A G E N D A

The National Collegiate Athletic Association

Division II Presidents Council

Gaylord National Hotel
Maryland 5-6

January 15, 2009
Noon to 3 p.m.

1. Welcome and introductions; Stephen Jordan.

2. Report from the Presidents Council vice-chair; Beverley Pitts.

   a. Committee and project team assignments. [Supplement No. 1]

   b. Alignment of Division II enhancement fund distribution formula. [Supplement No. 2]

3. Report from the Vice President for Division II; Mike Racy.

   a. Update on game environment Web site and pledge. [Supplement No. 3]

   b. Update on new Division II purchasing Web site and product catalog; Terri Steeb. [Supplement No. 4]

   c. Discuss April 29, 2009, meeting with chairs of Division II conference presidential groups, Racy.

4. Management Council report; Debbie Chin. [Supplement No. 5 will be distributed at the meeting.]

5. 2009 NCAA Convention.

   a. Discuss Convention legislation. [The Official Notice will be distributed to those who do not bring their copy with them to the meeting.]

   b. Review Presidents Council representatives' assignments during the business session; Stephanie Quigg. [Supplement No. 6]

c. Review Q&A document for Division II business session; Maritza Jones. [Supplement No. 7 will be distributed at the meeting.]

d. Review procedural issues document for Division II business session; Quigg. [Supplement No. 8]

e. Review Convention schedule; Terri Steeb. [Supplement No. 9]

6. Reports and updates.

a. Recommendation from the Division II Media Advisory Group; Hamid Shirvani. [Supplement No. 10].

b. NCAA championships travel budget update; Joni Comstock.

7. Minutes.

a. Summary from October Management Council and Presidents Council meetings; Jordan. [Supplement No. 11]

b. Administrative Committee minutes and interim actions; Jordan. [Supplement No. 12]

c. October 30, 2008, Executive Committee meeting minutes; Jordan. [Supplement No. 13]

8. Other business.

- Recognize outgoing Council members; Jordan.

9. Future meetings.

a. April 29, 2009; Indianapolis (afternoon meeting with chairs of conference leadership bodies).

b. April 30, 2009; Indianapolis.

c. August 6, 2009; Indianapolis.

d. October 29, 2009; Indianapolis.

e. January 14, 2010; Atlanta (in conjunction with the 2010 NCAA Convention).

f. April 29, 2010; Indianapolis.

g. Division II Chancellors and Presidents Summit (Date and Location TBD).

h. August 5, 2010; Indianapolis.

i. October 28, 2010; Indianapolis.

10. Adjournment.

# # # # #

2009 NCAA DIVISION II PRESIDENTS COUNCIL

Committee/Project Team Assignments

Drew Bogner	Division II Convention Planning Project Team Advisor to the Division II Membership Committee
Mickey Burnim	Division II Convention Planning Project Team
Philip Gerbino	NCAA Executive Committee Subcommittee on Gender and Diversity Issues
Joseph Grunenwald	Division II Planning and Finance Committee
Thomas Harden	Division II Convention Planning Project Team Division II Presidents Council Liaison to the Academic Requirements Committee
Stephen Jordan *(chair)*	Division II Administrative Committee *(chair)* Division II Planning and Finance Committee *(ex officio)* NCAA Executive Committee NCAA Executive Committee Administrative Subcommittee
Ernest McNealey	Division II Project Team to Review Issues Related to Diversity Division II Presidents Council ISSG and Compliance Advisor
Carolyn Mahoney	NCAA Executive Committee Subcommittee on Gender and Diversity Issues
Nancy Moody	Division II Convention Planning Project Team
Cheryl Norton	Division II Planning and Finance Committee
Patrick O'Brien	Division II Planning and Finance Committee Division II Administrative Committee
Beverley Pitts *(vice-chair)*	Division II Administrative Committee Division II Planning and Finance Committee *(chair)* NCAA Executive Committee NCAA Executive Committee Budget and Finance Committee
Judith Ramaley	Division II Student-Athlete Advisory Committee Liaison
David Rankin	Division II Presidents Council Championships Festival Advisor
Hamid Shirvani	NCAA Executive Committee Subcommittee on Gender and Diversity Issues Division II Media Advisory Group

Division II Enhancement Fund Distribution Formula

History of the Division II Enhancement Fund

The Division II enhancement fund was created by the NCAA Executive Committee in the late 1980s following negotiation of the new CBS media agreement. It was approved and implemented by leadership in all three divisions as a financial incentive for schools to maintain Division II membership affiliation.

Original Distribution Formula

The original $3,000,000 fund was aligned with already existing Division I financial distributions, where money would go to Division II conference offices based on success in the Division II men's basketball tournament, and an equal distribution would be sent to each active Division II member.

Contributing factors for this decision:

- NCAA's revenue from CBS was linked directly to the telecast of the Division I men's basketball championship (March Madness);
- Division II men's basketball has the highest percentage of sports sponsorship by member schools for all Division II sports.

Enhancement Fund Increases

Following the restructuring of the NCAA in 1997, the Division II enhancement fund has steadily increased to its current amount of $4,800,000. The increases occurred in the following years:

- $3.6 million -- 2001-02
- $3.9 million -- 2002-03
- $4.2 million -- 2003-04
- $4.5 million -- 2004-05
- $4.8 million -- 2006-07

There is a commitment to increase the fund to $5.1 million in the next two years.

Distribution Formula Change

In 2000-2001, the Division II Budget and Finance Committee agreed to modify the distribution formula by also including success in <u>women's</u> basketball and by adding a new prong that assigns distribution points for the <u>number of championships</u> sponsored by each conference. The current formula used to distribute the $4,800,000 fund each spring is as follows:

- $1,600,000 to conference offices based on the number of conference championships sponsored with at least six active members;
- $800,000 to conference offices based on success in the men's basketball tournament;
- $800,000 to conference offices based on success in the women's basketball tournament;

- $1,600,000 equal distribution paid directly to active member institutions in good standing (approximately $5,500 per school last year).

Is It Time to Change Again?

The Division II Planning and Finance Committee (formerly the Division II Budget and Finance Committee) has agreed that the Division II strategic positioning platform must influence all future program and budget decisions for our division. The committee believes a distribution formula based in part on success in only two national championships (men's and women's basketball) is inconsistent with the division's comprehensive platform. The Planning and Finance Committee continues to consider alternative distribution formula recommendations. The committee has received a few suggestions, but nothing has been endorsed for further study at this point.

Is There a Better Way to Align the Distribution with Our Division II Strategic Position and Philosophy?

A number of suggestions have been offered, and the Planning and Finance Committee has agreed to consider various options during its spring meeting. The decision regarding the formula rests with the Presidents Council and the Planning and Finance Committee. The Planning and Finance Committee, at its last meeting, agreed that broad discussion and consideration about this issue is necessary in 2009. Some of the ideas suggested at this point include:

- Based on a Division II Life Skills Program
  A portion of the fund could be distributed based on whether the institution offers a formal Life Skills program for student-athletes.

- Based on the Division II Strategic Plan
  A portion of the fund could be distributed based on an institution or conference meeting specific strategic-based measurements. For example, how many secondary violations your conference is reporting or how many senior woman administrators are receiving professional development training could be a few measurements tracked to determine distributions.

- Based on Division II Competition Success
  A portion of the fund could be distributed based on a conference's success in all Division II sports, not just basketball.

- Based on a Point System Tied to the Platform.
  A portion of the fund could be distributed based on a variety of factors outlined in the Division II Strategic Positioning Platform (community engagement, learning, community service, game environment, etc.)

- Based on Division II Graduation Rates
  A portion of the fund could be distributed based on Division II graduation rates. For example, we could reward schools that maintain or improve their Academic Success Rate (ASR) each year.

Membership Discussion

The membership will be asked for their comments and feedback (including any new formula suggestions) during a brief presentation at the Division II Business Session. Time permitting, questions will be taken from the floor. In addition, all delegates will be encouraged to complete and return feedback sheets that will be distributed Saturday morning.

Environment

Game

Resource

Documents

2009 NCAA Convention

Washington, D.C.

GAME ENVIRONMENT versus SPORTSMANSHIP

Many of our audiences make a natural assumption that "game environment" and "sportsmanship" are synonyms, but they are not meant to be.

