatory reporting requirements, research initiatives, certification procedures and online tools. [See Attachment B for summary of policy recommendations.]

During this review, it is of utmost importance to avoid the shifting of responsibilities. The intent is not to alleviate institutional compliance officers from current burdens while shifting them to the conference office or NCAA national office staff or vice versa. It is, rather, to look at whether there are some responsibilities that are redundant or could be simplified to ease the burden of administrators at the local, conference and national level.

Ease of Compliance Burden

While, in many Division II institutions, personnel and financial resources may be limited, we are committed to having functioning compliance programs that focus on the well-being of our student-athletes. Keeping in mind the unique characteristics and attributes of Division II, we need to look at whether there are rules within the NCAA Division II Manual, reporting requirements or any other processes where the division has drifted from those characteristics.

Is Division II legislation being adopted to address only a small percentage of cases/situations? If so, are there any changes that could instead address most of those situations while providing some relief to the staff in charge of such requirements?

Better Time Management

Another area of concern within the division is the amount of time compliance administrators, faculty athletics representatives and other institutional/conference staff members spend in compliance and/or reporting requirements.

Are there areas where we could alleviate some of the time that our personnel devote to compliance? Are we collecting the same information on different reporting instruments? Is all the information requested really necessary?

Potential Cost Savings

At the forefront of every initiative must be a commitment to fiscal responsibility. We need to allocate our resources carefully and strategically.

Are we looking at our current legislation and processes and thinking of ways where cost savings can be achieved while providing the same or similar results? Are we using technology to its fullest?

Conclusions and Next Steps

Division II is unique. As we move forward as a division, we need to continue to be committed to establishing and maintaining a system for operations and compliance that is engaged, functioning and geared toward our own institutions. This is the primary objective of Goal Two of the NCAA Division II Strategic Plan.

But equally as important, the division needs to pay special attention to fiscal responsibility. The Presidents Council is aware of this need and, in order to address it, they added a new priority to Goal Four of the Strategic Plan, which intends to analyze the costs associated with sponsoring Division II intercollegiate athletics programs and institutional compliance to ensure strategic use of our limited resources.

The Ease of Burden initiative is an appropriate review that comes at a time during which all institutions are seeking efficiencies in their athletics programs to keep the experiences for their student-athletes the best they can be. Over the course of this review, the Division II leadership has attended and will continue to attend to the perplexing and difficult issues to develop an aggressive agenda for action with critical analysis and profound judgment.

Finally, the Legislation Committee has created the following email account to encourage additional recommendations and feedback from the Division II membership regarding this initiative: DIIeaseofburden@ncaa.org.

Timeline for Review

Although the Presidents Council charged the Legislation Committee with leading this initiative, the recommendations have been and will continue to be vetted through all involved parties. Significant input, ideas and feedback have been sought from the NCAA Division II Conference Commissioners Association Compliance Officers. In addition, conference and institutional administrators have had opportunities to contribute to this initiative through focus groups and general sessions at different events. Further, other NCAA Division II governance groups have

also had the opportunity to collaborate with the Legislation Committee in these efforts. Throughout the duration of this initiative, it is expected that all involved parties will continue to provide ideas and feedback. The following timeline is being used to ensure that the concepts and recommendations are fully vetted with the membership:

March 2011	Initial Review and Discussion by the Legislation Committee
April 2011	Initial Review and Discussion by the NCAA Division II Management Council and Presidents Council
April – December 2011	Focus Groups with Division II Institutional and Conference Compliance Officers
May/June 2011	Sessions at the 2011 NCAA Regional Rules Seminars
June 2011	Initial Recommendations by the Legislation Committee
June – December 2011	Review and Feedback of Recommendations by the Division II Membership
	Review of Recommendations by the Management Council and Presidents Council
September 2011	Conference Commissioners Association Compliance Officers Meeting
November 2011	Legislation Committee Meeting
January 2012	Legislative Proposals considered by the Division II Membership
March/June/November 2012	Legislation Committee Meetings
January – December 2012	Continual Review and Discussions by the Legislation Committee and Different Governance Groups
	Continual Review and Feedback by the Division II Membership
January 2013	Legislative Proposals considered by the Division II Membership

NCAA Division II Ease of Burden Initiative
Summary of Legislative Actions Taken

Ease of Burden Proposals Adopted at the 2012 NCAA Convention

1. **NCAA Proposal No. 2012-2 Amateurism and Eligibility -- General Regulations and Eligibility Requirements -- Elimination of Eligibility Form to Certify International Student-Athlete.** To eliminate the requirement that an international student-athlete must complete the eligibility form prior to competition; further, to specify that a student-athlete must complete a form developed by the NCAA to certify activities that occur following the prospective student-athlete's request that a final amateurism certification be issued by the NCAA Eligibility Center and before initial full-time enrollment at a Division I or II institution.
2. **Proposal No. 2012-5 Financial Aid from Outside Sources -- Financial Aid from an Established and Continuing Program.** To specify that a student-athlete may receive financial aid through an established and continuing program to aid students, provided the recipient's choice of institutions is not restricted by the donor of the aid and there is no direct connection between the donor and the student-athlete's institution.
3. **Proposal No. 2012-11 Recruiting -- Contacts and Evaluations -- Permissible Number and Time Period for Contacts -- Unlimited Contacts.** To specify that in-person, off-campus recruiting contacts shall not be made before June 15 immediately preceding a prospective student-athlete's junior year in high school; further, to permit an institution to make unlimited in-person, off-campus recruiting contacts with a prospective student-athlete each academic year.
4. **Proposal No. 2012-12 Recruiting -- Contacts and Evaluations -- Contactable Prospective Student-Athletes -- High School Prospective Student-Athletes -- Permissible Number and Timing of Telephone Calls.** To specify that telephone calls to a prospective student-athlete [or the prospective student-athlete's relatives or legal guardian(s)] may not be made before June 15 immediately preceding the prospective student-athlete's junior year in high school; further, to specify that on or after June 15 immediately preceding a prospective student-athlete's junior year in high school, institutional staff members may make unlimited telephone calls to a prospective student-athlete [or the prospective student-athlete's relatives or legal guardian(s)].
5. **Proposal No. 2012-13 Recruiting -- Recruiting Materials -- Printed Recruiting Materials, Electronic Media and Electronic Transmissions -- Permissible Number and Timing of Materials.** To specify that an institution may not provide athletically related recruiting materials and electronic media to a prospective student-athlete [or the prospective student-athlete's relatives or legal guardian(s) and coaches] before June 15 immediately preceding the prospective student-athlete's junior year in high school; further, to specify that any form of electronic transmission (e.g., text message, instant

message) may not be sent before June 15 immediately preceding the prospective student-athlete's junior year in high school, and must be private between the recipient and sender.

Other Legislative Actions.

1. **Ease of Burden Package -- Proposal No. NC-2012-18 Recruiting -- Transportation -- Transportation to Enroll From any Bus, Train Station or Airport.** To permit institutional staff members to provide transportation from any bus or train station or airport to campus on the occasion of the student-athlete's initial arrival at the institution to attend class.
2. **Ease of Burden Package -- Proposal No. NC-2012-19 Financial Aid -- Definitions and Applications -- Financial Aid -- Exempted Institutional Financial Aid -- Government Grants Awarded Based on Demonstrated Financial Need and for Educational Purposes.** To specify that a government grant awarded to a student-athlete based on a student's demonstrated financial need or for educational purposes shall be excluded when determining the permissible amount of full grant-in-aid or cost of attendance for a student-athlete and shall be excluded from the institutional financial aid limitations.
3. **Proposal No. NC-2013-3 -- Recruiting -- Recruiting and Eligibility -- Participation in Organized Competition Before Initial Collegiate Enrollment -- Notification of Organized-Competition Legislation -- Reports and Notification -- NCAA Eligibility Center.** To specify that the NCAA Eligibility Center shall provide information regarding the organized-competition legislation to a prospective student-athlete and his or her parents or legal guardians after he or she has registered with the Eligibility Center and the Eligibility Center has received an institution's request to add the prospective student-athlete to the institution's request list.
4. **Proposal No. NC-2013-4 -- Recruiting -- Recruiting Materials -- Electronic Transmissions -- Additional Regulations -- During Conduct of Athletics Contest.** To specify that electronically transmitted correspondence may not be sent to a prospective student-athlete [or the his or her relatives or legal guardian(s)] during the conduct of any of the institution's intercollegiate athletics contest in that sport from the time the institution's team reports on call at the competition site at the direction of the coach until the competition has concluded and the team has been dismissed by the coach.
5. **Proposal No. NC-2013-15 -- Eligibility and Financial Aid -- General Eligibility Requirements -- Certification of Eligibility Form -- Elimination of Squad-List Form.** To eliminate the requirement that a member institution's athletics director shall use the squad-list form as the instrument to certify the eligibility of a student-athlete; further, to

specify that an institution shall use an eligibility list form developed by the NCAA to certify the eligibility of a student-athlete and shall compile individual and team equivalency information on a financial aid list form developed by the NCAA. [Note: Approved in concept by the Management Council in April 2012.]

6. **Proposal No. ADM-2013-2 -- Executive Regulations -- Eligibility for Championships -- Notification of Ineligibility -- Elimination of Midseason Verification Form.** To eliminate the requirement that an institution that believes it is under consideration for NCAA championships selection must submit a midseason eligibility verification form. [Note: Approved in concept by the Management Council and Presidents Council in April 2012.]
7. **Ease of Burden Package -- Proposal No. I-2012-6 -- Timing of Mandatory Medical Examinations for Tryouts.** Incorporate the following interpretation into the NCAA Division II Manual:
 - Timing of Mandatory Medical Examinations and Tryouts of High School Senior Prospective Student-Athletes. The NCAA Division II Management Council determined that a medical examination administered or supervised by a physician, within six months prior to a prospective student-athlete's participation in practice, competition or out-of-season conditioning activities during his or her senior year in high school, that is accepted by the prospective student-athlete's high school for his or her participation in athletics during that senior year, may be used to satisfy the mandatory medical examination requirements set forth in Bylaw 13.11.2.1-(c) for tryouts conducted by an NCAA Division II institution. [Reference: NCAA Bylaw 13.11.2.1-(c) (tryouts).]

Legislative Referrals to Other Division II Committees:

1. Referrals to the NCAA Division II Academic Requirements Committee:

- a. NCAA Bylaw 15.02.4.3 (exempted institutional financial aid – academic awards). Whether the Division II membership should consider amending the legislation to eliminate the required criteria for exempting academic awards from a student-athlete's full grant-in-aid or cost of attendance and the institution's financial aid limitations; further, to permit institutions to exempt all academic awards provided they are awarded in accordance with institutional policy.

Rationale. During discussions regarding the Ease of Burden initiative, it was suggested the membership consider whether eliminating the required criteria, and permitting institutions to exempt all academic awards provided they are awarded

in accordance with institutional policy, would reduce the burden on senior compliance administrators and financial aid officers when determining a student-athlete's financial aid package. If the additional criteria are eliminated, institutions would only have to determine if the academic award was provided in accordance with institutional policy for academic awards for all students, and would not have to take the additional step of determining if the academic award meets additional specified criteria.

ACTION. The committee reviewed the referral and directed staff to prepare documentation for a future meeting when the committee will discuss options to amend the legislation for clarity and possible changes to the minimum standards to exempt the academic awards.

- b. NCAA Constitution 3.2.4.10 (academic success rate) and 3.2.4.11 (academic performance census). Whether the Academic Success Rate (ASR) and Academic Performance Census (APC) could be combined into one reporting requirement once cohorts align; further whether the due date for both reports should be adjusted to ease the burden on compliance administrators.

Rationale. All the information requested in the ASR is already gathered in APC. Therefore, once the cohorts sync, ASR should be eliminated. It is recommended that both reports be due 15 weeks after the start of the fall semester. The June 1 deadline of ASR is difficult as it is a very busy time for compliance administrators (end of school year, Institutional Self-Study Guide deadline, Regional Rules Seminars).

ACTION. The committee determined that aligning the deadlines is not feasible at this time. The committee directed staff to bring this issue back to the committee one year after the first APC cohort (2006-07) is reported in ASR so that committee members and the membership have a better understanding of how reporting the data changes once the cohorts align.

2. Referrals to the NCAA Division II Championships Committee:

- a. Bylaw 31.2.1.7.1 (midseason eligibility verification form). Whether the Division II membership should amend legislation to eliminate the requirement that an institution must submit a midseason eligibility verification form.

Rationale. This form is required three times per year (for each sport season) and includes information that is already provided in an institution's squad list. Eliminating the form or requiring only teams that participate in championships to submit the form would reduce the burden on compliance administrators.

ACTION. See Proposal No. ADM-2013-2, under "Other Legislative Actions" section.

- b. Code of Conduct Form. Whether the code of conduct form could be made available online in an editable format in order to ease the burden on institutional personnel.

Rationale. Currently the code of conduct form is only available in PDF format. It would ease the burden on institutional personnel if it was available as a Microsoft Word document, or if institutions could just type the form online.

ACTION. The committee approved the recommendation at its February 2012 meeting.

3. Referral to the NCAA Committee on Women's Athletics:

- NCAA Gender-Equity Reporting. Whether deadlines and reporting requirements for the federal Equity in Athletics Disclosure Act (EADA) survey and the gender-equity reporting could be aligned.

Rationale. Both surveys gather similar information that is often duplicative. The federal survey is due in October, while the NCAA survey is due in January. Institutional administrators spend significant time preparing for these submissions. Time and resources could be alleviated if both reports were aligned in terms of data requested and due dates.

ACTION. The committee discussed the current difference between the annual reporting deadlines for the federal EADA and NCAA financial reporting system, which are October and January, respectively. The committee previously supported establishing a single deadline for both reports to make it more convenient and efficient for the membership. Consequently, the NCAA staff reached out to the U.S. Department of Education to see if the submission dates could be streamlined. However, the Department of Education did not agree to change the reporting date, noting that its October deadline allows the data to be reviewed earlier by all prospective students. The current NCAA system allows the membership to pull data for the EADA and NCAA at the same time.

4. Referral to the NCAA Division II Membership and Planning and Finance Committees:

- Constitution 6.2.3 (Financial Report). Whether the Division II membership should consider aligning the deadline for completion of a financial report and the NCAA Institutional Self-Study Guide. In doing so, the timing of the financial report requirement would be extended from three to five years.

Rationale. It is expensive for institutions to conduct an audit every three years (most outside companies charge from \$5,000 to \$10,000 per audit). In addition, by extending the timing of the requirement to every five years, the financial report could be linked to the due date for the Institutional Self-Study Guide, which contains a financial component.

ACTION. The Membership Committee discussed the current legislation that requires institutions to conduct an audit of their athletics department expenses and revenues at least once every three years. The committee agreed that the audit required by Constitution 6.2.3 and 6.2.3.1 is not an audit that must be separate and distinct from the institution-wide audit provided the agreed-on procedures for the athletics audit were followed. The committee also agreed that clarification was needed to assist institutions in understanding the audit. [Note: Tamara Gingerich, associate director for administrative services and liaison to the Planning and Finance Committee, was present during this part of the committee meeting.]

NCAA Division II Ease of Burden Initiative
Summary of Policy Recommendations

The following is a summary of recommendations provided by the NCAA Division II Legislation Committee to assist in easing the burden of compliance related to different processes, policies and practices within the division. While these recommendations do not require a legislative change, the Legislation Committee believes they can assist with the overall goals of this initiative.

1. Review due dates for reporting requirements. Reviewing due dates, including due dates for championships reporting, and ensuring that those due dates are appropriately staggered, will ease the burden on compliance administrators. The committee directed staff to bring a complete list of reporting requirements to a future meeting so the committee may begin to determine what changes are appropriate.
2. Update compliance calendar and make it interactive. The compliance calendar is an excellent resource for compliance administrators to keep track of their duties. There are updates that can be made to make the document an all-inclusive document as it relates to NCAA requirements. In addition, making the compliance calendar interactive (e.g., provide links directly to database, allow institutions to add institutional or conference due dates) will further assist compliance coordinators. The committee directed the staff to provide an updated version of the compliance calendar for review at the March in-person meeting.
3. Provide Ease of Burden updates through NCAA communication platforms. The committee recommended that changes to procedures and processes that ease the burden on Division II intercollegiate athletics be highlighted on the NCAA website and through The NCAA News. Changes to procedures and processes may not be as readily evident to the membership because they do not result in legislative proposals. The committee wants to ensure that all of the division's efforts to ease the burden are recognized and communicated to the membership.
4. Keep Academic Success Rate (ASR) reporting open all year or make it available for a longer period of time. Currently the ASR reporting process is only available for a few weeks. Providing compliance administrators the opportunity to begin entering information earlier will allow those individuals to complete the process more conveniently as their schedule allows. The NCAA research staff will review this recommendation and consider making updates and adjustments to the system right after the submission deadline rather than in the summer in order to make the process available for an extended period of time.
5. Make ethnicity and residence status consistent among all reporting requirements. NCAA reporting requirements differ slightly as to the options available for selecting ethnicity and residence status. The committee referred this issue to the NCAA research staff for review and recommended that this information be made standard for all NCAA reports.

6. Refer recommendations regarding upgrades to Compliance Assistant. During the ease of burden review, a number of upgrades to the Compliance Assistant software have been recommended by the membership. The committee referred the recommendations to the staff and asked that the feasibility of implementing the recommended changes be reviewed.
 - a. Compliance Assistant to interface/sync information with the NCAA Eligibility Center database.
 - (1) Once a student-athlete's academic eligibility is certified by the NCAA Eligibility Center, the information should appear in Compliance Assistant. *Action: This request has been submitted as part of general programming updates.*
 - (2) Compliance Assistant should automatically populate the NCAA Eligibility Center ID number, as well as any information regarding a National Letter of Intent. *Action: This request is complete.*
 - b. Compliance Assistant to interface/sync information with the NCAA compliance forms.
 - Once a student-athlete completes the annual compliance forms, Compliance Assistant should update automatically. *Action: Staff submitted this request, and will attempt to sync the programs prior to the release of the 2012-13 Compliance Forms.*
 - c. Compliance Assistant to interface/sync with Academic Success Rate and Academic Performance Census reporting.
 - Once designation of a degree is added for a student-athlete in Compliance Assistant it should automatically appear in the Academic Tracking System for reporting purposes. *Action: Staff is going to work on an ad hoc report that might achieve this outcome.*
 - d. Compliance Assistant to interface/sync with AMA Online Case Management System.
 - Once a waiver has been decided, the information should appear in the student-athlete page on Compliance Assistant. *Action: Staff submitted this request to be included as a future enhancement in for both the AMA Online Case Management System and Compliance Assistant.*

- e. Compliance Assistant should automatically roll over the number of semesters a student-athlete has used from term to term. *Action: This request has been completed. The functionality of this request is fully dependent on the accuracy of the information submitted by the user.*
- 7. Refer review of streamlined appeals to NCAA waiver teams. Review methods for streamlining appeals processes for waivers. The guidelines for "common sense" appeals should be amended to reduce the amount of paperwork necessary for submitting a waiver (e.g., see process for intercept cases).
- 8. Enhance the AMA Online Case Management System to be able to submit secondary violations. With the move to a single-source sign-on system, institutions would benefit by also being able to submit their secondary violations through AMA Online. The enforcement staff is currently working on developing a system for submitting secondary violations and will take the committee's recommendation under advisement.
- 9. Make compliance forms available online. The NCAA staff accommodated this request, and released the 2011-12 compliance forms through an online system. The committee directed staff to amend some language on the forms, and address any "bugs" in the online system.
- 10. Make the compliance resources on the Division II website available in a format that can be downloaded and used by institutions. Currently, forms are available only in PDF format. Therefore, institutions may only use the example forms as a guide when creating an institutional form. Providing the forms in Microsoft Word, allows institutions to modify the forms without much of a time commitment. The staff agreed to consult with legal counsel before proceeding.
- 11. Collaborate with National Association of Athletics Compliance (NAAC) to develop best practice documents. The committee recommended working with NAAC to develop best practice documents that would assist compliance administrators with their duties. Compliance administrators in Division II have to balance multiple duties at the same time. In addition, there are certain "peak times" during the academic year when compliance administrators have an increased workload (e.g., start of the academic year). By creating and making widely available resources or best practices, compliance administrators would benefit significantly. For example, some institutions have created videos to be used for initial meetings with student-athletes that assist with education of those new athletes and also with completing paperwork. This is an excellent example of a resource that could alleviate some compliance burdens for compliance administrators. In addition, developing a model compliance administration document, similar to the model athletics department document, could be beneficial to compliance administrators.

12. Increase the number of cross references in the Division II Manual. Many times compliance administrators would be assisted if the Manual would cross-reference sections. The committee directed staff to keep this recommendation in mind when drafting legislation in the future.
13. Educate on the availability of electronic request to archive interpretations in LSDBi. Discussions with the membership yielded a recommendation that staff conduct a thorough review of interpretations in LSDBi. In response to that request, the committee directed staff to educate the membership regarding the opportunity to submit a request to archive an interpretation or educational column in LSDBi. This information should be communicated in the NCAA Division II Conference Commissioners Association newsletter and posted in an LSDBi announcement.

Amateurism

12.01 GENERAL PRINCIPLES

12.01.1 Eligibility for Intercollegiate Athletics. Only an amateur student-athlete is eligible for intercollegiate athletics participation in a particular sport.

12.01.2 Clear Line of Demarcation. Member institutions' athletics programs are designed to be an integral part of the educational program. The student-athlete is considered an integral part of the student body, thus maintaining a clear line of demarcation between college athletics and professional sports.

12.01.3 Individual. NCAA amateur status may be lost as a result of activities before enrollment in college. NCAA rules that specify that an "individual" may or may not participate in certain activities the legislation applies to a person before and after enrollment in a member institution.

12.01.4 Student-Athlete. NCAA rules that specify that a "student-athlete" may or may not participate in certain activities the legislation applies only to that person's activities after enrollment.

12.01.5 Permissible Grant-in-Aid. A grant-in-aid administered by an educational institution is not considered to be pay or the promise of pay for athletics skill, provided it does not exceed the financial aid limitations set by the Association's membership.

12.02 DEFINITIONS AND APPLICATIONS

12.02.1 Individual. An individual, for purposes of this bylaw, is any person of any age without reference to enrollment in an educational institution or status as a student-athlete.

12.02.2 Pay. Pay is the receipt of funds, awards or benefits not permitted by the governing legislation of the Association for participation in athletics.

12.02.3 Professional Athlete. A professional athlete is one who receives any kind of payment, directly or indirectly, for athletics participation except as permitted by the governing legislation of the Association.

12.02.4 Professional Athletics Team. A professional team is any organized team that:

(a) Provides any of its players more than actual and necessary expenses for participation on the team, except as otherwise permitted by NCAA legislation. Actual and necessary expenses are limited to the following, provided the value of these items is commensurate with the fair market value in the locality of the player(s) and is not excessive in nature:

- (1) Meals directly tied to competition and practice held in preparation for such competition;
- (2) Lodging directly tied to competition and practice held in preparation for such competition;
- (3) Apparel, equipment and supplies;
- (4) Coaching and instruction;
- (5) Health/medical insurance;
- (6) Transportation (i.e., expenses to and from practice and competition, cost of transportation from home to training/practice site at the beginning of the season and from training/practice site to home at the end of season);
- (7) Medical treatment and physical therapy;
- (8) Facility usage;
- (9) Entry fees; and
- (10) Other reasonable expenses; or

(b) Declares itself to be professional.

12.02.5 Student-Athlete. A student-athlete is a student whose enrollment was solicited by a member of the athletics staff or other representative of athletics interests with a view toward the student's ultimate participation in the intercollegiate athletics program. Any other student becomes a student-athlete only when the student reports for an intercollegiate squad that is under the jurisdiction of the athletics department, as specified in Constitution 3.2.4.4. A student is not deemed a student-athlete solely on the basis of prior high school athletics participation.

12.02.6 Institutional Responsibility. As a condition and obligation of membership, it is the responsibility of an institution to determine the validity of the information on which the amateur status of an individual (e.g., including a two-year and four-year college transfer initially enrolling at an NCAA Division II institution) is based. (See Bylaw 14.01.3.)

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

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

12.02.6.1.2 Institutional Responsibilities.

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

12.02.6.1.2.1 Amateur Status after Certification. An institution is responsible for certifying the amateur status of an individual on a form provided by the NCAA (including two-year and four-year college transfers initially enrolling at an NCAA Division II institution) from the time he or she requests a final certification be issued by the NCAA Eligibility Center or he or she initially enrolls as a full-time student at an NCAA Division I or II institution (whichever occurs earlier). The completed form shall be maintained on file at the institution with other eligibility documents and shall be available for examination on request by the NCAA, and if the institution is a member of a conference, an authorized conference representative.

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

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

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

12.1 GENERAL REGULATIONS

An individual's (prospective student-athlete or enrolled student-athlete) amateur status shall be determined using the following. (See Bylaw 14 regarding the eligibility restoration process.)

12.1.1 Permissible Activities Prior to Initial-Collegiate Enrollment. Prior to initial-collegiate enrollment participation in the following activities and receipt of the following benefits will not jeopardize the amateur status of an individual.

- (a) Receipt of a salary, gratuity or compensation.
- (b) Receipt of any division or split of surplus (e.g., bonuses, game receipts.).
- (c) Receipt of educational expenses awarded by the U.S. Olympic Committee or the U.S. national governing body (or, for international student-athletes, expenses awarded by the equivalent organization of a foreign country), in accordance with the applicable conditions set forth in Bylaw 15.2.6.5.
- (d) Receipt of educational expenses awarded by a professional team or league, in accordance with the applicable conditions set forth in Bylaw 15.2.6.6.
- (e) Receipt of funds that are administered by the U.S. Olympic Committee pursuant to its Operation Gold Program.
- (f) Receipt of actual and necessary expenses from an outside amateur sports team or organization for competition and practice held in preparation for such competition. Practice must be conducted in a continuous time period preceding the competition except for practice sessions conducted by a national team, which occasionally may be interrupted for specific periods of time before the competition.
- (g) Receipt of actual and necessary expenses for an individual's relatives or legal guardians or from a nonprofessional organization sponsoring the competition, provided such expenses are made available to the relatives or legal guardians of all participants in the competition.
- (h) An individual may borrow against his or her future earnings potential from an established, accredited commercial lending institution exclusively for the purpose of purchasing insurance (with no cash surrender value) against a disabling injury or illness that would prevent the individual from pursuing a chosen career, provided a third party (including a member institution's athletics department staff members, its professional sports counseling panel or representatives of its athletics interests) is not involved in arrangements for securing the loan. The student-athlete shall report all such transactions and shall file copies of any loan documents associated with disability insurance with the member institution, regardless of the source of the collateral for the loan. The student-athlete also shall file copies of the insurance policy with the member institution, regardless of whether a loan is secured to purchase the insurance policy.
- (i) Receipt of comprehensive benefits of the USOC Elite Athlete Health Insurance Program.
- (j) Receipt of actual and necessary expenses [including grants but not prize money, whereby the recipient has qualified for the grant based on his or her performance in a specific event(s)] to cover developmental training, coaching, facility usage, equipment, apparel, supplies, comprehensive health insurance, travel, room and board without jeopardizing the individual's eligibility for intercollegiate athletics, provided such expenses are approved and provided directly by the U.S. Olympic Committee (USOC) or the appropriate national governing body in the sport (or, for international student-athletes, the equivalent organization of that nation).
- (k) A commercial company (other than a professional sports organization) or members of the local community may provide actual and necessary expenses for an individual's relatives or legal guardians to attend the Olympic Games in which the individual will participate.
- (l) A high school booster club (as opposed to specific individuals) may pay the necessary fee for prospective student-athletes at that high school to be certified by the NCAA Eligibility Center, provided no particular prospective student-athlete(s) is singled out because of his or her athletics ability or reputation.
- (m) An individual may receive actual and necessary expenses from a charitable foundation that is funded by a professional sports organization to attend a camp or clinic, provided:
 - (1) The charitable foundation is one that is defined as an exempt organization by the Internal Revenue Service;
 - (2) No professional sports organization, NCAA institution or conference owns or operates the sponsoring charitable foundation;
 - (3) No camp participant is a prospective student-athlete per Bylaw 13.02.9;

- (4) The charitable foundation provides to the participants nothing more than actual and necessary expenses to attend the camp or clinic and equipment/apparel necessary for participation; and
- (5) All camp participants fall within the sponsoring charitable foundation's guidelines for determining low-income, at-risk children.
- (n) Receipt of free equipment and apparel items for personal use from apparel or equipment manufacturers or distributors under the following circumstances:
 - (1) The apparel or equipment items are related to the prospective student-athlete's sport and are received directly from an apparel or equipment manufacturer or distributor;
 - (2) The prospective student-athlete does not enter into an arrangement (e.g., open account) with an apparel or equipment manufacturer or distributor that permits the prospective student-athlete to select apparel and equipment items from a commercial establishment of the manufacturer or distributor; and
 - (3) A member institution's coach is not involved in any manner in identifying or assisting an apparel or equipment manufacturer or distributor in determining whether a prospective student-athlete is to receive any apparel or equipment items.
- (o) Receipt of actual and necessary expenses to attend the NCAA First-Team Mentoring Program's annual educational conference and training seminar.

12.1.2 Impermissible Activities Prior to Initial-Collegiate Enrollment. Prior to initial-collegiate enrollment participation in the following activities and receipt of the following benefits will jeopardize the amateur status of an individual. **[R]**

- (a) Receipt of preferential treatment, benefits or services because of the individual's athletics reputation, skill or pay-back potential as a professional athlete, unless such treatment, benefits or services are specifically permitted under NCAA legislation. (b) Receipt of educational expenses provided to an individual by an outside sports team or organization that are based in any degree on the recipient's athletics ability.
- (b) Receipt of expenses incurred or awards received by an individual that are prohibited by the rules governing an amateur, noncollegiate event in which the individual participates.
- (c) Payment to individual team members or individual competitors for unspecified or unitemized expenses beyond actual and necessary travel, room and board expenses for practice and competition.
- (d) Receipt of actual and necessary expenses or any other form of compensation to participate in athletics competition (while not representing an educational institution) from a sponsor other than an individual on whom the athlete is naturally or legally dependent or the nonprofessional organization that is sponsoring the competition.
- (e) Enters into an agreement with an agent.

12.1.3 Permissible – Following Initial-Collegiate Enrollment. Following initial-collegiate enrollment participation in the following activities and receipt of the following benefits will not jeopardize the amateur status of an individual.

- (a) Receipt of educational expenses awarded by the U.S. Olympic Committee or the U.S. national governing body (or, for international student-athletes, expenses awarded by the equivalent organization of a foreign country), in accordance with the applicable conditions set forth in Bylaw 15.2.6.5.
- (b) Receipt of educational expenses awarded by a professional team or league, in accordance with the applicable conditions set forth in Bylaw 15.2.6.6.
- (c) Receipt of funds that are administered by the U.S. Olympic Committee pursuant to its Operation Gold Program.
- (d) Receipt of actual and necessary expenses from an outside amateur sports team or organization in for competition and practice held in preparation for such competition. Practice must be conducted in a continuous time period preceding the competition except for practice sessions conducted by a national team, which occasionally may be interrupted for specific periods of time before the competition.
- (e) Receipt of actual and necessary expenses to participate in Olympic tours or exhibitions from a sponsor other than the U.S. Olympic Committee (USOC), national governing body or nonprofessional organizations sponsoring the event, provided that if the individual is a student-athlete, he or she misses no class time, and the exhibition does not conflict with dates of institutional competition.
- (f) An individual may borrow against his or her future earnings potential from an established, accredited commercial lending institution exclusively for the purpose of purchasing insurance (with no cash surrender value) against a disabling injury or

illness that would prevent the individual from pursuing a chosen career, provided a third party (including a member institution's athletics department staff members, its professional sports counseling panel or representatives of its athletics interests) is not involved in arrangements for securing the loan. The student-athlete shall report all such transactions and shall file copies of any loan documents associated with disability insurance with the member institution, regardless of the source of the collateral for the loan. The student-athlete also shall file copies of the insurance policy with the member institution, regardless of whether a loan is secured to purchase the insurance policy.

