SUMMARY OF SUMMER 2009 QUARTERLY MEETINGS

The National Collegiate Athletic Association

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

PARTICIPANTS

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

ABSENTEES

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

OTHER PARTICIPANTS

Gary Brown, NCAA Maritza Jones, NCAA Delise O'Meally, NCAA Stephanie Quigg, NCAA Mike L. Racy, NCAA Ruth Reinhardt, NCAA (*recording secretary)* Carl Segura, NCAA Terri Steeb, NCAA	Rachel Newman Baker, NCAA Gary Brown, NCAA Bernard Franklin, NCAA Jennifer Fraser, NCAA Maritza Jones, NCAA Delise O'Meally, NCAA Stephanie Quigg, NCAA Mike Racy, NCAA Ruth Reinhardt, NCAA *(recording secretary)* Carl Segura, NCAA Terri Steeb, NCAA Gregg Summers, NCAA

1. WELCOME AND ANNOUNCEMENTS.

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

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

2. REVIEW OF PREVIOUS MINUTES.

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

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

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

b. Presidents Council Teleconference—June 2, 2009.

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

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

c. Executive Committee Meeting—April 30, 2009.

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

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

d. Administrative Committee Actions.

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

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

3. DIVISION II VISION STATEMENT.

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

Presidents Council. No action was necessary.

4. 2009 DIVISION II PRIORITIES.

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

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

5. COMMITTEE RECOMMENDATIONS AFFECTING DIVISION II.

a. Association-wide and Common Committees.

(1) Walter Byers Scholarship Committee.

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

Presidents Council. No action was necessary.

(2) Honors Committee.

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

Presidents Council. No action was necessary.

(3) Postgraduate Scholarship Committee.

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

Presidents Council. No action was necessary.

(4) Committee on Sportsmanship and Ethical Conduct.

(a) RESPECT Sportsmanship Initiative.

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

Presidents Council. No action was necessary.

(b) Sports Wagering Update.

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

Presidents Council. See 8-e below.

(5) Committee on Women's Athletics.

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

Presidents Council. No action was necessary.

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

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

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

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

b. Division II Committees.

(1) Academic Requirements Committee.

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

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

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

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

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

Presidents Council. No action was necessary.

(2) Championships Committee.

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

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

Presidents Council. No action was necessary.

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

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

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

Presidents Council. No action was necessary.

(c) Appointments and Reappointments.

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

(i) Baseball. **Jason Trufant**, assistant director of athletics, Molloy College, to replace Joseph Clinton, director of athletics at Dominican College (New York).

(ii) Men's Basketball. **E.J. Brophy**, director of athletics, University of West Alabama, to replace Michael Anderson, sports information director at Michigan Technological University.

(iii) Women's Basketball. **Kathy Anderson**, associate athletics director for internal operations, Central Missouri University, to replace Sally Brooks, head coach at Angelo State University.

(iv) Field Hockey. **Molly Myers**, assistant commissioner, Northeast-10 Conference, to replace Shannon Hlebichuk, head coach at University of Massachusetts at Lowell.

(v) Football. **Frank Condino**, director of athletics, Indiana University of Pennsylvania, to replace Roberta Page, director of athletics at Shippensburg University; and a one-year extension for **Monte Cater**, head coach at Shepherd University.

(vi) Women's Lacrosse. **Michelle Gober**, associate director of athletics, Kutztown University of Pennsylvania, be reappointed.

(vii) Women's Lacrosse Rules Committee. **Julie Redman**, head women's lacrosse coach, Converse College, to replace Cecil Pilson, head coach at Mercyhurst College.

(viii) Rowing. **Patricia Pinkerton**, boathouse director /head coach, University of California, San Diego, to replace Erin O'Connell, assistant director of athletics at Seattle Pacific University; and **Christopher O'Brien**, head coach/assistant CCD at Philadelphia University, to replace Frank Pizzardi, head coach/Director of Rowing at Dowling College.

(ix) Women's Soccer. **Ged O'Conner**, head women's soccer coach, St. Leo University, to replace Patricia Hughes, head coach/assistant director of athletics at the University of Montevallo; and **Pat Britz**, commissioner, South Atlantic Conference, be reappointed.

(x) Men's Soccer. **Thomas Lang**, head men's soccer coach, Southern Connecticut State University, to replace Marco Koolman, Franklin Pierce University, and **Gary Gray**, director of athletics, Montana State University-Billings, to replace Dan Bridges, California State University, Los Angeles (both immediate appointments).