Sportsmanship should be regarded both as a set of attitudes and as behavior that gives expression to those attitudes. It speaks to the concepts of respect and concern for fairness, courtesy, and the ethical conduct of all involved in Division II athletics. It is one of the six core attributes of Division II membership. All of our institutions already should be striving to achieve a high level of sportsmanship.

Sportsmanship should be regarded as a mandatory subset of game environment. That is, an institution can exhibit great sportsmanship without having a great game environment. However, it is not possible to have a great game environment without sportsmanship.

Another way of thinking:

Poor sportsmanship at athletics events can destroy the school's front door to community, which is what the Division II community-engagement effort seeks to create.

As new audiences are drawn in through the athletics program, great care must be taken to make certain that the impressions are positive. The overall production of any athletics event is a reflection on the institution in general. Individuals attracted to an institution through community engagement may feel disappointed or even deceived if the experience at an athletic event is poor.

The game environment can be compromised through factors other than behavior. We should be equally concerned about whether the setting is comfortable and whether the event is lively and entertaining. Three tests come to mind:

Is it civil?

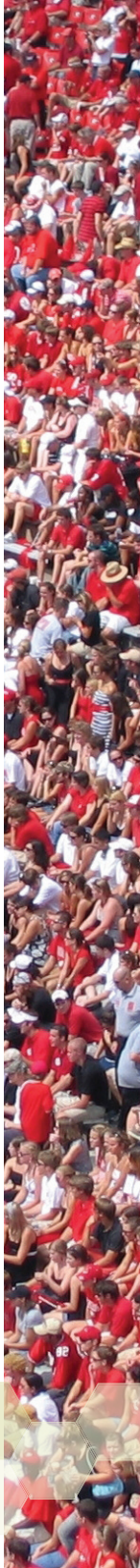
- What steps have been taken to ensure suitable behavior from coaches and participating student-athletes?
- Are formal plans in place to confront unacceptable behavior in the stands?
- Are steps taken to separate boisterous crowds such as students from families and retirees?
- Are student-athlete fans (for example, football players attending a basketball game) advised in advance of the behavior that is expected of them?

Is it comfortable?

- Are restroom facilities adequate and are they clean?
- Is the seating as comfortable as it can be?
- Is trash picked up?
- Is parking nearby?
- Is the food offered at the concession stands good and affordable (and are healthy alternatives offered)?
- Is the concession stand (including all counters, floors, equipment and condiment areas) clean and serviced throughout the event?
- Are concession employees adhering to all health department standards?
- Are the fans welcomed to the venue by courteous, neatly dressed employees (including ticket sellers, ticket takers, pass gate personnel, ushers and program/souvenir sellers)?

Is it lively and entertaining?

- For events that have cheerleaders and bands, do they develop and maintain positive energy?
- Is signage used to tell a broader message and add color?
- Are steps taken to make the event seem part of something larger (that it's an integral part of the institution's educational offering)?
- Are other educational programs on display at athletics events?

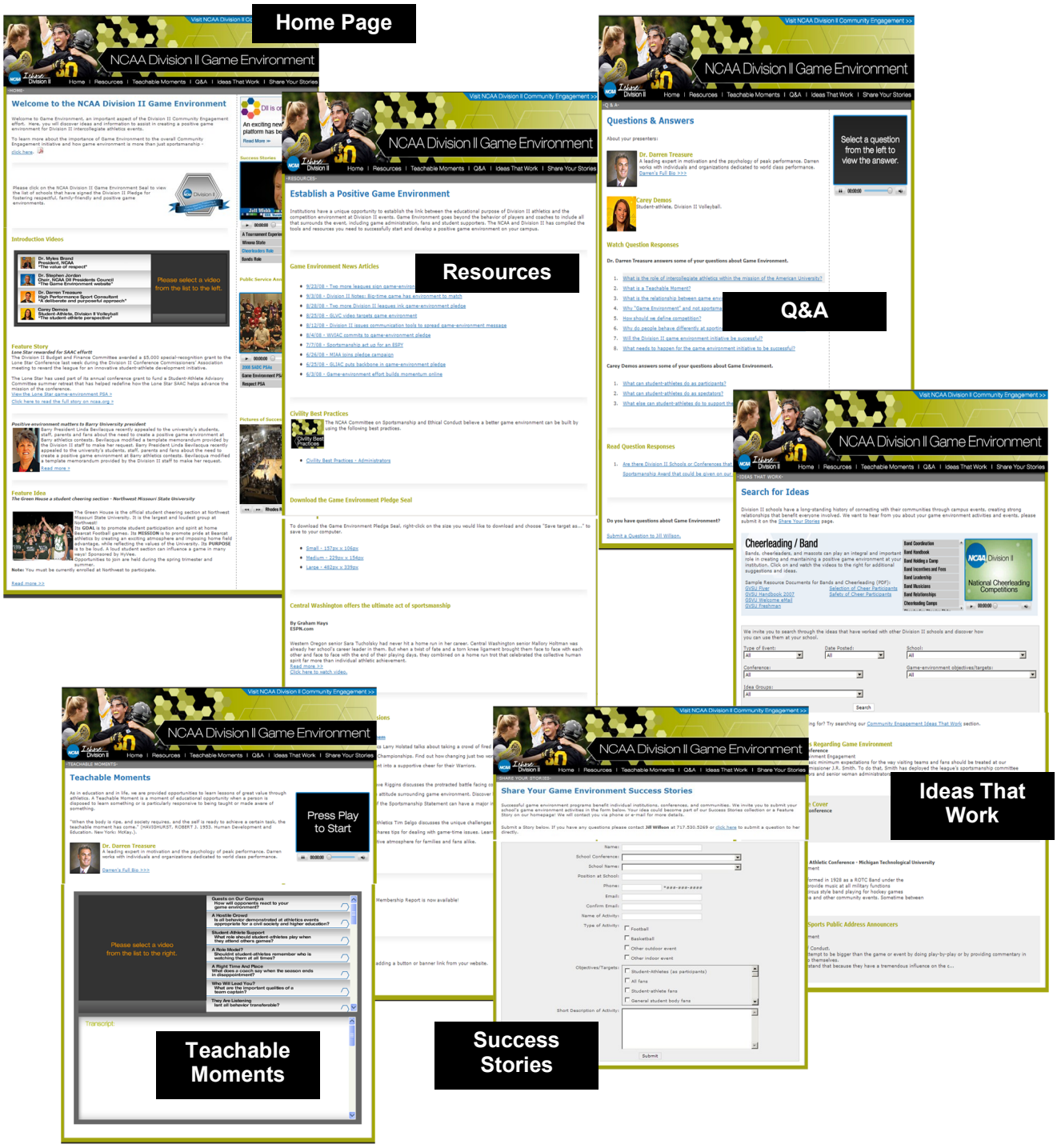


NCAA Division II

I chose Division II — Game Environment Site Outline

http://www.diicommunity.org/gameenvironment

The **Game Environment** Web component for Division II is a compilation of tools and resources for schools to use in enhancing their community engagement initiatives by creating a more welcoming and enjoyable experience for all who attend campus events. On the home page are introductory videos by Myles Brand, Stephen Jordan, and student-athlete Carey Demos that, together, express the overall philosophy and hoped-for results of this Division II initiative. You will also find quick links to a special 'white paper' that clearly expresses the relationship between 'sportsmanship' and 'game environment,' videos that detail the success stories of selected schools, an 'ideas that work' search engine, teachable moments video vignettes, and public service announcements for media use. This sub-site of diicommunity.org is directly accessible through the community engagement site via a link in the top right corner of the header or go directly to the site at diicommunity.org/gameenvironment.



NCAA Division II Game Environment Initiative—Best Practices

Objective: The Game Environment Initiative is a high priority for the NCAA Division II membership. This initiative is set forth at www.diicommunity.org/gameenvironment. The following best practices are offered to the Division II membership to assist in fostering a positive game environment at all events.

Directions: Please consider the following ideas as you work to promote a positive game environment. Member schools are encouraged to discuss these ideas and implement those that they believe will help create a more positive game environment at campus events.