- (g) Participation in institutional, charitable or educational promotions or fundraising activities that involve the use of athletics ability by student-athletes to obtain funds (e.g., "swim-a-thons") are permitted only if:
 - (1) The money is contributed directly to the institution, conference, or the charitable, educational or nonprofit agency;
 - (2) The student-athletes receive no compensation or prizes for their participation; and
 - (3) The provisions of Bylaw 12.5.1 are satisfied.
- (h) Receipt of comprehensive benefits of the USOC Elite Athlete Health Insurance Program.
- (i) Receipt of actual and necessary expenses [including grants but not prize money, whereby the recipient has qualified for the grant based on his or her performance in a specific event(s)] to cover developmental training, coaching, facility usage, equipment, apparel, supplies, comprehensive health insurance, travel, room and board without jeopardizing the individual's eligibility for intercollegiate athletics, provided such expenses are approved and provided directly by the U.S. Olympic Committee (USOC) or the appropriate national governing body in the sport (or, for international student-athletes, the equivalent organization of that nation).
- (j) A commercial company (other than a professional sports organization) or members of the local community may provide actual and necessary expenses for an individual's relatives or legal guardians to attend the Olympic Games in which the individual will participate.
- (k) Receipt of commemorative items incidental to participation in the Olympic Games, World University Games, World University Championships, Pan American Games, World Championships and World Cup events through the applicable national governing body. These benefits may include any and all apparel, leisure wear, footwear and other items that are provided to all athletes participating in the applicable event.

12.1.4 Impermissible – Following Initial-Collegiate Enrollment. Following initial-collegiate enrollment participation in the following activities and receipt of the following benefit will jeopardize the amateur status of an individual. **[R]**

- (a) Receipt of preferential treatment, benefits or services because of the individual's athletics reputation, skill or pay-back potential as a professional athlete, unless such treatment, benefits or services are specifically permitted under NCAA legislation.
- (b) Receipt of any direct or indirect salary, gratuity or comparable compensation.
- (c) Receipt of any division or split of surplus (e.g., bonuses, game receipts).
- (d) Receipt of educational expenses not permitted by the governing legislation of this Association (see Bylaw 15 regarding permissible financial aid to enrolled student-athletes).
- (e) Receipt of educational expenses provided to an individual by an outside sports team or organization that are based in any degree on the recipient's athletics ability (except as specified in Bylaw 15.2.6.4), even if the funds are given to the institution to administer to the recipient.
- (f) Receipt of cash, or the equivalent thereof (e.g., trust fund), as an award for participation in competition at any time, even if such an award is permitted under the rules governing an amateur, noncollegiate event in which the individual is participating. An award or a cash prize that an individual could not receive under NCAA legislation may not be forwarded in the individual's name to a different individual or agency.
- (g) Receipt of expenses incurred or awards received by an individual that are prohibited by the rules governing an amateur, noncollegiate event in which the individual participates.
- (h) Receipt of expenses from an outside amateur sports team or organization in excess of actual and necessary travel, room and board expenses, and apparel and equipment (for individual and team use only from teams or organizations not affiliated with member institutions, including local sports clubs as set forth in Bylaw 13.11.2.4) for competition and practice held in preparation for such competition. Practice must be conducted in a continuous time period preceding the competition except for practice sessions conducted by a national team, which occasionally may be interrupted for specific periods of time before the competition.

- (i) Payment to individual team members or individual competitors for unspecified or unitemized expenses beyond actual and necessary travel, room and board expenses for practice and competition.
- (j) Any payment, including actual and necessary expenses, conditioned on the individual's or team's place finish or performance or given on an incentive basis, or receipt of expenses in excess of the same reasonable amount for permissible expenses given to all individuals or team members involved in the competition.
- (k) Receipt of a prize for participation (involving the use of athletics ability) in a member institution's promotional activity that is inconsistent with the provisions of Bylaw 12.5.
- (l) Use of athletics skill (directly or indirectly) for pay in any form in that sport.
- (m) Acceptance of a promise of pay even if such pay is to be received following completion of intercollegiate athletics participation;
- (n) Signs a contract or commitment of any kind to play professional athletics, regardless of its legal enforceability or any consideration received;
- (o) Receipt directly or indirectly, of a salary, reimbursement of expenses or any other form of financial assistance from a professional sports organization based on athletics skill or participation, except as permitted by NCAA rules and regulations;
- (p) Competition on any professional athletics team (per Bylaw 12.02.4), even if no pay or remuneration for expenses was received;
- (q) Entering into an agreement with an agent either prior to or following initial full-time collegiate enrollment.
- (r) Participation for pay in competition that involves the use of overall athletics skill (e.g., "superstars" competition). (See Bylaw 12.5.2.3.3 for exception related to promotional contests.)

12.1.4.1 Road Racing. "Road racing" is essentially the same as cross country or track and field competition and cannot be separated effectively from those sports for purposes of Bylaw 12. Therefore, following initial full-time collegiate enrollment, an individual who accepts pay in any form for participation in such a race is ineligible for intercollegiate cross country or track and field competition.

<p>12.1.2.1.3.1 Educational Expenses from Outside Sports Team or Organization—Following Collegiate Enrollment. Educational expenses provided to an individual following collegiate enrollment by an outside sports team or organization that are based in any degree on the recipient's athletics ability [except for financial aid that is received from a team or organization that conducts a competitive sports program by an individual who is not a member of that team or organization (see Bylaw 15.2.6.3)], even if the funds are given to the institution to administer to the recipient.</p>
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12.2 INVOLVEMENT WITH PROFESSIONAL TEAMS

12.2.1 Tryouts.

12.2.1.1 Tryout after Enrollment. A student-athlete may try out with a professional athletics team in a sport or permit a professional athletics team to conduct medical examinations at anytime outside the student-athlete's playing and practice season. A student-athlete may receive actual and necessary expenses related to the tryout from a professional sports organization, provided the tryout does not exceed 48 hours. The 48-hour tryout period begins at the time the individual arrives at the tryout location. At the completion of the 48-hour period, the individual must depart the location of the tryout immediately in order to receive return transportation expenses. A tryout may extend beyond 48 hours if the individual self-finances additional expenses, including return transportation.

12.2.1.2 Outside Competition Prohibited. During a tryout, an individual may not take part in any outside competition (games or scrimmages) as a representative of a professional team.

12.2.2 Practice Without Competition. Following initial full-time collegiate enrollment, an individual may participate in practice sessions conducted by a professional team, provided such participation meets the requirements of NCAA legislation governing tryouts with professional athletics teams (see Bylaw 12.2.1) and the individual does not:

- (a) Receive any compensation for participation in the practice sessions;
- (b) Enter into any contract or agreement with a professional team or sports organization; or
- (c) Take part in any outside competition (games or scrimmages) as a representative of a professional team.

12.2.2.1 Prohibited Involvement of Institution's Coach. An institution's coaching staff member may not arrange for or direct student-athletes' participation in football or basketball practice sessions conducted by a professional team.

12.2.3 Competition.

12.2.3.1 Competition against Professionals. An individual may participate singly or as a member of an amateur team against professional athletes or professional teams.

12.2.3.2 Competition with Professionals. Following initial full-time collegiate enrollment, an individual shall not be eligible for intercollegiate athletics in a sport, if the individual competed on a professional athletics team (per Bylaw 12.02.4) in that sport. However, an individual may compete on a tennis, golf, two-person sand volleyball or two-person synchronized diving team(s) with persons who are competing for cash or a comparable prize, provided the individual does not receive payment of any kind for such participation.

12.2.3.2.1 Professional Player as Team Member. Following initial full-time collegiate enrollment, an individual may participate with a professional on a team, provided the professional is not being paid by a professional team or league to play as a member of that team (e.g., summer basketball leagues with teams composed of both professional and amateur athletes).

12.2.3.2.2 Exception—Olympic/National Teams. It is permissible for an individual (prospective student-athlete or student-athlete) to participate on Olympic or national teams that are competing for prize money or are being compensated by the governing body to participate in a specific event, provided the individual does not accept prize money or any other compensation (other than actual or necessary expenses).

12.2.3.2.3 Major Junior Ice Hockey—Men's Ice Hockey. An individual who competes on a Major Junior 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.

12.2.3.2.4 Professional Coach or Referee. Participation on a team that includes a professional coach or referee does not cause the team to be classified as a professional team.

12.2.3.3 Competition in Professional All-Star Contest. A student-athlete who agrees to participate in a professional (players to be paid) all-star game becomes ineligible to compete in any intercollegiate contest that occurs after that agreement. Thus, a senior entering into such an agreement immediately after the last regular-season intercollegiate contest would not be eligible to compete in a bowl game, an NCAA championship or any other certified postseason intercollegiate contest.

12.2.4 Draft and Inquiry.

12.2.4.1 Inquiry. An individual may inquire of a professional sports organization about eligibility for a professional-league player draft or request information about the individual's market value without affecting his or her amateur status.

12.2.4.2 Draft List. Following initial full-time collegiate enrollment, an individual loses amateur status in a particular sport when the individual asks to be placed on the draft list or supplemental draft list of a professional league in that sport, even though:

- (a) The individual asks that his or her name be withdrawn from the draft list before the actual draft;
- (b) The individual's name remains on the list but he or she is not drafted; or
- (c) The individual is drafted but does not sign an agreement with any professional athletics team.

12.2.4.2.1 Draft Exception—All Sports. An enrolled student-athlete may enter a professional league's draft an unlimited number of times during his or her collegiate career and be drafted by any team in the league without jeopardizing eligibility in that sport, provided the student-athlete does not ever agree (orally or in writing) to be represented by an agent for the purposes of marketing his or her athletics ability or reputation in that sport, sign a professional sport contract or otherwise jeopardize his or her amateur status.

12.2.4.3 Negotiations. An individual may request information about professional market value without affecting his or her amateur status. Further, the individual, his or her relatives or legal guardians or the institution's professional sports counseling panel may enter into negotiations with a professional sports organization without the loss of the individual's amateur status. An individual who retains an agent shall lose amateur status.

12.2.5 Contracts and Compensation.

12.2.5.1 General Rule. After initial full-time collegiate enrollment, an individual shall be ineligible for participation in an intercollegiate sport, if he or she has entered into any kind of agreement to compete in professional athletics, either orally or in writing, regardless of the legal enforceability of that agreement.

12.2.5.1.1 Nonbinding Agreements. After initial full-time collegiate enrollment, an individual who signs a contract or commitment that does not become binding until the professional organization's representative or agent also signs the document is ineligible, even if the contract remains unsigned by the other parties until after the student-athlete's eligibility is exhausted.

12.3 USE OF AGENTS

12.3.1 General Rule. An individual shall be ineligible for participation in an intercollegiate sport, if he or she ever has agreed (orally or in writing) to be represented by an agent for the purpose of marketing his or her athletics ability or reputation in that sport. Further, an agency contract not specifically limited in writing to a sport or particular sports shall be deemed applicable to all sports, and the individual shall be ineligible to participate in any sport.

12.3.1.1 Representation for Future Negotiations. An individual shall be ineligible per Bylaw 12.3.1, if he or she enters into a verbal or written agreement with an agent for representation in future professional sports negotiations that are to take place after the individual has completed his or her eligibility in that sport.

12.3.1.2 Benefits from Prospective Agents. An individual shall be ineligible per Bylaw 12.3.1, if he or she (or his or her relatives or friends) accepts transportation or other benefits from:

- (a) Any person who represents any individual in the marketing of his or her athletics ability. The receipt of such expenses constitutes compensation based on athletics skill and is an extra benefit not available to the student body in general; or
- (b) An agent, even if the agent has indicated that he or she has no interest in representing the student-athlete in the marketing of his or her athletics ability or reputation and does not represent individuals in the student-athlete's sport.

12.3.1.2.1 Educational Expenses or Services. Receipt of educational expenses or services (e.g., tuition, fees, room and board, books, tutoring, standardized test preparatory classes) from an agent is specifically prohibited.

12.3.2 Legal Counsel. Securing advice from a lawyer concerning a proposed professional sports contract shall not be considered contracting for representation by an agent under this rule, unless the lawyer also represents the student-athlete in negotiations for such a contract.

12.3.2.1 Presence of a Lawyer at Negotiations. A lawyer may not be present during discussions of a contract offer with a professional organization or have any direct contact (i.e., in person, by telephone or by mail) with a professional sports organization on behalf of the student-athlete. A lawyer's presence during such discussions is considered representation by an agent.

12.3.3 Athletics Scholarship Agent. Any individual, agency or organization that represents a prospective student-athlete for compensation in placing the prospective student-athlete in a collegiate institution as a recipient of institutional financial aid shall be considered an agent or organization marketing the individual's athletics ability or reputation.

12.3.3.1 Talent Evaluation Services and Agents. A prospective student-athlete may allow a scouting service or agent to distribute personal information (e.g., high school academic and athletics records, physical statistics) to member institutions without jeopardizing his or her eligibility, provided the fee paid to such an agent is not based on placing the prospective student-athlete in a collegiate institution as a recipient of institutional financial aid.

12.3.4 Professional Sports Counseling Panel. It is permissible for an institution to have an authorized institutional professional sports counseling panel appointed and overseen by the institution's president or chancellor (or his or her designated representative from outside the athletics department).

12.4 EMPLOYMENT

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

- (a) Only for work actually performed;
- (b) At a rate commensurate with the going rate in that locality for similar services; and
- (c) An employer shall not use the athletics reputation of a student-athlete employee to promote the sale of the employer's product or services.

12.4.2 Specific Athletically Related Employment Activities.

12.4.2.1 Broken-Time Payments. An individual may not receive "broken-time" payments except as authorized and administered by the U.S. Olympic Committee during the period immediately before and including actual Olympic competition. A permitted broken-time payment may cover financial loss as a result of absence from employment to prepare for or participate in the Olympic Games. Such compensation during any other period and payments administered independently of the USOC by other sports governing bodies (e.g., the U.S. Ski Association) are prohibited. [R]

12.4.2.1.1 Exception—When Individual Not Enrolled in Regular Term. An individual may receive broken-time payments administered by the U.S. Olympic Committee or the national governing body in the sport during a period when the individual is not enrolled (full or part time) in a regular term to cover financial loss as a result of absence from employment as a direct result of practicing and competing on a national team (defined in Bylaw 14.02.8), provided the amounts are consistent with the principles set forth in Bylaw 12.4.1 and do not exceed \$300 per week, and the payment period covers not more than the period from the date the individual begins practice with the national team after selection to that team to one week after the conclusion of the competition. [R]

12.4.3 Camp/Clinic Employment, General Rule. A student-athlete may be employed by his or her institution, by another institution or by a private organization to work in a camp or clinic as a counselor, unless otherwise restricted by NCAA legislation (see Bylaw 13.12 for regulations relating to camps and clinics). Out-of-season playing and practice limitations may restrict the number of players from the same institution who may be employed in that institution's camp (see the specific sport in Bylaw 17 for these employment restrictions).

12.5 PROMOTIONAL ACTIVITIES

12.5.1 Permissible.

12.5.1.1 Institutional, Charitable, Educational or Nonprofit Promotions. A member institution or recognized entity thereof (e.g., fraternity, sorority or student government organization), a member conference or a noninstitutional charitable, educational or nonprofit agency may use a student-athlete's name, picture or appearance to support its charitable or educational activities or to support activities considered incidental to the student-athlete's participation in intercollegiate athletics, provided the following conditions are met:

- (a) The student-athlete receives written approval to participate from the institution's chancellor or president (or his or her designee), subject to the limitations on participants in such activities as set forth in Bylaw 17;
- (b) The specific activity or project in which the student-athlete participates does not involve cosponsorship, advertisement or promotion by a commercial agency except as follows:
 - (1) Identification (e.g., graphics, voice over, on-screen test) of the commercial entity must explain the commercial entity's affiliation with the permissible entity (e.g., entity is the official sponsor of the institution/event);
 - (2) The appearance or description of the commercial product(s)/service(s) and/or the commercial entity's logo(s) may be included, but may not exceed 25 percent of the total promotional activity. Further, language or action included in the promotion may not directly encourage the use or purchase of the commercial product or service (e.g., "drink this product") with which the commercial entity is associated;
- (c) The student-athlete does not miss class;
- (d) All money derived from the activity or project go directly to the member institution, member conference or the charitable, educational or nonprofit agency;
- (e) The student-athlete may accept actual and necessary expenses from the member institution, member conference or the charitable, educational or nonprofit agency related to participation in such activity;
- (f) The student-athlete's name, picture or appearance is not used to promote the commercial ventures of any nonprofit agency;
- (g) Any commercial items with names or pictures of student-athletes (other than items specified per Bylaws 12.5.1.7 and 12.5.1.8) may be sold only by the member institution, member conference or NCAA, through outlets controlled by the member institution, member conference or the NCAA or outlets controlled by the charitable or educational organization (e.g., location of the charitable or educational organization, site of charitable event during the event); and
- (h) The student-athlete and an authorized representative of the charitable, educational or nonprofit agency sign a release statement ensuring that the student-athlete's name, image or appearance is used in a manner consistent with the requirements of this section.

12.5.1.1.1 Promotions Involving NCAA Championships, Events, Activities or Programs. The NCAA [or a third party acting on behalf of the NCAA (e.g., host institution, conference, local organizing committee)] may use the name or picture of an enrolled student-athlete to generally promote NCAA championships or other NCAA events, activities or programs.

12.5.1.1.2 Promotions Involving Commercial Locations/Sponsors. A member institution or a charitable, educational or nonprofit organization may use the appearance, name or picture of an enrolled student-athlete to promote generally its fundraising activities at the location of a commercial establishment, provided the commercial establishment is not a cosponsor of the event and the student-athlete does not promote the sale of a commercial product in conjunction with the fundraising activity. A commercial establishment would become a cosponsor, if the commercial establishment either advertises the presence of the student-athlete at the commercial location or is involved directly or indirectly in promoting the activity.

12.5.1.1.3 Distribution of Institutional Noncommercial Items through Commercial Outlets. A member institution may distribute noncommercial items (items not for sale) at commercial establishments, provided the institution generally distributes such items to other commercial establishments in the community and the distribution of the items does not require the recipient to make a purchase at the commercial establishment.

12.5.1.1.4 Player/Trading Cards. A member institution or recognized entity thereof (e.g., fraternity, sorority or student government organization), a member conference or a noninstitutional charitable, educational or nonprofit agency may distribute but may not sell player/trading cards that bear a student-athlete's name or picture.

12.5.1.1.4.1 Exception—Olympic/National Team. A national governing body may sell player/trading cards that bear the name or picture of a student-athlete who is a member of the Olympic/national team in that sport, provided all of the funds generated through the sale of such cards are deposited directly with the applicable Olympic/national team.

12.5.1.1.5 Schedule Cards. An advertisement on an institution's wallet-size playing schedule that includes the name or picture of a student-athlete may include language other than the commercial product's name, trademark or logo, provided the commercial language does not appear on the same page as the picture of the student-athlete. **[D]**

12.5.1.1.6 Effect of Violations. The following violations of Bylaw 12.5.1.1 shall be considered institutional violations per Constitution 2.8.1; however, the student-athlete's eligibility shall not be affected:

- (a) An institution, without the student-athlete's knowledge or consent, uses or permits the use of the student-athlete's name or picture in a manner contrary to Bylaw 12.5.1.1;
- (b) A student-athlete unknowingly participates in an impermissible institutional promotional activity and receives not more than actual and necessary expenses;
- (c) A violation in which the only condition of the legislation not satisfied is the requirement to obtain written approval from the institution's chancellor or president (or his or her designee), provided the approval would have been granted if requested; and
- (d) A violation in which the only condition of the legislation not satisfied is the requirement that the student-athlete and an authorized representative of the charitable, educational or nonprofit agency sign a release statement, provided the release statement would have been signed if such a request had been made.

12.5.1.2 Participation in Commercials—Prior to Collegiate Enrollment. Prior to initial full-time collegiate enrollment, an individual may promote or endorse commercial products or services without jeopardizing intercollegiate eligibility, provided the individual does not receive payment or any other form of compensation (other than actual and necessary expenses), if he or she is displaying athletics skill or is selected to participate in the promotion as a result of his or her athletics reputation or ability.

12.5.1.2.1 U.S. Olympic Committee/National Governing Body Advertisement Prior to Collegiate Enrollment. Before initial, full-time collegiate enrollment, an individual may receive payment for the display of athletics skill in a commercial advertisement, provided:

- (a) The individual receives prior approval to appear in the advertisement from the U.S. Olympic Committee or the applicable national governing body;
- (b) The U.S. Olympic Committee or national governing body approves of the content and the production of the advertisement;
- (c) The individual forwards the payment to the U.S. Olympic Committee or national governing body for the general use of the organization(s); and
- (d) The funds are not earmarked for the individual.

12.5.1.3 Modeling and Other Nonathletically Related Promotional Activities. An individual may accept remuneration for or permit the use of his or her name or picture to advertise or promote the sale or use of a commercial product or service without jeopardizing his or her eligibility to participate in intercollegiate athletics only if all of the following conditions apply:

- (a) The individual became involved in such activities for reasons independent of athletics ability;
- (b) No reference is made in these activities to the individual's name or involvement in intercollegiate athletics;
- (c) The individual does not endorse the commercial product; and
- (d) The individual's remuneration under such circumstances is at a rate commensurate with the individual's skills and experience as a model or performer and is not based in any way on the individual's athletics ability or reputation.

12.5.1.4 Congratulatory Advertisement. It is permissible for a student-athlete's name or picture, or the group picture of an institution's athletics squad, to appear in an advertisement of a particular business, commercial product or service, provided:

- (a) The primary purpose of the advertisement is to publicize the sponsor's congratulations to the student-athlete or team;
- (b) The advertisement does not include a reproduction of the product with which the business is associated or any other item or description identifying the business or service other than its name or trademark;

- (c) There is no indication in the makeup or wording of the advertisement that the squad members, individually or collectively, or the institution endorses the product or service of the advertiser;
- (d) The student-athlete has not signed a consent or release granting permission to use the student-athlete's name or picture in a manner inconsistent with the requirements of this section; and
- (e) If the student-athlete has received a prize from a commercial sponsor in conjunction with participation in a member institution's promotional activities and the advertisement involves the announcement of receipt of the prize, the receipt of the prize is consistent with the provisions of Bylaw 12.5.2.3.3.

12.5.1.5 Educational Products Related to Sport-Skill Instruction. It is permissible for a student-athlete's name or picture to appear in books, articles and other publications, films, videotapes, and other types of electronic reproduction related to sport-skill demonstration, analysis or instruction, provided:

- (a) Such print and electronic media productions are for educational purposes;
- (b) There is no indication that the student-athlete expressly or implicitly endorses a commercial product or service;
- (c) The student-athlete does not receive remuneration for such participation; however, the student-athlete may receive actual and necessary expenses related to his or her participation;
- (d) The student-athlete does not miss class time to participate in the activity; and
- (e) The student-athlete has signed a release statement ensuring that the student-athlete's name or image is used in a manner consistent with the requirements of this section and has filed a copy of the statement with the student-athlete's member institution.

12.5.1.6 Camps.

12.5.1.6.1 Institutionally Sponsored Camps. A member institution's camp may use the name or picture of any student-athlete employed as a counselor or any student-athlete from the member institution to publicize or promote the camp, including the use of the student-athlete's name or picture in camp brochures or other advertising. **[D]**

12.5.1.6.2 Privately Owned Camps. A privately owned camp may use the name or picture of any student-athlete employed as a counselor to publicize or promote the camp, including the use of the student-athlete's name or picture in camp brochures or other advertising. **[D]**

12.5.1.7 Promotion by Third Party of Highlight Film, Videotape or Media Guide. Any party other than the institution or a student-athlete (e.g., a distribution company) may sell and distribute an institutional highlight film or videotape or an institutional or conference media guide that contains the names and pictures of enrolled student-athletes only if: *(Revised: 1/16/93)*

- (a) The institution specifically designates any agency that is authorized to receive orders for the film, videotape or media guide;
- (b) Sales and distribution activities have the written approval of the institution's athletics director;
- (c) The distribution company or a retail store is precluded from using the name or picture of an enrolled student-athlete in any poster or other advertisement to promote the sale or distribution of the film or media guide; and
- (d) There is no indication in the makeup or wording of the advertisement that the squad members, individually or collectively, or the institution endorses the product or services of the advertiser.

12.5.1.8 Promotion by a Third Party of Photographs. Any party hired by the member institution, the member conference or NCAA may sell and distribute a picture of a student-athlete only if:

- (a) The member institution, the member conference or the NCAA specifically designates the agency that is authorized to receive orders for the film/photograph;
- (b) Sales and distribution activities have the written approval of the member institution's athletics director, the member conference's commissioner or the NCAA; and
- (c) If the third party advertises the availability of the photograph, the third party is precluded from using the name or picture of an enrolled student-athlete in any poster or other advertisement to promote the sale or distribution of the film/photograph; and there shall be no indication in the makeup or wording of the advertisement that squad members, individually or collectively, or the institution, the conference or the NCAA endorses the product or services of the third party.

12.5.1.9 Promotion of NCAA and Conference Championships. The NCAA [or third party acting on behalf of the NCAA (e.g., host institution, conference, local organizing committee)] may use the name or picture of a student-athlete to generally

promote NCAA championships. A student-athlete's name or picture may appear in a poster that promotes a conference championship, provided the poster is produced by a member institution that hosts a portion of the championship or by the conference.

12.5.1.10 Olympic, Pan American, World Championships, World Cup, World University Games and World University Championships. A student-athlete's name or picture may be used to promote Olympic, Pan American, World Championships, World Cup, World University Games or World University Championships as specified in this section.

12.5.1.10.1 Sale and Distribution of Promotional Items. Promotional items (e.g., posters, postcards, film, videotapes) bearing the name or picture of a student-athlete and related to these events may be sold or distributed by the national or international sports governing body sponsoring these events or its designated third-party distributors. It is not permissible for such organizations to sell player/trading cards that bear a student-athlete's name or picture. Promotional items may include a corporate sponsor's trademark or logo but not a reproduction of the product with which the business is associated. The name or picture of the student-athlete may not be used by the distribution company or retail store on any advertisement to promote the sale or distribution of the commercial item.

12.5.1.10.1.1 Corporate Sponsors. A corporate sponsor may sell a promotional item related to these events that uses the name or picture of a team but not an individual student-athlete.

12.5.2 Nonpermissible.

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

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

12.5.2.1.1 Exceptions. The individual's eligibility will not be affected, provided the individual participated in such activities before enrollment and the individual:

- (a) Meets the conditions set forth in Bylaw 12.5.1.3 that would permit continuation of such activities; or
- (b) Takes appropriate steps upon becoming a student-athlete to retract permission for the use of his or her name or picture and ceases receipt of any remuneration for such an arrangement.

12.5.2.1.2 Improper Use of Student-Athlete's Name or Picture. If an institution, without the student-athlete's knowledge or consent, uses or permits the use of the student-athlete's name or picture in a manner contrary to Bylaw 12.5.2.1, the violation shall be considered an institutional violation; however, the student-athlete's eligibility shall not be affected.

12.5.2.2 Use of a Student-Athlete's Name or Picture without Knowledge or Permission. If a student-athlete's name or picture appears on commercial items (e.g., T-shirts, sweatshirts, serving trays, playing cards, posters, photographs) or is used to promote a commercial product sold by an individual or agency without the student-athlete's knowledge or permission, the student-athlete (or the institution acting on behalf of the student-athlete) is required to take steps to stop such an activity in order to retain his or her eligibility for intercollegiate athletics. Such steps are not required in cases in which a student-athlete's photograph is sold by an individual or agency (e.g., private photographer, news agency) for private use.

12.5.2.3 Specifically Restricted Activities. A student-athlete's involvement in promotional activities specified in this section is prohibited.

12.5.2.3.1 Name-the-Player Contest. A student-athlete may not permit use of his or her name or picture in a "name-the-player" contest conducted by a commercial business for the purpose of promoting that business.

12.5.2.3.2 Athletics Equipment Advertisement. A student-athlete's name or picture may not be used by an athletics equipment company or manufacturer to publicize the fact that the institution's team uses its equipment.

12.5.2.3.3 Promotional Contests. Receipt of a prize for winning an institutional or noninstitutional promotional activity (e.g., making a half-court basketball shot, being involved in a money scramble) by a prospective or enrolled student-athlete (or a member of his or her family) does not affect his or her eligibility, provided the prize is won through a random drawing in which all members of the general public or the student body are eligible to participate.

12.5.3 Media Activities. A student-athlete may participate in media activities when such an appearance or participation is related in any way to athletics ability or prestige provided:

- (a) The student-athlete is eligible academically to represent the institution at the time of appearance or participation;
- (b) The student-athlete does not receive any remuneration for the appearance or participation in the activity; and
- (c) The student-athlete does not make any endorsement, expressed or implied, of any commercial product or service. The institution or the entity sponsoring the activity may pay the actual and necessary expenses directly related to the appearance or participation by the student-athlete in the activity.

12.5.3.1 Writing Activities for a Commercial Entity. It is not permissible for a student-athlete to write a column in a newsletter produced by a commercial company.

12.5.4 Use of Logos on Equipment, Uniforms and Apparel. A student-athlete may use athletics equipment or wear athletics apparel that bears the trademark or logo of an athletics equipment or apparel manufacturer or distributor in athletics competition and pre- and postgame activities (e.g., celebrations on the court, pre- or postgame press conferences), provided the following criteria are met. [D]

- (a) Athletics equipment (e.g., shoes, helmets, baseball bats and gloves, batting or golf gloves, hockey and lacrosse sticks, goggles and skis) shall bear only the manufacturer's normal label or trademark, as it is used on all such items for sale to the general public; and
- (b) The student-athlete's institution's official uniform (including numbered racing bibs and warm-ups) and all other items of apparel (e.g., socks, head bands, T-shirts, wrist bands, visors or hats, swim caps and towels) shall bear only a single manufacturer's or distributor's normal label or trademark (regardless of the visibility of the label or trademark), not to exceed 2 1/4 square inches in area (i.e., rectangle, square, parallelogram) including any additional material (e.g., patch) surrounding the normal trademark or logo.

12.5.4.1 Laundry Label. If an institution's uniform or any item of apparel worn by a student-athlete in competition contains washing instructions on the outside of the apparel on a patch that also includes the manufacturer's or distributor's logo or trademark, the entire patch must be contained within a four-sided geometrical figure (i.e., rectangle, square, parallelogram) that does not exceed 2 1/4 square inches. [D]

12.5.4.2 Pre- or Postgame Activities. The restriction on the size of a manufacturer's or distributor's logo is applicable to all apparel worn by student-athletes during the conduct of the institution's competition, which includes any pre- or postgame activities (e.g., postgame celebrations on the court, pre- or postgame press conferences) involving student-athletes. [D]

12.5.4.3 Outside Team Uniforms and Apparel. The provisions of Bylaw 12.5.4-(b) do not apply to the official uniforms and apparel worn by outside teams.

12.5.4.4 Title-Sponsor Recognition. Racing bibs and similar competition identification materials (e.g., bowl-game patches) worn by participants may include the name of the corporate sponsor of the competition, provided the involved commercial company is the sole title sponsor of the competition. [D]

12.6 FINANCIAL DONATIONS FROM OUTSIDE ORGANIZATIONS

12.6.1 Professional Sports Organizations.

12.6.1.1 To Noncollegiate Amateur Team. A noncollegiate amateur team or playing league shall not be considered a professional team or league, even if it receives financial support from a national amateur sports administrative organization or its equivalent that in turn receives developmental funds from a professional team or professional sports organization.

12.6.1.2 To Intercollegiate Event. A professional sports organization may serve as a financial sponsor of an intercollegiate competition event, provided the organization is not publicly identified as such. A professional sports organization may serve as a financial sponsor of an activity or promotion that is ancillary to the competition event and may be publicly identified as such. [D]

12.6.1.3 Developmental Funds to NCAA. A professional sports organization may provide funds for intercollegiate athletics developmental purposes in a particular sport (e.g., officiating expenses, research and educational projects, the conduct of summer leagues, purchase of equipment). However, such funds shall be provided in an unrestricted manner and administered through the Association's national office.

12.6.1.4 To Institution. A member institution may receive contributions (e.g., tickets, funds, memorabilia) from a professional sports organization, including financial contributions from a professional sports organization for sponsorship of a specific intercollegiate competition event conducted by the institution, including ancillary activities and promotions.

12.6.1.5 To Conference. A member conference may receive contributions (e.g., tickets, funds, memorabilia) from a professional sports organization, including financial contributions from a professional sports organization for sponsorship of a specific intercollegiate competition event conducted by the conference, including ancillary activities and promotions.

12.6.1.6 Revenues Derived from Pro-Am Events. The distribution of revenues from an event involving an intercollegiate athletics team and a professional sports team (e.g., a baseball game in which a member institution's team plays against a professional baseball team) or pro-am event (e.g., golf, tennis) that results in a member institution receiving a share of receipts from such a contest is permitted, provided the institution has a formal agreement with the professional sports team regarding the institution's guarantee or share of receipts and the contractual terms are consistent with agreements made by the professional team or individuals for similar intercollegiate or nonprofessional competition.