(xi) Women's Softball. **Christi Wade**, assistant athletics' director/head softball coach/SWA, St. Leo University, to replace Sam Goodwin, director of athletics at Henderson State University.

(xii) Softball Rules Committee. **Patti Gerckens**, head softball coach, University of California, San Diego, to replace Jamie Brown, head coach at California State University, Chico.

(xiii) Men's and Women's Tennis. **Pamela Arpe**, assistant athletics' director, Stonehill College, be reappointed.

(xiv) Men's and Women's Track and Field. **Kristene M. Kelly**, associate athletics' director, St. Augustine's College, to replace Dianne Watkins, administrator, Morehouse College; and **Jamie Moreno**, head men's and women's cross country and track coach, Florida Southern College, to replace Danielle Barney, assistant director of athletics, Lock Haven University of Pennsylvania.

(xv) Women's Volleyball. **Taylor Mott**, associate athletics' director/SWA/head volleyball coach, Flagler College, to replace Ginger Crissman-Ashley, head coach at Catawba College.

Presidents Council. No action was necessary.

(d) Regional Formats.

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

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

(i) Conferences within each region will work together to establish a regional format advisory group. The suggested composition of this group is approximately 10 members and must include all conference commissioners in the region; at least one NCAA Division II Championships Committee member; the national committee regional representative and other members of the regional advisory committee (RAC) from women's volleyball, men's basketball and women's basketball. Any other members must be approved by the Championships Committee.

(ii) The regional format advisory group shall provide its recommendations for its suggested regional tournament formats to the Championships Committee for volleyball by August 1 and for men's and women's basketball by September 1.

(iii) Recommendations from the regional format advisory group may be the same or different for all three sports (women's volleyball, men's basketball and women's basketball).

(iv) Regions may recommend any format/model to the Championships Committee. The Championships Committee will analyze the recommendations and make all final decisions.

(v) Expenses for running an eight-team bracket at one site have set the baseline number the Championships Committee will be using when reviewing all recommendations. This is an opportunity to establish better business practices for Division II championships, so a more expensive recommendation will be difficult to approve.

(vi) Final decisions made by the Championships Committee will include integrity of the bracket, overall student-athlete experience and financial implications. Decisions for women's volleyball will be communicated late August and deci-

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

No action was taken by the Council.

Presidents Council. No action was necessary.

(e) Charter Protocol.

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

Presidents Council. No action was necessary.

(f) Baseball.

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

Presidents Council. No action was necessary.

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

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

Presidents Council. No action was necessary.

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

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

Presidents Council. No action was necessary.

(i) Softball.

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

Presidents Council. No action was necessary.

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

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

Presidents Council. No action was necessary.

(k) Feedback from Division II Winter Championships.

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

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

Presidents Council. No action was necessary.

(3) Legislation Committee.

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

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

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

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

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

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

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

(ii) To specify that an individual's high school graduation date shall be considered to be the graduation date of the final high school class of which he or she was a member. Further, individuals who either graduate high school early or are required to repeat an entire year of high school prior to graduating become members of that graduating class. Finally, an individual who discontinues high school enrollment and then participates in organized competition shall use one season of intercollegiate competition for each consecutive 12-month period of time after the one-year grace period and prior to initial full-time collegiate enrollment;

(iii) To specify that athletics competition shall be considered organized for purposes of this rule, if any of the following conditions exist: (1) competition is scheduled in advance; (2) official score is kept; (3) individual or team standings or statistics are maintained; (4) official timer or game officials are used; (5) admission is charged; (6) teams are regularly formed or team rosters are predetermined; (7) team uniforms are used; (8) an individual or a team is privately or commercially sponsored; or (9) the competition is either directly or indirectly sponsored, promoted or administered by an individual, an organization or any other agency;

(iv) To create an exception to the year in residence requirement for a student who has attended a two-year or four-year institution for at least two full-time semesters or three full-time quarters and who has satisfactorily completed an average of at least 12 semester or 12 quarter hours of transferable degree credit for each full-time academic term of attendance at the two-year or four-year collegiate institution;

(v) To eliminate the current exception to the organized competition legislation for individuals who trigger the rule during the initial year of enrollment in a postgraduate college preparatory school;

(vi) To specify that the NCAA Division II Committee for Legislative Relief (CLR) may approve waivers of the organized competition legislation;

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

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

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

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

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

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

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

Presidents Council. No action was necessary.

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

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

Presidents Council. No action was necessary.

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

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

Presidents Council. No action was necessary.

(4) Joint Championships Committee/Legislation Committee.