Administration/Faculty

Our administration does the following:

- Signs the Division II Game Environment Pledge
- Engages in peer-to-peer communication with conference colleagues in regard to promotion of a positive game environment
- Discusses the initiative and the three elements of a positive game environment with all staff during in-service training sessions
- Sends a letter to each student-athlete regarding expectations consistent with the game environment initiative (GEI)
- Identifies a game environment administrator for all home events who is the point of contact for officials, coaches, and visiting school administrator(s)
- Sends a letter to parents/guardians explaining the GEI and its significance
- Requests that each coach includes a section addressing GEI in his/her team code of conduct and preseason meetings
- Communicates the GEI with student support groups throughout the academic year
- Selects and meets with public address announcers and discusses their role in the GEI
- Provides a script for the public address announcers
- Provides signage and other promotional activities to raise awareness of GEI
- Includes information concerning GEI expectations of students at pep rallies and other student functions
- Provides a hospitable and safe atmosphere for visiting schools and officials (i.e. lively, comfortable and civil)
- Promotes the GEI message within university and athletics department publications, such as the school paper, media guides, athletic programs, etc.

Coaches

Our coaches do the following:

- Establish a coaching and support staff (i.e., ATCs, managers) code of conduct
- Establish a student-athlete team code of conduct
- Support host school's game environment official and/or athletics administration in dealing with issues rather than taking it on as their responsibility, i.e., crowd control
- Ensure student-athletes are aware of the GEI and the expectations of the university
- Teach, enforce, advocate and model behaviors consistent with the GEI
- Consistently show respect for the integrity and judgment of officials
- Consistently treat student-athletes, fellow coaches, opponents, and administrators with respect
- Actively participate and promote programs designed to facilitate student-athletes becoming community leaders and model citizens
- Publically shake hands with opposing student-athletes and coaches before and after contests
- Participate in preseason in-service training to address GEI as provided by the athletics administration

Student-athletes

Our student–athletes do the following:

- Sign codes of conduct
- Shake hands with opponents and opposition coaches following contests
- Serve as positive role models and leaders to the general student body
- Actively participate in community service activities in the community
- Provide support to all sports within the university
- Behave in ways consistent with the GEI at all athletics contests and events
- Consistently treat teammates, opponents, coaches, administrators, and officials with respect
- Consistently exercise self-control in accepting decisions by officials and playing with integrity

Cheerleaders and Pep Bands

Our cheerleaders and pep bands do the following:

- Sign a code of conduct
- Educate and encourage spectators to cheer at appropriate times in a positive manner
- Function as models of citizenship/leadership
- Promote an atmosphere at events that is consistent with GEI, specifically respecting visiting student-athletes, coaches, administrators, spectators and cheerleaders
- Consistently respect the integrity and judgment of contest officials
- Display only signs that welcome opponents and that are positive toward our own university
- Maintain common courtesy and respect in the timing of performances
- Select appropriate performances with the family-oriented crowd in mind
- Play music that is lively and entertaining and not offensive

Spectators/Student Support Groups/Alumni

Our spectators/student support groups do the following:

- Respect all players, coaches and officials
- Recognize outstanding performances by either team with applause
- Cheer for our own team and not against the opponent
- Take part in positive cheers and follow the directions of the cheerleaders
- Stay off the playing area at all times
- Consistently treat visiting universities, coaches, administrators, officials and spectators with respect

SUPPLEMENT NO. 4

UPDATE ON DIVISION II PURCHASING WEB SITE AND PRODUCT CATALOG

WILL BE DISTRIBUTED AT THE MEETING.

REPORT OF THE

NCAA DIVISION II MANAGEMENT COUNCIL

The Division II Management Council conducted its January 14, 2009, meeting in Washington, D.C. Listed below are specific recommendations for review and consideration by the Presidents Council.

ACTION REQUIRED

The following Management Council recommendations require action by the Presidents Council:

1. NCAA Convention and Legislation. **The Management Council recommends that the Presidents Council take the following action with regard to the NCAA Convention and proposed legislation.**

   - 2010 NCAA Convention Proposals Sponsored by the Division II Presidents Council-in Concept. **Sponsor** the legislative proposal concept supported by the Management Council for the 2010 NCAA Convention, as set forth in Attachment A.

2. Administrative regulations (revisions to NCAA Bylaws 30 and 31). [Attachment B] **Approve the legislative form** of Proposal Nos. ADM 2010-1 and ADM 2010-2, which have been approved in concept but have not been approved by the Presidents Council in legislative form.

NO ACTION REQUIRED

The following Management Council actions do not require formal action by the Presidents Council and are being reported to the Presidents Council for informational purposes only.

3. 2009 NCAA Convention.

   a. Question and Answer Document Related to 2009 Convention Proposals. The Management Council **endorsed** the question and answer document related to 2009 Convention Proposals, as presented in Supplement No. 7. The Presidents Council will be asked to endorse the document as a part of Agenda Item 5-c.

   b. Procedural Issues and Clarifications Document. The Management Council **endorsed** the procedural issues and clarifications document, as presented in Revised Supplement No. 8. The Presidents Council will be asked to endorse the document as a part of Agenda Item No. 5-d.

4. Association-wide and Division II Committee and Project Teams.

   a. Honors Committee—Honorees. The Management Council **noted** the following selection of honorees for the 2009 Honors Celebration.

(1) 2009 Silver Anniversary Award Selections. Deitre Collins-Parker (University of Hawaii, Manoa); Mark Fusco (Harvard University); Earl Graves Jr. (Yale University); Darrell Green (Texas A&M University, Kingsville; Kathryn McMinn (University of Georgia); and Steve Young (Brigham Young University).

(2) Top VIII Award Selections.

(a) Division I: Yael Averbuch (University of North Carolina, Chapel Hill); Dylan Carney (Stanford University); Kristi Miller (Georgia Institute of Technology); Louie Sakoda (University of Utah); and Angelis Tincher (Virginia Polytechnic Institute and State University).

(b) Division II: Kirby Blackley (University of Findlay); and Kathleen Tafler (Grand Valley State University);

(c) Division III: Gregory Micheli (Mount Union College).

(3) Theodore Roosevelt Award Selection. Madeleine Albright (Wellesley College).

(4) Inspiration Award Selection. Kelly Brush (Middlebury College).

b. Committee on Sportsmanship and Ethical Conduct—RESPECT Sportsmanship Initiative. The Management Council **noted** that the RESPECT Sportsmanship Initiative was launched at an Association-wide education session Wednesday, January 14. Also **noted** was the fact that another session on the initiative will be presented at the NACDA Convention in June.

c. Legislation Committee—Reversal and Issuance of Official Interpretation. The Management Council **agreed to reverse** an official interpretation [Reference: 3/11/96, Item No. 2], which states that the sports of baseball and softball are considered the same sports for purposes of applying NCAA amateurism legislation. The Management Council also agreed to issue an official interpretation determining that baseball and softball are considered separate sports for purposes of amateurism and outside competition legislation.

Since different courts have adjudicated this issue and determined that baseball and softball are different sports, the Council agreed that the same criteria should be used when analyzing softball and baseball.

d. Membership Committee.

(1) New Fee Structure. The Management Council **approved** a new fee structure for institutions applying for active status in Division II. The new fee structure will be an increase of $2,000 for each year of the minimum three-year period of the membership process If approved, an institution that enters into the process must provide $28,000 at the time of application for the first two years of the candidacy (exploratory) period, and an additional $14,000 each year thereafter.

(2) Probation Status for Institutions Failing to Meet Minimum Sports Sponsorship Requirements during the 2007-08 Academic Year. The Management Council **noted** that the following institutions will be on probation for the 2008-09 academic year for failure to meet the minimum sports sponsorship requirements in the 2007-08 academic year: Armstrong Atlantic State University; Augusta State University; Livingstone College; University of Pittsburgh, Johnstown; and University of Puerto Rico, Mayaguez. Armstrong Atlantic State and Augusta State did not meet the three-season requirement because each institution did not sponsor a men's fall sport. Pittsburgh-Johnstown did not meet the 10 sport requirement. Livingstone failed to meet the 10 sport requirement and did not meet the three-season requirement because it did not sponsor a men's spring sport. Puerto Rico-Mayaguez did not meet the 10 sport requirement, the three-season requirement because it did not sponsor a women's winter sport or the team requirement because it did not sponsor a women's team sport.

(3) Restricted Membership Status for an Institution Failing to Meet Minimum Sports Sponsorship Requirements during the 2006-07 and 2007-08 Academic Years. The Management Council **noted** that the University of Puerto Rico, Cayey, is on restricted membership status for failure to meet minimum sports sponsorship requirements during the 2006-07 and 2007-08 academic years. During the 2006-07 academic year, Puerto Rico-Cayey failed to meet the 10 sport requirement. The institution also failed to compete in the minimum number of contests or dates of competition in baseball, men's cross country, women's cross country and softball. In addition, the institution did not meet the minimum number of participants in men's outdoor track and women's outdoor track. During the 2007-08 academic year, Puerto Rico-Cayey failed to meet the 10 sport requirement. The institution also failed to compete in the minimum number of contests in baseball.