12.6.1.7 Promotion of Professional Athletics Contests. A member institution may host and promote an athletics contest between two professional teams from recognized professional sports leagues as a fundraising activity for the institution.

12.6.2 Nonprofessional Sports Organizations.

12.6.2.1 Individual Athletics Performance. A member institution shall not accept funds donated from a nonprofessional sports organization based on the place finish of a student-athlete or the number of student-athletes representing the institution in an event. However, the organization may donate an equal amount of funds to every institution with an athlete or team participating in a particular event.

12.6.2.2 Individual and Team Rankings. A member institution may accept funds donated to its athletics program from a nonprofessional sports organization based on an individual's or a team's national or regional ranking.

12.6.2.3 Academic Performance. A member institution may accept funds donated to its athletics program from a nonprofessional sports organization based on an individual's or a team's academic performance (e.g., the number of academic All-American award recipients).

NCAA Bylaw 12.1.2.1.6 – Amateurism – General Regulations – Preferential Treatment, Benefits or Services

Issue:

Whether the NCAA Division II Legislation Committee should recommend that the NCAA Division II Management Council sponsor legislation for the 2013 NCAA Convention to amend NCAA Bylaw 12.1.2.1.6 (preferential treatment, benefits or services) to permit receipt of such benefits prior to initial collegiate enrollment.

Background and Analysis:

During its March 2012 in-person meeting, the Legislation Committee reviewed Bylaw 12 (amateurism) to determine what, if any, legislation could be amended under the Ease of Burden initiative. Through the initiative, the committee is charged with reviewing legislative and nonlegislative items to ease the burden of compliance, assist Division II administrators with better time management and identify potential cost savings for better allocation of resources. The committee identified particular bylaws within the amateurism legislation that, if amended, would achieve the established goals of the initiative.

Through the review of current legislation regarding the activities that are permissible and impermissible prior to and following initial collegiate enrollment the committee agreed that based on the Division II philosophy, and the existence of the organized-competition legislation, it is appropriate to discuss the impact of Bylaw 12.1.2.1.6 (preferential treatment, benefits or services). The list of permissible activities and benefits that an individual may participate in and receive prior to initial collegiate enrollment is difficult to differentiate from the preferential treatment legislation. For example, prior to enrollment an individual may receive a salary, win an unlimited amount of prize money and be a professional athlete. However, an individual may not receive expenses from anyone other than a person who they are naturally or legally a dependent of or a nonprofessional sponsor of an event for participation. This line is often difficult for institutional personnel to draw.

Since the March meeting, feedback has been received from the NCAA Division II Student-Athlete Advisory Committee and the NCAA Division II Committee on Student-Athlete Reinstatement. Both committees support the review of the pre-enrollment preferential treatment legislation, and agree that an easy answer does not exist. There is a consensus that the current post-enrollment prohibitions are consistent with the Division II philosophy and should be maintained.

Questions to Consider:

1. Is it possible to eliminate the preferential treatment, benefits or services legislation because of the existing pre-enrollment prohibitions (e.g., signing with an agent)?

2. Is there a list of benefits or services that should be permissible prior to initial collegiate enrollment?
3. Is there a maximum monetary value that should be permissible prior to initial collegiate enrollment?

Conclusions:

1. The Legislation Committee **recommends** sponsoring 2013 Convention legislation to amend Bylaw 12.1.2.1.6 to specify that prior to initial collegiate enrollment receipt of preferential treatment, benefits or services would not impact the amateur status of an individual.
2. The Legislation Committee **does not recommend** sponsoring 2013 Convention legislation to amend Bylaw 12.1.2.1.6.

Associated References:

Division II Bylaws

12.1.2.1.6 Preferential Treatment, Benefits or Services. Preferential treatment, benefits or services because of the individual's athletics reputation or skill or pay-back potential as a professional athlete, unless such treatment, benefits or services are specifically permitted under NCAA legislation. [R]

Division II Interpretations

Benefits Resulting from a Relationship Established Prior to Collegiate Enrollment (II)

Date Issued: September 15, 2008

Date Published: October 3, 2008

Type: Official Interpretation

Item Ref: 1

The subcommittee reviewed the application of NCAA Bylaw 12.1.2.1.6 as it relates to situations in which a student-athlete has received benefits after initial full-time collegiate enrollment from someone other than a family member or legal guardian. It is agreed that the following objective guidelines generally should be used in determining whether such benefits are contrary to the preferential treatment legislation:

- a. Did the relationship between the student-athlete (or student-athlete's parents) and the individual providing the benefit(s) develop as a result of the student-athlete's participation in athletics or notoriety related thereto?
- b. Did the relationship between the student-athlete (or student-athlete's parents) and the individual providing the benefit(s) predate the student-athlete's status achieved as a result of his or her athletics ability or reputation?
- c. Is the pattern of benefits provided by the individual to the student-athlete (or student-athlete's parents) prior to the athlete attaining notoriety as a skilled athlete similar in nature to those provided after attaining such stature?

The subcommittee noted that the origin and duration of a relationship and the consistency of benefits provided during the relationship are key factors in determining whether the benefits provided are contrary to the spirit and intent of Bylaw 12.1.2.1.6.

The subcommittee also noted that the above-mentioned interpretation does not apply to individuals who have no logical ties to the prospective student-athlete. For example, a current student-athlete who, prior to initial collegiate enrollment, has been receiving normal and reasonable living expenses from an individual with whom he or she has an established relationship may continue to receive occasional benefits (e.g., meals during campus visits, reasonable entertainment) from an individual or family with whom the student-athlete has an established relationship. However, such expenses may not include educational expenses associated with a grant-in-aid (i.e., tuition and fees, room and board, and required course-related books).

[References: Bylaw 12.1.2.1.6 (preferential treatment, benefits or services) and an official interpretation (9/25/00, Item No. 2) that has been archived.]

Nonathletics Educational Programs Conducted by a Foundation or a Not-For-Profit Organization (II)

Date Issued: August 31, 2006

Date Published: August 31, 2006

Type: Official Interpretation

Item Ref: 1

The Interpretations Subcommittee of the NCAA Division II Legislation Committee confirmed that prior to initial collegiate enrollment, a prospective student-athlete is permitted to participate in a nonathletics educational program (even if the prospect is selected based on athletics ability or reputation) provided:

- a. The program is conducted by a foundation or a not-for-profit organization and does not include any athletics activities;
- b. The focus of the program is nonathletics and educational (e.g., tutoring, test preparation, financial aid advice, leadership or character development) in nature;
- c. The foundation or the organization conducting the program is limited to providing the prospective student-athletes actual and necessary expenses;
- d. Any tangible items provided to the prospects are of nominal value and relate directly to the activities of the program;
- e. The foundation or organization conducting the program is not involved in marketing any individual's athletics ability or reputation; and
- f. An institution, its staff members or any collegiate coaches association are not involved in providing funding for or selecting prospects to participate in the program.

Further, it is permissible for a collegiate coaches association or an institution's coaching staff member to provide promotional assistance (e.g., public service announcements) to publicize the existence of the program. [References: NCAA Bylaws 12.1.2.1.6 (preferential treatment, benefits or services), 13.2.1 (general regulation) and 13.15.1 (prohibited expenses).]

Use of Funds Raised for Prospective Student-athlete to Finance Trip to United States to Participate (II)

Date Issued: August 18, 2004

Date Published: August 18, 2004

Type: Staff Action

Item Ref: 3

An international prospective student-athlete received approximately \$2,000 USD that she planned to use to fund her trip to the United States. The money was collected from two primary sources. First, the restaurant that the prospective student-athlete worked for presented her with the tip jar full of money collected during the girl's two final weeks at work. Secondly, there was a newspaper article about her and the opportunity that she was going to have to come to the United States to get an education and play soccer. At the conclusion of the article the prospective student-athlete's grandmother solicited funds to help her granddaughter go to the United States and attend school. Money (in forms of checks) was sent to the Grandmother and was deposited in a bank account to use for the travel expenses. Is it permissible for this prospective student-athlete to accept the money raised for her travel? The staff agreed that the institution must analyze the specific facts of the scenario using NCAA Division II Bylaw 12.1.1.1.6 (Preferential Treatment, Benefits or Services) and determine whether the funds

solicited are permissible under that Bylaw. The staff noted that the deregulation of Division II amateurism legislation did not include preferential treatment, and cautioned that issues involving preferential treatment should still be addressed with strict scrutiny.

Receipt of Athletics Equipment/Apparel as a Result of Family Member's Contractual Agreement

Date Issued: October 27, 1994

Date Published: October 27, 1994

Type: Official Interpretation

Item Ref: 1

1. Receipt of Athletics Equipment/Apparel as a Result of Family Member's Contractual Agreement: It is not permissible for a student-athlete to receive athletics equipment, supplies or clothing directly from a manufacturer or commercial enterprise under any circumstances. The committee noted that a student-athlete's family member who receives such items as part of a contract with a manufacturer or commercial enterprise may provide such items to the student-athlete at his or her discretion. [Reference: NCAA Bylaw 16.12.2.6 (athletics equipment)]

Division I Legislation

12.1.2.1.6 Preferential Treatment, Benefits or Services. Preferential treatment, benefits or services because of the individual's athletics reputation or skill or pay-back potential as a professional athlete, unless such treatment, benefits or services are specifically permitted under NCAA legislation. [R]

Division III Legislation

12.1.1 Preferential Treatment, Benefits or Services. It is impermissible to receive preferential treatment, benefits or services because of the individual's athletics reputation or skill, or pay-back potential as a professional athlete, unless such treatment, benefits or services are specifically permitted under NCAA legislation. [R]

NCAA Bylaw 12.3 – Amateurism – Use of Agents

Issue:

Whether the NCAA Division II Legislation Committee should recommend that the NCAA Division II Management Council sponsor legislation for the 2013 NCAA Convention to amend NCAA Bylaw 12.3 (use of agents) to specify that prior to initial collegiate enrollment an individual may be represented by an agent.

Background and Analysis:

Through the Ease of Burden initiative the Legislation Committee has undertaken a review of legislative and nonlegislative items to determine what changes can be made to ease the burden of compliance, assist Division II administrators with better time management and identify potential cost savings for better allocation of resources. The committee identified particular bylaws within the amateurism legislation that, if amended, would achieve the established goals of the initiative.

One of the areas identified by the committee was Bylaw 12.3 (use of agents). The prohibition on using an agent for the purpose of marketing an individual's athletics ability or reputation has been a cornerstone of the NCAA legislation since its inception. This prohibition directly aligns with the clear line of demarcation between intercollegiate athletics and professional sports. To further support the existence of agent prohibitions, in 2001 when the pre-enrollment amateurism legislation was deregulated and the organized-competition legislation was established, the restrictions surrounding use of an agent were maintained.

Included for the committee's review is the current legislation, related interpretations and a summary of student-athlete reinstatement requests for violations of the use of agents legislation.

Questions for Consideration:

1. Does eliminating pre-enrollment prohibitions on the use of an agent meet any of the three prongs of the ease of burden initiative?
2. If pre-enrollment restrictions are relaxed, would agents be permitted to market an individual's athletics ability to a college or university for intercollegiate participation?

Conclusions:

1. The Legislation Committee **recommends** sponsoring 2013 Convention legislation to amend Bylaw 12.3 to specify that prior to initial collegiate enrollment an individual may be represented by an agent.

2. The Legislation Committee **does not recommend** sponsoring 2013 Convention legislation to amend Bylaw 12.3.

Associated References:

Division II Bylaws

12.3 Use of Agents.

12.3.1 General Rule. An individual shall be ineligible for participation in an intercollegiate sport, if he or she ever has agreed (orally or in writing) to be represented by an agent for the purpose of marketing his or her athletics ability or reputation in that sport. Further, an agency contract not specifically limited in writing to a sport or particular sports shall be deemed applicable to all sports, and the individual shall be ineligible to participate in any sport.

12.3.1.1 Representation for Future Negotiations. An individual shall be ineligible per Bylaw 12.3.1, if he or she enters into a verbal or written agreement with an agent for representation in future professional sports negotiations that are to take place after the individual has completed his or her eligibility in that sport.

12.3.1.2 Benefits from Prospective Agents. An individual shall be ineligible per Bylaw 12.3.1, if he or she (or his or her relatives or friends) accepts transportation or other benefits from:

(a) Any person who represents any individual in the marketing of his or her athletics ability. The receipt of such expenses constitutes compensation based on athletics skill and is an extra benefit not available to the student body in general; or

(b) An agent, even if the agent has indicated that he or she has no interest in representing the student-athlete in the marketing of his or her athletics ability or reputation and does not represent individuals in the student-athlete's sport.

12.3.1.2.1 Educational Expenses or Services. Receipt of educational expenses or services (e.g., tuition, fees, room and board, books, tutoring, standardized test preparatory classes) from an agent is specifically prohibited

12.3.2 Legal Counsel. Securing advice from a lawyer concerning a proposed professional sports contract shall not be considered contracting for representation by an agent under this rule, unless the lawyer also represents the student-athlete in negotiations for such a contract.

12.3.2.1 Presence of a Lawyer at Negotiations. A lawyer may not be present during discussions of a contract offer with a professional organization or have any direct contact (i.e., in person, by telephone or by mail) with a professional sports organization on behalf of the student-athlete. A lawyer's presence during such discussions is considered representation by an agent.

12.3.3 Athletics Scholarship Agent. Any individual, agency or organization that represents a prospective student-athlete for compensation in placing the prospective student-athlete in a collegiate institution as a recipient of institutional financial aid shall be considered an agent or organization marketing the individual's athletics ability or reputation.

12.3.3.1 Talent Evaluation Services and Agents. A prospective student-athlete may allow a scouting service or agent to distribute personal information (e.g., high school academic and athletics records, physical statistics) to member institutions without jeopardizing his or her eligibility, provided the fee paid to such an agent is not based on placing the prospective student-athlete in a collegiate institution as a recipient of institutional financial aid.

12.3.4 Professional Sports Counseling Panel. It is permissible for an institution to have an authorized institutional professional sports counseling panel appointed and overseen by the institution's president or chancellor (or his or her designated representative from outside the athletics department).

Student-Athlete Reinstatement Cases

SAR Nbr	Dec Date	Cites	Facts
37205	Dec 14, 2010	2 12.3.1	Prior to initial full-time collegiate enrollment, international women's tennis prospective student-athlete (PSA) from Venezuela signed a written contract with Biandra Limited sports agency. Specifically, PSA graduated high school June 2008. During 2008-09 and 2009-10 academic years, PSA was not enrolled at any institution and competed in various tennis tournaments. Biandra Limited sports agency contacted PSA's coach and asked to meet with PSA. PSA first met agent from Biandra Limited during tournament May 2009. PSA stated her coach encouraged her to sign with agent in order to benefit her tennis career and assist in reaching her goal of becoming a top 100 ranked player. PSA and PSA's mother entered into a contract with Biandra Limited July 1, 2009, with a "Representation Period" beginning July 1, 2009, and extending to June 30, 2012. Per terms of the contract, Biandra Limited took "sole and exclusive responsibility for the development, negotiation and organization of all income producing activities and opportunities... arising from [his] profession as a tennis player." PSA stated she signed contract with Biandra Limited in order to improve her ranking. Additionally, PSA stated she received a Wilson Sponsorship, including six racquets, five reels of string, a travel bag, a tennis bag and grips January 2010 while under contract. PSA did not receive any benefits from Biandra Limited, nor did agency provide PSA with monetary agreements, endorsement deals of promotional events as promised. PSA stated she has not been in contact with Biandra Limited since January 2010 and she was unaware of NCAA amateurism rules prior to signing contract. Although PSA discontinued her communication with Biandra Limited, the contract she signed was never officially terminated by either party and remains in effect through June 30, 2012.
36621	Sep 20, 2010	2 12.3.1 2 12.3.1.2	Subsequent to initial collegiate enrollment but prior to enrollment at an NCAA institution, women's volleyball prospective student-athlete (PSA) accepted benefits from an individual who meets the definition of an agent per NCAA legislation valued at \$26.12 and had an implicit or tacit agreement with an agent to market PSA's athletics ability. Specifically, PSA graduated high school June 2006 and enrolled full time at international institution September 2006 through June 2009. PSA enrolled in master's program at international institution for 2009-10 academic year. During 2006-07 and 2007-08 academic years, PSA competed with Milstrand/EBS volleyball club. During 2008-09 and 2009-10 academic years, PSA competed with GMP/Olympic volleyball club. Both Milstrand/EBS and

SAR Nbr	Dec Date	Cites	Facts
			<p>GMP/Olympic volleyball clubs compete in Estonia's top women's volleyball league; however, neither PSA nor any of her teammates were paid by club. During spring 2010, PSA was informed GMP/Olympic volleyball club would no longer continue competition. PSA e-mailed director and volleyball agent for Team Sport Agency her personal and athletic information to create her profile (CV) April 2010. PSA's CV was published on Team Sport Agency's website under heading "Team Sport Group Presents." According to its website, Team Sports Agency provides representation, case studies, career management, player marketing, salary recovery with legal assistant and post-career services to its clients. Agent emailed PSA with two professional volleyball offers July 8, 2010, and PSA responded to e-mail stating she was not looking for a team just now and requested her CV be removed from Team Sport Agency's website. PSA stated she posted her CV on Team Sport Agency website because it was an opportunity for her to post her information free of charge. PSA stated she has not had contact with agent and did not ask agent to find her a team. Agent stated PSA was not a client of Team Sports Agency, he was not PSA's agent and he never spoke with a volleyball club on PSA's behalf. PSA did not sign an agreement with agent nor did she verbally agree to representation. Institution indicated it began recruiting PSA May 17, 2010. PSA registered with NCAA Eligibility Center May 24, 2010, and requested final amateurism certification June 3, 2010.</p> <p>Please note: PSA has one season of competition remaining.</p>
36607	Mar 4, 2011	2 12.3.1 2 12.3.1.1 2 12.3.1.2 2 14.2.4.2	<p>Prior to initial collegiate enrollment, baseball prospective student-athlete (PSA) accepted \$860 from an individual who meets the NCAA definition of an agent, verbally agreed to be represented by agent in future, and had an implicit or tacit agreement with agent for current representation for the purpose of marketing PSA's athletics ability. Specifically, PSA graduated high school May 2007. During summer 2007, PSA was drafted by and signed with Cincinnati Reds, a team considered professional per NCAA legislation. Shortly thereafter, PSA was introduced to sports agent who acted as PSA's advisor while PSA competed with professional team. During August 2007, PSA and advisor/agent entered into verbal agreement that advisor/agent would represent PSA in future if he made a 40-man roster or signed as free agent. Additionally, advisor/agent provided PSA with six pairs of cleats (valued at \$360) and three gloves (valued at \$500) PSA competed with two minor league teams associated with Reds for 2007 and 2008 seasons. During March 2010, PSA was informed by advisor/agent that his name and profile were added to agency's website under the heading "Our</p>

SAR Nbr	Dec Date	Cites	Facts
			<p>Clients." PSA was still under contract with Cincinnati Reds professional team and did not ask advisor/agent to remove information given he did not believe it was a violation. Based on the information provided, NCAA academic and membership affairs interpretive staff determined advisor/agent and PSA's conduct constituted a verbal agreement for future representation and an implicit or tacit agreement for current representation for the purpose of marketing PSA's athletics reputation in violation of NCAA amateurism bylaws. PSA stated advisor/agent was not involved in PSA's contract negotiations with Cincinnati Reds and advisor/agent did not provide PSA with money. PSA's profile and name were removed from agency's website August 2010.</p> <p>Please note: PSA has two seasons of competition remaining</p>
34815	Oct 2, 2009	2 12.1.2 2 12.3.1	<p>Prior to initial-collegiate enrollment, men's soccer prospective student-athlete (PSA) had an implicit or tacit agreement with an agent to market PSA's athletics ability and arrange tryouts on PSA's behalf in the sport of soccer. Specifically, subsequent to graduation from high school, PSA had two tryouts with European professional soccer teams arranged by an agent on his behalf. PSA was originally contacted by a friend of his brother-in-law about competing as a member on the Bosnian National team (PSA's country of birth). This individual indicated that PSA would first have to participate on a European soccer team to have the opportunity to be selected to the Bosnian National Team and asked PSA if he wanted an opportunity to tryout. PSA agreed. The individual made e-mail contact with a person listed as a FIFA agent and provided information on PSA. This person subsequently arranged tryouts with Club Brugge in Belgium in late 2005 and Club Ajax in early 2006. PSA was informed of these tryouts by the friend of his brother-in-law. PSA stated that while he was aware that these were arranged through another individual, he was not aware the person was an agent nor did he ever meet or speak with the agent. PSA's father paid for his transportation to each professional team tryout. As a result of the tryouts, PSA did not sign any contracts nor did he become a member of either team. PSA did not sign an agreement with the agent nor did he verbally agree to representation. PSA initially enrolled full time at a two-year institution August 2008 and subsequently enrolled at applicant institution fall 2009.</p>
33394	Jul 27, 2009	2 12.3.1 2 12.3.1.2	<p>Prior to initial collegiate enrollment, prospective baseball student-athlete (PSA) signed a "Professional Baseball Representation Agreement" with DeBartolo Sports. Specifically, PSA entered into an agreement with DeBartolo Sports on or around April 10, 2008, and continued under such agreement</p>

SAR Nbr	Dec Date	Cites	Facts
			<p>until terminated on or around May 7, 2008, when PSA's Minor League Uniform Player Contract with the Milwaukee Brewers was terminated. PSA did not receive any benefits or services from DeBartolo Sports during the approximately one month period following his signing of the representation agreement and prior to his release from the Brewers. PSA signed with the Brewers, a professional Major League Baseball (MLB) club, after being a Rule 4 drafted player June 2006. The financial terms of the player contract provided PSA with a salary of \$1,100 per month. PSA did not use the services of an advisor or agent prior to signing the player contract. PSA's initial full-time collegiate enrollment began fall 2008 at institution. PSA competed for the Brewers' minor league organization during the 2006-07 and 2007-08 seasons which triggered the application of the organized competition legislation. PSA is subject to use of two seasons of competition and is sitting out a mandatory academic year in residence.</p> <p>STAFF RECONSIDERATION: Subsequent to staff's initial decision, and in its submission of materials for an appeal of the staff's decision, institution presented new information. Specifically, institution provided a statement from PSA's agent maintaining that, subsequent to entering into an agreement with DeBartolo Sports, PSA received two pair of batting gloves from the sports agency</p>
31670	Apr 4, 2008	2 12.2.3.2 2 12.2.5.1 2 12.3.1	<p>Prior to enrollment at an NCAA institution but subsequent to initial full-time enrollment, prospective student-athlete (PSA) in the sport of men's baseball signed a contract which allowed him to compete on a professional team, agreed to be represented by an agent, accepted actual and necessary expenses from a professional team and competed in 32 games with professionals. Specifically, PSA graduated high school in May 2005 and subsequently enrolled in community college in August 2005. During summer 2007, PSA signed a contract with the Yuma Scorpions of the Golden Baseball League, a team considered professional by NCAA standards. Contained within the contract was a clause which PSA had to initial to "opt out" of representation by an agent, PSA did not opt out. PSA stated that it was explained to him that signing the contract would not affect his eligibility and that he should not initial by the agent clause otherwise he would "opt in" to representation. PSA was never contacted or received any benefits for the agency set to represent him. PSA received \$18 per diem for all away games with the team. PSA participated in 32 games with professionals while on the team. PSA stated that he was aware that other members of the team were being paid a salary for their participation; however, he believed that he would not be affected because he was not receiving pay.</p>

SAR Nbr	Dec Date	Cites	Facts
36607	Mar 4, 2011	2 12.3.1 2 12.3.1.1 2 12.3.1.2 2 14.2.4.2	<p>Prior to initial collegiate enrollment, baseball prospective student-athlete (PSA) accepted \$860 from an individual who meets the NCAA definition of an agent, verbally agreed to be represented by agent in future, and had an implicit or tacit agreement with agent for current representation for the purpose of marketing PSA's athletics ability. Specifically, PSA graduated high school May 2007. During summer 2007, PSA was drafted by and signed with Cincinnati Reds, a team considered professional per NCAA legislation. Shortly thereafter, PSA was introduced to sports agent who acted as PSA's advisor while PSA competed with professional team. During August 2007, PSA and advisor/agent entered into verbal agreement that advisor/agent would represent PSA in future if he made a 40-man roster or signed as free agent. Additionally, advisor/agent provided PSA with six pairs of cleats (valued at \$360) and three gloves (valued at \$500) PSA competed with two minor league teams associated with Reds for 2007 and 2008 seasons. During March 2010, PSA was informed by advisor/agent that his name and profile were added to agency's website under the heading "Our Clients." PSA was still under contract with Cincinnati Reds professional team and did not ask advisor/agent to remove information given he did not believe it was a violation. Based on the information provided, NCAA academic and membership affairs interpretive staff determined advisor/agent and PSA's conduct constituted a verbal agreement for future representation and an implicit or tacit agreement for current representation for the purpose of marketing PSA's athletics reputation in violation of NCAA amateurism bylaws. PSA stated advisor/agent was not involved in PSA's contract negotiations with Cincinnati Reds and advisor/agent did not provide PSA with money. PSA's profile and name were removed from agency's website August 2010.</p> <p>Please note: PSA has two seasons of competition remaining.</p>

SUPPLEMENT NO. 6-e

Draft of Bylaw 13.6 – Campus Visits – Version No. 2

13.6 CAMPUS VISITS

13.6.1 Number Permitted. A prospective student-athlete may visit a member institution's campus at his or her own expense an unlimited number of times. A prospective student-athlete may make a campus visit before his or her senior year in high school.

13.6.2 Entertainment on Campus Visit. An institution may provide entertainment, which may not be excessive, on a campus visit. Entertainment and contact by representatives of the institution's athletics interests (boosters) during a campus visit are confined to campus, unless otherwise specified. [R]

13.6.2.1 Complimentary Admissions. During a campus visit, an institution may provide a prospective student-athlete complimentary admissions to a campus athletics event in which the institution's intercollegiate team practices or competes. Such complimentary admissions are for the exclusive use of the prospective student-athlete and those persons accompanying the prospective student-athlete on the visit and must be issued on an individual-game basis. [R]

13.6.2.1.1 Conference Tournaments, NCAA Championships and Other Postseason Contests. The provision of complimentary admissions to prospective student-athletes for a conference tournament, an NCAA championship (all rounds) or other postseason contests (e.g., bowl game, NAIA or NIT championship) constitutes excessive entertainment and is prohibited. The prospective student-athlete may purchase these tickets only in the same manner as any other member of the general public.

13.6.2.1.2 General Seating. A prospective student-athlete and those persons accompanying the prospective student-athlete on a campus visit are limited to general seating when given complimentary admissions to a campus athletics event. Providing special seating arrangements during the conduct of the event (including intermission) in the facility's press box, special seating box(es) or bench area is specifically prohibited. [R]

13.6.2.2 Parking. An institution may arrange special on-campus parking for prospective student-athletes during a campus visit.

13.6.2.3 Cash to Prospective Student-Athlete. An institution or representatives of its athletics interest (e.g., boosters) shall not provide cash to a prospective student-athlete for entertainment purposes.

13.6.3 Meals on Campus Visit. An institution may provide the cost of actual meals on a campus visit for a prospective student-athlete and those persons accompanying the prospective

Comment [s1]: The unofficial visits legislation has been eliminated in Version No. 2. Bylaws 13.6.1 through 13.6.6 apply to all campus visits, including official visits.

Comment [s2]: Question from LRS – How does the rule apply when there are similar provisions in both sections (e.g., transportation on campus visits and official visits)?

Comment [s3]: Conference tournaments have been added to the list of events that are precluded from complimentary admissions.

Comment [s4]: The arrangement of parking is permissible in Version No. 2.

Comment [s5]: The three meal/day rule is eliminated in Version No. 2.

student-athlete. Such cost need not be included in the \$30-per-day entertainment expense. A dessert or after-meal snack also may be excluded. [R]

13.6.2.1 Meal/Entertainment at Staff Member's Home. A luncheon, dinner or brunch at the home of an institutional staff member (e.g., the athletics director, a coach, a faculty member or the institution's president) may be held for a prospective student-athlete on a campus visit, provided the entertainment is on a scale comparable to that of normal student life and is not excessive in nature. For regulations relating to occasional meals for student-athletes who participate in a campus visit, see Bylaw 16.11.1.4.

Comment [s6]: Sentence added by LRS.

13.6.4 Transportation on Campus Visit. During a campus 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. [R]

Comment [s7]: The transportation regulations in Bylaw 13.5 are eliminated in Version No. 2. Any applicable transportation regulations are embedded in the campus visits legislation

13.6.5 Transportation to Enroll. An institution or its representatives shall not furnish a prospective student-athlete, directly or indirectly, with transportation to the campus for enrollment. However, it is permissible for any member of the institution's staff to provide transportation from a bus or train station or airport to the campus on the occasion of the student-athlete's initial arrival at the institution to attend classes.

13.6.6 Accommodations/Lodging on Campus Visit. A prospective student-athlete on a campus visit may stay in an enrolled student-athlete's dormitory room only if the prospective student-athlete pays the regular institutional rate for such lodging. [R]

13.6.7 Official Visit.

13.6.7.1 Limitations on Official Visit.

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

13.6.7.1.2 First Opportunity to Visit. A prospective student-athlete may not be provided an expense-paid visit earlier than June 15 immediately preceding the prospective student-athlete's junior year in high school. [D]

13.6.7.1.3 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. [D]

13.6.7.1.3.1 Transfer Student. If a student-athlete attending a four-year institution desires to transfer and that institution provides written permission to contact 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.

13.6.7.1.4 Visit to Off-Campus Site. An official visit shall be made to the campus and not, for example, to an off-campus site where the institution may be appearing in an athletics contest. However, if an institution is required to play all of its home games in a given sport at a site located in a community other than its own because of conditions beyond its own control (e.g., fire, windstorm, earthquake or other disaster), the institution may consider games played at the substitute site as on-campus competition, provided the institution documents the conditions causing it to visit an off-campus site on an official visit. [D]

13.6.7.2 Academic Requirements for Official Visit. An institution shall not provide an official visit to a high school or preparatory school prospective student-athlete until the following academic requirements are satisfied: [D]

(a) The prospective student-athlete has satisfied one of the following provisions:

(1) Presents the institution with a score from a PSAT, an SAT, a PLAN or an ACT test taken on a national testing date under national testing conditions or an ACT test taken on a state testing date under state testing conditions. The score must be presented in writing through a testing-agency document or on a high school (or college) academic transcript (official or unofficial) or through the use of the applicable testing agency's automated-voice system. An international or learning-disabled prospective student-athlete who requires a special administration of the PSAT, SAT, PLAN or ACT may present such a score on the approval of the appropriate academic requirements committee; or

(2) Presents the institution with a current high school or college-preparatory school transcript (official or unofficial);

(b) Registers with the NCAA Eligibility Center; and

(c) Is placed on the institution's institutional request list (IRL) with the NCAA Eligibility Center.

13.6.7.2.1 NCAA Eligibility Center. A prospective student-athlete's fulfillment of these academic requirements for an official visit may be certified through use of information on file at the NCAA Eligibility Center, as approved by the Executive Committee.

13.6.7.3 Length of Official Visit. It is the discretion of the institution to determine the length of an official visit. If an official visit exceeds 72 hours, the institution may not pay

Comment [s8]: Question from LRS – Should a prospective student-athlete be required to present a test score AND a transcript? Should a prospect who has taken a test be required to present a transcript?

the prospective student-athlete's actual round-trip transportation costs. For additional regulations relating to transportation on an official visit, see Bylaw 13.6.7.4.

Comment [s9]: New sentences from LRS.

13.6.7.3.1 Failure to Return Home Following Official Visit. If the prospective student-athlete does not return home following an official visit before attending the institution, the one-way transportation to the campus would be considered a violation of Bylaw 13.5.4, which prohibits transportation to enroll. **[D]**

13.6.7.4 Transportation on Official Visit.

13.6.7.4.1 General Restrictions. A member institution may pay the prospective student-athlete's actual round-trip transportation costs for his or her official visit to its campus, provided a direct route between the prospective student-athlete's home, to/from the site of competition or from the prospective student-athlete's educational institution and the institution's campus is used. It is not permissible for an institution to pay the prospective student-athlete's actual round-trip transportation costs for his or her participation in an institutional camp or clinic that precedes or is after an official visit. **[R]**

Comment [s10]: New sentence from LRS. This change addresses a concern that institutions would provide transportation to a prospect who attends an institution's camp/clinic that occurs before or after an official visit.