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

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

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

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

(ii) In football, to specify that a member institution shall not commence practice sessions in the championship segment before 21 days prior to the first permissible contest or seven days prior to the first day of classes, whichever is earlier;

(iii) In cross country, field hockey, soccer and women's volleyball, to specify that during the preseason practice period before the first day of classes, a student-athlete's participation in countable athletically related activities shall be limited to six hours per day, only five of which may be devoted to physical activities (e.g., practice, weight training, conditioning); further, to specify that during the preseason practice period before the first day of classes, physical activities shall last not longer than three hours and that a student-athlete must be provided with at least three continuous hours of recovery time between any physical activities occurring that day;

(iv) In football, to specify that during preseason activities after the five-day acclimatization period, on those days during which more than one practice is permitted, a student-athlete may not participate in on-field practice activities that last longer than three hours at a time and must be provided with at least three continuous hours of recovery time between each practice;

(v) In cross country, field hockey, football, soccer and women's volleyball, to specify that an institution shall not engage in its first contest or date of competition with outside competition in the championship segment before the Thursday preceding September 6;

(vi) In golf and tennis, to specify that an institution that is a member of a conference that conducts its only conference championship or plays the majority of its conference matches during the fall, or an institution that declares fall as its institution's championship segment, shall not engage in its first date of competition before the Thursday preceding September 6;

(vii) In field hockey, to reduce the maximum number of contests during the segment in which the NCAA championship is conducted from 20 to 18;

(viii) In soccer, to reduce the maximum number of contests during the segment in which the NCAA championship is conducted from 20 to 18; and

(ix) In women's volleyball, to reduce the maximum number of dates of competition during the segment in which the NCAA championship is conducted from 28 to 26.

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

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

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

(i) Amend Bylaw 17 to specify that in basketball, swimming and diving, indoor track and field and wrestling, a student-athlete is prohibited from participating in any countable athletically related activities from December 20 through December 26.

(ii) Amend Bylaw 17 to specify that in all sports, a student-athlete is prohibited from participating in any voluntary athletically related activities on campus, unless the facility is open to the general student body, from December 20 through December 26.

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

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

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

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

(i) In baseball, to reduce the maximum number of contests from 56 to 50;

(ii) In golf, to reduce the maximum number of dates of competition from 24 to 21; and

(iii) In softball, to eliminate the tournament dates legislation.

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

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

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

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

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

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

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

(5) Committee for Legislative Relief.

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

Presidents Council. No action was necessary.

(6) Membership Committee.

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

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

Presidents Council. No action was necessary.

(b) Bylaw 20.3.2.1—Application and Sponsorship.

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

Presidents Council. No action was necessary.

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

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

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

Presidents Council. No action was necessary.

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

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

(i) Active member status, effective September 1, 2009:

- Lake Erie College (Ohio).

(ii) Year one of the provisional period in the membership process, effective September 1, 2009:

- King College (Tennessee);
- Lincoln University (Pennsylvania);
- St. Thomas University (Florida);
- University of Arkansas-Ft. Smith (Arkansas);
- University of Illinois-Springfield (Illinois);
- Urbana University (Ohio).

(iii) Year two of the candidacy period of the membership process, effective September 1, 2009:

- California State University, East Bay (California);
- Dominican University of California (California);
- Maryville University of Saint Louis (Missouri);

- Ohio Dominican University (Ohio).

(iv) Repeat year one of the candidacy period, effective September 1, 2009:

- Lambuth University (Tennessee).

(v) Enter year one of the candidacy period, effective September 1, 2009:

- Academy of Arts University (San Francisco, California);
- Cedarville University (Ohio);
- Minot State University (North Dakota);
- Notre Dame College (Ohio);
- Simon Fraser University (Burnaby, British Columbia);
- University of Sioux Falls (South Dakota);
- William Jewell College (Missouri).

(vi) Applications denied:

- California State University–San Marcos (California);
- Malone University (Ohio);
- McKendree University (Illinois);
- Monroe College (New York);
- Mount Vernon Nazarene University (Ohio);
- Ursuline College (Ohio);
- Walsh University (Ohio);

- Young Harris College (Georgia).

No action was taken.

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

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

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

Presidents Council. No action was necessary.

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

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

Presidents Council. No action was necessary.

(7) Nominating Committee.

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

Presidents Council. The Presidents Council ratified the appointment.

(8) Planning and Finance Committee.

(a) Report from April 29 Committee Meeting.

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

Presidents Council. No action was necessary.

(b) Budget-to-Actual Report.

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

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

(c) Update from August 5 Meeting.

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

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

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

Presidents Council. No action was necessary.