(4) Membership Application. The Management Council **reviewed** the updated membership application, which contains the minimum expectations an institution must meet prior to beginning the Division II membership process [Attachment C].

e. Media Advisory Group. The Management Council **reviewed** the recommendation from the Division II Media Advisory Group to extend the regular season television agreement with CBS College Sports Network for two years through 2010-11. Although no formal action was taken, it was the consensus of the Council that this recommendation would be good for the Division II membership.

5. Gender Initiatives and Education Opportunities in Division II. Karen Morrison, NCAA director of gender initiatives, presented to the Management Council an update on gender equity, pursuant to the presentation made to the Presidents Council in October. The Management Council was informed that the Presidents Council has undertaken discussions to provide greater awareness of gender-equity issues within the division, along with the tools and resources available to member schools. The Division II Management Council will continue to promote gender-equity awareness among Division II athletics administrators, faculty and coaches. The Management Council also believes gender-equity education deserves greater attention from an Association-wide perspective.

6. Outgoing Management Council Representatives. The Management Council **thanked and recognized** the service of the five outgoing Management Council members. The terms of Debbie Chin, University of New Haven; Donna Fields, St. Mary's University; Gene Hermitte, Johnson C. Smith University; John Mansuy, Wheeling Jesuit University; and Dan Mara, Central Atlantic Collegiate Conference, will end with the close of the Division II Business Session Saturday, January 17.

2010 NCAA CONVENTION PROPOSALS
(Presented in Concept)

The Management Council recommends that the Presidents Council sponsor the following legislation at the 2010 NCAA Convention.

NCAA Bylaws 13.2 and 13.11.2 (Recruiting—Offers and Inducements and Tryouts—Permissible Activities—Summer Facility Fees for Prospective Student-Athletes).

a. Recommendation. To amend NCAA Bylaws 13.2 (offers and inducements) and 13.11.2 (permissible activities) to permit an institution to pay fees associated with the use of institutional practice and competition facilities by a prospective student-athlete who is engaged in voluntary athletically related activities in his or her sport during the summer prior to initial collegiate enrollment, provided the prospective student-athlete has signed a National Letter of Intent or written offer of admission and/or financial aid.

b. Effective Date. Immediate.

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

d. Estimated Budget Impact. Contingent on the fees each institution will pay.

e. Student-Athlete Impact. None.

ADMINISTRATIVE REGULATIONS

Attached are the administrative proposals. Proposal Nos. ADM-2010-1 and ADM-2010-2 are new for you to review in legislative form. These proposals were previously reviewed and approved by the NCAA Division II Management Council and NCAA Division II Presidents Council in concept, but have yet to be approved in legislative form.

Administrative Regulations

Title: ADMINISTRATIVE REGULATIONS -- ACADEMIC PERFORMANCE CENSUS -- FAILURE TO SUBMIT -- WAIVER -- AUTHORITY

Convention Year: 2010

Date Submitted: December 9, 2008

Effective Date: Immediate

Official Notice Number: ADM-2010-1

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

Category: Administrative Regulations

Topical Area: Administrative Regulations

Status: Ready for Consideration by Management Council

Intent: To specify that the Academic Requirements Committee may grant a waiver regarding an institution's failure to submit its Academic Performance Census data if it deems unusual circumstances warrant such action; further, to specify that the Management Council shall hear and act on an institution's appeal of a decision made by the Academic Requirements Committee.

A. Constitution: Amend 4.7.2.3, as follows:

4.7.2.3 Duties of the Management Council Subcommittee. The Management Council Subcommittee shall:

[4.7.2.3-(a) through 4.7.2.3-(b) unchanged.]

(c) Hear and act on appeals regarding decisions of the Academic Requirements Committee on initial-eligibility waivers involving Division II prospective student-athletes **and the Academic Performance Census**;

[4.7.2.3-(d) through 4.7.2.3-(e) unchanged.]

B. Administrative: Amend 30.1.1, as follows:

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

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

Rationale: Currently, there is not a waiver provision in place regarding an institution's failure to submit its Academic Performance Census data. Since there is no committee, subcommittee or conference with the authority to grant such waivers, the Committee for Legislative Relief would have jurisdiction over these waivers. Seeking relief from the Academic Requirements Committee is a more appropriate avenue due to the expertise of the committee in this area and, therefore, this committee should have the authority to grant waivers in situations where unusual circumstances are present. This legislation lessens the bureaucracy for institutions and provides an avenue for relief when warranted.

Review History:

September 11, 2008: Recommends Approval - Academic Requirements Committee

October 21, 2008: Approved in Concept - Management Council

Title: EXECUTIVE REGULATIONS -- NATIONAL STATISTICS PROGRAM

Convention Year: 2010

Date Submitted: December 8, 2008

Effective Date: Immediate

Official Notice Number: ADM-2010-2

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

Category: Administrative Regulations

Topical Area: Executive Regulations

Status: Ready for Consideration by Management Council

Intent: To specify that the Management Council shall oversee the national statistics program and approve its policies and procedures; further, to specify that the policies and procedures shall be published on the NCAA Web site.

Administrative:

31.9 NATIONAL STATISTICS PROGRAM. A national statistics program shall be maintained for active member institutions in football, men's and women's basketball, baseball, men's and women's ice hockey, men's and women's lacrosse, men's and women's soccer, women's softball and women's volleyball. The Management Council shall *determine* **oversee** the statistics program*'s* **and approve its** policies and procedures. **The national statistics program policies and procedures shall be published on the NCAA Web site.**

31.9.1 General Policies.

31.9.1.1 Statistics Reporting. For a member institution to be eligible for either an individual or a team national statistics title, it shall have filed reports with the national office before the midway point in its regular-season schedule and shall have reported weekly thereafter. If a conference office files the reports, both the league and the institution share the responsibility for providing the updates on a regular basis as described above.

31.9.1.2 Substantiation of Statistics. Filing a statistics report does not ensure automatically a member institution's inclusion in the NCAA's national statistics rankings. The report shall be mathematically accurate. Unusual statistics that cannot be promptly supported will not be included in the rankings. The NCAA shall withhold such reports from the ranking until a satisfactory explanation and substantiation of the statistics are submitted by an appropriate official of the member institution involved.

31.9.1.3 Correlation with Conference Statistical Rules. If a conference adopts a statistical rule different than that of the NCAA, the Executive Committee shall determine on a case-by-case basis how the statistics resulting from use of the special rule will be related to the national statistics program.

31.9.1.4 Countable Opponents. Only contests against varsity intercollegiate teams of four-year, degree-granting institutions shall be included in individual and team statistics, won-lost record and coaching records. Contests against service teams, professional teams, semiprofessional teams, amateur teams, two-year colleges and club teams are specifically excluded. Further, only contests against varsity intercollegiate teams of four-year, degree-granting institutions that play a majority of their contests in that sport against varsity intercollegiate teams (per Constitution 3.2.4.4) of United States four-year, degree-granting institutions shall be tabulated for inclusion in such statistics (and counted for purposes of team selection of an NCAA championship per Bylaw 31.3.3.1).

31.9.1.5 Ranking Minimums. Ranking minimums shall be determined by the national office to assure a valid comparative basis. The minimums shall be based on the normal participation or performance levels of the "field" in a given category and shall be reviewed annually.

31.9.1.6 Individual Minimum-Games Requirement. To be ranked, a student-athlete must appear in 75 percent of the team's games (a volleyball student-athlete must appear in 66.6 percent of the team's games, an ice hockey goaltender must play in 33.3 percent of the team's minutes and a lacrosse goaltender must play in 60 percent of the team's minutes). National per-game rankings shall be based on the number of games an individual actually plays; and even if a player is in the lineup for only one play, the player shall be charged with a game played whether or not the player touches the ball.

31.9.1.6.1 Exception. For statistical purposes only, if a player appears in a football game only to hold the ball on point-after-touchdown kick attempts, he shall not be charged with a game played. However, if he becomes statistically involved on the play (e.g., successfully runs, passes or kicks following an aborted kick attempt), he shall be charged with a game played.