13.6.7.4.1.1 Transportation To/From Site of Competition or From Educational Institution. A prospective student-athlete may be transported to campus for an official visit from the site of athletics competition or from the prospective student-athlete's educational institution (or the reverse arrangement), provided only actual transportation expenses are paid and the cost of the transportation does not exceed the cost of transportation between the prospective student-athlete's home or educational institution and the institution's campus. **[R]**

13.6.7.4.1.2 Transportation of Prospective Student-Athlete's Friends, Relatives or Legal Guardian(s). An institution shall not permit its athletics department staff members or representatives of its athletics interests (boosters) to pay, provide or arrange for the payment of transportation costs incurred by relatives, friends or legal guardian(s) of a prospective student-athlete to visit the campus or elsewhere, except as provided in Bylaw 13.6.7.4.2. **[R]**

13.6.7.4.1.3 Prohibited Modes of Transportation. An institution is prohibited from providing a prospective student-athlete with the following modes of transportation during an official visit:

(a) Use of an automobile:

(1) Owned or operated by an institution or any representative of its athletics interests; or

(2) Arranged by an institution or any representative of its athletics interests;

(b) Use of a limousine; or

(c) Use of a helicopter. [R]

13.6.7.4.2 Automobile Transportation. When a prospective student-athlete travels by automobile on an official visit, the institution may pay round-trip expenses to the individual incurring the expense (except the prospective student-athlete's coach as provided in Bylaw 13.8.1.1) at the same mileage rate it allows its own personnel. Any automobile may be used by the prospective student-athlete (see Bylaw 13.6.6.4.4 relating to prohibited modes of transportation). [R]

13.6.7.4.2.1 Individuals Accompanying Prospective Student-Athlete. A prospective student-athlete's friends, relatives or legal guardian(s) may receive cost-free transportation to visit a member institution's campus only by accompanying the prospective student-athlete at the time the prospective student-athlete travels in an automobile to visit the campus.

13.6.7.4.2.2 Coach Providing Automobile Transportation. A coach, who is certified through the annual certification requirement to recruit and evaluate prospective student-athletes off campus, may transport a prospective student-athlete and his or her relatives or legal guardians in any vehicle to and from an official visit, provided the conditions regarding contact restrictions at specified sites are satisfied (see Bylaw 13.1.7) and the transportation provided does not exceed the distance between the locale of the prospective student-athlete's home to the institution's campus. [R]

13.6.7.4.3 Air Transportation. The air fare for commercial transportation for the official visit may not exceed coach (or comparable) class. [R]

13.6.7.4.3.1 Institution's Airplane. An institution may use its own airplane to transport a prospective student-athlete to the campus for an official visit, provided relatives, other friends or legal guardian(s) do not accompany the prospective student-athlete.

13.6.7.4.3.2 Noncommercial Airplane. Whenever an aircraft (other than a commercial airplane) is used to transport a prospective student-athlete, payment for its use shall be at the established charter rates at the airport where the craft is based. The institution shall be prepared to demonstrate satisfactorily that such payment has been made. [R]

13.6.7.4.4 Visiting Two or More Institutions. Two or more institutions to which a prospective student-athlete is making official visits on the same trip may

provide travel expenses, provided there is no duplication of expenses and only actual and necessary expenses are provided. [R]

13.6.7.5 Accommodations on Official Visit. An institution may provide expenses for no more than two nights lodging to a prospective student-athlete on an official visit. Local commercial facilities may be used but at a scale comparable to that of normal student life and only within a 30-mile radius of the institution's campus.

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

Comment [s11]: Request by LRS – Moved current Bylaw 13.6.8 to this section of the Manual for ease of reference.

13.6.7.6 Meals on Official Visit. For regulations relating to meals, see Bylaw 13.6.3.

13.6.7.7 Entertainment on Official Visit for Relatives or Legal Guardian(s) of Prospective Student-Athlete. A member institution shall limit entertainment, meals and lodging on the prospective student-athlete's official visit to a prospective student-athlete, and the prospective student-athlete's relatives [or legal guardian(s)]. [R]

Comment [s12]: Request by LRS – Moved current Bylaw 13.6.7 to this section of the Manual for ease of reference.

13.6.7.8 Student Host(s) on Official Visit. A student host must be enrolled in the institution being visited a prospective student-athlete. A nonqualifier (see Bylaw 14.02.10.3) may not serve as a student host during his or her first academic year in residence. [D]

13.6.7.8.1 General Restrictions. The institution may provide the following to a student host entertaining a prospective student-athlete on an official visit:

(a) A maximum of \$30 for each day of the visit to cover all actual costs of entertaining the prospective student-athlete (and the prospective student-athlete's relatives or legal guardians), excluding the cost of admission to campus athletics events. It is permissible to provide the student host with an additional \$15 per day for each additional prospective student-athlete the host entertains; and

(b) Complimentary admissions to campus athletics events, provided the admissions are used to accompany a prospective student-athlete to the events during the prospective student-athlete's official visit.

13.6.7.8.1 Prohibited Use of Student Host Funds. The funds provided to a student host may not be used for or by the prospective student-athlete to purchase souvenirs (e.g., T-shirts, other institutional mementos).

13.6.7.8.2 Multiple Hosts. If several students host a prospective student-athlete, the \$30-per-day entertainment money may be used to cover the actual and necessary expenses incurred by the prospective student-athlete and all hosts. [D]

13.6.7.8.3 Use of Automobile. The institution or representatives of its athletics interests shall not provide an automobile for use by the prospective student-athlete or the student host. [D]

13.6.7.9 Student Support Group Assisting in Recruiting. An institution may not provide a free meal or entertainment to a member of an institutional student support group that assists in the recruitment of a prospective student-athlete during an official visit, unless the student is designated as the one student host for that prospective student-athlete. Any additional arrangement between the institution and members of such a support group (e.g., compensation, providing a uniform) is left to the discretion of the institution.

13.6.7.10 Normal Retail Cost. If a boat, snowmobile, recreational vehicle or similar recreational equipment [including those provided by an institutional staff member or a representative of the institution's athletics interests (booster)] is used to entertain a prospective student-athlete or the prospective student-athlete's relatives or legal guardian(s), the normal retail cost of the use of such equipment shall be assessed against the \$30-per-day entertainment allowance to a student host (see Bylaw 13.6.7.7); further, if such normal retail cost exceeds the \$30-per-day entertainment allowance, such entertainment may not be provided. [R]



Title: ELIGIBILITY AND FINANCIAL AID -- GENERAL ELIGIBILITY REQUIREMENTS -- CERTIFICATION OF ELIGIBILITY FORM -- ELIMINATION OF SQUAD-LIST FORM

Convention Year: 2013

Date Submitted: May 24, 2012

Effective Date: August 1, 2013

Official Notice Number: NC-2013-15

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

Category: Noncontroversial

Topical Area: Recruiting

Status: Ready for Consideration by Management Council

Intent: To eliminate the requirement that a member institution's athletics director shall use the squad-list form as the instrument to certify the eligibility of a student-athlete; further, to specify that an institution shall use an eligibility list form developed by the NCAA to certify the eligibility of a student-athlete and shall compile individual and team equivalency information on a financial aid list form developed by the NCAA.

A. Constitution: Amend 3.2.4.5.1, as follows:

3.2.4.5.1 Administrative Requirements. The statement shall be administered individually to each student-athlete by the athletics director or the athletics director's designee prior to the student's participation in intercollegiate competition each academic year. The athletics director and head coach in the sport in which the student-athlete participates shall sign the ~~squad-list~~ **eligibility list** form. The statement shall be kept on file in the office of the athletics director, and such file shall be available for examination upon request by an authorized representative of the NCAA.

B. Constitution: Amend 3.2.4.6, as follows:

3.2.4.6 Drug-Testing Program and Consent Form. The active member shall administer annually, on a form prescribed by the Management Council, a signed drug-testing consent form for each student-athlete (per Bylaw 12.02.5) in accordance with Bylaw 14.1.4 and shall ensure compliance with the following elements of the NCAA Drug Testing Program: [D]

[3.2.4.6-(a) through 3.2.4.6-(b) unchanged.]

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

[3.2.4.6-(d) through 3.2.4.6-(f) unchanged.]

C. Bylaws: Amend 14.1.3.2, as follows:

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

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

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



[14.1.3.2-(c) through 14.1.3.2-(d) unchanged.]

D. Bylaws: Amend 14.1.11, as follows:

14.1.11 Eligibility for Male Students or Male Student-Athletes to Practice with Women's Teams. A male student or male student-athlete (see Bylaw 17.02.9) may engage in practice sessions with women's teams under the following conditions:

(a) Male students who practice with an institution's women's team must be certified in accordance with all applicable NCAA eligibility regulations for practice (e.g., enrolled in a minimum full-time program of studies, sign a drug-testing consent form, included on the institution's ~~squad~~ **eligibility** list, certify insurance coverage of medical expenses per Constitution 3.2.4.9). A male student who practices with an institution's women's team is not required to have his amateurism status certified by the NCAA Eligibility Center.

[14.1.11-(b) through 14.1.11-(f) unchanged.]

E. Bylaws: Amend 14.2.2.3.1.4, as follows:

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

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

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

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

F. Bylaws: Amend 14.10.2, as follows:

14.10.2 ~~Squad List~~ **Eligibility List** Form. The institution's athletics director shall compile on a form approved by the Management Council a list of the squad members in each sport on the first day of competition and shall indicate thereon the status of each member in the designated categories. A student-athlete's name must be on the official institutional form in order for the student to be eligible to represent the institution in intercollegiate competition. Violations of this bylaw do not affect a student-athlete's eligibility, if the violation occurred due to an institutional administrative error or oversight, and the student-athlete is added to the form once the omission is realized; however, the violation shall be considered an institutional violation per Constitution 2.8.1. ~~(See Bylaw 15.5.5 for details about the administration of the squad list.)~~

14.10.2.1 Eligibility List. The following procedures shall be used for the eligibility list:

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

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

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



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

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

14.10.3 Drug-Testing Consent-Form Requirement. Any student-athlete who signs a drug-testing consent form must be included on the institution's eligibility list form, and any student-athlete who is included on the eligibility list must have signed a drug-testing consent form in accordance with Bylaw 14.1.4.

G. Bylaws: Amend 15.5.5, as follows:

15.5.5 ~~Squad List.~~ Financial Aid Form. The institution's athletics director shall compile on a form approved by the Management Council a list including individual and team equivalency information for each sport. The forms shall be kept on file in the office of the athletics director, and such file shall be available for examination at the end of the academic year on request by an authorized representative of another member institution, the NCAA, and, if the institution is a member of a conference, an authorized representative of the conference.

~~15.5.5.1 Eligibility Requirement. To be eligible to represent an institution in intercollegiate athletics competition, a student-athlete shall be included on the institution's squad-list form.~~

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

~~15.5.5.2.1 Squad List. The following procedures shall be used for the squad list:~~

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

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

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

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

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

~~15.5.5.3 Drug-Testing Consent-Form Requirement. Any student-athlete who signs a drug-testing consent form must be included on the institution's squad-list form, and any student-athlete who is included on the squad-list form must have signed a drug-testing consent form in accordance with Bylaw 14.1.4.~~

H. Bylaws: Amend 20.4.2.6, as follows:

20.4.2.6 Waiver. The Membership Committee may waive any of the requirements in Bylaw 20.4.2. An institution reclassifying a single sport from Division I to Division II that requests a waiver of the two-year reclassification period (see Bylaw 20.4.2.3) must provide written documentation to the Membership Committee demonstrating that the



institution will satisfy Division II legislation in the sport during the two-year period (e.g., ~~squad~~ **eligibility** lists, schedules, financial aid equivalency information, verification of student-athlete eligibility from the NCAA Eligibility Center).

I. Bylaws: Amend 20.10.1.2.1, as follows:

20.10.1.2.1 Counting Financial Aid Awards to Satisfy Minimum Requirement. In counting financial aid awarded to student-athletes to determine if the requirements set forth in Bylaw 20.10.1.2-(a) and -(b) have been satisfied, the institution must satisfy the following:

(a) Only countable financial aid, as set forth on the NCAA financial aid ~~squad-list~~ form, may be used to meet the appropriate minimum;

[20.10.1.2.1-(b) through 20.10.1.2.1-(d) unchanged.]

Review History:

March 7, 2012: Recommends Approval - Legislation Committee

April 17, 2012: Approved in Concept - Management Council

Additional Information: One of the themes that emerged from the 2010 Division II Chancellors and Presidents Summit was the need to ease the compliance and financial burdens that current regulations place on Division II intercollegiate athletics. Over the years, the squad-list form has evolved into an all-inclusive document, making it cumbersome to manage. Creating a clear and simple eligibility certification form will ease the burden of institutional personnel and bring ease in applying eligibility requirements. The squad-list form will be replaced as a legislative requirement by a new financial aid form and will be streamlined to include only individual and team equivalency information. Institutions will be required to keep a final financial aid list form on file at the conclusion of an academic year, consistent with the manner in which institutions calculate equivalencies. Further, institutions will be able to generate the new eligibility certification form from NCAA Compliance Assistant to further reduce the burden of entering data in multiple systems.

NCAA Bylaw 17.1.6.2.1 – Playing Seasons – General Playing-Season Regulations – Time Limits for Athletically Related Activities – Weekly Hour Limitations-Outside of Playing Season – Sports Other Than Football

Issue:

Whether the NCAA Division II Legislation Committee should recommend that the NCAA Division II Management Council sponsor legislation for the 2013 NCAA Convention to amend NCAA Bylaw 17.2.6.2.1 (weekly hour limitations-outside of playing season – sports other than football) to prohibit out-of-season activities for a specified period of time following the conclusion of an institution's regular season.

Background and Analysis:

At the 2011 Convention, the delegates adopted NCAA Proposal No. 2011-7 which amended the out-of-season activities legislation for sports other than football. The proposal, in part, further segmented the legislation by sport season (e.g., fall championship sports), and expanded the nature of access to student-athletes available to coaches by permitting full-team activities. During a segment of the academic year, depending on the sport season, an institution has a choice of up to two hours of skill instruction or full-team activities as part of the out-of-season activities.

The discussion about permitting full-team activities had been on-going in the division for many years prior to the adoption of the team activities legislation. It has been said that Proposal No. 2011-7 was a compromise between the coaches, athletics administrators, faculty athletics representatives and student-athletes. Skill instruction requires an institution's coaching staff to spend a significant amount of time with small groups of student-athletes. Student-athletes have expressed the benefits gained from the small-group instruction because of the individualized instruction. In its current iteration the out-of-season activities legislation achieves both goals by permitting full-team activities and small-group skill instruction at different times during an academic year. In addition, it gives coaches the ability to arrange the out-of-season activities in a way that benefits the team based on the skill set of the team in any given year and at any given point within the season.

The impact of the legislation was unclear until fall 2011 when institutions began applying the newly adopted legislation. The education following Convention (e.g., NCAA Regional Rules Seminar) regarding the newly adopted legislation focused on details of skill instruction and full-team activities, but did not explicitly highlight the legislated break from the time a team or individual, concluded the regular season through the end of the Division II championship, or end of the nonchampionship segment. During this time it is not permissible to engage in out-of-season activities or any other countable athletically related activities.

At the April 2012 NCAA Division II Management Council meeting the NCAA staff provided a memorandum for the Council's consideration [Attachment A]. Staff received feedback from a

majority of the Division II conference offices that reported a considerable number of violations spanning multiple sports. The prescribed penalty for violations of Bylaw 17 is two for one because of the competitive advantage that is gained. However, based on the conference reports it was determined that a minimal advantage was gained because most institutions had violations of the legislation. The Council provided relief of violations of Bylaw 17.1.6.2.1-(e) that occurred between August 1, 2011, and April 17, 2012, and referred the issue to the Legislation Committee for further discussion [Attachment B].

Options for Consideration:

1. At the conclusion of an institution's championship segment, or the conclusion of the Division II championship, whichever is earlier, a consecutive seven calendar-day period when out-of-season activities and countable athletically related activities are prohibited.
2. At the conclusion of an institution's championship segment, or the conclusion of the Division II championship, whichever is earlier, a consecutive 10 calendar-day period when out-of-season activities and countable athletically related activities are prohibited.
3. At the conclusion of an institution's championship segment, or the conclusion of the Division II championship, whichever is earlier, a consecutive 14 calendar-day period when out-of-season activities and countable athletically related activities are prohibited.

Questions for Consideration:

1. Should a team that competes at the final site of a championship be required to have a break before engaging out-of-season activities?
2. Should institutions that operate on the semester and quarter systems have different legislated breaks based on the academic calendar (e.g., timing of final exams)?
3. Should tryouts of prospective student-athletes that include student-athletes be permitted during the legislated break for a specified number of hours (e.g., two hours in a week)?
4. The Management Council adopted a noncontroversial proposal to specify that end of season team and individual meetings are not considered a countable athletically related activity. Should that exception to countable athletically related activities be expanded? Does the exception need to be narrowed?

5. In Bylaw 17.1.6.2.1-(c), fall championship sports are permitted to engage in out-of-season activities, including team activities, from the beginning of the institution's second term through the day before February 15, which is the first permissible day to begin the nonchampionship segment. However, many institutions do not begin the nonchampionship segment February 15, which means that after the first permissible day an institution must revert to Bylaw 17.1.6.2.1-(e), which prohibits team activities, until the declared start of the nonchampionship segment. Should the fall championship sports have the same legislation as the spring championship sports in Bylaw 17.1.6.2.1-(b), and be permitted to participate in team activities up until the day before the declared start of the nonchampionship segment?

Conclusions:

1. The Legislation Committee **recommends** sponsoring 2013 Convention legislation to amend Bylaw 17.1.6.2.1 to prohibit out-of-season activities for a specified period of time following the conclusion of an institution's regular season.
2. The Legislation Committee **does not recommend** sponsoring 2013 Convention legislation to amend Bylaw 17.1.6.2.1.

Associated References:

Division II Bylaws

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/or skill instruction shall be permitted, as follows:

(a) In winter championship sports, a student-athlete's participation in weight training, conditioning, team activities and/or 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, as follows:

- (1) In basketball, from September 7 or the institution's fourth day of classes for the fall term, whichever is earlier, through the day before October 15.

(2) In swimming and diving and track and field, from September 7 or the institution's fourth day of classes for the fall term, whichever is earlier, through the institution's declared start date of practice.

(3) In wrestling, from September 7 or the institution's fourth day of classes for the fall term, whichever is earlier, through the day before October 10.

(b) In spring championship sports, from September 7 or the institution's fourth day of classes for the fall term, whichever is earlier, through the day before the institution's declared start date of the nonchampionship segment, a student-athlete's participation in weight training, conditioning, team activities and/or 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;

(c) In fall championship sports, from the beginning of the institution's second term of the academic year (e.g., winter quarter, spring semester) through the day before February 15, a student-athlete's participation in weight training, conditioning, team activities and/or 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;

(d) In National Collegiate Championships sports, from the beginning of the institution's academic year through the day before the institution's declared start date of practice, 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 hour may be spent on team activities and/or skill instruction; and

(e) 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 17.1.6.2.2. During this period, team activities shall not be permitted.

For the first permissible date of activities outside of the playing season, refer to the sport-specific legislation.

17.1.6.2.2 Skill Instruction. In sports other than football, participation by student-athletes in individual skill-related instruction is permitted outside the institution's declared playing season. More than one group of student-athletes from the same team may participate in skill instruction with their same coach(es) in the same facility or in different facilities at the same time, provided

there is no co-mingling between the groups. Each group of student-athletes must have a separate coach.

17.1.6.2.2.1 Groups of Student-Athletes. In sports other than football, the following number of student-athletes is permitted in each group for skill instruction.

(a) **Individual Sports.** Not more than four student-athletes from the same individual sport shall be a part of a group of student-athletes working with a coach at one time.

(b) **Team Sports with Starting Squad Size of Six or Fewer.** Not more than four student-athletes from the same team shall be a part of a group of student-athletes working with a coach at one time.

(c) **Team Sports with Starting Squad Size of Seven or More.** Not more than six student-athletes from the same team shall be part of a group of student-athletes working with a coach at one time.

17.1.6.2.3 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. See Bylaw 17.9.5 for the first permissible date of activities outside of the playing season.

17.1.6.2.4 Conditioning Activities. Conditioning drills, as permitted in Bylaws 17.1.6.2.1 and 17.1.6.2.3, that 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 17.02.13 shall not count against the weekly hour limitation.

17.1.6.2.6 Institutional Vacation Period. A student-athlete may not participate in any countable athletically related activities outside the playing season during any institutional vacation period (e.g., summer, academic year).

17.1.6.2.7 Exception -- Alternate Playing Season -- Golf and Tennis. In golf and tennis, an institution that conducts its championship segment during the fall term must discontinue practice at the conclusion of its nonchampionship segment (golf -- designated 60- or 75-consecutive calendar-day period; tennis -- designated 45- or 60-day consecutive calendar-day period). Such a team may resume practice the day following the conclusion of the institution's final examination period for the applicable academic term or 10-consecutive calendar days before the start of the championship, whichever is earlier, provided the institution has reasonable belief that it is under consideration for selection to participate in an NCAA, NCCAA or NAIA championship event. (See Bylaws 17.10.5.1 and 17.22.5.1.)

Division II Proposals

Title: PLAYING AND PRACTICE SEASONS -- DEFINITIONS AND APPLICATIONS --
EXCEPTION TO COUNTABLE ATHLETICALLY RELATED ACTIVITIES -- END OF
SEASON MEETINGS

Convention Year: 2013

Effective Date: Immediate

Official Notice Number: NC-2013-8

Source: NCAA Division II Management Council.

Category: Noncontroversial

Topical Area: Playing and Practice Seasons

Status: Ready for Ratification at Convention

Intent: To specify that end of season team and individual meetings are permitted at any time; further, to specify that such meetings are not considered countable athletically related activities provided the meetings do not include athletically related activities.

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 -- End of Season Meetings. It is permissible to have end of season team and individual meetings at any time (e.g., conclusion of a regular academic term, conclusion of the playing season). An end of season meeting is not considered a countable athletically related activity provided the meeting does not include any athletically related activities (e.g., watching game film, physical activities).

Additional Information: Meetings that occur at the conclusion of the playing season or the conclusion of a regular academic term are essential to the on-going development of student-athletes. Generally, end of season meetings are intended to provide coaches and student-athletes with time to discuss off-season development and expectations and to create a plan for the upcoming term or academic year. Creating an exception for end of season meetings to be permissible at any time, and not considered a countable activity, aligns the legislation with current practice.

Review History:

April 17, 2012: Recommends Approval - Management Council

April 26, 2012: Approved in Concept - Presidents Council

April 26, 2012: Approved in Legislative Format - Presidents Council

MEMORANDUM

March 28, 2012

TO: NCAA Division II Management Council.

FROM: Amanda Conklin
Assistant Director of Academic and Membership Affairs

Jennifer Fraser
Associate Director of Academic and Membership Affairs for Division II

Stephanie Smith
Director of Academic and Membership Affairs for Division II.

SUBJECT: Request for Full Relief from the Misapplication of NCAA Bylaw 17.1.6.2-(e).

This is to recommend that the NCAA Division II Management Council provide full relief from the filing of a violation(s) and the accompanying penalties to institutions that misapplied NCAA Bylaw 17.1.6.2-(e) between August 1, 2011, and April 17, 2012. The NCAA staff recommends such action.

At the 2011 NCAA Convention, the membership adopted Proposal No. 2011-7 (playing and practice seasons – weekly hour limitations – outside of playing season – weight training, conditioning, team activities and skill instruction – sports other than football) with an August 1, 2011, effective date. The proposal established “windows” or time periods outside of the playing season during the academic year when specific countable athletically related activities by student-athletes are permissible. One part of Proposal No. 2011-7 specified that outside of the playing season after the Division II championship through one week before the beginning of the institution’s final examination period, a student-athlete may participate in not more than two hours per week of skill instruction as part of the permissible eight hours of required countable athletically related activities. The proposal changed the “window” when student-athletes could begin participating in countable athletically related activities following the last regular-season contest or date of competition and/or elimination from postseason competition.

The 2011 NCAA Convention Division II Legislative Proposals Question and Answer Guide did not specifically address this issue since staff believed the legislative change was clear on its face. However, an attachment outlining the application of the proposed change regarding the timing of countable athletically related activities outside of the season during the academic year following the Division II championship in each sport was included in the guide to assist institutions and conferences with understanding the proposed rule.

NCAA MEMORANDUM

March 28, 2012

Page No. 2

In late February, a conference contacted the NCAA academic and membership affairs staff and noted that there appeared to be widespread confusion about when student-athletes could begin out-of-season activities following the last regular-season contest and/or elimination from the postseason. Staff sent an e-mail to the conference compliance administrators noting that per Bylaw 17.1.6.2-(e), a student-athlete may not begin out-of-season countable athletically related activities until the conclusion of the Division II championship in the sport through the week before final examinations at the institution. Staff also noted that if an institution misapplied the legislation, a violation should be reported to the NCAA enforcement staff. Currently, a violation of Bylaw 17.1.6.2 results in a 2-for-1 withholding penalty.

During a March 22 teleconference with the conference compliance administrators, it was determined that every conference has multiple institutions with multiple violations of Bylaw 17.1.6.2-(e). Most of the violations occurred with the fall sports, with a number of institutions also reporting violations in men's and women's basketball.

A request for relief from the enforcement process for the misapplication of legislation is not commonplace; however, staff has made such recommendations a couple of times over the past 10 years. For example, the Management Council provided similar relief to the membership in the past when widespread misapplication of legislation has taken place [e.g., calculating financial aid equivalencies (actual financial aid over average amount of financial aid) and student contribution(s) to award]. If the Management Council agrees to provide full relief to institutions for a violation(s) based on the misapplication of Bylaw 17.1.6.2-(e) between August 1, 2011, and April 17, it should be noted that any institutional violation(s) of the bylaw April 18 and thereafter must be reported to the enforcement staff with the possibility of penalties.

Excerpt From the Summary of Spring 2012 Quarterly Meetings

4. *NCAA CONVENTION AND LEGISLATION.*

g. **Bylaw 17.1.6.2—Misapplication of Legislation.**

Management Council. The Management Council agreed to provide full relief from the filing of a violation(s) and the accompanying penalties to institutions that misapplied Division II Bylaw 17.1.6.2-(e) between August 1, 2011, and April 17, 2012.

At the 2011 NCAA Convention, the membership adopted Proposal No. 2011-7 (playing and practice seasons—weekly hour limitations—outside of playing season—weight training, conditioning, team activities and skill instruction—sports other than football) with an August 1, 2011, effective date. The proposal established “windows” or time periods outside of the playing season during the academic year when specific countable athletically related activities by student-athletes are permissible. One part of Proposal No. 2011-7 specified that, outside of the playing season after the Division II championship through one week before the beginning of the institution’s final examination period, a student-athlete may participate in not more than two hours per week of skill instruction as part of the permissible eight hours of required countable athletically related activities. The proposal changed the “window” when student-athletes could begin participating in countable athletically related activities following the last regular-season contest or date of competition and/or elimination from postseason competition.

In light of the widespread confusion about when student-athletes could begin out-of-season activities following the last regular-season contest and/or elimination from the postseason, the Council agreed that relief was warranted.

Additionally, the Management Council agreed to refer back to the Legislation Committee for further review the issue of an appropriate period of time to be designated as ‘down time,’ from the end of the institution’s season in the particular sport and prior to participation in out-of-season activities. The Council will review any recommendation(s) at its summer meeting and determine whether to request sponsorship of legislation for the 2013 NCAA Convention.

NCAA Bylaw 17.1.7 – General Regulations for Computing Playing Seasons Applicable to All Sports – End of the Playing Season

Issue:

Whether the NCAA Division II Legislation Committee should recommend that the NCAA Division II Management Council sponsor legislation to amend NCAA Bylaw 17.1.7 (general regulations for computing playing seasons applicable to all sports) to clarify the application of the playing and practice season legislation related to the end of the playing season.

Background and Analysis:

Over the course of the past several years, the NCAA staff has received many questions about the application of Bylaw 17.1.7. The most common area of confusion for institutions and conferences is determining the required end of the playing season. Both the location and structure of the regulations related to the end of the playing season appear to contribute to confusion in the membership.

Within each sport specific section of Bylaw 17 (playing and practice seasons), the legislation specifies the timing in which all practice and competition during the championship segment or regular playing season must end. The end of the playing season in each sport is tied to either the sport's national championship or the last day of exams for the regular academic year. There is currently no cross-reference for Bylaw 17.1.7 within the sport specific legislation. As a result, institutions and conferences may not realize that the legislation related to the end of the playing season is further clarified in Bylaw 17.1.7.

The current structure and wording of Bylaw 17.1.7 has also led to questions about the permissibility of conducting regular season competition following a conference championship event. For several years the NCAA staff has provided the interpretation that regular season competition following a conference championship event is impermissible. In the spring of 2012, a Division II conference office challenged that staff interpretation. On further review of the issue, the NCAA academic and membership affairs staff issued a staff determination April 30, 2012, indicating that regular season competition following a conference championship event is permissible provided certain conditions are met.

After issuing the more permissive determination, the staff received questions about whether the legislation in Bylaw 17.1.7-(a) regarding the impermissibility of extending the playing season to make up suspended or cancelled games was still applicable. The staff has indicated that the legislation is still applicable despite the staff determination. As a result, it is currently permissible for institutions to schedule "new" regular season contests provided they have not exceeded the maximum contest limitations in the sport; however, it would be impermissible for an institution to make up cancelled or suspended competition that previously appeared on the team's schedule.

Questions to consider:

1. Should Bylaw 17.1.7 be eliminated entirely and incorporated into the sport specific legislation?
2. Should Bylaw 17.1.7 remain in the NCAA Manual and be rewritten to clarify the application of the legislation? If so, what clarifications are necessary?
3. If Bylaw 17.1.7 should remain in the Manual, should a cross-reference be added to the sport specific legislation within Bylaw 17?
4. Should the legislation regarding make-up contests in Bylaw 17.1.7-(a) be eliminated or clarified?
5. Are there any other changes related to Bylaw 17.1.7 that the committee should consider?

Conclusions:

1. The Legislation Committee **recommends** sponsoring legislation to amend Bylaw 17.1.7 to clarify the application of the playing and practice season legislation related to the end of the playing season.
2. The Legislation Committee **does not recommend** sponsoring legislation to amend Bylaw 17.1.7.

Associated References:

Division II Bylaw

17.1.7 General Regulations for Computing Playing Seasons Applicable to All Sports.

- (a) **Makeup Contests.** An institution is not permitted to extend the playing season to make up suspended or canceled games (including games that determine a conference champion or the automatic qualifier to the NCAA championship);
- (b) **NCAA, NCCAA or NAIA Championships Participation in Team Sports.** Neither practice for nor participation in any NCAA, NCCAA or NAIA championship event (including play-in contests conducted before NCAA championships) is considered part of the institution's declared playing season. A member institution that has reason to believe it is under

consideration for selection to participate in an NCAA, NCCAA or NAIA championship event may continue to practice (but may not compete against outside competition) beyond its last regular-season contest, including the conference championship (if any), without counting such practice against the institution's declared playing-season limitation, until it is determined by the appropriate committee whether the institution will be selected to participate in the championship competition. An institution that is not selected to participate in the championship or an institution that is eliminated from the championship may not continue to practice or compete;

(c) **NCAA Championships Participation in Individual Sports.** Only appropriate squad members considered necessary for effective practice by the individual(s) preparing for the NCAA championships may continue to practice without counting such practice against the institution's declared playing-season limitation. An individual who is not selected to participate in the championship or an individual who is eliminated from the championship, and the squad member(s) considered necessary for effective practice by the individual(s) preparing for the NCAA championships, may not continue to practice or compete. See Bylaw 17.1.6.2.6 for application to alternate playing seasons in golf and tennis;

(d) **Post-NCAA Championships Participation.** Following the conclusion of an NCAA (or NAIA) championship in a sport, an institution may resume practice and/or competition in the sport, provided it is continuing its permissible playing season in the sport and provided the activity occurs during the academic year. An institution in the joint-declaration program may participate in the championship for which the institution declared, even when the championship occurs outside the permissible NCAA playing season. Institutions in the joint-declaration program must abide by all other NCAA regulations for all sports, including the length of the playing season (see Bylaw 31.2.1.4);

(e) **Conference Championships.** Conference championships must be included within the institution's playing season;

(f) **Non-NCAA Postseason Championships Participation.** Practice and/or competition in non-NCAA (or non-NAIA) postseason championships (e.g., an invitational tournament scheduled after a conference championship) must be counted against the institution's declared playing-season limitation; except that practice and competition for one postseason championship in each non-NCAA championship sport used for sports sponsorship purposes pursuant to Bylaw 20.10.3.3.1, practice and competition for one recognized national intercollegiate championship event in an emerging sport for women pursuant to Bylaw 20.02.6 and practice for and competition in the USA Gymnastics Collegiate National Championship are exempt from the institution's declared playing-season limitation; and

(g) **Foreign Tours.** Participation by a member institution on a certified foreign tour (see Bylaw 17.28) need not be included within the institution's declared playing-season limitation in the sport.