6. NCAA CONVENTION AND LEGISLATION.

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

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

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

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

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

To the Division II Legislation Committee.

- I-1—Recruiting—Official Visit—Limitations on Official Visit—Number of Official Visits—Prospective Student-Athlete Limitation—Written Notice. (Sponsored by the Lone Star, Mid-America Intercollegiate Athletic and South Atlantic Conferences).

- I-2—Playing and Practice Seasons—Golf—Out-of-Season and Nonchampionship Segment Athletically Related Activities—Nonchampionship Segment Activities—60-Consecutive Calendar Day Period. (Sponsored by the Rocky Mountain Athletic and Northern Sun Intercollegiate Conferences).

- I-3—Playing and Practice Seasons—Basketball—First Contest. (Sponsored by the Peach Belt, Mid-America Intercollegiate Athletics and West Virginia Intercollegiate Athletic Conferences.)

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

c. Noncontroversial Legislation per Constitution 5.3.1.1.1.

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

Presidents Council. No action was necessary.

d. Administrative Regulations.

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

Presidents Council. No action was necessary.

e. Modifications of Wording to Conform to the Intent.

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

Presidents Council. No action was necessary.

7. DIVISION II PROJECT TEAMS.

a. Convention Planning Project Team.

(1) 2010 Convention—Theme and Keynote Speaker.

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

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

(2) 2010 Convention—Education Sessions.

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

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

(3) 2010 Convention—Schedule.

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

Presidents Council. The Presidents Council approved the schedule.

b. Degree-Completion Award Committee.

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

Presidents Council. No action was necessary.

c. Identity Subcommittee.

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

Presidents Council. No action was necessary.

d. Membership Fund Selection Committee.

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

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

8. DIVISION II MANAGEMENT COUNCIL.

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

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

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

Presidents Council. No action was necessary.

c. Election for Vice-Chair of Management Council.

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

Presidents Council. No action was necessary.

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

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

Presidents Council. No action was necessary.

e. Sports Wagering Policy and NCAA Championships.

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

- The Division II Championships Committee recommended that the term 'metropolitan' within the statement be changed to 'state' and that the policy apply only to predetermined championships sites.

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

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

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

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

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

9. DIVISION II PRESIDENTS COUNCIL.

a. Vice President's Report. The vice president for Division II updated the Council on several items of importance, including the second quarter update on Division II priorities; an update on the Purchasing Web site; the total 2008-09 funds raised to date for the Make-A-Wish Foundation; and a summary of the institutions entering the Division II membership process. No action was taken.

b. Presidential Involvement at Convention and Other Crucial NCAA Meetings. The Presidents Council discussed the issue of chancellors and presidents attending the Division II Business Session during the Convention, as well as the 2010 Chancellors and Presidents Summit. Several suggestions were made and will be reviewed and considered by the Division II Administrative Committee.

c. Executive Vice President's Report. The executive vice president of membership and student-athlete affairs updated the Presidents Council on discussions that have taken place between the NCAA and the NAIA. No action was taken.

d. Litigation Summary. General counsel updated the Council on cases involving the NCAA. No action was taken.

e. Minimum Expectations for Division II Membership. The Presidents Council reviewed an article in the NCAA News Online concerning minimum expectations for institutions seeking Division II membership. The Council agreed to continue discussions on the matter at a future meeting, noting the current minimum expectations are appropriate, and encouraged the Membership Committee to add expectations, as necessary. No action was taken.

f. Committee/Project Team Assignments. The Presidents Council reviewed the current listing of committee/project team assignments and was asked for feedback. No action was taken.

g. Chair Vacancy. The Council was informed that an election would take place in October for a new chair, effective immediately following adjournment of the 2010 Convention. Interested parties should relay their interest prior to the October meeting. No action was taken.

10. NATIONAL OFFICE STAFF UPDATES.

a. Evaluation of 2009 MC/SAAC Summit.

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

Presidents Council. No action was necessary.

b. Division II Game Environment Award of Excellence.

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

Presidents Council. No action was necessary.

11. MEETING RECAP/THINGS TO REPORT TO CONFERENCES.

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

Presidents Council. No action was necessary.

12. OTHER BUSINESS.

a. Student Records Review Committee.

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

Presidents Council. The Presidents Council ratified the appointment.

b. Division II Purchasing Web site.

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

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

c. Management Council Appeals.

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

Presidents Council. No action was necessary.

d. Management Council Subcommittee.

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

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

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

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

Presidents Council. No action was necessary.

13. FUTURE MEETINGS.

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

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

14. ADJOURNMENT.

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

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