31.9.1.7 Less Than Minimum -- Game Rule. If a player has participated in fewer than the required percentage of the team's games, but the player's per-game average still would be highest if charged with the necessary required games, the player shall be declared champion. However, no player shall be declared champion by the application of both the necessary required games and the minimums required for punting and kick-return championships (see Bylaws 31.9.4.6 and 31.9.4.7).

31.9.1.8 Statistics of Ineligible Student-Athletes.

31.9.1.8.1 Declared Ineligible during Season. The individual statistics of any student-athlete declared ineligible by a member institution, a conference or the NCAA for any remaining portion of a season shall not be included in the national statistics rankings from the date the student-athlete is declared ineligible.

31.9.1.8.2 Declared Ineligible Subsequent to Championships Competition. When a participant in an NCAA championship is declared ineligible after the championship competition, all of the student-athlete's statistics in the championship, the team's championships won-lost record and all of its statistics shall be asterisked and footnoted, and its place in the final standings shall be asterisked and noted as vacated. All team and individual statistics for the offending team's opponents shall remain unaffected

31.9.2 Baseball and Softball Statistics.

31.9.2.1 Fall Games. For purposes of national statistics, games played during the fall shall not be included in a team's won-lost record and statistics.

31.9.2.2 Exhibition Games. A game will be counted by both teams as an official contest for purposes of won-lost records and team and individual statistics unless both institutions agree in writing before the game that it is to be an exhibition contest. If it is an exhibition contest, the team and individual statistics records cannot be counted for either team.

31.9.2.3 Batting Championship. The national batting championship shall be based on a minimum of 2.5 times at bat per game played for baseball and 2.0 times at bat per game played for softball, as well as a minimum total number of official at-bats established annually by the national office based on current conditions and the division involved. However, if there is a player with fewer than the required number of at-bats whose average would be the highest if the player were charged with the required number of bats with zero additional hits, that player shall be declared champion.

31.9.2.4 Strikeout Ratio (Strikeouts per Seven or Nine Innings). The national individual strikeout ratio champion for pitchers shall be based on at least one inning pitched for every game played by the player's team, as well as a minimum total number of innings pitched established annually by the national office based on current conditions and the divisions involved. However, if there is a player with fewer than the required number of innings pitched whose ratio would be the highest if the player were charged with the required number of innings with zero strikeouts, that player shall be declared champion.

31.9.3 Basketball Statistics. All tournament games (e.g., holiday, postseason and conference playoffs) shall be included in the official statistics.

31.9.4 Football Statistics.

31.9.4.1 Seven-Game Requirement. An institution shall be required to play at least seven games against four-year, degree-granting varsity opposition (per Bylaw 31.9.1.4) to be eligible for national statistics rankings.

31.9.4.2 Conference Championship Game. A conference game that matches two divisional winners for the purpose of determining the league championship shall be counted in statistics and won-lost records.

31.9.4.3 Bowl Games, Conference Playoffs, National Playoffs. Postseason bowl, conference playoffs that do not determine the league champion or national-championship playoff games are not considered as part of an institution's regular-season schedule. Consequently, the statistics of these games shall not be included in any team's or player's season or career records, and such statistics shall not affect single-game records. The results of such games, however, are included in a coach's career record, the team's all-time won-lost record and all team "streaks" (e.g., winning and consecutive scoring).

31.9.4.4 Overtime Games. Statistics of extra-period (overtime) games are included in the contest's total statistics.

31.9.4.5 Passing Champion. The national passing champion shall be determined by a rating formula with a minimum number of pass attempts required per game. However, if a player has fewer than the required number of pass attempts per game and his rating points still would be highest if he were charged with the necessary required pass attempts, and counting each attempt as an interception, he shall be declared champion.

31.9.4.6 Punting Champion. The national individual punting champion shall be determined by the average yards per punt with a minimum number of punts per game. However, if a player has fewer than the required number of punts per game and his average per punt still would be the highest if he were charged with the necessary required punts for zero additional yards, he shall be declared champion.

31.9.4.7 Kick-Return Champions. The national individual punt-return and kickoff-return champions shall be determined by average per return with a minimum number of returns required per game. However, if there is a player with fewer than the required minimum returns per game whose average per return would be the highest if he were charged with the necessary required returns with zero additional yards, he shall be declared the champion.

31.9.4.8 Minimum-Games Requirement. For purposes of Bylaws 31.9.4.6 and 31.9.4.7, if a player has not participated in the required 75 percent of the team's games but has the required minimum number of returns or punts per game played, he is not to be charged with the number of games necessary for qualification because it cannot be assumed that he would have maintained his average in the additional games.

31.9.5 Forfeits. Neither the outcome nor the statistics in any completed contest are reversible by a forfeit due to postgame administrative actions, except as provided in Bylaw 31.9.5.4 or by Committee on Infractions' decisions. The actual results of the contest and the statistics shall be entered as such in both teams' all-time records, as well as in the coaches' records and in individual statistics. Contests later forfeited shall be denoted by the institution with an asterisk and footnote.

31.9.5.1 Consistency of Application. Each member institution involved in a forfeited contest is encouraged, but not required, to enter the results of the contest in its records in the same manner as the Association to prevent confusion in national rankings of team and coaching records.

31.9.5.2 "No Contest" Declaration. There is no forfeit of a contest until all participating teams are present and the referee or other appropriate contest official has assumed jurisdiction in accordance with the applicable playing rules. When a team does not appear (e.g., due to weather conditions, accidents, breakdown of vehicles, illness or catastrophic causes), a forfeit is not recorded. An institution shall not, for statistical purposes, declare a forfeit for nonfulfillment of a contract. Such instances shall be considered as "no contest." In circumstances involving institutions from the same conference, the league office has the option to declare a forfeit win and loss for conference-standings purposes only, but this does not change an institution's overall win-loss record.

31.9.5.2.1 Basketball. If, under the NCAA Men's Basketball Rules Committee's interpretation regarding interrupted games, the officials do not declare a winner or loser in such a contest, the status shall be "no contest." Statistics shall not be counted, nor shall either team's won-lost record or coach's record be changed.

31.9.5.3 Contest in Progress. If a forfeit is declared while a contest is in progress or a situation occurs that forces a premature end to the contest, all statistics (other than won-lost and coach's records) are voided unless the contest has progressed to a "reasonable point of conclusion" (e.g., three quarters in football and lacrosse, 30 minutes in basketball and five innings in baseball and softball and two periods in ice hockey; for volleyball, all completed games in a match shall count, as well as a partial game if the team ahead has scored at least 10 points), in which case all statistics shall count and shall be reflected in all records. The team's won-lost record shall include the forfeit, but if the statistics are voided, all averages in future rankings shall be computed without inclusion of the forfeited contests.

31.9.5.4 Actions by NCAA Management Council. An institution required to forfeit contests under the restitution provisions of Bylaw 19.7 shall vacate and strike from its records the individual records and performances achieved by the ineligible player during the period of ineligible participation in the following manner:

(a) Team victories shall be abrogated and coaching records altered by the institution and the national office for those contests in which the player participated while ineligible;

(b) It is not required that similar action be taken in regard to the individual records and performances of other players (teammates and opponents) who participated in contests during the period in which the player participated while ineligible;

(c) While neither the forfeiting institution nor the national office has the authority to require opponents receiving those forfeits to alter their season records, the forfeiting institution should actively encourage its opponents to do so; and

(d) These same conditions shall be applicable to the records of a conference. Neither the institution nor the national office has the authority to require a conference to alter its records. However, the institution should actively encourage such a result.

31.9.6 Career Records.

31.9.6.1 Cohead Coaches. In the event that an institution designates a cohead-coaching system, the won-lost records of both coaches for each season that they are cohead coaches are to be included in each coach's total career record. In such instances, both coaches' career records shall be denoted by an asterisk and a footnote [e.g., includes 40-20 record as a cohead coach with (name of other coach) during the years indicated].

31.9.6.2 Division Classification. For career record purposes, a player's statistics are recognized by the Association only for the years that the individual's college was an active member of the Association. In the event an individual's college changed divisions while a member, career statistics for the individual are credited only in the division in which he or she actually competed each year.

31.9.6.3 Collegiate Record Category. In the above-mentioned case where an individual's college changed divisions while a member, the player's full career statistics are to be entered in the collegiate record category.