Division II Interpretations

Regular Season Competition after a Conference Tournament (II)

Date Issued: April 30, 2012

Date Published: May 7, 2012

Type: Staff Interpretation

Item Ref: b

The academic and membership affairs staff determined a member institution may engage in regular season competition between the conference tournament and championship selection, provided the institution has time remaining in its declared playing season and the institution has not participated in the maximum number of contests or dates of competition.

[References: NCAA Division II Bylaw 17.1.7 (general regulations for computing playing seasons applicable to all sports); and a staff interpretation (8/28/91, Item No. c)]

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

Date Issued: December 10, 2003

Date Published: December 10, 2003

Type: Official Interpretation

Item Ref: 1

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

Computation of Playing Season -- Basketball (I/II)

Date Issued: March 22, 2000

Date Published: March 22, 2000

Type: Staff Interpretation

Item Ref: b

b. Computation of Playing Season - Basketball. (I/II) The membership services staff confirmed that in the sport of basketball, it is not permissible for an institution to continue to practice in that sport (or compete against outside competition) beyond its last regular-season contest, including the conference championship (if any), unless it has reason to believe it is under consideration for selection to participate in an NCAA championship event. Further, an institution not selected to participate in the championship or an institution that loses in the championship may not continue to practice until the conclusion of the championship event. [References: NCAA Bylaws 17.1.9-(c) (general regulations for computing playing seasons applicable to all sports - NCAA or NAIA championships participation in team sports) and 17.5.1 (basketball - length of playing season)]

Competition subsequent to the last regular-season contest or conference tournament

Date Issued: August 28, 1991

Date Published: August 28, 1991

Type: Staff Interpretation

Item Ref: c

Reviewed Bylaws 17.1.1 (playing season) and 17.1.8-(d) (NCAA championships participation in individual sports) and confirmed that competition subsequent to the last regular-season competition or conference tournament that does not constitute a countable competition for the institution (i.e., less than the minimum number of participants) must count in the length of the institution's playing season if the student-athlete represents the institution in the contest.

Division II Proposal

Title: PLAYING AND PRACTICE SEASONS -- GENERAL REGULATIONS FOR
COMPUTING PLAYING SEASONS APPLICABLE TO ALL SPORTS -- PRACTICE
AFTER LAST SCHEDULED CONTEST OR DATE OF COMPETITION

Convention Year: 2011

Effective Date: Immediate

Official Notice Number: I-2011-2

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

Category: Incorporation

Topical Area: Playing and Practice Seasons

Status: Adopted

Bylaws: Amend 17.1.7, as follows:

17.1.7 General Regulations for Computing Playing Seasons Applicable to All Sports.

[17.1.7-(a) unchanged.]

(b) NCAA, NCCAA or NAIA Championships Participation in Team Sports. Neither practice for nor participation in any NCAA, NCCAA or NAIA championship event (including play-in contests conducted before NCAA championships) is considered part of the institution's declared playing season. A member institution that has reason to believe it is under consideration for selection to participate in an NCAA, NCCAA or NAIA championship event may continue to practice (but may not compete against outside competition) beyond its last regular-season contest, including the conference championship (if any), without counting such practice against the institution's declared playing-season limitation, until it is determined by the appropriate committee whether the institution will be selected to participate in the championship competition. An institution that is not selected to participate in the championship **or an institution that is eliminated from the championship** may **not** continue to practice or compete ~~until the end of that championship only if it has time remaining in its declared playing season;~~

(c) NCAA Championships Participation in Individual Sports. Only appropriate squad members considered necessary for effective practice by the individual(s) preparing for the NCAA championships may continue to practice without counting such practice against the institution's declared playing-season limitation. **An individual who is not selected to participate in the championship or an individual who is eliminated from the championship, and the squad member(s) considered necessary for effective practice by the individual(s) preparing for the NCAA championships, may not continue to practice or compete.** See Bylaw 17.1.6.2.4 for application to alternate playing seasons in golf and tennis;

[Remainder of 17.1.7 unchanged]

Additional Information: Incorporation of the December 10, 2003, official interpretation is necessary to alleviate the confusion regarding whether a team (or an individual sport student-athlete) may continue to practice or compete if the institution (or an individual sport student-athlete) is not selected to participate in the championship or is eliminated from the championship if there is time remaining in the declared playing season.

Review History:

March 18, 2010: Recommends Approval - Legislation Committee

April 12, 2010: Approved in Concept - Management Council

July 20, 2010: Approved in Legislative Format - Management Council

**Ease of Burden Initiative – NCAA Bylaws 13.11, 13.12 and 17.02.14 –
Recruiting and Playing and Practice Seasons – Tryouts and Camps/Clinics**

Issue:

Whether the NCAA Division II Legislation Committee should recommend that the NCAA Division II Management Council sponsor legislation for the 2013 NCAA Convention to amend and/or eliminate specific subsections of NCAA Bylaws 13.11 (tryouts), 13.12 (sports camps and clinics) and 17.02.14 (tryouts – enrolled student-athlete) based on the three goals of the Ease of Burden initiative.

Background and Analysis:

Following the June 2010 NCAA Division II Chancellors and Presidents Summit in which it was determined that there was a need to alleviate some of the compliance and financial burdens that current regulations place on Division II intercollegiate athletics, the NCAA Division II Presidents Council charged the Legislation Committee with reviewing current legislation and processes and offering recommendations to:

1. Ease the burden of compliance;
2. Assist Division II administrators with better time management; and
3. Identify potential cost savings for better allocation of resources.

The committee began its review in November 2010 and over the course of its meetings during 2011, recommended a number of legislative changes for the 2012 Convention. The Presidents Council agreed to sponsor five proposals, some of which would change the landscape of recruiting in Division II [see NCAA Proposal Nos. 2012-2 (amateurism and eligibility – general regulations and eligibility requirements – elimination of eligibility form to certify international student-athletes); 2012-5 (financial aid – financial aid from outside sources – financial aid from an established and continuing program); 2012-11 (recruiting – contacts and evaluations – permissible number and time period for contacts – unlimited contacts); 2012-12 (recruiting – contacts and evaluations – contactable prospective student-athletes – high school prospective student-athletes – permissible number and timing of telephone calls); and 2012-13 (recruiting – recruiting materials – printed recruiting materials, electronic media and electronic transmissions – permissible number and timing of materials)]. The membership overwhelmingly adopted these changes.

At the onset of this review, the committee recognized that it would take at least 18 to 24 months, or two Conventions (2012 and 2013 Conventions), to review Division II legislation and nonlegislative policies and procedures to help ease administrative burden. As a result, during this meeting the committee will continue its review by discussing the tryout legislation (for both prospective student-athletes and currently enrolled students) and legislation related to camps and

clinics to determine whether the legislation should be amended and/or eliminated based on the three goals of the ease of burden initiative (see above). Thereafter, the committee will also review the legislation to determine if it is: (a) enforceable; (b) supportive of student-athlete success; or (c) more appropriately addressed at the institutional and/or conference levels.

Finally, the committee will discuss whether the timing of tryouts of prospective student-athletes [see Bylaw 13.11.2.1-(b) (tryouts)] should be amended to permit such tryouts to occur beginning June 15 immediately preceding a prospective student-athlete's junior year in high school. This change would be consistent with the permissible time period for contacts, telephone calls and electronic media and transmissions as of June 15 2012; for any prospective student-athlete entering his or her junior year in high school June 15, 2012, and thereafter. (See Proposal Nos. 2012-11, 2012-12 and 2012-13.)

Conclusions:

1. The Legislation Committee **recommends** sponsoring 2013 Convention legislation to amend and/or eliminate subsections of Bylaws 13.11 (tryouts), 13.12 (sports camps and clinics) and 17.02.14 (tryouts – enrolled student-athlete), as specified.
2. The Legislation Committee **does not recommend** sponsoring 2013 Convention legislation to amend and/or eliminate subsections of Bylaws 13.11 (tryouts), 13.12 (sports camps and clinics) and 17.02.14 (tryouts – enrolled student-athlete).

Associated Bylaws: [Note: bylaws tinted red have an effective date of January 11, 2012, or January 14, 2012. Bylaws that are tinted red and boxed have a delayed effective date.]

Division II Bylaws

13.11 TRYOUTS

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

13.11.1.1 Definition of “Prospective Student-Athlete” for Tryout-Rule Purposes. For purposes of the tryout rule, the phrase “prospective student-athlete” shall include any individual who has started classes for the ninth grade and is not enrolled in the member institution at the time of the practice or test therein described.

13.11.1.2 Competition Against Prospective Student-Athletes. An institution's varsity intercollegiate team may compete against a two-year college team but may not compete against a high school or college-preparatory school team. Subvarsity teams are not bound by this prohibition. The varsity team may participate in a contest against an established outside team that includes prospective student-athletes, provided the outside team is ongoing and was not established for the specific purpose of competing against the collegiate team. **[D]**

13.11.1.3 Competition in Conjunction with a High School, Preparatory School or Two-Year College. Member institutions are permitted to host competition in conjunction with a high school, college-preparatory school or two-year college, provided all such competition occurs on the member institution's campus (see Bylaw 13.15.1.4). **[D]**

13.11.1.3.1 Criteria. A member institution may schedule an intercollegiate contest on the same day as a high school, college-preparatory school or two-year college contest under a single admission and conducted during a continuous session. In the sports of basketball, football, gymnastics and volleyball, a member institution shall not permit a high school, college-preparatory school or two-year college to compete in more than one of these contests (per sport) on the institution's campus during an academic year.

13.11.1.4 Nonscholastic-Based Basketball. A member of an institution's coaching staff may not participate in coaching activities involving nonscholastic-based basketball teams if any of the participants is of prospective student-athlete age or older (i.e., ninth grade or above). In addition, coaching staff members may not participate on such teams that include individuals with eligibility remaining or that include individuals of prospective student-athlete age or younger. **[D]**

13.11.1.5 Tryout Camps. A member institution or conference may not conduct a tryout camp devoted to agility, flexibility, speed and strength tests for prospective student-athletes. A member institution's staff members may not attend such a tryout camp sponsored by an outside organization if the camp invites only representatives from selected institutions or conferences to observe the camp (except as specified in Bylaw 13.11.2.1). **[D]**

13.11.2 Permissible Activities.

13.11.2.1 Tryouts. A member institution may conduct a tryout of a prospective student-athlete only on its campus or at a site at which it normally conducts practice or competition and only under the following conditions (see Bylaw 17.02.14 for tryouts of currently enrolled students):

- (a) Not more than one tryout per prospective student-athlete per institution per sport shall be permitted;

- (b) The tryout may be conducted only for high school seniors who are enrolled in a term other than the term(s) in which the prospective student-athlete's high school's traditional season in the sport occurs or who have completed high school eligibility in the sport; for a two-year college student, after the conclusion of the sport season or anytime, provided the student has exhausted his or her two-year college eligibility in the sport; and for a four-year college student, after the conclusion of the sport season, provided written permission to contact the prospective student-athlete (per Bylaw 13.1.1.2) has been obtained;
- (c) Prior to participation in a tryout, a prospective student-athlete is required to undergo a medical examination or evaluation administered or supervised by a physician (e.g., family physician, team physician). The examination or evaluation must be administered within six months prior to participation in the tryout. A medical examination conducted by a physician within six months prior to practice, competition or out-of-season conditioning activities during a prospective student-athlete's senior year in high school that was accepted by the prospective student-athlete's high school for his or her participation in athletics during that senior year may be used to satisfy the requirement. The medical examination or evaluation may be conducted by an institution's regular team physician or other designated physician as a part of the tryout;
- (d) The tryout may include tests to evaluate the prospective student-athlete's strength, speed, agility and sport skills. Except in the sports of football, ice hockey, lacrosse and wrestling, the tryout may include competition. In the sport of football, the prospective student-athletes shall not wear helmets or pads;
- (e) Competition against the member institution's team is permissible, provided such competition occurs during the academic year and is considered a countable athletically related activity per Bylaw 17.02.1;
- (f) The time of the tryout activities (other than the physical examination) shall be limited to the length of the institution's normal practice period in the sport but in no event shall it be longer than two hours; and
- (g) The institution may provide equipment and clothing on an issuance-and-retrieval basis to a prospective student-athlete during the period of the tryout.

13.11.2.1 Tryouts. A member institution may conduct a tryout of a prospective student-athlete only on its campus or at a site at which it normally conducts practice or competition and only under the following conditions (see Bylaw 17.02.14 for tryouts of currently enrolled students):

- (a) Not more than one tryout per prospective student-athlete per institution per sport shall be permitted;
- (b) The tryout may be conducted only for high school seniors who are enrolled in a term other than the term(s) in which the prospective student-athlete's high school's traditional season in the sport occurs or who have completed high school eligibility in the sport; for a two-year college student, after the conclusion of the sport season or anytime, provided the student has exhausted his or her two-year college eligibility in the sport; and for a four-year college student, after the conclusion of the sport season, provided written permission to contact the prospective student-athlete (per Bylaw 13.1.1.2) has been obtained;
- (c) Prior to participation in a tryout, a prospective student-athlete is required to undergo a medical examination or evaluation administered or supervised by a physician (e.g., family physician, team physician). The examination or evaluation shall include a sickle cell solubility test (SST), unless documented results of a prior test are provided to the institution or the prospective student-athlete declines the test and signs a written release. The examination or evaluation must be administered within six months prior to participation in the tryout. A medical examination conducted by a physician within six months prior to practice, competition or out-of-season conditioning activities during a prospective student-athlete's senior year in high school that was accepted by the prospective student-athlete's high school for his or her participation in athletics during that senior year may be used to satisfy the requirement. The medical examination or evaluation may be conducted by an institution's regular team physician or other designated physician as a part of the tryout;
- (d) The tryout may include tests to evaluate the prospective student-athlete's strength, speed, agility and sport skills. Except in the sports of football, ice hockey, lacrosse and wrestling, the tryout may include competition. In the sport of football, the prospective student-athletes shall not wear helmets or pads;
- (e) Competition against the member institution's team is permissible, provided such competition occurs during the academic year and is considered a countable athletically related activity per Bylaw 17.02.1;
- (f) The time of the tryout activities (other than the physical examination) shall be limited to the length of the institution's normal practice period in the sport but in no event shall it be longer than two hours; and
- (g) The institution may provide equipment and clothing on an issuance-and-retrieval basis to a prospective student-athlete during the period of the tryout.

13.11.2.2 Preseason Practice and Competition. A student-athlete who is not enrolled, but who has been accepted for admission to the institution in a regular full-time program of studies, shall be permitted to engage in preseason practice and competition in fall sports or practice occurring in midyear between terms on the academic calendar, provided such practice is not used to determine whether aid is to be awarded.

13.11.2.3 Recreational Activities. A prospective student-athlete visiting a member institution may participate in physical workouts or other recreational activities during a visit to an institution's campus. The activities may take place in a facility (on- or off-campus) that is not open to the general public (e.g., campus recreation center, golf course, swimming pool). Such activities are permissible provided they:

- (a) Are not organized or observed by members of the athletics department coaching staff (including strength and conditioning coaches);
- (b) Are not designed to test the athletics abilities of the prospective student-athlete; and
(Revised: 1/11/94)
- (c) Are paid for by the prospective student-athlete at the going rate if a fee is associated with the use of the facility (e.g., guest fee at a private facility used by the institution for practice or competition, admission fee for open swim session at institutional recreation center).

13.11.2.4 Local Sports Clubs. In sports other than basketball, an institution's coach may be involved as a participant or in instructional or coaching activities in the same sport for a local sports club or organization located in the institution's home community, provided all prospective student-athletes participating in said activities are legal residents of the area (within a 100-mile radius of the institution). Further, in club teams involving multiple teams or multiple sports, the 100-mile radius is applicable only to the team with which the institution's coach is involved; however, it is not permissible for the coach to assign a prospective student-athlete who lives outside the 100-mile area to another coach of the club. A coach may be involved with a local sports club located in the institution's home community that includes prospective student-athletes participating in a sport other than the coach's sport, regardless of where such prospective student-athletes reside. A coach also may be involved in activities with individuals who are not of prospective student-athlete age (i.e., before the ninth grade), regardless of where such individuals reside.

13.11.2.4.1 Institutional Sponsorship of Local Sports Club. Neither an institution's athletics department nor an institution's athletics booster group may sponsor a local sports club that includes prospective student-athletes. It is permissible for a department of the institution that operates independent of the athletics department (e.g., physical education department, recreation

department) to sponsor a local sports club that includes prospective student-athletes, provided no athletics department staff member is involved with the club team.

13.11.2.5 Sports Camps and Clinics. An institution's coach may be employed in sports camps, coaching schools and clinics per Bylaw 13.12 without violating the tryout rule.

13.11.2.6 Medical Examinations.

13.11.2.6.1 During Campus Visit. During a prospective student-athlete's official or unofficial visit to campus, a member institution, through its regular team or other designated physician, may conduct a medical examination to determine the prospective student-athlete's medical qualifications to participate in intercollegiate athletics, provided no athletics department staff member other than the trainer is present, the examination does not include any test or procedure designed to measure the athletics agility or skill of the prospective student-athlete and the results of the examination are not used by the institution as the basis for denial of admission of a prospective student-athlete who is otherwise qualified for admission under the institution's regular admissions criteria.

13.11.2.6.2 After Signing or Acceptance for Enrollment. It shall be permissible to administer medical examinations at any time to prospective student-athletes who either have signed the National Letter of Intent with the involved institution or have been accepted for enrollment in a regular full-time program of studies at that institution, provided the examinations occur during an official paid visit or the prospective student-athletes' visit to the institution at their own expense for this purpose.

13.11.3 Tryout Exceptions.

13.11.3.1 Developmental Clinics. Developmental clinics (including competition conducted in conjunction with the clinic) involving prospective student-athletes shall not be considered tryouts, provided:

- (a) They are designed to develop fundamental skills in a sport (rather than to refine the abilities of skilled participants in the sport);
- (b) They are open to the general public (except for restrictions in age or number of participants);
- (c) They are conducted by and subject to the control of the host member institution;
- (d) They are conducted primarily for educational purposes and do not include material benefits for the participants (e.g., awards, prizes, merchandise gifts);

- (e) Clinic participants do not receive a recruiting presentation; and
- (f) Clinic participants reside in the state in which the host institution is located or within 100 miles of the host institution.

13.11.3.2 “Open” Events. Participation by a prospective student-athlete in “open” events conducted by or held on the campus of a member institution shall not be considered tryouts. Competition shall be considered “open” if the competitive event itself is not classified by age group or level of educational institution represented, and the selection of participants is not limited except by number, by geographical area or on the basis of some objective standard of performance.

13.11.3.3 Activities Not Involving Institution’s Staff. The use of a member institution’s facilities for a high school all-star game or other physical activities by a group that includes prospective student-athletes shall not be considered a tryout, provided the institution’s athletics department staff members or representatives of its athletics interests are not involved in the conduct, promotion or administration of the activity (other than activities incidental to supervising the use of the facilities) and are subject to all applicable NCAA recruiting legislation.

13.11.3.4 State, Regional, National or International Training Programs. Participation by an institution’s athletics department staff member in recognized state, regional, national or international training programs or competition organized and administered by the applicable governing body or athletics authority shall not be considered tryouts. A member institution’s coaching staff member may not participate in noncoaching activities (e.g., consultant, on-site coordinator, participant selection) except as permitted in Bylaws 13.11.3.4.1 and 13.11.3.4.2.

13.11.3.4.1 Coach/Prospective Student-Athlete Competition. It is permissible for an institution’s coach to participate with or against prospective student-athletes in recognized regional, national or international training programs or competition, provided the competition is regularly scheduled under the authority of an outside sports organization and both the coach and the prospective student-athlete are eligible to enter the competition.

13.11.3.4.2 Administration of “State Games.” A member institution serving as the site of “state games” is permitted to involve its staff members in the administration of the event but may not be involved in the selection or assignment of participants and coaches participating in the event.

13.11.3.5 High School, College-Preparatory School and Two-Year College Contests. High school, college-preparatory school and two-year college athletics contests or matches, conducted by a member institution or sponsored jointly with an outside organization and held on the campus of a member institution, shall not be considered tryouts, provided the following conditions are met [see Bylaw 13.2.3-(c) for restrictions related to the provision of awards at such contests]:

- (a) Team Sports.

- (1) The opportunity to participate in the event is not limited to specific educational institutions and all educational institutions in a specific geographical area are eligible to compete (limited only by number, by institutional classification or on the basis of some objective standard of performance);
 - (2) Each participant represents his or her educational institution in the event (no nonscholastic team representation); and
 - (3) No financial compensation (e.g., transportation, expenses, guarantee, percentage of income) from the event may be provided to the educational institutions.
- (b) Individual Sports.
- (1) The opportunity to participate in the event is not limited to specific prospective student-athletes or educational institutions and all individual prospective student-athletes or educational institutions in a specific geographical area are eligible to compete (limited only by number, by institutional classification or on the basis of some objective standard of performance);
 - (2) A participant may compete as an individual or may represent his or her educational institution or a nonscholastic team; and
 - (3) No financial compensation (e.g., transportation expenses, guarantee, percentage of income) from the event may be provided to an individual, educational institution or nonscholastic team.

13.11.3.6 Officiating. An institution's coach may officiate competition that involves prospective student-athletes, provided the competition is regularly scheduled under the authority of an outside sports organization.

13.11.3.7 Private Lessons. An institution's equestrian, golf or tennis coach may teach private equestrian, golf or tennis lessons to a prospective student-athlete, provided the following conditions are met:

- (a) The coach makes lessons available to the general public;
- (b) Fees charged to the prospective student-athlete are at a rate commensurate with fees charged to all individuals;
- (c) Prior written approval is received annually from the institution's president or chancellor;

- (d) Fees of the prospective student-athlete are not paid by individuals or entities other than the prospective student-athlete's relatives or legal guardian(s); and
- (e) The institution keeps on file in the office of the athletics director documentation of the fee charged for the private lessons and the name of any individual receiving any portion of the fee.

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

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

- (a) The institution's athletics department staff or representatives of the institution's athletics interests are not involved in the promotion of the activity;
- (b) The institution's athletics department staff or representatives of the institution's athletics interests are not involved in the solicitation of any individual prospective student-athlete's participation in the activity;
- (c) The institution's athletics department staff or representatives of the institution's athletics interests are not involved in the solicitation for any particular group's participation in the activity, unless the group is affiliated with an outside organization and the solicitation is consistent with institutional policies of hosting outside organizations;
- (d) The activity is not considered a tryout camp, as defined in Bylaw 13.11.1.5;
- (e) Involvement by the institution's athletics department staff and representatives of its athletics interests is consistent with institutional policies for hosting outside organizations; and
- (f) Athletics department staff members and representatives of its athletics interests remain subject to all applicable NCAA recruiting legislation during the event.

17.02.14 Tryouts—Enrolled Student-Athlete. A member institution may conduct a tryout of a full-time student currently enrolled at the institution only on its campus or at a site at which the institution normally conducts practice or competition during the regular academic year. If such a tryout occurs outside of the declared playing and practice season, the following conditions apply:

- (a) Not more than one tryout per student per sport shall be permitted during any academic year;
- (b) The student must not have been recruited (see Bylaw 13.02.10.1);
- (c) The student must be in good academic standing;
- (d) Prior to participation in a tryout, a student is required to undergo a medical examination or evaluation administered or supervised by a physician (e.g., family physician, team physician). The examination or evaluation must be administered within six months prior to participation in the tryout. The medical examination or evaluation may be conducted by an institution's regular team physician or other designated physician as a part of the tryout;
- (e) The time of the tryout activities (other than the physical examination) shall be limited to the length of the institution's normal practice period in the sport but in no event shall it be longer than two hours;
- (f) Competition against the member institution's team is permissible, provided such competition occurs during the academic year and is considered a countable athletically related activity per Bylaw 17.02.1;
- (g) The institution may provide equipment and clothing on an issuance-and-retrieval basis to a student during the period of the tryout; and
- (h) Not more than three dates may be used to conduct tryouts in each sport.

17.02.14 Tryouts—Enrolled Student-Athlete. A member institution may conduct a tryout of a full-time student currently enrolled at the institution only on its campus or at a site at which the institution normally conducts practice or competition during the regular academic year. If such a tryout occurs outside of the declared playing and practice season, the following conditions apply:

- (a) Not more than one tryout per student per sport shall be permitted during any academic year;
- (b) The student must not have been recruited (see Bylaw 13.02.10.1);
- (c) The student must be in good academic standing;
- (d) Prior to participation in a tryout, a student is required to undergo a medical examination or evaluation administered or supervised by a physician (e.g., family physician, team physician). The examination or evaluation shall include a sickle cell solubility test (SST), unless documented results of a prior test are provided to the institution or the prospective student-athlete declines the test and signs a written release. The examination or evaluation must be administered within six months prior to participation in the tryout. The medical examination or evaluation may be conducted by an institution's regular team physician or other designated physician as a part of the tryout;
- (e) The time of the tryout activities (other than the physical examination) shall be limited to the length of the institution's normal practice period in the sport but in no event shall it be longer than two hours;
- (f) Competition against the member institution's team is permissible, provided such competition occurs during the academic year and is considered a countable athletically related activity per Bylaw 17.02.1; (*Adopted: 1/14/02*)
- (g) The institution may provide equipment and clothing on an issuance-and-retrieval basis to a student during the period of the tryout; and
- (h) Not more than three dates may be used to conduct tryouts in each sport.

13.12 Sports Camps and Clinics.

13.12.1 Institution's sports Camps and Clinics.

13.12.1.1 Definition. An institution's sports camp or instructional clinic shall be any camp or clinic that is owned or operated by a member institution or an employee of the member institution's athletics department, either on or off its campus. *(Adopted: 1/11/89, Revised: 1/10/90)*

13.12.1.1.1 Purposes of Camps or Clinics. An institution's sports camp or clinic shall be one that:

- (a) Places special emphasis on a particular sport or sports and provides specialized instruction, practice or competition;
- (b) Involves activities designed to improve overall skills and general knowledge in the sport;
or
- (c) Offers a diversified experience without emphasis on instruction, practice or competition in any particular sport. *(Adopted: 1/11/89, Revised: 1/10/90)*

13.12.1.1.2 Football and Basketball. An institution's football or basketball camp or clinic may be conducted only during an institution's summer-vacation period, unless such activities meet the provisions regarding developmental clinics set forth in Bylaw 13.11.3.1. **[D]** *(Adopted: 1/11/89, Revised: 1/10/90, 1/10/05, 6/22/11)*

13.12.1.2 Attendance Restriction. A member institution's sports camp or clinic shall be open to any and all entrants (limited only by number and age). *(Revised: 1/11/89, 1/10/91, 1/11/94)*

13.12.1.3 Recruiting Calendar Exceptions. The interaction during sports camps and sports clinics between prospective student-athletes and those coaches employed by the camp or clinic is not subject to the recruiting calendar restrictions. However, other coaches wishing to attend the camp as observers must comply with appropriate recruiting contact and evaluation periods. In addition, institutional camps or clinics may not be conducted during a dead period.

13.12.1.4 Advertisements. Restrictions relating to advertisements of an institution's sports camps and clinics in recruiting publications are set forth in Bylaw 13.4. Such restrictions do not apply to sports camp and clinic advertisements in nonrecruiting publications (e.g., a member institution's game program). **[D]** *(Revised: 1/10/05, 6/22/11)*

13.12.1.5 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 give free or reduced admission privileges to any individual who has started classes for the ninth grade. **[R]** *(Revised: 1/11/89, 1/15/11, 6/22/11)*

13.12.1.5.2 Payment of Expenses. A representative of an institution's athletics interests may not pay a prospective student-athlete's expenses to attend a member institution's sports camp or clinic. **[R]** (*Revised: 6/22/11*)

13.12.1.5.3 Awards. Prospective student-athletes may receive awards from a member institution's sports camp or clinic with the understanding that the cost of such awards is included in the admissions fees charged for participants in the camp or clinic. **[R]** (*Adopted: 1/10/92, Revised: 6/22/11*)

13.12.1.5.4 Restitution. For violations of Bylaw 13.12.1.5 and its subsections in which the value of the benefit is \$100 or less, the eligibility of the prospective student-athlete shall not be affected conditioned on the prospective student-athlete repaying the value of the benefit to a charity of his or her choice. However, the prospective student-athlete shall remain ineligible from the time the institution has knowledge of receipt of the impermissible benefit until the prospective student-athlete repays the benefit. Violations of this bylaw remain institutional violations per Constitution 2.8.1, and documentation of the prospective student-athlete's repayment shall be forwarded to the enforcement staff. (*Adopted: 1/10/05, Revised: 1/9/06*)

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. A prospective student-athlete who has signed a National Letter of Intent or written offer of admission and/or financial aid may only be employed at an institutional sports camp or clinic by the institution with which he or she signed a written commitment. A prospective student-athlete who has not signed a National Letter of Intent or written offer of admission and/or financial aid may be employed at any institutional sports camp or clinic. Employment of a prospective student-athlete at institutional sports camps or clinics shall only occur under the following conditions: **[R]** (*Adopted: 1/15/11, Revised: 6/22/11*)

- (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 his or her sport;
- (c) The prospective student-athlete must 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.

13.12.2.2 Student-Athletes.

13.12.2.2.1 General Rule. A student-athlete who is employed in any sports camp or clinic must meet the following requirements: **[R]** (*Revised: 6/22/11*)

- (a) The student-athlete must perform duties that are of a general supervisory nature in addition to any coaching or officiating assignments. (*Revised: 1/12/04*)
- (b) Compensation provided to the student-athlete shall be commensurate with the going rate for camp or clinic counselors of similar teaching ability and camp or clinic experience and may not be paid on the basis of the value that the student-athlete may have for the employer because of the athletics reputation or fame the student-athlete has achieved. It is not permissible to establish varying levels of compensation for a student-athlete employed in a sports camp or clinic based on the level of athletics skills of the student-athlete. (*Revised: 1/11/94*)
- (c) A student-athlete who only lectures or demonstrates at a camp/clinic may not receive compensation for his or her appearance at the camp/clinic. (*Adopted: 1/11/94*)

13.12.2.2.1.1 Self-Employment. A student-athlete with remaining eligibility is not permitted to conduct his or her own camp or clinic. **[R]** (*Revised: 6/22/11*)

13.12.2.2.1.2 Provision of Travel Expenses to All Employees. A student-athlete may receive actual travel expenses (including lodging and meals in transit and prepaid plane tickets or cash advances) only if such travel expenses are paid and procedures for reimbursement of expenses are used for all employees of the camp/clinic. Credit cards may not be provided to a student-athlete to pay such expenses. **[R]** (*Adopted: 1/10/92, Revised: 6/22/11*)

13.12.2.2.1.3 Cash Advances Based on Anticipated Earnings. In the case where all employees do not receive travel expenses, a cash advance based on anticipated earnings may be provided to a student-athlete only if such advance does not exceed the estimated actual and necessary cost of travel or the student-athlete's estimated employment earnings, whichever is less, and such a benefit is available to all camp employees. **[R]** (*Adopted: 1/10/92, Revised: 6/22/11*)

13.12.2.2.1.4 Transportation from Coach or Representative of Athletics Interests. Actual transportation from an institution's coach or representative of its athletics interests may be provided to a student-athlete only if travel expenses are paid for all employees of the camp/clinic. **[R]** (*Adopted: 1/10/92, Revised: 6/22/11*)

13.12.2.2.2 Employment in Own Institution's Camp or Clinic. A member institution (or employees of its athletics department) may employ its student-athletes as counselors in camps or

clinics, provided the student-athletes do not participate in organized practice activities other than during the institution's playing season in the sport (see Bylaw 17.1.1). **[D]** (*Revised: 1/11/94, 1/10/95, 1/9/06 effective 8/1/06, 6/22/11*)

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. **[R]** (*Adopted: 1/15/11, Revised: 6/22/11*)

13.12.2.4 High School, College-Preparatory School or Two-Year College Coaches.

13.12.2.4.1 General Rule. A member institution (or employees of its athletics department) may employ a high school, college-preparatory school or two-year college coach at its camp or clinic, provided: **[R]** (*Revised: 1/11/94, 6/22/11*)

- (a) The coach receives compensation that is commensurate with the going rate for camp counselors of similar teaching ability and camp experience; and
- (b) The coach is not paid on the basis of the value the coach may have for the employer because of the coach's reputation or contact with prospective student-athletes. (*Adopted: 1/11/89*)

13.12.2.4.2 Prohibited Compensation. A member institution may not compensate or reimburse a high school, college-preparatory school or two-year college coach based on the number of campers the coach sends to the camp. **[R]** (*Revised: 6/22/11*)

13.12.2.5 Athletics Staff Members. A member institution's athletics staff member may be involved in sports camps or clinics unless otherwise prohibited in this section.