31.9.6.4 Determination of Head Coach at an Institution. In order for a coach to be credited with wins, losses or ties, that individual must be designated as the institution's head coach for the entire sports season. Individuals serving on an advisory or preseason basis may not be credited with the wins, losses or ties. If the head coach is not present at a contest due to illness or other unexpected circumstances, or otherwise is unable to complete the sports season, it is up to the institution to determine whether the win, loss or tie for that contest(s) shall be credited to the head coach or to an interim or assistant coach, as determined by the institution before the contest(s).

Rationale: Removing the policies and procedures of the national statistics program from the legislative process while having the Management Council continue to oversee and approve changes will eliminate the current bureaucracy and confusion in the process. This action also will help ensure the statistics program is applied consistently across all three divisions of the Association. The national statistics program policies and procedures are already provided to the membership via the NCAA Web site. This proposal is being recommended as an administrative proposal, inasmuch as broader consultation and debate are unlikely to improve the proposal in any substantial way, significant disagreement or alternative points of view will not be generated and there does not appear to be a significant impact on existing or proposed legislation.

Review History:

September 10, 2008: Recommends Approval - Championships Committee

October 21, 2008: Approved in Concept - Management Council

SPEAKERS
2009 NCAA CONVENTION – DIVISION II BUSINESS SESSION

Official Notice No. (SPOPL No.)	Title	Effective Date	Presidents Council Position (Source)	Speaker(s) (Back-Up)	Notes
Consent Package				Debbie Chin	
1 (2-2)	Amateurism -- Financial Donations from Outside Organizations -- Professional Sports Organizations -- To Institution	August 1, 2009	NCAA Division II Presidents Council [Management Council (Legislation Committee)]	(Mark Linder)	Consent Package
2 (2-7)	Eligibility -- Progress-Toward-Degree Requirements -- Bona Fide Foreign Exchange Student Exception	August 1, 2009	Presidents Council [Management Council (Academic Requirements Committee)]	(Tracee Passeggi)	Consent Package
3 (2-13)	Administrative Regulations -- Recruiting Calendars -- Dead Periods for Other Sports -- Men's Lacrosse	August 1, 2009	Presidents Council [Management Council (Championships Committee)]	(David Riggins)	Consent Package
4 (2-1)	Personnel -- Conduct of Athletics Personnel -- Responsibility of Head Coach	Immediate	Presidents Council [Management Council (Committee on Infractions)]	Wendy Taylor-May Ernest McNealey	Roll-Call Vote

SPEAKERS
2008 NCAA CONVENTION – DIVISION II BUSINESS SESSION

Official Notice No. (SPOPL No.)	Title	Effective Date	Presidents Council Position (Source)	Speaker(s) (Back-Up)	Notes
5 (2-4)	Division Membership -- Definitions and Applications -- Emerging Sports for Women -- Archery, Badminton, Synchronized Swimming, Team Handball and Sand Volleyball	August 1, 2009, for the removal of archery, badminton, synchronized swimming and team handball; August 1, 2010, for the addition of sand volleyball	NCAA Division II Presidents Council [Management Council (Committee on Women's Athletics)]	Donna Fields Cheryl Norton (Willie Washington)	Roll-Call Vote
6 (2-12)	Division Membership and Committees – Audit of Membership Requirements	August 1, 2009	NCAA Division II Presidents Council [Management Council (Membership Committee)]	Roger Thomas Drew Bogner (Glenn Stokes)	Roll-Call Vote
7 (2-3)	Recruiting -- Letter-of-Intent Programs, Financial Aid Agreements -- Transcript Prior to National Letter of Intent or Written Offer of Athletically Related Financial Aid	August 1, 2009, for written offers of athletically related financial aid signed by a prospective student-athlete on or after August 1, 2009.	NCAA Division II Presidents Council [Management Council (Academic Requirements Committee)]	Ann Jirkovsky (Bob Fortosis)	

SPEAKERS
2009 NCAA CONVENTION – DIVISION II BUSINESS SESSION

Official Notice No. (SPOPL No.)	Title	Effective Date	Presidents Council Position (Source)	Speaker(s) (Back-Up)	Notes
8 (2-5)	Eligibility -- Hardship Waiver -- Percentage Calculation	August 1, 2009	Lone Star Conference and Mid-America Intercollegiate Athletics Association		Roll-Call Vote Membership-Sponsored Proposal
9 (2-6)	Eligibility -- Season-of-Competition Waiver -- Competition While Eligible -- Documented Coach's Misunderstanding -- Penalty	August 1, 2009	NCAA Division II Presidents Council [Management Council (Committee on Student-Athlete Reinstatement)]	Mike Marcil (Suzanne Sanregret)	
10 (2-8)	Playing and Practice Seasons -- General Playing-Season Regulations --Time Limits for Athletically Related Activities -- Weekly Hour Limitations -- Outside of Playing Season -- Exception -- Alternate Playing Season -- Golf and Tennis	Immediate	NCAA Division II Presidents Council [Management Council (Legislation Committee)]	Diana Kling (Dan Mara)	
11 (2-9)	Playing and Practice Seasons -- Time Limits for Athletically Related Activities -- Institutional Vacation Period -- Strength and Conditioning Personnel Designing and Conducting Workout Programs	Immediate	Lone Star Conference and Mid-America Intercollegiate Athletics Association	Butch Raymond Beverley Pitts	Membership-Sponsored Proposal

SPEAKERS
2009 NCAA CONVENTION – DIVISION II BUSINESS SESSION

Official Notice No. (SPOPL No.)	Title	Effective Date	Presidents Council Position (Source)	Speaker(s) (Back-Up)	Notes
12 (2-10)	Playing and Practice Seasons -- Basketball -- First Contest	August 1, 2009	Mid-America Intercollegiate Athletics Association and Peach Belt Conference	Joseph Grunenwald Ann Martin Kathleen Brasfield	Roll-Call Vote Membership-Sponsored Proposal
13 (2-11)	Playing and Practice Seasons -- Basketball -- Number of Contests -- Once-in-Three-Years Exemption -- Conference Challenge Event	August 1, 2009	Mid-America Intercollegiate Athletics Association and Peach Belt Conference		Membership-Sponsored Proposal

2009 NCAA Convention
Procedural Issues and Clarifications Regarding NCAA Division II Proposals

1. Corrections.

   There are no corrections to the 2009 NCAA Convention Division II Official Notice.

2. Reordering of Proposals.

   There are no reordering issues at this time.

3. Immediate Effective Date. The following proposals have an immediate effective date. The immediate effective date must be considered first, followed by the vote on the merits of the proposal. If the immediate effective date is defeated and the proposal is adopted, the effective date will be August 1, 2009. The following proposals have an immediate effective date:

   a. Proposal No. 2009-4.

   b. Proposal No. 2009-10.

   c. Proposal No. 2009-11.

4. Withdrawal Issues.

   There are no withdrawal issues at this time.

5. Mootnicity Issues.

   There are no mootnicity issues at this time.

6. Interpretations.

   There are no official interpretations at this time.

7. Noncontroversial Legislative Amendment. The Presidents Council and Management Council have adopted the following noncontroversial legislation.

DRAFT

- Noncontroversial legislative amendment to Proposal No. 2009-7 (No. 2-3), Page Nos. 24-25. The Presidents Council and Management Council have adopted the following noncontroversial legislative amendment to Proposal No. 2009-7 (No. 2-3), which has an August 1, 2009, effective date. This noncontroversial legislative amendment specifies that a high school prospective student-athlete is not required to present an institution with a current high school transcript prior to the institution providing the prospective student-athlete with a National Letter of Intent or a written offer of athletically related financial aid, provided that a final academic certification has been issued by the NCAA Eligibility Center. If Proposal No. 2009-7 (No. 2-3) is adopted, the bylaw will read as follows:

  13.9.2 Transcript Prior to National Letter of Intent or Written Offer of Athletically Related Financial Aid. An institution shall not provide a high school, preparatory school, two-year or four-year college prospective student-athlete with a National Letter of Intent or written offer of athletically related financial aid until the prospective student-athlete presents the institution with a current high school, preparatory school or college transcript (official or unofficial).

  13.9.2.1 Exception – High School Prospective Student-Athlete with a Final Academic Certification. A high school prospective student-athlete is not required to present an institution with a current high school transcript prior to the institution providing the prospective student-athlete with a National Letter of Intent or written offer of athletically related financial aid, provided that a final academic certification has been issued by the NCAA Eligibility Center.

2009 NCAA CONVENTION
CORE SCHEDULE OF
DIVISION II AND ASSOCIATION-WIDE EVENTS

(Room locations have been noted, as available.)

	ASSOCIATION-WIDE	DIVISION II
Monday, January 12		
6 to 9:30 p.m.	Scholarly Colloquium Dinner	
Tuesday, January 13		
8 a.m. to 6 p.m.	NCAA Scholarly Colloquium on College Sports	
6:30 to 7:30 p.m.	Colloquium Reception	
Wednesday, January 14		
8 a.m. to 5 p.m. (Breakfast 7:30)		Division II Management Council Meeting *(Chesapeake G-H)*
7:30 a.m. to 7 p.m.	Conference Meetings	
8:30 to 11:30 a.m.	Scholarly Colloquium on College Sports	
10:15 to 11:45 a.m.	Association-wide Programming	
Noon to 1:30 p.m.	Keynote Luncheon	
1:45 to 2:45 p.m.	Association-wide Programming	
1:45 to 5:30 p.m.	Scholarly Colloquium on College Sports	
11 a.m. to 5 p.m.	Trade Show	
3:15 to 4:15 p.m.	Association-wide Programming	
5 to 6:30 p.m.	Trade Show Reception *(Prince George's Exhibit Hall C)*	
6 to 7:30 p.m.	Scholarly Colloquium Advisory Board Meeting and Dinner	
Thursday, January 15		
7:30 to 9 a.m.		Division II MC/PC/SAAC Joint Breakfast *(Maryland 1-2)*
8:30 a.m. to 3:30 p.m.	Conference Meetings	

	ASSOCIATION-WIDE	DIVISION II
9 to 11:30 a.m.		Division II MC/PC Joint Meeting *(Maryland 3-4)*
9:30 a.m. to 3 p.m.	Association-wide Programming (Division II-Specific Session from 1:30 to 3 p.m.	
Noon to 3 p.m.		Division II Presidents Council Meeting *(Maryland 5-6)*
10:30 a.m. to 3:30 p.m.	Trade Show	
4 to 5:30 p.m.	Opening Business Session (doors open at 3:30 p.m.) *(Potomac A-B)*	
6 to 10 p.m.	Delegates' Reception and Honors Celebration *(Newseum)*	
Friday, January 16		
7:30 to 9 a.m.	Myles Brand's Breakfast for Chancellors and Presidents *(National Harbor 2-3)*	
8 a.m. to Noon	Trade Show	
8:30 to 10 a.m.		Division II Issues Forum *(Maryland Ballroom)*
10:15 a.m. to 1 p.m.		Division II Education Sessions *(Maryland Ballroom)*
9:30 a.m. to 1 p.m.		Division II Chancellors and Presidents Programming & Luncheon *(Cherry Blossom Ballroom and Maryland 1-2)*
1:30 to 5 p.m.		Division II Conference Meetings
7 to 10 p.m.	Evening Event (Tentative)	

Saturday, January 17		
7 to 8:30 a.m.	Delegates Breakfast	
8 a.m. to 1 p.m.		Division II Business Session *(Maryland Ballroom)*
11:30 a.m. to 1:30 p.m.	Delegates Luncheon	
1:30 to 4 p.m.		Division II Post-Convention Management Council Meeting **(Chesapeake D-F)*
5:30 to 8 p.m.	NCAA Executive Committee Meeting *(Woodrow Wilson A)*	
7:30 to 9 p.m.	President's Reception *(Cherry Blossom Ballroom)*	

REPORT OF THE

NCAA DIVISION II MEDIA ADVISORY GROUP FOR THE

NCAA DIVISION II PRESIDENTS COUNCIL

***ACTION ITEM*.**

Nonlegislative Action Item.

- **NCAA/CBS College Agreement.**

1. Recommendation. That the Division II Presidents Council extend the regular season television agreement with the CBS College Sports Network for two years through 2010-11.

2. Rationale. The Media Advisory Group agreed that the division's investment in a national television presence has been advantageous for the Division II identity campaign and has complemented the division's local activation initiatives, such as community engagement. Therefore, the Media Advisory Group recommends an extension of the partnership for two years. A two-year extension is recommended because the television landscape is changing every day. Networks are changing formats, moving toward HD, adding new subscribers, etc. The Media Advisory Group believes that the division should maintain as much flexibility as possible without being locked in to a long-term agreement.

3. Estimated Budget Impact. The extension of the agreement will increase production funding from $1.5 million in 2008-09 to $1.65 million in 2009-10 and 2010-11 annually for regular season and Division II championship television/webcasting coverage. Note that the Division II Administrative Committee and the Division II Planning and Finance Committee have allocated funding to cover the first year of expenses from 2007-08 Division II fund balances.

   This line item, if approved by the Presidents Council, will result in approximately 14 regular season broadcasts and more than 20 Division II championships telecasts and dozens of Division II championships contests via Web casts during the next two years. The travel costs in 2008-09 have increased considerably and the annual expense of producing games is increasing. The increased budget will help offset these inflationary costs. CBS College is moving toward a model where all programming is produced in HD. While games will not be required to be produced in HD, CBS College is asking the Media Advisory Group to consider producing some games in HD. In addition, casual sports fans are more likely to watch a game in HD than SD, which would increase the viewership for the games.

Any remaining dollars could be used to produce additional Division II halftime features enhancing image and brand recognition or to increase Division II championship coverage.

BACKGROUND INFORMATION.

In 2006, the NCAA signed a three-year agreement with CBS College to broadcast a select number of Division II regular season football (3) and men's and women's basketball games (6). The agreement also permitted the NCAA to syndicate games to other outlets around the country to secure greater distribution (i.e. reach more television households). In addition, CBS College agreed to build a Division II Web site and provide the backend infrastructure that allowed the NCAA to carry up to four weekly webcasts each weekend. This model remained for the first two years of the agreement, providing multiple exposure opportunities for the Division II conferences for both television and the Internet.

In 2008-09, due to the increased capability of the institutions and conferences, the Division II Media Advisory Group elected to cancel the regular season webcasting. The group noted that because many institutions were now webcasting games on their own accord, there was no further reason for a national webcasting package. The Media Advisory Group directed the NCAA to re-allocate resources to more regular season television broadcasts and increase the number of webcasts for the Division II NCAA championships. In 2008-09, six regular season football games were scheduled to be televised on CBS College and nine regular season men's (5) and women's (4) basketball games. In addition, over 100 NCAA championship events will be webcast live on NCAA.com. The NCAA also will be televising the Division II Men's and Women's Soccer Championship (CBS College), Division II Football Championship semifinals (ESPN2 and ESPN Classic), Division II Women's Basketball Championship semifinals (ESPNU) and final (ESPN2), Division II Men's Basketball Championship semifinals (ESPNU) and final (CBS), Division II Softball Championship (CBS College) and Division II Baseball Championship (CBS College).

AGREEMENT SPECS.

Details of the agreement are still to be finalized, but the tentative agreement contains the following specifications:

1. CBS College will provide the Media Advisory Group the opportunity to continue to syndicate games into the local markets, ensuring that hometown fans always have an outlet to watch the game. CBS College is expected to be in 30 million households by 2009. In addition, all television games will be offered via Web cast at ncaa.com.

2. CBS College will broadcast six (6) regular season football games for distribution on Thursday night. Thursday night provided the best opportunity to maximize exposure. There is less sports competition on Thursday and regional networks tend to have fewer local commitments, allowing the NCAA to maximize distribution through syndication.

3. Two football games will be designated as "Prime" games. "Prime" games would provide the Media Advisory Group the opportunity to pick two games that would generate the highest level of interest on a national level. The games would be chosen based on the best match-ups in that year and would not take into consideration the number of exposure opportunities those schools or conferences have received in the past.

   The "Prime" games allow Division II to put its best foot forward, showcasing the top teams, best atmospheres and best venues on an annual basis.

   CBS College has indicated its desire to have top match-ups throughout the season, yet understands the need to spread the exposure as much as possible.

4. The remaining four football games would be based on a rotation, with the goal that each conference would receive a nationally televised game either in football or basketball during the two-year period. This will ensure that each conference has the opportunity to appear on national television.

5. CBS College will broadcast eight (8) regular season basketball games, four (4) men and four (4) women starting in January. Games would be played on Saturday.