13.12.2.5.1 Camp/Clinic Providing Recruiting or Scouting Service. No athletics department staff member may be employed (either on a salaried or a volunteer basis) in any capacity by a camp or clinic established, sponsored or conducted by an individual or organization that provides recruiting or scouting services concerning prospective student-athletes. This provision does not prohibit an athletics department staff member from participating in an officiating camp where participants officiate for, but are not otherwise involved in, a scouting services camp. **[D]** (*Adopted: 1/11/89, Revised: 1/10/90, 1/10/92, 6/22/11*)

13.12.2.5.2 Other Noninstitutional Privately Owned Camps/Clinics. An institution's athletics department personnel may serve in any capacity (e.g., counselor, guest lecturer, consultant) in a noninstitutional, privately owned camp or clinic, provided the camp or clinic is operated in accordance with restrictions applicable to institutional camps (e.g., open to any and

all entrants, no free or reduced admission to any individual who has started classes for the ninth grade). In the sports of football and basketball, participation in such camps/clinics is limited to the institution's summer-vacation period. **[D]** (*Adopted: 1/12/04 effective 8/1/04, Revised: 4/23/04, 6/22/11*)

13.12.2.5.2.1 Exception. An institution's athletics department personnel may serve in any capacity at a noninstitutional camp or clinic conducted under the following conditions: (*Adopted: 1/12/04 effective 8/1/04*)

- (a) The camp or clinic is designed to develop fundamental skills in a sport (rather than refine the abilities of skilled participants in the sport);
- (b) The camp or clinic is open to the general public (except for restrictions in age or number of participants);
- (c) The camp or clinic is conducted primarily for educational purposes and does not include material benefits for the participants (e.g., awards, prizes, merchandise, gifts);
- (d) Participants do not receive a recruiting presentation; and
- (e) All participants reside in the state in which the camp/clinic is located or within 100 miles of the camp/clinic.

13.12.2.5.2.2 Exception—Noncoaching Athletics Staff Members with Department-Wide Responsibilities. A noncoaching athletics staff member with department-wide responsibilities may present an educational session at a noninstitutional, privately owned camp/clinic that is not operated in accordance with the restrictions applicable to institutional camps/clinics, provided the staff member does not make a recruiting presentation. (*Adopted: 1/9/06*)

Division II Interpretation

Institutional Camp or Clinic that Does Not Include an Educational or Instructional Component (II)

Date Issued: April 30, 2012
Date Published: May 7, 2012
Item Ref: 1

Interpretation: The Interpretations Subcommittee of the NCAA Division II Legislation Committee determined that the purpose of an institutional sports camp or clinic is to place special emphasis on a particular sport or sports and provide specialized instruction, practice or

competition. Therefore, an institutional camp or clinic may be comprised of competition only and does not require an educational or instructional component.

[Reference: NCAA Division II Bylaw 13.12.1.1.1 (purposes of camps or clinics)]

Awards, Benefits and Expenses for Enrolled Student-Athletes

16.01 General Principles.

16.01.1 Eligibility Effect of Violation.. A student-athlete shall not receive any extra benefit as defined in Bylaw 16.02.3. Receipt by a student-athlete of an award, benefit or expense allowance not authorized by NCAA legislation renders the student-athlete ineligible for athletics competition in the sport for which the improper award, benefit or expense was received. If the student-athlete receives an extra benefit not authorized by NCAA legislation, the individual is ineligible in all sports. *(Revised: 5/16/11)*

16.01.1.1 Restitution for Receipt of Impermissible Benefits. Unless otherwise noted, for violations of Bylaw 16 in which the value of the benefit is \$100 or less, the eligibility of the student-athlete shall not be affected conditioned upon the student-athlete's repayment of the benefit to a charity of his or her choice. The student-athlete, however, shall remain ineligible from the time the institution has knowledge of receipt of the impermissible benefit until the student-athlete repays the benefit. Violations of the bylaw remain institutional violations per Constitution 2.8.1, and documentation of the student-athlete's repayment shall be forwarded to the enforcement staff. For violations of Bylaw 16 in which there is no monetary value to the benefit, violations shall be considered institutional violations per Constitution 2.8.1; however, such violations shall not affect the student-athlete's eligibility. *(Adopted: 10/23/01, Revised: 1/10/05, 1/9/06, 5/16/11)*

16.02 Definitions and Applications.

16.02.1 Award. An award is an item given in recognition of athletics participation or performance. Such awards are subject to the limitations set forth in Bylaw 16.1.

16.02.2 Excessive Expense. An excessive expense is one not specifically authorized under regulations of the Association concerning awards, benefits and expenses.

16.02.3 Extra Benefit. An extra benefit is any special arrangement by an institutional employee or a representative of the institution's athletics interests to provide a student-athlete or the student-athlete's relative or friend a benefit not expressly authorized by NCAA legislation. Receipt of a benefit by student-athletes or their relatives or friends is not a violation of NCAA legislation, if it is demonstrated that the same benefit is generally available to the institution's students or their relatives or friends or to a particular segment of the student body (e.g., international students, minority students) determined on a basis unrelated to athletics ability. *(Revised: 1/10/91, 2/24/11)*

16.02.4 Pay. Pay is the receipt of funds, awards or benefits not permitted by governing legislation of the Association for participation in athletics. (See Bylaw 12.1.2.1.)

16.1 Awards.

16.1.1 Application of Awards Legislation.

16.1.1.1 Before Enrollment. Individuals may receive any award(s) prior to initial full-time collegiate enrollment. (See Bylaw 14.2.4.2 regarding effects on eligibility.) *(Revised: 1/12/04)*

16.1.1.2 Awards Received by a Student-Athlete While Enrolled as a Full-Time Student. The awards limitations of Bylaw 16.1 apply to awards received by a student-athlete while enrolled during the academic year (i.e., from the beginning of the fall term through completion of the spring term, including any intervening vacation period) as a regular student in a minimum full-time academic load, or awards received by a student-athlete while representing the student-athlete's institution at any other time. Such awards may not include cash, gift certificates, a cash-equivalent award (i.e., an item that is negotiable for cash or trade or other services, benefits or merchandise) for athletics participation, or a country club or sports club membership. **[R]** *(Revised: 6/22/11)*

16.1.1.3 Student-Athlete Not Regularly Enrolled. Awards received by a student-athlete participating in an event while not enrolled as a regular student during the academic year, or received during the summer while not representing his or her institution,

shall conform to the regulations of the recognized amateur organization that governs the competition. Such awards may include gift certificates, but not cash. **[R]** *(Revised: 6/22/11)*

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

16.1.1.5 Olympic Games. It is permissible for a student-athlete to receive a nonmonetary award associated with participation in the Olympic Games at any time regardless of when the Games are held or whether the student-athlete is enrolled as a regular student during the academic year. *(Adopted: 1/8/01)*

16.1.2 Uniformity of Awards. Awards presented by a member institution, conference or other approved agency must be uniform for all team members receiving the award. **[R]** *(Revised: 6/22/11)*

16.1.3 Types of Awards, Awarding Agencies, Maximum Value and Numbers of Awards. Athletics awards given to individual student-athletes shall be limited to those approved or administered by the member institution, its conference or an approved agency as specified in the following subsections and shall be limited in value and number as specified in this section. Each of the following subsections is independent of the others so that it is permissible for an individual student-athlete to receive the awards described in all subsections. **[R]** *(Revised: 6/22/11)*

16.1.3.1 Participation Awards. Awards for participation in intercollegiate athletics may be presented each year, limited in value and number as specified in Figure 16-1. Awards for participation in special events may be provided only to student-athletes eligible to participate in the competition. **[R]** *(Revised: 1/12/04 effective 8/1/04, 6/22/11)*

16.1.3.1.1 Senior Scholar-Athlete Award. An institution may provide a maximum of two senior scholar-athlete awards each year to graduating seniors. The award may consist of a tangible item valued at not more than \$150 and a postgraduate scholarship not to exceed \$10,000. The postgraduate scholarship shall be used for graduate studies at the recipient's choice of institution and shall be disbursed directly to that institution. Such a scholarship only may be awarded to a student-athlete who will complete the requirements for a baccalaureate degree within one term of the award and no funds will be distributed prior to the completion of the baccalaureate degree. A student-athlete who has received an institutional postgraduate scholarship as part of a senior scholar-athlete award shall no longer be eligible to participate in intercollegiate athletics, except that the student-athlete may complete the remainder of any season currently in progress at the time of the award (e.g., postseason competition in the spring sport which occurs after graduation). **[R]** *(Adopted: 1/10/05, Revised: 7/22/08, 6/22/11)*

16.1.3.2 Awards for Winning Conference and National Championships. Awards for winning an individual or team conference or national championship may be presented each year, limited in value and number as specified in Figure 16-2. Awards for winning a conference or national championship in a team sport may be provided only to student-athletes who were eligible to participate in the championship event. The total value of any single award received for a conference championship may not exceed \$325, and the total value of any single award received for a national championship may not exceed \$415. Each permissible awarding agency is subject to a separate \$325 or \$415 limit per award, respectively. Each permissible awarding agency may provide only a single award for each championship to each student-athlete. Separate awards may be presented to both the regular-season conference champion and the postseason conference champion (with a separate \$325 limitation), but if the same institution wins both the regular-season and postseason conference championship, the combined value of both awards shall not exceed \$325. **[R]** *(Revised: 1/12/04 effective 8/1/04, 6/22/11)*

16.1.3.3 Special Achievement Awards. Awards may be provided each year to individual student-athletes and teams to recognize special achievements, honors and distinctions, limited in value and number as specified in Figure 16-3. **[R]** *(Revised: 1/9/96 effective 8/1/96, 1/12/04 effective 8/1/04, 6/22/11)*

16.1.3.4 Local Civic Organization. A local civic organization (e.g., Rotary Club, Touchdown Club) may provide awards to a member institution's team(s). The following regulations shall apply to such an event: **[R]** *(Adopted: 1/10/92, Revised: 6/22/11)*

- (a) All awards must be approved by the institution and must be counted in the institution's limit for institutional awards; and
- (b) The organization may not recognize or provide awards to prospective student-athletes at the banquet.

16.1.3.5 Recognition by Professional Sports Organization. A student-athlete may accept a complimentary admission to a professional sports contest during which the student-athlete and/or collegiate team is being recognized by the professional sports organization for extraordinary achievements. Further, it shall be permissible for the professional sports organization to promote this event to the general public. *(Adopted: 1/9/06)*

16.1.4 Purchase Restrictions.

16.1.4.1 Assignment of Normal Retail Value. Normal retail value shall be assigned as the value of an award when determining whether an award meets specified value limits, even when a member institution receives institutional awards from an athletics representative or organization free of charge or at a special reduced rate. Normal retail value is the cost to the institution that is based solely on volume and is available to all purchasers of a similar volume and that does not involve an obligation to make additional purchases to enable the supplier to recover the costs for the original purchase. *(Adopted: 1/16/93)*

16.1.4.2 Supplementary Purchase Arrangement. An institution may not enter into a supplementary purchase arrangement with an awards supplier whereby the supplier agrees to sell an award (e.g., a watch or ring) at a price below the maximum amount specified by NCAA legislation with the understanding that the institution will make additional purchases of other unrelated items to enable the supplier to recover the costs for the original purchase. Such an arrangement would exceed the specific value limitations placed on permissible awards. **[R]** *(Revised: 6/22/11)*

16.1.4.3 Combining Values. An institution may not combine the value limits of awards given in a sport during the same season, or given to athletes who participate in more than one sport, to provide an award more expensive than permissible under separate application to some or all of its participating student-athletes. **[R]** *(Revised: 6/22/11)*

16.1.4.4 Student Contribution to Purchase. The value of an award may not exceed specified value limits, and a student-athlete may not contribute to its purchase in order to meet those limits. **[R]** *(Revised: 6/22/11)*

16.1.5 Awards Banquets.

- (a) **Institutional.** An institution may conduct awards banquets to commemorate the athletics and/or academic accomplishments of its student-athletes. *(Revised: 1/9/96 effective 8/1/96, 1/12/04)*
- (b) **Booster Club Recognition Banquet.** One time per year, an institution's athletics booster club may finance an intercollegiate team's transportation expenses to a recognition banquet, provided all expenses are paid through the institution's athletics department, the location of the event is not more than 100 miles from the campus, and no tangible award is provided to members of the team. **[R]** *(Revised: 1/12/04, 6/22/11)*

16.1.6 Expenses to Receive Noninstitutional Awards.

16.1.6.1 Hometown Awards. Only a hometown group may pay the actual and necessary expenses of a student-athlete returning home to receive an award. **[R]** *(Revised: 1/14/97, 1/12/04 effective 8/1/04)*

16.1.6.2 Established Regional, National or International Awards. An institution or an outside organization (other than a professional sports organization) may provide actual and necessary expenses for a student-athlete to travel to a banquet designed to recognize the individual's accomplishments as an athlete in order for the student-athlete to receive an established regional, national or international award (permitted by NCAA legislation). The institution or outside organization also may provide actual and necessary expenses for the student-athlete's relatives or legal guardians to attend the recognition event. **[R]** *(Revised: 1/9/06, 7/20/10, 6/22/11)*

16.1.6.3 Recognition by President, Governor, State or Local Legislative Body. An institution, the United States Olympic Committee, national governing bodies or the appropriate national governing body in the sport (or the equivalent organization of a nation for international student-athletes) may provide actual and necessary expenses when a team (or its senior student-athletes) is accorded special recognition by the President of the United States or by the governor or legislative body of the state or the local government body in which the member institution is located. **[R]** *(Revised: 1/9/06, 2/24/11, 6/22/11)*

16.1.6.4 Recognition of International Student-Athletes. An institution may provide actual and necessary expenses when an international, senior student-athlete is accorded special recognition by the equivalent of the President, governor or legislative body of the student-athlete's home country. **[R]** *(Adopted: 1/9/06, Revised: 6/22/11)*

16.1.6.5 Conference Awards. A conference or its member institutions may provide actual and necessary expenses for a student-athlete to travel to the conference office or other site to receive a conference award. In addition, the conference may provide actual and necessary expenses for the student-athlete's relatives (or legal guardians) to attend the presentation of the conference's male or female "athlete of the year" award to the student-athlete, provided not more than one male and one female student-athlete receive such an award per academic year. The conference may also provide actual and necessary expenses for the student-athlete's relatives to attend the presentation of conference academic awards to the student-athlete, provided the academic awards are presented in recognition of outstanding academic achievement. **[R]** *(Adopted: 1/10/92, Revised: 1/10/95, 1/9/06, 6/22/11)*

16.2 Complimentary Admissions and Ticket Benefits.

16.2.1 Permissible Procedures.

16.2.1.1 Institutional Contests in the Student-Athlete's Sport. An institution may provide four complimentary admissions per home or away contest to a student-athlete in the sport in which the individual participates (either practices or competes), regardless of whether the student-athlete competes in the contest.

16.2.1.1.1 Partial Qualifier. An institution may provide a partial qualifier with four complimentary admissions per home contest in the sport in which the individual participates. *(Adopted: 3/19/97)*

16.2.1.1.2 Exception—NCAA Championships and Bowl Games. An institution may provide each student-athlete who participates in or is a member of a team participating in an NCAA championship or bowl game with six complimentary admissions to all contests at the site at which the student (or team) participates. *(Adopted: 1/9/96 effective 8/1/96)*

16.2.1.1.3 Tournaments. Complimentary admissions may be provided to members of the institution's team for all contests in a tournament in which the team is participating, rather than only for the games in which the institution's team participates. However, the contests must be at the site at which the institution's team participates.

16.2.1.2 General Regulations. Complimentary admissions shall be distributed only to persons designated by the student-athlete who have identified themselves and signed a receipt therefore. A violation of this administrative procedure shall be considered an institutional violation per Constitution 2.8.1; however, such a violation shall not affect the student-athlete's eligibility. The student-athlete's eligibility shall be affected by involvement in action contrary to the provisions of Bylaws 16.2.1.1 and 16.2.2 (e.g., receipt of more than the permissible four complimentary admissions or the sale or exchange of a complimentary admission for any item of value). *(Revised: 10/23/07)*

16.2.1.2.1 Partial Qualifier or Nonqualifier. A partial qualifier or nonqualifier (per Bylaws 14.02.10.2 and 14.02.10.3) may receive a complimentary admission to all of the institution's regular-season home intercollegiate athletics contests during the first academic year of residence.

16.2.1.3 Institution's Home Contests in Other Sports. An institution may provide admission for each student-athlete to all of the institution's regular-season home intercollegiate athletics contests in sports other than that in which the student-athlete is a participant, via a printed student-athlete pass or gate list. Proof of identity shall be required upon admission. **[R]** *(Revised: 6/22/11)*

16.2.1.3.1 Exception—Recognition of Student-Athlete. An institution may provide four complimentary admissions to a student-athlete who is being recognized during an institution's regular-season intercollegiate athletics contest in a sport other than that in which the student-athlete participates. Complimentary tickets shall be distributed only to family members of the student-athlete. **[R]** *(Adopted: 1/9/06, Revised: 6/22/11)*

16.2.2 Nonpermissible Procedures.

16.2.2.1 Sale of Complimentary Admissions. A student-athlete may not receive payment from any source for his or her complimentary admissions and may not exchange or assign them for any item of value.

16.2.2.2 Payment to Third Party. Individuals designated by the student-athlete to receive complimentary admissions are not permitted to receive any type of payment for these admissions or to exchange or assign them for any item of value. Receipt of payment for complimentary admissions by such designated individuals is prohibited and considered an extra benefit. **[R]** *(Revised: 6/22/11)*

16.2.2.3 Student-Athlete Ticket Purchases. An institution may not provide a special arrangement to sell a student-athlete ticket(s) to an athletics event. Tickets shall be available for purchase by student-athletes according to the same purchasing procedures used for other students. **[R]** *(Revised: 6/22/11)*

16.2.2.4 Sale Above Face Value. A student-athlete may not purchase tickets for an athletics contest from the institution and then sell the tickets at a price greater than their face value. **[R]**

16.3 Academic and Other Support Services.

16.3.1 Permissible. A member institution may finance academic and other support services that the institution, at its discretion, determines to be appropriate and necessary for the academic success of its student-athletes, including, but not limited to, the following: *(Revised: 1/12/04 effective 8/1/04, 1/10/05)*

- (a) Tutoring expenses;
- (b) On-campus student development and career counseling (including the provision of related materials of little or no commercial value to student-athletes) using outside resources; *(Revised: 1/10/95)*
- (c) Future professional sports career counseling from a panel appointed by the institution's president or chancellor (or his or her designated representative from outside the athletics department). (See Bylaws 11.1.4.1 and 12.3.4); *(Revised: 1/12/04, 10/3/05)*

- (d) Actual and necessary expenses to attend proceedings conducted by the institution, its athletics conference or the NCAA that relate to the student-athlete's eligibility to participate in intercollegiate athletics or legal proceedings that result from the student-athlete's involvement in athletics practice or competitive events. The cost of legal representation in such proceedings also may be provided by the institution (or a representative of its athletics interests);
- (e) Cost of a field trip, provided the field trip is required of all students in the course; *(Revised: 1/12/04)*
- (f) Organized day planners that are nonelectronic; and *(Revised: 1/14/02, 1/10/05)*
- (g) Required course-related supplies, as specified in Bylaw 15.2.3.

16.3.1.1 Exceptions. [R]

- (a) Use of computers and typewriters. A student-athlete shall use institutionally owned computers and typewriters only on a check-out and retrieval basis. *(Adopted: 5/6/04 effective 8/1/04, Revised: 1/10/05)*
- (b) Typing/word processing/editing services or costs. Typing/word processing/editing services or costs shall not be provided, even if typed reports and other papers are a requirement of a course in which a student-athlete is enrolled. *(Adopted: 5/6/04 effective 8/1/04, Revised: 1/10/05)*
- (c) Use of copy machines, fax machines and the Internet. It is permissible for an institution to pay the actual and necessary expenses for the cost of copying, faxing or using Internet services, including related long-distance charges, only while the student-athlete is away from campus representing the institution, provided the expense is for purposes related to the completion of required academic course work. *(Adopted: 5/6/04 effective 8/1/04, Revised: 1/10/05)*

16.4 Medical Expenses.

16.4.1 Permissible. Identified medical expense benefits incidental to a student-athlete's participation in intercollegiate athletics that may be financed by the institution are: **[R]** *(Revised: 6/22/11)*

- (a) Athletics medical insurance;
- (b) Death and dismemberment insurance for travel connected with intercollegiate athletics competition and practice;
- (c) Counseling expenses of any type, including, but not limited to, those related to drug rehabilitation and the treatment of eating disorders; *(Adopted: 1/11/89, Revised: 1/12/04 effective 8/1/04)*
- (d) Special individual expenses resulting from a permanent disability that precludes further athletics participation. The illness or injury producing the disability must involve a former student-athlete or have occurred while the student-athlete was enrolled at the institution, or while the prospective student-athlete was on an official paid visit to the institution's campus. An institution or outside agency, or both, may raise money through donations, benefits or like activities to assist the student-athlete or a prospective student-athlete. All funds secured shall be controlled by the institution, and the money shall be used exclusively to meet these expenses;
- (e) Glasses, contact lenses or protective eyewear (e.g., goggles) for student-athletes who require visual correction in order to participate in intercollegiate athletics;
- (f) Medical examinations at any time for enrolled student-athletes;
- (g) Expenses for medical treatment (including transportation and other related costs) incurred by a student-athlete as a result of an athletically related injury. Such expenses may include the cost of traveling to the location of medical treatment or the provision of actual and necessary living expenses for the student-athlete to be treated at a site on or off the campus during the summer months while the student-athlete is not actually attending classes. Medical documentation shall be available to support the necessity of the treatment at the location in question;
- (h) Surgical expenses to a student-athlete (including a partial qualifier or a nonqualifier) who is injured during the academic year while participating in voluntary physical activities that will prepare the student-athlete for competition; *(Adopted: 1/10/92)*
- (i) Medication and physical therapy used by a student-athlete during the academic year to enable the individual to participate in intercollegiate athletics, regardless of whether the injury or illness is the result of intercollegiate competition or practice;
- (j) Medication and physical therapy used by a student-athlete (even if the student-athlete is not a full-time student) during the academic year to enable the individual to participate in intercollegiate athletics, only if the student-athlete resides on campus (or in the local community of the institution) and appropriate medical documentation is available to establish that the student-athlete is unable to attend the institution as a full-time student as a result of the student-athlete's injury or illness; and *(Adopted: 1/11/94)*
- (k) Preseason dental examinations conducted in conjunction with a regular preseason physical examination.

16.4.2 Nonpermissible. Student-athlete medical expense benefits that may not be financed by the institution are: *(Revised: 1/12/04)*

- (a) Student health insurance, if the insurance is provided or offered to the general student body only on an optional basis, except that if such insurance is required for a particular group of students (e.g., international students), such expenses may be paid for student-athletes who are members of such a group. Only such required fees may be paid as a part of an institutional grant-in-aid for student-athletes; *(Revised: 2/24/11)*
- (b) Surgical expenses to treat a student-athlete's illness or injury that was not a result of practice for or participation in intercollegiate athletics at the institution and did not occur during voluntary physical activities that will prepare the student-athlete for competition; *(Revised: 1/10/92)*
- (c) Medical or hospital expenses incurred as the result of an injury while going to or from class, or while participating in classroom requirements (e.g., physical education), unless similar services are provided by the institution to all students or by the terms and conditions of the institution's overall insurance program; and
- (d) Teeth cleaning, provisional filling of teeth or other dental work, unless the dental work is directly related to injury to the teeth that occurred during practice or competition.

16.5 Housing and Meals.

16.5.1 Permissible. Identified housing and meal benefits incidental to a student's participation in intercollegiate athletics that may be financed by the institution are: **[R]** *(Revised: 6/22/11)*

- (a) **Summer-Dormitory Rentals.** An institution may rent, at the regular institutional rate, dormitory space to a prospective or enrolled student-athlete during the summer months if it is the institution's policy to make dormitory space available on the same basis to all prospective or enrolled students (see Bylaw 15.2.2.4 for permissible housing benefits for student-athletes eligible to receive financial aid while attending summer school).
- (b) **Preseason Practice Expenses.** The institution may provide the cost of room and board to student-athletes who report for preseason practice before the start of the academic year, it being understood that the student-athletes have been accepted for admission to the institution at the time such benefits are received. Further, an institution, at its discretion, may provide an additional meal (or cash in an amount equal to the cost of an additional meal) to student-athletes to meet their nutritional needs as a benefit incidental to participation during the preseason practice period before the start of the academic year. *(Revised: 1/12/04 effective 8/1/04)*
- (c) **Meals Incidental to Participation—Student-Athletes Who Are Not Receiving Athletically Related Financial Aid.** Student-athletes who are not receiving athletically related financial aid (e.g., walk-ons) may receive the benefit of a training-table meal during the permissible playing and practice season in those instances in which the student-athlete's schedule is affected by involvement in practice activities, provided the student-athlete previously has paid for the same meal (e.g., dinner) at an institutional dining facility. *(Revised: 1/8/01)*
- (d) **Meals Incidental to Participation—Meals or Snacks.** For both home and away-from-home competition, all student-athletes are permitted to receive a pregame meal as a benefit incidental to participation and all student-athletes are permitted to receive a meal(s) or snack(s) [or cash in the amount equal to the cost of a meal(s) or snack(s)] at the institution's discretion from the time the student-athlete reports on call (at the direction of the student-athlete's coach or comparable authority) and becomes involved in competition-related activities to the end of competition and the release by the appropriate institutional authority, as a benefit incidental to participation. *(Revised: 1/8/01, 1/10/05 effective 8/1/05)*
- (e) **Meals Incidental to Participation—Summer Vacation Period.** An institution, at its discretion, may provide an additional meal (or cash in an amount equal to the cost of an additional meal) to student-athletes to meet their nutritional needs as a benefit incidental to participation during the regular or postseason period after the end of the academic year. *(Revised: 1/9/06)*
- (f) **Vacation-Period Expenses.** The institution may provide the cost of room and board to student-athletes during official institutional vacation periods in the following circumstances: *(Revised: 1/14/97, 1/11/00 effective 8/1/00, 7/24/07)*
 - (1) Student-athletes who are required to remain on the institution's campus for organized practice sessions or competition during the institution's official vacation period. If the student-athlete lives at home during the vacation period, the cost of room and board may not be provided by the institution, other than to permit the student-athlete to participate in team meals incidental to practice sessions. If an institution does not provide a meal to its student-athletes, a cash allowance may be provided, not to exceed the amount provided by the institution to institutional staff members on away-from-campus trips. *(Revised: 10/21/08)*

- (2) Student-athletes who return to campus during the institution's official vacation period occurring during a regular academic term (e.g., not including vacation periods between terms) from competition as outlined in Bylaws 16.8.1.2-(a) through 16.8.1.2-(e). Under such circumstances, room and board expenses may be provided beginning with the student-athlete's arrival on campus until the institution's regular dormitories and dining facilities reopen. If the student-athlete lives at home during the vacation period, the cost of room and board may not be provided by the institution.
- (3) Student-athletes who return to campus during the institution's official vacation period between regular academic terms (e.g., summer-vacation period) from competition as outlined in Bylaws 16.8.1.2-(a) through 16.8.1.2-(e). Under such circumstances, room and board expenses may be provided for not more than a 48-hour period, beginning with the student-athlete's return to campus. If the student-athlete lives at home during the vacation period, the cost of room and board may not be provided by the institution. In addition, an institution, at its discretion, also may provide an additional meal (or cash in an amount equal to the cost of an additional meal) to student-athletes to meet nutritional needs as a benefit incidental to participation during each day of any vacation period, provided the student-athlete is required to remain on campus to be involved in practice or competition. *(Adopted: 1/10/05 effective 8/1/05, Revised: 7/24/07)*
- (g) **Meals Related to Institutional Committee Service.** A student-athlete who serves on an institutional committee may receive expenses to cover the cost of a meal missed as a result of a committee meeting that occurs when regular institutional dining facilities are open. *(Adopted: 1/12/99)*
- (h) **Nutritional Supplements.** An institution may provide permissible nutritional supplements to a student-athlete for the purpose of providing additional calories and electrolytes. Permissible nutritional supplements do not contain any NCAA banned substances and are identified according to the following classes: carbohydrate/electrolytes drinks, energy bars, carbohydrate boosters and vitamins and minerals. *(Adopted: 1/12/04, Revised: 1/10/05 effective 8/1/05)*

16.5.2 Nonpermissible.

16.5.2.1 Housing Benefits. The institution may not provide an on-campus or off-campus housing benefit (e.g., individual television sets or stereo equipment, a recreation room or a centralized television room, room furnishings or appointments of extra quality or quantity) for student-athletes that is not available on the same basis to the general student body. The material benefits in question are permissible only if provided in approximately the same ratio to at least one-half of all other students using on-campus housing facilities. Otherwise, dormitories with exclusive material housing benefits may not be used by student-athletes.

16.6 Expenses for Student-Athlete's Friends and Relatives.

16.6.1 Permissible. An institution may not provide any expenses to a student-athlete's relatives or friends, except as permitted in Bylaws 16.6.1 and 16.11.1. **[R]** *(Revised: 6/22/11)*

16.6.1.1 Expenses for Relatives to Postseason Football Game/NCAA Championship. The institution may provide the cost of actual and necessary expenses (e.g., transportation, lodging, meals and expenses associated with team entertainment functions) for the relatives or legal guardians of an eligible student-athlete to accompany the student-athlete to a certified postseason football game or an NCAA football championship in which the student-athlete is a participant, and in other sports, to one round (conducted at one site) of any NCAA championship in which the student-athlete is a participant. **[R]** *(Revised: 1/9/06)*

16.6.1.2 Life-Threatening Injury or Illness. The institution may pay transportation, housing and meal expenses for relatives (or legal guardians) of a student-athlete and for the student-athlete's teammates to be present in situations in which a student-athlete suffers a life-threatening injury or illness or, in the event of a student-athlete's death, to provide these expenses in conjunction with funeral arrangements. **[R]** *(Revised: 1/11/89, 1/9/06, 6/22/11)*

16.6.1.2.1 Relative of Student-Athlete. An institution may pay transportation, housing and meal expenses for a student-athlete and the student-athlete's teammates to be present in situations in which a relative or legal guardian of the student-athlete suffers a life-threatening injury or illness or, in the event of a relative's or legal guardian's death, to provide the student-athlete and the student-athlete's teammates with expenses in conjunction with funeral arrangements. **[R]** *(Adopted: 1/10/95 effective 8/1/95, Revised: 1/12/04 for any transportation, housing and/or meal expenses incurred on or after 8/1/03, 1/9/06, 6/22/11)*

16.6.1.3 Family Lodging. An institution may reserve or secure lodging at any institutional athletics event (e.g., regular season, conference event, postseason) at a reduced or special rate for the relatives (or legal guardians) of a student-athlete who is a participant in the event. It is not permissible for an institution to pay for any portion of the cost of lodging, including any cost associated with reserving or securing lodging. **[R]** *(Revised: 1/9/06, 6/22/11)*

16.6.1.4 Family Travel to Olympic Games. A commercial company (other than a professional sports organization) or members of the local community may provide actual and necessary expenses for a student-athlete's relatives or legal guardians to attend the Olympic Games in which the student-athlete will participate. In addition, relatives or legal guardians of student-athletes

may receive nonmonetary benefits provided to the family members of all Olympic team members in conjunction with participation in the Olympic Games. **[R]** (*Adopted: 1/11/94, Revised: 1/8/01, 1/9/06, 6/22/11*)

16.6.1.5 Complimentary Admissions to Institutional Awards Banquet. A member institution may provide a student-athlete with three complimentary admissions to one annual institutional awards banquet. **[R]** (*Adopted: 1/12/99 effective 8/1/99, Revised: 1/9/06, 6/22/11*)

16.6.1.6 Reasonable Refreshments. An institution may provide reasonable refreshments (e.g., soft drinks, snacks) on an occasional basis to relatives and/or legal guardians of a student-athlete. **[R]** (*Adopted: 1/12/99 effective 8/1/99, Revised: 1/12/04 effective 8/1/04, 8/5/04, 10/29/04, 1/9/06, 6/22/11*)

16.7 Team Entertainment.

16.7.1 Away-from-Home Contests. The institution may pay the actual costs (but may not provide cash) for reasonable entertainment that takes place within a 100-mile radius of where a team plays or practices in connection with an away-from-home contest or en route to or from such a contest. **[R]** (*Revised: 1/10/91 effective 8/1/91, 1/16/93, 1/11/94, 6/22/11*)

16.7.1.1 Professional Sports Tickets. Complimentary tickets to professional sports contests shall not be provided to student-athletes, unless the tickets are provided by the institution (or by a representative of athletics interests through the institution) for entertainment purposes to student-athletes involved in an away-from-home contest. Under the latter circumstances, the institution may pay actual costs for reasonable entertainment that takes place during a team trip. **[R]** (*Revised: 6/22/11*)

16.7.2 Vacation Periods. An institution may pay the actual costs (but may not provide cash) for reasonable local entertainment during vacation periods when the team is required to remain on campus (or at a practice site normally used by the institution) and classes are not in session. **[R]** (*Adopted: 1/12/04 effective 8/1/04, Revised: 6/22/11*)

16.7.3 Films/Movies/Videotapes. The institution may rent a film or movie, provide pay-per-view movies in the student-athletes' hotel rooms or take its intercollegiate team to the movies in conjunction with the student-athletes' home or away-from-home contest (immediately before or during the road trip), the night before a contest without the film or movie being considered an extra benefit. (*Adopted: 1/10/92, Revised: 4/15/03*)

16.8 Expenses Provided By the Institution for Practice and Competition.

16.8.1 Permissible. The permissible expenses for practice and competition that an institution may provide a student-athlete are defined in the following subsections. (See Bylaw 16.11.)

16.8.1.1 Practice. Expenses may be paid for practice sessions only if they are associated with an away-from-home contest or conducted at a site located within the member institution's state or, if outside that state, not more than 100 miles from the institution's campus. **[D]** (*Revised: 1/14/02, 6/22/11*)

16.8.1.1.1 Practice Sites on Road Trips. Any practice on an extended road trip shall take place either at the competition site or on a direct route between two consecutive competition sites. It is not permissible for an institution to schedule practice sessions at other locations in order to provide entertainment opportunities for team members. **[D]** (*Revised: 6/22/11*)

16.8.1.1.2 Skiing—Weather Exception. In the sports of men's and women's skiing, a member institution may transport a team to a practice site beyond the mileage limitations of Bylaw 16.8.1.1 if necessitated by weather conditions. **[D]** (*Adopted: 1/11/89, Revised: 6/22/11*)

16.8.1.1.3 Women's Rowing—Weather Exception. In women's rowing, a member institution may transport a team to a practice site beyond the mileage limitations of Bylaw 16.8.1.1 if necessitated by weather conditions. Such practice shall occur only during an institution's official vacation period and must be within the institution's declared playing and practice season in women's rowing. **[D]** (*Adopted: 1/9/96 effective 8/1/96, Revised: 6/22/11*)

16.8.1.1.4 On- or Off-Campus Practice Sites. An institution may transport student-athletes from a central on-campus site (e.g., the locker room) to an on- or off-campus practice site. **[D]** (*Adopted: 1/10/92*)

16.8.1.2 Competition While Representing Institution. An institution may provide actual and necessary travel expenses (e.g., transportation, lodging and meals) to a student-athlete for participation in athletics competition, provided the student-athlete is representing the institution (competes in the uniform of the institution) and is eligible for intercollegiate competition. Such competition includes: **[D]** (*Revised: 1/10/92, 1/13/98, 6/22/11*)

(a) Regularly scheduled intercollegiate athletics events;

(b) NCAA championship events and national governing body championship events in an emerging sport; (*Revised: 1/14/97*)

- (c) A certified postseason football game (see Bylaw 18.7 for conditions required for certification);
- (d) Nonintercollegiate open, amateur competition; and (*Adopted: 1/10/92*)
- (e) Other institutional competition permissible under NCAA legislation, including postseason events.

16.8.1.2.1 Departure/Return Expense Restrictions. An eligible student-athlete may receive actual and necessary travel expenses to represent the institution in athletics competition, provided the student-athlete departs for the competition not earlier than 48 hours before the start of the actual competition and remains not more than 36 hours after the conclusion of the actual competition even if the student-athlete does not return with the team. (See Bylaws 16.8.2.4, 17.1.6.6.3.2, 17.3.4, 17.21.4, 17.23.4 and 17.26.4 regarding travel expense restrictions December 20 through December 26.) **[D]** (*Revised: 1/10/91 effective 8/1/91, 1/13/10 effective 8/1/10, 6/22/11*)

16.8.1.2.1.1 Exceptions. These travel expense restrictions do not apply in the following circumstances: (*Revised: 1/10/91 effective 8/1/91*)

- (a) When weather or safety concerns arise. The conditions must be out of the institution's control and must be the result of weather or safety concerns, which result in the student-athlete's inability to travel in accordance with the institution's original travel plans; (*Revised: 1/12/04 effective immediately for any travel occurring on or after 8/1/03*)
- (b) When a student-athlete becomes injured or ill. The injury or illness must result in the student-athlete's inability to travel in accordance with the institution's original travel plans; (*Revised: 1/12/04 effective immediately for any travel occurring on or after 8/1/03*)
- (c) Travel before and after contests in Hawaii, Alaska or Canada; (*Revised: 1/10/91 effective 8/1/91, 4/12/10*)
- (d) Travel before and after contests in the 48 contiguous states for member institutions located in Hawaii, Alaska or Canada; (*Adopted: 1/16/93, Revised: 4/12/10*)
- (e) Travel before and after regular-season competition that takes place during the institution's official vacation period during the academic year; (*Revised: 1/10/91 effective 8/1/91, 1/11/94, 1/10/95*)
- (f) Travel before contests in NCAA championship events, national governing body championships in emerging sports or certified postseason football games; (*Revised: 1/10/91 effective 8/1/91, 1/14/97*)
- (g) Return transportation after contests in NCAA championship events, national governing body championships in emerging sports or certified postseason football games that take place during the institution's official vacation period during the academic year or between regular academic terms; (*Adopted: 7/21/09*)
- (h) Travel before the National Football Foundation Hall of Fame benefit game or the American Football Coaches Retirement Trust benefit game; (*Adopted: 1/10/92*)
- (i) Travel before and after regular-season competition that takes place during the institution's summer vacation period; (*Adopted: 1/10/92*)
- (j) When the institution is able to document that all of its eligible student-athletes traveling with the team will not be missing additional class time beyond the permissible 48-hour departure limitation or 36-hour return limitation; (*Adopted: 4/28/05 for any travel occurring on or after 8/1/05*)
- (k) Travel before and after regular-season competition that takes place in one or more foreign countries on one trip during the prescribed playing season and limited to not more than once every four years; or (*Adopted: 1/10/92*)
- (l) Travel before the U.S. Gymnastics Federation (USGF) collegiate championships. (*Adopted: 1/16/93*)

16.8.1.2.2 Transportation for Competition Occurring between Terms. It is permissible for any athletics department staff member to furnish transportation to eligible student-athletes to the campus from the nearest bus or train station or major airport in conjunction with practice and/or team travel relating to competition that occurs between the end of a final examination period of the fall semester (or fall or winter quarter) and the beginning of the next regular term. (*Adopted: 1/10/90 effective 8/1/90*)

16.8.1.2.3 Meal-Allowance Limitation. All student-athletes on the same team must receive identical meal allowances on intercollegiate trips and during vacation periods when student-athletes are required to remain on the institution's campus for organized practice sessions or competition. Such allowances may not exceed the amount provided by the institution to institutional staff members on away-from-campus trips and may not be provided for a particular meal, if the student-athlete receives that meal (or its equivalent) from another source. **[D]** (*Revised: 1/14/97 effective 8/1/97, 6/22/11*)

16.8.1.2.4 Passports and Visas. An institution may purchase passports and visas for its student-athletes who are required to travel in connection with intercollegiate competition (e.g., scrimmages, exhibition contests). Student-athletes may retain ownership of such passports and visas. *(Adopted: 7/22/08)*

16.8.1.3 Other Competition. During an academic year in which a student-athlete is eligible to represent an institution in athletics competition (or in the next summer), an institution may provide actual and necessary expenses related to participation in the following activities: **[R]** *(Revised: 1/10/92, 1/14/97, 6/22/11)*

- (a) Established national championship events (including junior national championships); *(Revised: 1/10/05 effective 8/1/05)*
- (b) One qualifying competition event per academic year for the Olympic, Pan American, World Championships, World Youth Championships, World Cup and World University Games; and *(Revised: 1/9/96 effective 8/1/96, 1/10/05 effective 8/1/05, 4/11/06, 10/17/06, 7/24/07, 10/18/11)*
- (c) Not more than two national team tryout competition events, including events from which participants are selected for another tier of tryout competition or events from which final selections are made for the national team that will participate in the Olympic Games, Pan American Games, World Championships, World Cup, World University Games and World University Championships. *(Adopted: 7/24/07, Revised: 10/18/11)*

16.8.1.3.1 Involvement of Coaching Staff. Institutional coaching staff members may engage in coaching activities with a student-athlete during the particular event in which the student-athlete competes, regardless of whether the event occurs during or outside of the institution's declared playing season. (See Bylaw 17.1.1.) *(Adopted: 1/10/05 effective 8/1/05)*

16.8.1.4 Travel to Regular-Season Contests during Vacation Period.

16.8.1.4.1 General Rule. An institution may provide team transportation for a student-athlete to travel from campus to the site of a regular-season contest and back to campus. **[R]** *(Revised: 1/11/94 effective 8/1/94, 1/10/95, 1/9/96 effective 8/1/96, 6/22/11)*

16.8.1.4.1.1 Exception. If a student-athlete travels to a site other than the event site during the vacation period, the institution may provide the cost of round-trip transportation for the student-athlete to travel from campus to the event site and back to campus even if the student-athlete does not travel with the team. The student-athlete shall pay only the additional cost associated with traveling to a site other than the event site. **[R]** *(Adopted: 1/9/96 effective 8/1/96)*

16.8.1.5 Travel to NCAA Championships, National Governing Body Championships in Emerging Sports and Postseason Bowl Games during Vacation Period.

16.8.1.5.1 General Rule. The institution may provide team transportation for a student-athlete to travel from campus to the site of an NCAA championship, national governing body championship in an emerging sport or a postseason bowl game and back to campus. **[R]** *(Revised: 1/11/94 effective 8/1/94, 1/10/95, 1/14/97)*

16.8.1.5.1.1 Exceptions. [R]

- (a) **Student-Athlete Does Not Use Team Transportation.** If the student-athlete goes home during the vacation period, the institution may provide (in lieu of team transportation) the greater of the transportation costs for the student-athlete to travel from:
 - (1) Campus to the event site and back to campus;
 - (2) Campus to the student-athlete's home and back to campus; or
 - (3) The student-athlete's home to the event site and back home. *(Revised: 1/11/89, 1/10/95)*
- (b) **Student-Athlete Uses "Leg" of Team Transportation.** An institution that provides one "leg" of actual team transportation (i.e., campus to the event site or from the event site back to campus) must deduct the value of the actual transportation cost of that "leg" from the allowance provided the student-athlete in Bylaw 16.8.1.5.1.1-(a) above. *(Adopted: 1/10/95)*
- (c) **Second Trip Home.** If a student-athlete either uses team transportation to travel from campus to the event site and back to campus, or participates in an event that takes place in the institution's home community, and also has personally paid for a round-trip ticket home during that same vacation period, that student-athlete may be provided actual transportation expenses to travel between campus and home on a second occasion during that same period. *(Adopted: 1/10/95)*

16.8.1.6 Incidental Expenses at NCAA Championships, National Governing Body Championships in Emerging Sports and Certified Bowl Games. An institution may provide \$20 per day to each member of the squad to cover unitemized incidental expenses during travel and practice for NCAA championship events or national governing body championship events in emerging sports, during a period limited to the maximum number of days of per diem allowed for the involved championship, or,

for certified postseason bowl contests, for a period not to exceed 10 days. The \$20 per day may be provided only after the institution's team departs for or reports to the site of the championship or postseason bowl contest. **[R]** *(Revised: 1/16/93, 1/10/95, 1/14/97, 6/22/11)*

16.8.1.6.1 Excessive Per Diem Subsidies. When a sponsoring agency provides a per diem in excess of a student-athlete's actual and necessary expenses, it is not permissible for the institution to provide the student-athlete with the cash difference between the amount allocated for per diem by the sponsoring agency and the actual cost of the individual's room and board expenses. **[R]** *(Adopted: 1/10/91, Revised: 6/22/11)*

16.8.1.7 Sports Organization Membership Fee. An institution may provide a student-athlete membership in a sports organization (e.g., U.S. Volleyball Association, U.S. Gymnastics Federation), if the membership is a component of an entry fee required for competition in which the student-athlete is representing the member institution. Further, the student-athlete would be permitted to retain resultant membership benefits under such circumstances.

16.8.1.8 Foreign Tour Expenses. An institution may provide a student-athlete with expenses for participation in an institution's foreign tour in his or her sport as provided in Bylaw 17.28. *(Revised: 1/12/04)*

16.8.1.9 Travel Apparel. An institution may provide student-athletes with team travel outfits, blazers or other items of clothing to travel to and from competition. *(Adopted: 1/9/06 effective 8/1/06)*

16.8.2 Nonpermissible.

16.8.2.1 Transportation to/from Student-Athlete's Residence. An institution may not provide transportation (e.g., shuttle, van) to on-campus practice sites for student-athletes traveling to and from their on- or off-campus residences, except in unusual situations involving danger, inclement weather or other similar extenuating circumstances. **[R]** *(Adopted: 1/10/92, Revised: 6/22/11)*

16.8.2.2 Reimbursement for Travel to Practice. An institution may not reimburse a student-athlete, if the individual provides his or her own transportation to attend practice at an on- or off-campus site. **[R]** *(Adopted: 1/10/92, Revised: 6/22/11)*

16.8.2.3 Reimbursement for Travel to Competition. An institution may not reimburse a student-athlete for expenses incurred while driving to an institution's off-campus competition site, if the parents (or other relatives, legal guardians, or friends) accompany the student-athlete to the competition site. **[R]** *(Adopted: 1/10/92, Revised: 1/9/06, 6/22/11)*

16.8.2.4 Travel Expenses During the Winter Break. An institution shall not provide travel expenses December 20 through December 26 in conjunction with away-from-home competition. **[R]** *(Adopted: 1/13/10 effective 8/1/10, Revised: 6/22/11)*

16.8.2.4.1 Exception—Travel on December 20. An institution may provide travel expenses on December 20 after an away-from-home competition, provided that it is the earliest practical opportunity to return to campus. *(Adopted: 8/5/10)*

Delayed effective date. See specific date below.

16.8.2.4 Travel Expenses During the Winter Break. An institution shall not provide travel expenses in conjunction with away-from-home competition during the winter break. The winter break shall be a seven-consecutive calendar-day period from December 20 through December 26. When December 20 falls on a Friday, Saturday or Sunday, the winter break shall be a seven-consecutive calendar-day period that begins on the following Monday. When December 20 falls on a Monday, the winter break shall be a seven-consecutive calendar-day period that begins on the following Tuesday. (See Figure 17-4.) **[R]** *(Adopted: 1/13/10 effective 8/1/10, Revised: 6/22/11, 1/14/12 effective 8/1/12)*

16.8.2.4.1 Exception—Travel on the First Day of the Winter Break. An institution may provide travel expenses on the first day of the winter break after an away-from-home competition, provided that it is the earliest practical opportunity to return to campus. *(Adopted: 8/5/10, Revised: 1/14/12 effective 8/1/12)*

16.9 Permissible Travel Expenses Not Related to Practice or Competition.

It is permissible for an institution to provide the following travel expenses not related to practice or competition: **[R]** *(Revised: 4/29/04 effective 8/1/04)*

- (a) **Goodwill Tours.** Actual and necessary expenses for a student-athlete to participate in a preseason goodwill tour to promote its intercollegiate athletics program, provided the tour does not involve more than two student-athletes in the same sport who have

eligibility remaining and is confined to the state in which the institution is located, or within 100 miles of the institution's main campus, if out of state.

- (b) **Media Appearances.** Actual and necessary transportation expenses may be provided to a student-athlete for media appearances (e.g., radio, television, print media) if the student-athlete's appearance is related to athletics ability or prestige. It is not permissible to pay such expenses for a student-athlete to attend special or single-team promotional media events that are not regularly established local media functions. The institution may pay actual and necessary expenses for its student-athletes to attend local or regional conference-sponsored media days. *(Revised: 4/29/04 effective 8/1/04)*
- (c) **National Girls and Women in Sports Day/National Student-Athlete Day.** Actual and necessary expenses for a student-athlete to participate in activities and events associated with National Girls and Women in Sports Day and National Student-Athlete Day, provided such activities and events are conducted either in the state in which the institution is located or in Washington, D.C., as part of a national celebration. *(Adopted: 1/16/93)*
- (d) **Student-Athlete Advisory Committee Meetings.** An institution or conference may pay actual and necessary expenses for a student-athlete to attend conference, regional or national student-athlete advisory committee meetings. *(Adopted: 1/11/94)*
- (e) **Local Transportation.** Reasonable local transportation to student-athletes on an occasional basis. *(Adopted: 1/10/95)*
- (f) **Community Engagement Activities.** Actual and necessary expenses may be provided to a student-athlete for participation in community engagement activities (see Bylaw 13.02.1). *(Adopted: 1/8/07 effective 8/1/07)*

16.10 Provision of Expenses by Individuals or Organizations Other Than the Institution.

16.10.1 Permissible.

16.10.1.1 Exception for USOC Elite Athlete Health Insurance Program. An individual may receive the comprehensive benefits of the USOC Elite Athlete Health Insurance Program. *(Adopted: 1/10/90)*

16.10.1.2 Service or Religious Organization Encampments. Nationally recognized service organizations and religious groups may underwrite the actual and necessary expenses of student-athletes attending such encampments. Neither the institution nor an athletically related organization may underwrite such expenses. **[R]** *(Revised: 4/19/10)*

16.10.1.3 Outside Sports Teams. An amateur outside sports team or organization may provide actual and necessary expenses to team members only if the expenses are: **[R]** *(Revised: 6/22/11)*

- (a) A reasonable amount for travel and meal expenses, and apparel and equipment (for individual and team use only from teams or organizations not affiliated with member institutions, including local sports clubs as set forth in Bylaw 13.11.2.4); *(Revised: 1/10/90)*
- (b) For practice and game competition;
- (c) Made on a regular basis; and
- (d) Not an incentive and not based on performance.

16.10.1.3.1 Practice in Conjunction with Competition. Practice expenses may be accepted only when such practice is directly related to a competition and is conducted during a continuous time period before the competition. **[R]** *(Adopted: 1/10/92, Revised: 6/22/11)*

16.10.1.3.1.1 National Team Practice Exception. If a student-athlete is involved in practice sessions conducted by a national team, the student-athlete may receive such practice expenses even if the practice is not continuous and occasionally is interrupted for specified periods of time before the competition. *(Adopted: 1/10/92)*

16.10.1.4 Meeting Expenses. A student-athlete may accept transportation and meal expenses in conjunction with participation in a meeting of a booster club or civic organization, provided the meeting occurs within a 30-mile radius of the institution's main campus and no tangible award is provided to the student-athlete. **[R]** *(Revised: 6/22/11)*

16.10.1.5 Community Organization/Entity. A community organization or entity may provide actual and necessary expenses to student-athletes for participation in community engagement activities (see Bylaw 13.02.1). *(Adopted: 1/8/07 effective 8/1/07)*

16.11 Benefits, Gifts and Services.

16.11.1 Permissible.

16.11.1.1 General Rule. Receipt of a benefit (including otherwise prohibited extra benefits per Bylaw 16.11.2) by student-athletes, their relatives or friends is not a violation of NCAA rules if it is demonstrated that the same benefit is generally available to the institution's students and their relatives or friends.

16.11.1.2 Deferred Pay-Back Loan. A student-athlete may receive a loan on a deferred pay-back basis without jeopardizing his or her eligibility, provided: **[R]** (*Adopted: 1/11/94, Revised: 6/22/11*)

- (a) The loan arrangements are not contrary to the extra-benefit rule; and
- (b) The student-athlete's athletics reputation, skill or pay-back potential as a future professional athlete is not considered by the lending agency in its decision to provide the loan.

16.11.1.3 Loan from Established Family Friend. A student-athlete may receive a loan from an established family friend without such arrangement constituting an extra benefit, provided: **[R]** (*Adopted: 1/11/94, Revised: 6/22/11*)

- (a) The loan is not offered to the student-athlete based in any degree on his or her athletics ability or reputation;
- (b) The individual providing the loan is not considered a representative of the institution's athletics interests; and
- (c) The relationship between the individual providing the loan and the student-athlete existed before the initiation of the student-athlete's recruitment by the member institution.

16.11.1.4 Occasional Meals.

- (a) **Institutional Staff Member.** A student-athlete or the entire team in a sport may receive an occasional meal in the locale of the institution on infrequent and special occasions from an institutional staff member. An institutional staff member may provide reasonable local transportation to student-athletes to attend such meals. **[R]** (*Revised: 1/10/92, 1/12/04 effective 8/1/04, 6/22/11*)
- (b) **Representative of Athletics Interests.** A student-athlete or the entire team in a sport may receive an occasional family home meal from a representative of the institution's athletics interests provided the meal is in the individual's home, on campus or at a facility that is regularly used for home competition and may be catered. The representative of the institution's athletics interests or an institutional staff member may provide reasonable local transportation to student-athletes to attend such meals. **[R]** (*Revised: 1/12/04 effective 8/1/04, 10/19/10, 6/22/11*)

16.11.1.5 Retention of Athletics Apparel and Equipment. A student-athlete may retain athletics apparel items (not equipment) at the end of the individual's collegiate participation. Used equipment may be purchased by the student-athlete on the same cost basis as by any other individual interested in purchasing such equipment. **[R]**

16.11.1.6 Summer Use of Athletics Equipment. A student-athlete may retain and use institutional athletics equipment (per the institution's normal equipment policy) during a summer-vacation period.

16.11.1.7 Research Studies. A student-athlete may receive compensation for participation in institutional and noninstitutional (e.g., NCAA) research studies. Such compensation shall be consistent with the going rate for compensation offered in studies involving nonathlete populations. The study may not be sponsored or conducted by an institution's athletics department, and compensation may not be provided or determined by the athletics department. There shall be no indication that the student-athlete expressly or implicitly endorses any commercial product or service. **[R]** (*Adopted: 1/10/00, Revised: 10/21/08, 6/22/11*)

16.11.1.8 Reasonable Refreshments. An institution may provide student-athletes with reasonable refreshments (e.g., soft drinks, snacks) in conjunction with student-athlete educational and business meetings or in situations in which the institution provides reasonable refreshments on an occasional basis to relatives and/or legal guardians of the student-athlete per Bylaw 16.6.1.6. **[R]** (*Revised: 1/12/04 effective 8/1/04, 1/10/05, 1/9/06, 6/22/11*)

16.11.1.9 Frequent Flyer Miles. A student-athlete may retain frequent flyer points and/or miles earned while traveling to and from intercollegiate practice and/or competition. **[R]** (*Adopted: 1/12/04 effective 8/1/04, Revised: 6/22/11*)

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 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). **[R]** (*Adopted: 4/28/05 effective 8/1/05, Revised: 10/17/06 effective immediately, for benefits associated with attendance at any coaching and athletics administration career educational program at any time, 3/3/10, 4/12/11, 6/22/11*)

16.11.1.11 Telephones. A student-athlete may use a telephone for personal reasons without charge or at a reduced rate, provided such use is also generally available to the institution's students and their friends and relatives (see Bylaw 16.11.1.1). **[R]** (*Adopted: 1/10/05 effective 8/1/05, Revised: 6/22/11*)

16.11.1.12 Miscellaneous Benefits. An institution may provide or arrange for the following benefits for a student-athlete: **[R]** (*Adopted: 1/9/06, Revised: 6/22/11*)

- (a) The use of a return ticket at any time after conclusion of a foreign tour;

- (b) Participation in receptions and festivities associated with championships, conference tournaments or all-star events hosted by and conducted on the institution's campus;
- (c) Occasional meals to team members provided by the relatives or legal guardians of a student-athlete at any location (e.g., tailgating);
- (d) Telephone calls in emergency situations;
- (e) Reasonable tokens of support and transportation in the event of serious injury, serious illness, or death of a relative or legal guardian and transportation to attend the funeral of any relative or legal guardian;
- (f) Fundraisers for student-athletes (or their family members) under the following conditions:
 - (i) Extreme circumstances should be extraordinary in the result of events beyond the control of the student-athlete;
 - (ii) The proceeds must be designated for a specific purpose;
 - (iii) The proceeds may not be given directly to the beneficiaries, but must be dispersed through or paid directly to another entity, with receipt kept on file by the institution; and
 - (iv) The excess proceeds must be given to a not-for-profit organization with the receipt kept on file by the institution.
- (g) The payment of admission costs or a meal for any student-athlete being honored at a nonathletics ceremony; and
- (h) Apparel to be used for events at which the student-athlete is representing the institution (e.g., community engagement activities, community service activities). *(Revised: 7/22/08)*

16.11.2 Nonpermissible.

16.11.2.1 General Rule. The student-athlete shall not receive any extra benefit. The term "extra benefit" refers to any special arrangement by an institutional employee or representative of the institution's athletics interests to provide the student-athlete or his or her relatives or friends with a benefit not expressly authorized by NCAA legislation. **[R]** *(Revised: 6/22/11)*

16.11.2.2 Discounts and Credits. A student-athlete may not receive a special discount, payment arrangement or credit on a purchase (e.g., airline ticket, clothing) or a service (e.g., laundry, dry cleaning) from an institutional employee or a representative of its athletics interests. **[R]** *(Revised: 6/22/11)*

16.11.2.2.1 Free or Reduced-Cost Services. A representative of the institution's athletics interests may not provide a student-athlete with professional services (for which a fee normally would be charged) without charge or at a reduced cost except as permitted elsewhere in this bylaw. Professional services provided at less than the normal rate or at no expense to a student-athlete are considered an extra benefit, unless they are available on the same basis to the general student body. **[R]** *(Revised: 6/22/11)*

16.11.2.2.2 Credit Cards. It is not permissible to allow a student-athlete to use a credit card for personal reasons without charge or at a reduced cost. **[R]** *(Revised: 1/10/05 effective 8/1/05, 6/22/11)*

16.11.2.2.3 Entertainment Services. A student-athlete may not receive services (e.g., movie tickets, dinners, use of car) from commercial agencies (e.g., movie theaters, restaurants, car dealers) without charge or at reduced rates, or free or reduced-cost admission to professional athletics contests from professional sports organizations, unless such services also are available to the student body in general. **[R]** *(Revised: 6/22/11)*

16.11.2.3 Other Prohibited Benefits. An institutional employee or representative of the institution's athletics interests may not provide a student-athlete with extra benefits or services, including, but not limited to: **[R]** *(Revised: 6/22/11)*

- (a) A loan of money;
- (b) A guarantee of bond;
- (c) An automobile or the use of an automobile;
- (d) Transportation that is not generally available to the institution's students and their friends and relatives [see Bylaws 16.11.1.1 and 16.9-(e)]; or *(Revised: 1/12/04 effective 8/1/04)*
- (e) Signing or cosigning a note with an outside agency to arrange a loan.

16.11.2.4 Camp Concession. It is not permissible for a member institution or a member of its athletics department staff conducting a sports camp to permit a student-athlete (enrolled in the institution) to operate, at the student-athlete's own expense, a concession selling items related to or associated with the camp to campers or others in attendance (see Bylaw 13.12.2.3). **[R]** *(Revised: 6/22/11)*

16.11.2.5 Athletics Equipment. A student-athlete may not accept free of charge, or purchase at a discounted or reduced price, athletics equipment, supplies or clothing (e.g., tennis racquets, golf clubs, hockey sticks, balls, shirts) from a manufacturer or

commercial enterprise, that is not offered to the general student body. Such items may be provided to the student-athlete's institution, to be used by the institution's team in accordance with accepted practices for issuance and retrieval of athletics equipment. **[R]** *(Revised: 1/9/06, 6/22/11)*

16.11.2.6 Sponsor Families. A member institution shall not permit individuals outside the institution to serve as "sponsors" or "families" for student-athletes who are enrolled in the institution, unless such a sponsorship program exists to provide the same benefits and support services to all students at the institution. **[R]** *(Revised: 6/22/11)*

16.11.2.7 Civic-Group Gifts. A member institution shall not permit a civic group to provide a student-athlete a trip to a postseason football game or to pay summer-camp expenses for a student-athlete. **[R]** *(Revised: 6/22/11)*

16.11.2.8 Assistance in Payment of Bills. A member institution is not permitted to administer a fund for a student-athlete (even if funds are provided by the student-athlete) in order to assist the student-athlete in making payments for various personal expenses (e.g., utility bills, rent, fees and entertainment expenses), unless the institution provides such a service to all students and formal accounting procedures are used. **[R]** *(Adopted: 1/10/92, Revised: 6/22/11)*

16.12 Expense Waivers.

16.12.1 Incidental to Participation. The Committee for Legislative Relief may approve a member institution's request to provide additional expenses, which may include reasonable local transportation incidental to a student-athlete's participation in intercollegiate athletics. *(Adopted: 1/10/90, Revised: 1/10/95, 12/5/06, 10/21/08)*

16.12.1.1 Previously Approved Incidental Expenses. Specific incidental expenses that previously have been approved may be processed by an institution or conference. Documentation of each approval shall be kept on file at the conference office. *(Adopted: 1/10/00, Revised: 10/21/08)*

FIGURE 16-1
Participation Awards [R]

Type of Award	Maximum Value of Award	Number of Times Award May Be Received	Permissible Awarding Agencies	Maximum Number of Permissible Awarding Agencies
Annual Participation — Underclassmen	\$175	Once per year per sport	Institution	1
Annual Participation — Senior	\$325	Once per year per sport	Institution	1
Senior Scholar-Athlete Award	\$150 (tangible item) \$10,000 (postgraduate scholarship)	Once per year to two graduating seniors	Institution	1
Special Event Participation				
• Participation in postseason conference championship contest or tournament	\$325*	Once per event	• Institution • Management of event (may include conference office)	2
• Participation in postseason NCAA championship contest or tournament	Institution — \$325 NCAA — No limit	Once per event	• Institution • NCAA	2
• Participation in all-star game or postseason bowl	\$350**	Once per event	• Institution • Management of event	2
• Participation in other established meets, tournaments and featured individual competition	\$350**	Once per event	• Institution • Management of event	2
<p>* The combined value of all awards received for participation in this type of event from the institution and the management of the event may not exceed \$325.</p> <p>** Each permissible awarding agency is subject to a separate \$350 limit per award.</p>				

FIGURE 16-2
Championship Awards [R]

Type of Award	Maximum Value of Award	Number of Times Award May Be Received	Permissible Awarding Agencies	Maximum Number of Permissible Awarding Agencies
National Championship conducted by NCAA	\$415*	Once per championship	• Institution** • Conference**	2
National Championship not conducted by NCAA***	\$415*	Once per championship	• Institution** • Conference**	2
Conference Championship — regular season	\$325#	Once per championship	• Institution** • Conference**	2
Conference Championship — postseason contest or tournament	\$325#	Once per championship	• Institution** • Conference**	2

* Each permissible awarding agency is subject to a separate \$415 limit per award.

** Award may be provided by another organization recognized by the institution or conference to act in its place.

*** Applies only to sports or classification divisions in which the NCAA does not conduct championships. Teams must be designated as a “national champion” by a national wire-service poll or the national coaches association in that sport.

The combined value of both awards shall not exceed \$325 if same institution wins conference regular-season and postseason championships.

FIGURE 16-3
Special Achievement Awards [R]

Type of Award	Maximum Value of Award	Number of Times Award May Be Received	Permissible Awarding Agencies	Maximum Number of Permissible Awarding Agencies
Special attainments or contribution to team's season (e.g., scholar-athlete, most improved player, most minutes played, most valuable player)	\$175	Once per category of award per year	<ul style="list-style-type: none"> • Institution • Conference 	2
Most valuable player — special event*	\$325**	Once per event	<ul style="list-style-type: none"> • Institution • Conference • Organization approved by institution or conference 	Unlimited
Most valuable player — bowl game or all-star contest	\$350	Once per event	Sponsoring entity of all-star contest or certified postseason bowl	1
Established regional/national recognition awards (e.g., Wade Trophy, Heisman Trophy, Conference academic award)	\$325	Once per year per award	Management of award program	1
Trophy recognizing established national award	Unlimited	Once per year	Management of award program	1
Specialized performance in single contest or during limited time period (e.g., player of the game, player of the week)	\$80 (certificate, medal or plaque only)	Unlimited	<ul style="list-style-type: none"> • Conference • Outside organization (e.g., local business) 	Unlimited
Hometown award	\$80	Unlimited	Group (other than institution's booster club) located in the student-athlete's home town	Unlimited, other than institution's booster club
Recognition of a student-athlete for community engagement achievements	\$80	Unlimited	<ul style="list-style-type: none"> • Institution • Organization/Entity in the institution's community 	Unlimited
Conference student-athlete of the year award	\$350	Once per year for one male student-athlete and one female student-athlete	Conference	1
Conference scholar-athlete of the year award	\$350	Once per year for one male student-athlete and one female student-athlete	Conference	1

* The award recipient must be selected by a recognized organization approved by a member institution or conference.

** Each permissible awarding agency is subject to a separate \$325 limit per award. Each awarding agency may provide only a single award for each event to each student-athlete.



MEMORANDUM

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June 4, 2012

TO: NCAA Division II Legislation Committee.

FROM: Jenn Fraser
Associate Director of Academic and Membership Affairs for Division II.

SUBJECT: Future Meeting Dates.

The proposed dates for the 2013 in-person meetings are as follows:

March Meeting:

1. March 5-6 (Tuesday and Wednesday);
2. March 6-7 (Wednesday and Thursday);
3. March 19-20 (Tuesday and Wednesday); or
4. March 26-27 (Tuesday and Wednesday).

June Meeting:

1. June 11-12 (Tuesday and Wednesday);
2. June 18-19 (Tuesday and Wednesday);
3. June 25-26 (Tuesday and Wednesday); or
4. June 26-27 (Wednesday and Thursday).

All meetings will be held in Indianapolis, Indiana, when practical.

JF:jcw



Title: Tryouts Involving Prospective Student-Athletes and Enrolled Student-Athletes Outside the Playing Season (II)

Date Issued: January 21, 2004

Date Published: January 21, 2004

Type: Staff Interpretation

Item Ref: 1a

The membership services staff confirmed that currently enrolled student-athletes may participate in competition (e.g., scrimmage) against prospects and/or current full-time students involved in tryouts outside the declared playing and practice season, provided such activities are counted within the weekly hour limitations for out-of-season weight training and conditioning and no coaching activities occur with the enrolled student-athletes. The staff confirmed that under such circumstances, an unlimited number of currently enrolled student-athletes may participate in the tryouts. [References: NCAA Division II Bylaws 13.12.2.1 (tryouts), 17.02.1.1 (countable athletically related activities), 17.02.12 (tryouts -- enrolled student) and 17.1.5.2 (weekly hour limitations -- outside of playing season).]

Legislative References		
Div.	Number	Title
II	17.02.1	Countable Athletically Related Activities.
II	13.11.2.1	Tryouts.
II	17.02.14	Tryouts -- Enrolled Student-Athlete.
II	17.1.6.2	Weekly Hour Limitations -- Outside of Playing Season.

**REPORT OF THE
NCAA DIVISION II LEGISLATION COMMITTEE
JUNE 19-20, 2012, MEETING**

ACTION ITEMS.

1. Legislative Items.

a. 2013 NCAA Convention Legislation – NCAA Bylaw 12.02 – Amateurism – Definitions and Applications – Definition of an Agent.

- (1) Recommendation. Sponsor legislation for the 2013 Convention to amend Bylaw 12.02 to specify that an agent is any individual who, directly or indirectly, represents or attempts to represent an individual for the purpose of marketing his or her athletics ability or for financial gain, or seeks to obtain any type of financial gain or benefit from securing a prospective student-athlete's enrollment at an educational institution or from a student-athlete's potential earnings as a professional athlete.
- (2) Effective Date. August 1, 2013.
- (3) Rationale. As the salaries of professional athletes have risen, age restrictions to participate in professional sports leagues have changed and the notoriety of elite student-athletes has increased with scouting and media exposure, the interest of outside third parties in elite athletes is now greater than ever. As a result, an industry of individuals has been created, including runners, financial advisors, marketing representatives, business managers, brand managers and street agents who seek to broker elite athletes for financial gain. Although governing bodies have attempted to impose regulations on these individuals and their activities, the competitive nature of the industry has resulted in many finding ways to circumvent the rules. One constant is the use of outside third parties. These third parties typically operate free of any governing body's jurisdiction. In order to regulate the interaction of these individuals with prospective student-athletes and student-athletes, the definition of an agent must be broadened. This recommendation is not intended to include parents or legal guardians, athletics department staff members, former teammates or those individuals who have the best interest of a prospective student-athlete or student-athlete in mind in providing assistance or information, provided they do not intend to receive a financial gain for their assistance.
- (4) Estimated Budget Impact. None.

- (5) Student-Athlete Impact. Increased protection from third-party influences seeking to profit from or exploit student-athletes.

b. 2013 Convention Legislation – Ease of Burden – Bylaw 12 – Amateurism – Amateur Status – Permissible Activities Prior to Initial Collegiate Enrollment.

- (1) Recommendation. Sponsor legislation for the 2013 Convention to amend Bylaw 12 (amateurism) to specify that prior to initial collegiate enrollment, only receipt of a benefit from an agent or entering into an agreement with an agent will jeopardize an individual's amateur status.
- (2) Effective Date. August 1, 2013; for any prospective student-athlete initially enrolling in a Division II institution August 1, 2013, and thereafter.
- (3) Rationale. One of the themes that emerged from the 2010 NCAA Division II Chancellors and Presidents Summit was the need to ease the compliance and financial burdens that current regulations place on Division II intercollegiate athletics. Current pre-enrollment amateurism legislation precludes receipt of certain benefits and expenses prior to initial collegiate enrollment. Receipt of impermissible benefits and expenses is difficult to track prior to enrollment. In addition, the list of permissible activities and benefits that an individual may participate in and receive prior to initial collegiate enrollment is difficult to differentiate from activities and benefits that are currently impermissible prior to initial collegiate enrollment. For example, prior to enrollment an individual may receive a salary, win an unlimited amount of prize money and be a professional athlete. However, an individual may not receive expenses from anyone other than a person who they are naturally or legally a dependent of or a nonprofessional sponsor of an event for participation. Simplifying the pre-enrollment amateurism legislation will ease the burden on compliance and enhance consistency in the pre-enrollment amateurism legislation.
- (4) Estimated Budget Impact. None.
- (5) Student-Athlete Impact. Simplification of the pre-enrollment amateurism legislation will decrease the likelihood that a prospective student-athlete will unknowingly violate pre-enrollment amateurism legislation.

c. 2013 Convention Legislation – Ease of Burden – Bylaws 13.5, 13.6 and 13.7 – Recruiting – Official and Unofficial Visits.

- (1) Recommendation. Sponsor legislation for the 2013 Convention to amend Bylaws 13.5 (transportation), 13.6 (official visit) and 13.7 (unofficial visit), as follows:
 - (a) Reorganize the transportation, official visit and unofficial visit legislation;
 - (b) Rename unofficial visits as campus visits;
 - (c) Specify that complimentary admissions to a prospective student-athlete for a conference tournament constitutes excessive entertainment and is prohibited during a campus visit;
 - (d) Permit an institution to arrange special on-campus parking for a prospective student-athlete during a campus visit;
 - (e) Permit an institution to provide the cost of actual meals on a campus visit;
 - (f) Specify that a prospective student-athlete may not be provided an expense-paid visit earlier than June 15 immediately preceding the prospective student-athlete's junior year in high school;
 - (g) Require a prospective student-athlete to present the institution with either a test score and a current transcript (official or unofficial) or a current transcript (official or unofficial) prior to an official visit;
 - (h) Amend the length of an official visit from a 72-hour period to the discretion of the institution; and
 - (i) Specify that an institution may not pay any leg of a prospective student-athlete's actual round-trip transportation costs if he or she participates in an institutional camp or clinic immediately prior to or after an official visit.
- (2) Effective Date. June 15, 2013; for any prospective student-athlete entering his or her junior year in high school June 15, 2013, and thereafter.

- (3) Rationale. One of the themes that emerged from the Chancellors and Presidents Summit was the need to ease the compliance and financial burdens that current regulations place on Division II intercollegiate athletics. Amending the legislation to permit official visits beginning June 15 immediately preceding a prospective student-athlete's junior year aligns with the permissible date for other recruiting functions and is consistent with the general recruitment of students. In addition, combining the official and unofficial visit legislation will eliminate redundancy and assist with ease of references to many areas contained within the legislation (e.g., transportation, meals). This recommendation provides flexibility for an institution to determine how it prefers to conduct campus visits instead of relying on prescribed limitations. Further, consistent with other recent changes, this recommendation allows institutional budgets to dictate the length of visits and the benefits that institutions choose to provide to prospective student-athletes visiting the institution's campus.
- (4) Estimated Budget Impact. Will vary depending on institutional policy.
- (5) Student-Athlete Impact. None.

d. 2013 Convention Legislation – Ease of Burden – Bylaw 13.11.2.1 – Recruiting – Permissible Activities – Tryouts – Permissible Timing of Tryouts for Prospective Student-Athletes.

- (1) Recommendation. Sponsor legislation for the 2013 Convention to amend Bylaw 13.11.2.1 (tryouts) to specify that tryouts of high school prospective student-athletes are permissible beginning June 15 immediately preceding the prospective student-athlete's junior year in high school provided the prospective student-athlete is enrolled in a term other than the term(s) in which the prospective student-athlete's high school's traditional season in the sport occurs or the prospective student-athlete has completed high school eligibility in the sport.
- (2) Effective Date. June 15, 2013; for any prospective student-athlete entering his or her junior year in high school June 15, 2013, and thereafter.
- (3) Rationale. One of the themes that emerged from the Chancellors and Presidents Summit was the need to ease the compliance and financial burdens that current regulations place on Division II intercollegiate athletics. Aligning the first permissible date for tryouts of high school prospective student-athletes with the first permissible date for other

recruiting functions eases the burden on compliance monitoring by establishing a consistent date for monitoring purposes. In addition, the legislation maintains protections for the prospective student-athlete by way of not permitting tryouts during the traditional season or until after the individual has exhausted eligibility in the sport. Further, the proposed timing for tryouts is consistent with the timing of recruitment of general students for the admissions office at many institutions.

(4) Estimated Budget Impact. None.

(5) Student-Athlete Impact. None.

e. 2013 Convention Legislation – NCAA Bylaw 13.14.3.2 – Recruiting – Use of Recruiting Funds – Recruiting Services – Video Services – Nonscholastic Video.

(1) Recommendation. Sponsor legislation for the 2013 Convention to amend Bylaw 13.14.3.2 (video services) to specify that an institution is permitted to subscribe to a recruiting or scouting service that provides scholastic and/or nonscholastic video.

(2) Effective Date. August 1, 2013.

(3) Rationale. The recruiting and scouting services legislation currently prohibits recruiting and scouting services from providing nonscholastic competition video unless that video is free and available to the public. This restriction predates many advances in technology and a shift in emphasis from scholastic competition to nonscholastic competition in some sports. Several sports exist primarily or exclusively in the nonscholastic environment (e.g., gymnastics, golf) and consequently there is little or no scholastic video available in those sports. Permitting institutions to access nonscholastic video provides institutions and sports with limited recruiting budgets with additional tools to evaluate prospective student-athletes.

(4) Estimated Budget Impact. Institutions would have the option to access nonscholastic video, which may decrease recruiting funds currently expended for travel to nonscholastic events to evaluate prospective student-athletes.

(5) Student-Athlete Impact. None.

f. 2013 Convention Legislation – NCAA Bylaw 17.1.6.2.1 – Playing Seasons – General Playing-Season Regulations – Time Limits for Athletically Related Activities – Weekly Hour Limitations-Outside the Playing Season – Sports Other than Football.

- (1) Recommendation. Sponsor legislation for the 2013 Convention to amend Bylaw 17.1.6.2.1 (sports other than football) to specify that following an institution's last contest or date of competition in the championship segment, including any competition in a conference championship or NCAA championship, out-of-season activities and countable athletically related activities are prohibited for a consecutive 14 calendar-day period.
- (2) Effective Date. August 1, 2013.
- (3) Rationale. At the 2011 Convention, the delegates adopted NCAA Division II Proposal No. 2011-7, which amended the out-of-season activities legislation for sports other than football. The proposal, in part, expanded the nature of access to student-athletes by permitting full-team activities during a particular segment of the academic year. The proposal also created a legislated break from the time a team or individual concludes the regular season through the end of the Division II or national collegiate championship, or end of the nonchampionship segment. During this time it is not permissible to engage in out-of season activities or any other countable athletically related activities. The length of a team's legislated break varies greatly depending on when an institution concludes the regular season and whether an institution advances to postseason competition, resulting in a potential competitive disadvantage for programs that do not advance to the postseason. In addition, student-athlete's participating on teams that advance well into the postseason may be provided little or no break before the next segment of the playing season begins. A legislated consecutive 14-calendar day break at the conclusion of an institution's playing season provides consistency among institutions and ensures that student-athletes will be provided a sufficient break for recovery and to focus on academics.
- (4) Estimated Budget Impact. None.
- (5) Student-Athlete Impact. Student-athletes will be provided a break at the conclusion of the season to recover and focus on academics.

g. Noncontroversial Legislation – Bylaws 12.3 and 16.11.1 – Amateurism – Use of Agents – Benefits, Gifts and Services – Career Counseling and Internship/Job Placement Service.

- (1) Recommendation. Adopt noncontroversial legislation to amend Bylaws 12.3 (use of agents) and 16.11.1 (permissible) to permit a student-athlete to use career counseling and internship/job placement services available exclusively to student-athletes, provided the student-athlete is not placed in a position in which the student-athlete uses his or her athletics ability.
- (2) Effective Date. Immediate.
- (3) Rationale. There are many companies willing to provide job placement services exclusively to student-athletes. Such companies could help to provide a career advantage to student-athletes by assisting them in finding internships and employment. Current legislation and interpretations do not allow student-athletes to benefit from the services that are exclusive to student-athletes until after their eligibility has been exhausted. Many student-athletes are disadvantaged by the legislation, and particularly senior student-athletes in spring sports who have playing seasons that end in May and June. This proposal would allow student-athletes to work with all job placement companies before exhausting their eligibility as long as the internship/job in which the student-athlete is placed does not involve the use of the student-athlete's athletics ability.
- (4) Estimated Budget Impact. None.
- (5) Student-Athlete Impact. Student-athletes would be permitted to take advantage of internship/job placement services prior to exhausting eligibility.

h. Noncontroversial Legislation – Bylaw 15.5.2.2 – Financial Aid – Maximum Institutional Grant-in-Aid Limitations by Sport – Equivalency Computations – Calculation of Books.

- (1) Recommendation. Adopt noncontroversial legislation to amend Bylaw 15.5.2.2 (equivalency computation) to increase the financial aid equivalency figure for calculation purposes for books from \$400 to \$800; further, to specify that if a student-athlete receives any portion of a book allowance, \$800 shall be used in the numerator and denominator of the equivalency calculation. In addition, to clarify that if a student-athlete

enrolls midyear (e.g., second semester, second or third quarter) and receives any portion of a book allowance, the institution must use the amount in the numerator that is proportionate to the number of terms of enrollment (\$400 for semester systems, \$534 or \$267 for quarter systems).

- (2) Effective Date. August 1, 2013.
- (3) Rationale. The equivalency figure for books was increased from \$200 to \$400 in 1996. Since then, the cost for books has significantly increased but the amount used for the equivalency calculation has gone unchanged. The proposed increase will provide a more accurate approximation for the current cost of books. The individual equivalency computation would decrease for those student-athletes who do not receive aid to cover books, but are awarded financial aid in significant dollar amounts or aid that covers other components of a full-grant-in-aid. As a result, additional aid could be awarded within the equivalency limits without adversely affecting budgets. If aid is awarded to student-athletes for books, the figure used for the equivalency computation would increase slightly; however, such an effect across an entire team would be inconsequential, except in limited circumstances, such as situations in which several books-only scholarships are awarded. However, \$800 is closer to the actual amount that is spent on books and this recommendation could provide the opportunity to provide additional athletically related financial aid to deserving student-athletes.
- (4) Estimated Budget Impact. Will vary but this change would not have a significant budgetary impact.
- (5) Student-Athlete Impact. None.

i. Noncontroversial Legislation – Bylaw 17.1.7 – Playing Seasons –General Regulations for Computing Playing Seasons Applicable to All Sports – Elimination of Makeup Contest Restrictions.

- (1) Recommendation. Adopt noncontroversial legislation to amend Bylaw 17.1.7 (general regulations for computing playing seasons applicable to all sports) to eliminate the restriction of extending the playing season to make up suspended or cancelled games.
- (2) Effective Date. Immediate.

- (3) Rationale. Current legislation and interpretations permit institutions to engage in regular season competition until championship selection has occurred. Precluding an institution's team from making up a suspended or cancelled contest, following its last scheduled regular season contest and prior to championship selection, is inconsistent. For instance, the legislation permits an institution to add an additional regular season contest to its schedule provided it has not reached its maximum number of permissible contests and championship selection has not occurred; however, once an institution has completed its last scheduled regular season contest it would not be permitted to make up a contest that was suspended or cancelled even if it had not reached its maximum number of contests and championship selection had not occurred.
- (4) Estimated Budget Impact. None.
- (5) Student-Athlete Impact. None.

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

- (1) Recommendation. To incorporate the following official interpretation into the Division II Manual:

Regular Season Competition after a Conference Tournament. The academic and membership affairs staff determined a member institution may engage in regular season competition between the conference tournament and championship selection, provided the institution has time remaining in its declared playing season and the institution has not participated in the maximum number of contests or dates of competition. [References: NCAA Division II Bylaw 17.1.7 (general regulations for computing playing seasons applicable to all sports); and a staff interpretation (8/28/91, Item No. c)]
- (2) Effective Date. Immediate.
- (3) Additional Information. Incorporating the interpretation into the Manual will clarify the application of the legislation and eliminate confusion surrounding the conclusion of the playing season.
- (4) Estimated Budget Impact. None.
- (5) Student-Athlete Impact. None.

k. Incorporation of Interpretation into the Division II Manual.

- (1) Recommendation. To incorporate the following official interpretation into the Division II Manual:

Volleyball and Sand Volleyball are Considered the Same Sport. The academic and membership affairs staff confirmed that volleyball and sand volleyball are considered the same sport for purposes of NCAA amateurism and outside competition legislation. [References: NCAA Division II Bylaws 12.1.2 (amateur status), 12.1.3 (amateur status if professional in another sport), and 14.7.1 (outside competition -- sports other than basketball)].

- (2) Effective Date. Immediate.
- (3) Additional Information. Proposal No. 2009-5 added sand volleyball as an emerging sport for women, and incorporating this interpretation ensures clarity in the application of the legislation for volleyball and sand volleyball.
- (4) Estimated Budget Impact. None.
- (5) Student-Athlete Impact. None.

l. Incorporation of Interpretation into the Division II Manual.

- (1) Recommendation. To incorporate the following official interpretation into the Division II Manual:

Effect of Invalidated Academic Credentials after Initial-Eligibility Certification (II). The academic and membership affairs staff confirmed that if a student-athlete's academic credentials (e.g., transcript, test scores) are invalidated, the institution must report any violation that may have occurred as a result of the student-athlete's receipt of aid or participation in practice or competition and declare the student-athlete ineligible for competition. If such a violation occurred, the student-athlete remains ineligible for intercollegiate competition unless eligibility is restored by the NCAA Division II Committee on Student-Athlete Reinstatement regardless of whether an initial-eligibility waiver is granted after the invalidation of the academic credentials. [References: NCAA Division II Bylaws 14.1.2 (validity of academic credentials), 14.3.1 (eligibility for

financial aid, practice and competition), 14.3.2.1.1 (eligibility for financial aid, practice and competition), 14.11.1 (obligation of member institution to withhold student-athlete from competition), 14.11.2.1 (loss of eligibility) and 14.12.1 (basis for appeal); an official interpretation (12/18/86, Item No. 21), which has been archived; and staff interpretations (09/08/89, Item No. b) and (04/14/89, Item No. a)]

- (2) Effective Date. Immediate.
- (3) Additional Information. It is appropriate to incorporate the interpretation related to the invalidation of academic credentials due to the impact of invalidation of academic credentials on student-athlete eligibility and the frequency in which invalidation occurs.
- (4) Estimated Budget Impact. None.
- (5) Student-Athlete Impact. Provides clarity on the application of invalidated credentials.

2. Nonlegislative Items.

a. **Legislative Referral to Other Division II Committee – Freshman Academic Requirements – Advanced Placement – International Certification.**

- (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 14.3.5.3 (advanced placement). To specify that for purposes of fulfilling the advanced placement requirements for initial eligibility, "similar proficiency examination" must be an advanced or higher level, nationally administered proficiency exam with a uniform grading scale that is taken after high school graduation; further, to specify that an institution shall use the NCAA Eligibility Center to certify the eligibility of an international student-athlete pursuant to the advanced placement requirements. [See NCAA Division I Proposal No. 2011-67]

- (2) Effective Date. Next available Academic Requirements Committee teleconference or in-person meeting.

- (3) Rationale. This recommendation would codify an NCAA International Student Records Committee definition of a "similar proficiency examination" to ensure consistent application of the legislation in determining freshman eligibility. The recommendation would not impact institutional autonomy for admitting and/or accepting a prospective student-athlete's advanced placement credit; however, the recommendation would require the Eligibility Center to determine if an international prospect may be immediately eligible based on "similar proficiency examination" credit. Given the varied and unique international proficiency examinations, the expertise and experience of the Eligibility Center would ensure that there is a consistent certification process of international student-athletes who take such examinations.
- (4) Estimated Budget Impact. None.
- (5) Student-Athlete Impact. None.

b. Legislative Referral to Other Division II Committee – Committee on Infractions Hearing – Posthearing Committee Deliberations – Request for Interpretation.

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

Bylaw 32.8.8 (posthearing committee deliberations). To specify that the Committee on Infractions may confidentially request that the academic and membership affairs staff provide an interpretation of applicable legislation based on facts submitted by the Committee on Infractions. [See Division I Proposal No. PP-2011-4]
- (2) Effective Date. Next available Committee on Infractions teleconference or in-person meeting.
- (3) Rationale. This modification would make it clear that the Committee on Infractions may request that the academic and membership affairs staff provide an interpretation of applicable legislation based on facts submitted by the committee.
- (4) Estimated Budget Impact. None.

- (5) Student-Athlete Impact. None.

c. Legislative Referral to Other Division II Committee – Appeal Procedure – Document Deadlines.

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

Bylaw 32.10 (appeal procedure). To specify that a deadline for the submission of a document, except for the notice of appeal, shall be met if the document is submitted electronically to the NCAA staff liaisons to the Infractions Appeals Committee by 5 p.m. Eastern time on the due date; further, to specify that at the earliest opportunity after a document is submitted electronically, the filing party shall provide a hard copy of the document directly to all members of the Infractions Appeals Committee. [See Division I Proposal No. PP-2011-5]

- (2) Effective Date. Next available Infractions Appeals Committee teleconference or in-person meeting.
- (3) Rationale. Currently, parties are required to submit documents by the due date directly to all the committee members (by hard copy) and the national office through the committee liaison (electronically or hard copy) by the due date. This process requires the liaison to confirm receipt of material by all committee members (e.g., calling committee members), which has become time consuming and inefficient. This change would establish one action to meet submission deadlines and will simplify the determination of whether those deadlines are met.
- (4) Estimated Budget Impact. None.
- (5) Student-Athlete Impact. None.

d. Legislative Referral to Other Division II Committee – Appeal Procedures and Oral Arguments – Authority to Waive Appeals Procedures.

- (1) Recommendation. That the Management Council refer the following concept to the Infractions Appeals Committee for its review and possible action:

Bylaw 32.10 (appeal procedure). To specify that the Infractions Appeals Committee may waive the infractions appeals policies and procedures as it deems appropriate. [See Division I Proposal No. PP-2011-6]

- (2) Effective Date. Next available Infractions Appeals Committee teleconference or in-person meeting.
- (3) Rationale. There are matters within the infractions appeals process, such as submission deadlines and attendance requirements, which the Committee on Infractions, enforcement staff or the appellant may occasionally request to be waived, extended or otherwise altered in particular cases. The Infractions Appeals Committee reviews those requests and grants or denies them at its discretion. It is inherent within the Infractions Appeals Committee's authority to establish the procedure to be followed in the appeal process that the Infractions Appeals Committee would be able to waive those procedures.
- (4) Estimated Budget Impact. None.
- (5) Student-Athlete Impact. None.

INFORMATIONAL ITEMS.

1. **Ease of Burden Initiative.** The committee continued its review of legislative and nonlegislative items through the Ease of Burden initiative. The committee received an update on the work that has been done thus far in the areas of proposed legislation, referrals to other committees and nonlegislative and reporting requirements. The committee focused its discussion on Bylaws 12 (amateurism), 13.6 (official visit) and 13.7 (unofficial visit). [Note: See legislative action items of this report for additional recommendations from these areas.] The committee agreed to begin its review of Bylaws 13.11 (tryouts), 13.12 (sports camps and clinics) and 16 (awards and benefits) at its next in-person meeting.
 - **Review of Bylaw 12 (Amateurism).** The committee reviewed a draft of the noncontroversial proposal to reorganize Bylaw 12 (amateurism) and directed staff to include additional cross references to the organized-competition and agent legislation. In addition, the committee recommended that staff further organize the legislation by topic area. The NCAA Legislative Review Subcommittee of the Division II Legislation Committee will review an updated version of the proposal

via teleconference prior to the October Management Council meeting. The committee also reviewed Bylaw 12.3 (use of agents) and took no action.

2. **Review of Recently Adopted Division I Legislation Regarding Multiyear Grants-in-Aid.** The committee reviewed Division I Proposal 2011-97 regarding multiyear grants-in-aid and took no action. The committee requested that staff continue to monitor the impact of the legislation and provide the committee with an update as needed, but in not more than three to five years.
3. **Discussion of Exception to Recruiting Legislation for Military Outreach Activities.** The committee discussed the concept of providing an exception to the recruiting legislation to permit institutions to participate in any program or partnership with the United States military. The committee took no action and indicated that the current community engagement legislation provides sufficient flexibility for institutions to participate in outreach activities with the military. Institutions seeking opportunities outside the community engagement legislation may explore a NCAA Division II Committee for Legislative relief waiver.
4. **NCAA Eligibility Center Update.** The committee received an update from the Eligibility Center staff regarding the amateurism certification process. The Eligibility Center staff outlined trends in organized-competition penalties and highlighted issues that the Eligibility Center staff feels would be beneficial points of emphasis for continuing education for the membership.
5. **Discussion of Seasons of Competition and Participation in Preseason Exhibitions and Scrimmages during Initial Year of Enrollment.** The committee discussed a concept that would permit a student-athlete to participate in preseason exhibition contests during his or her initial year of enrollment at the certifying institution without using a season of competition. Staff also provided an update on a possible membership sponsored proposal that seeks to create a similar exception. The committee took no action. Finally, the committee directed staff to contact the sponsors to discuss limiting the exception to the initial year of collegiate enrollment at any institution rather than the initial year of enrollment at the certifying institution.
6. **Review and Approval of 2012-13 NCAA Division II Compliance Forms.** The committee reviewed the 2012-13 Division II compliance forms. The committee approved the compliance forms with the exception of the new General Amateurism and Eligibility

Form for Student-Athletes (gap-time form). The committee directed staff to modify the draft, and send for approval electronically. The form will not be included as an online compliance form, but will be made available in hard copy format available on the NCAA website.

7. **Review of Interpretations.** The committee directed staff to elevate the following from staff interpretations to official interpretations:
 - a. **Regular Season Competition after a Conference Tournament.** The academic and membership affairs staff determined a member institution may engage in regular season competition between the conference tournament and championship selection, provided the institution has time remaining in its declared playing season and the institution has not participated in the maximum number of contests or dates of competition. [References: NCAA Division II Bylaw 17.1.7 (general regulations for computing playing seasons applicable to all sports); and a staff interpretation (8/28/91, Item No. c)]
 - b. **Volleyball and Sand Volleyball are Considered the Same Sport.** The academic and membership affairs staff confirmed that volleyball and sand volleyball are considered the same sport for purposes of NCAA amateurism and outside competition legislation. [References: NCAA Division II Bylaws 12.1.2 (amateur status), 12.1.3 (amateur status if professional in another sport), and 14.7.1 (outside competition -- sports other than basketball)].
 - c. **Effect of Invalidated Academic Credentials after Initial-Eligibility Certification (II).** The academic and membership affairs staff confirmed that if a student-athlete's academic credentials (e.g., transcript, test scores) are invalidated, the institution must report any violation that may have occurred as a result of the student-athlete's receipt of aid or participation in practice or competition and declare the student-athlete ineligible for competition. If such a violation occurred, the student-athlete remains ineligible for intercollegiate competition unless eligibility is restored by the Committee on Student-Athlete Reinstatement regardless of whether an initial-eligibility waiver is granted after the invalidation of the academic credentials. [References: NCAA Division II Bylaws 14.1.2 (validity of academic credentials), 14.3.1 (eligibility for financial aid, practice and competition), 14.3.2.1.1 (eligibility for financial aid, practice and competition), 14.11.1 (obligation of member institution to withhold student-athlete from competition), 14.11.2.1 (loss of eligibility) and 14.12.1 (basis for appeal); an official interpretation (12/18/86, Item No. 21), which has been archived; and staff interpretations (09/08/89, Item No. b) and (04/14/89, Item No. a)]

8. **Review of Interpretation Regarding Participation of Current Student-Athletes in Tryouts of Prospective Student-Athletes Outside the Playing Season.** The committee reviewed a staff confirmation regarding the participation of current student-athletes in tryouts of prospective student-athletes outside the playing season. The committee tabled the issue and requested that staff conduct additional research for further discussion at a future meeting.
9. **Notification of Legislative Review Subcommittee Chair Election.** The staff noted that the current chair of the Legislative Review Subcommittee's term expires August 31, 2012, thus, the committee will elect a new chair for the subcommittee. The new chair will begin his or her term September 1, 2012, for the November 2012 meeting. Staff will electronically send a call for nominations and will conduct an email vote prior to August 31, 2012.
10. **Subcommittee Appointment.** The NCAA Division II Legislation Committee appointed Tracey Passeggi, California State Polytechnic University, Pomona to the Legislative Review Subcommittee effective September 1, 2012.
11. **Future Meetings Dates.**
 - a. November 13-14, 2012; Indianapolis, Indiana.
 - b. March 11-12, 2013; Indianapolis, Indiana.
 - c. June 17-18, 2013; Indianapolis, Indiana.

Committee Chair: Jill McCartney, Washburn University of Topeka, Mid-America
Intercollegiate Athletics Association

Staff Liaisons: Amanda Conklin, Academic and Membership Affairs
Jennifer Fraser, Academic and Membership Affairs
Stephanie Smith, Academic and Membership Affairs

June 19-20, 2012, Meeting	
Attendees	Absentees
Curtis Campbell, Stillman College	Ann Traphagen, Augustana College (South Dakota)
Dean Johnson, Caldwell College	
Eliane Kebbe, South Atlantic Conference	
Dan Kenney, University of North Carolina at Pembroke	
Alison Kolezynski, Chowan University	
Timothy Ladd, Palm Beach Atlantic University	
Ann Martin, Regis University	
Jill McCartney, Washburn University of Topeka	
S. Jay Newton, University of Southern Indiana	
Charles Pinckney, Livingstone College	
Carol Rivera, California Collegiate Athletic Association	
Christina Whetsel, Angelo State University	
Other Participants: Amanda Conklin Libby Farley Jennifer Fraser Jessica Harbison-Weaver Maritza Jones Juliette Kenny Molly Poitevint Stephanie Smith Terri Steeb-Gronau Kelley Sullivan Jill Waddell	