6. Three basketball games will be designated as "Prime" games. See notes above from football.

7. The remaining five basketball games would be based on a rotation, with the goal that each conference would receive a nationally televised game either in football or basketball during the two-year period.

8. The Media Advisory Group will have the flexibility of selecting the February basketball games two weeks in advance of the game. Example: February 1 game would be selected January 17, February 8 game would not be selected until January 24, etc. This will increase the flexibility for ensuring that games being broadcast are meaningful to conference championship race or regional rankings for NCAA tournament positioning.

9. The Media Advisory Group will maintain a minimum of 10 commercial units to promote the Division II brand and its membership for both football and basketball telecasts.

Commercial units in championship telecasts will vary from championship to championship.

10. The Media Advisory Group will maintain control of halftime content, allowing for the Division II story to be told through feature stories and live interviews with presidents, directors of athletics and conference commissioners.

11. The level of championship coverage (television and webcasting) will be maintained at least at the level of coverage in 2008-09.

12. NCAA Production partner for these broadcasts is still to be determined.

SUMMARY OF FALL 2008 QUARTERLY MEETINGS

The National Collegiate Athletic Association

Division II Management Council October 20-21, 2008 Indianapolis, Indiana	Division II Presidents Council October 29-30, 2008 Indianapolis, Indiana

PARTICIPANTS

Darrell Axtell, Saint Martin's University Sallie Beard, Missouri Southern State University Kathleen Brasfield, Angelo State University Deborah Chin, University of New Haven *(chair)* Rick Cole, Dowling College Donna Fields, St. Mary's University Bob Fortosis, Eckerd College Tim Griggs, Coker College Barbara Hannum, Hawaii Pacific University Stephanie Harrison-Dyer, Albany State University Eugene Hermitte, Johnson C. Smith University Ann Jirkovsky, Bellarmine University John Mansuy, Wheeling Jesuit University Daniel B. Mara, Central Atlantic Collegiate Conference Ann Martin, Regis University Wendy Taylor May, University of California, San Diego Frances Nee, Indiana University of Pennsylvania Lloyd Raymond, Northern Sun Intercollegiate Conference Herb Reinhard, Valdosta State University David Riggins, Mars Hill College *(vice-chair)* Suzanne Sanregret, Michigan Tech University Tim Selgo, Grand Valley State University Karen I. Soto, University of Puerto Rico at Mayaguez Glenn D. Stokes, Columbus State University Willie Washington, Benedict College	Drew Bogner, Molloy College Barbara Dixon, Truman State University Antoine Garibaldi, Gannon University Joseph P. Grunenwald, Clarion University of Pennsylvania Thomas K. Harden, Clayton State University Stephen Jordan, Metropolitan State College of Denver *(chair)* Ernest McNealey, Stillman College Nancy Moody, Lincoln Memorial University Eddie N. Moore Jr., Virginia State University J. Patrick O'Brien, West Texas A&M University Beverley J. Pitts, University of Indianapolis *(vice chair)* David F. Rankin, Southern Arkansas University

ABSENTEES

None	David Danahar, Southwest Minnesota State University Cheryl Norton, Southern Connecticut State University Hamid Shirvani, California State University, Stanislaus

OTHER PARTICIPANTS

Gary Brown, NCAA Sharon Cessna, NCAA Elsa Cole, NCAA Bernard Franklin, NCAA Jennifer Fraser, NCAA Jeff Jarnecke, NCAA Maritza Jones, NCAA Delise O'Meally, NCAA Roy Pickerill, SID, Kentucky Wesleyan University David Pickle, NCAA Stephanie Quigg, NCAA Mike L. Racy, NCAA Ruth Reinhardt, NCAA, *recording secretary* Terri Steeb, NCAA Gregg Summers, NCAA	Myles Brand, NCAA Gary Brown, NCAA Steven Brown, NCAA Debbie Chin, University of New Haven Elsa Cole, NCAA Joni Comstock, NCAA Abe Frank, NCAA Bernard Franklin, NCAA Jennifer Fraser, NCAA Jim Isch, NCAA Maritza Jones, NCAA Karen Morrison, NCAA Delise O'Meally, NCAA Stacey Osburn, NCAA Stephanie Quigg, NCAA Mike Racy, NCAA Ruth Reinhardt, NCAA, *recording secretary* Jess Rigler, NCAA Terri Steeb, NCAA Gregg Summers, NCAA

1. WELCOME AND ANNOUNCEMENTS.

Management Council. The meeting was called to order at 8:01 a.m. The chair welcomed the new members—Rick Cole, Dowling College, and Barbara Hannum, Hawaii Pacific University, to their first meeting. The chair congratulated the three Division II student-athletes who were finalists of the Woman of the Year Awards--Jennifer Artichuk, Delta State (swimming and diving), Independent; Samantha Mitchell, Mount Olive (volleyball, track and field), Conference Carolinas; and Heather Walker, Georgian Court (volleyball, softball), Central Atlantic Collegiate Conference. The meeting schedule for the next two days was reviewed by the chair.

Presidents Council. The meeting was called to order at 8 a.m. The chair welcomed David Rankin, Southern Arkansas University, to his first meeting. He noted that three members of the Council were absent—David Danahar, Cheryl Norton and Hamid Shirvani—and acknowledged that this was the last meeting for Barbara Dixon. He reviewed the schedule for the day.

2. REVIEW OF PREVIOUS MEETING DOCUMENTATION.

a. Management Council Meeting—July 21-22 and Presidents Council Meeting —August 6-7.

Management Council. The Management Council approved the meeting summary of the July 21-22 Management Council meetings, as presented.

Presidents Council. The Presidents Council approved the meeting summary of the August 6-7 Presidents Council meeting, as presented.

b. Executive Committee meeting—August 7.

Management Council. The Management Council reviewed the minutes of the August 7 Executive Committee meeting. No formal action was taken.

Presidents Council. The Presidents Council reviewed the minutes of the August 7 Executive Committee meeting, noting specifically information concerning the facility expansion; the approval of the conflict of interest policy; and the update to the Committee from the Division II Presidents Council. No formal action was taken.

c. Administrative Committee teleconference—August 27 and Interim Actions.

Management Council. The Management Council approved the minutes of the August 27 Administrative Committee teleconference, as presented, as well as the interim actions taken by the Committee via e-mail.

Presidents Council. The Presidents Council approved the minutes of the August 27 Administrative Committee teleconference, as presented, as well as the interim actions taken by the Committee via e-mail.

3. DIVISION II STRATEGIC POSITIONING PLATFORM AND PRIORITIES.

a. Platform.

Management Council**.** The Management Council reviewed the strategic positioning platform. No formal action was taken.

Presidents Council. The Presidents Council reviewed the strategic positioning platform. No formal action was taken.

b. 2008 Priorities with Accomplishments Noted.

Management Council. The Management Council reviewed the 2008 priorities, noting those divisional accomplishments associated with each priority.

Presidents Council. No action was necessary.

c. 2009 Priorities.

Management Council. The Management Council endorsed the 2009 Division II priorities, as presented.

Presidents Council. The Presidents Council endorsed the 2009 Division II priorities, as presented.

4. COMMITTEE RECOMMENDATIONS AFFECTING DIVISION II.

a. Association-wide and Common Committees—Minority Opportunities and Interests Committee.

Management Council. The Management Council reviewed the committee's report, noting items related to Association-wide diversity initiatives, as well as HBCUs' involvement in the enforcement process and the impact it has on HBCUs. No formal action was taken.

Presidents Council. No action was necessary.

b. Division II committees.

(1) Academic Requirements Committee.

(a) Bylaw 14.3.1.1.1–Eligibility—Freshman Academic Requirements—Exception—Early Academic Certification—Submission of Transcripts.

Management Council. The Management Council adopted noncontroversial legislation to amend Bylaw 14.3.1.1.1 (exception—early academic certification) to specify that institutions are required to submit a final high school transcript(s) (official or unofficial) for student-athletes who were certified as early academic qualifiers by November 15 following the individual's initial full-time collegiate enrollment; further, to specify that failure to satisfy this requirement will be an institutional violation per NCAA Constitution 2.8.1, but will not affect the eligibility of the student-athlete.

Presidents Council. No action was necessary.

(b) Bylaw 30.1.1—Administrative Regulations—Admissions and Graduation-Rate Disclosure—Academic Performance Census––Failure to Submit—Waiver.

Management Council. The Management Council agreed to recommend that the Presidents Council adopt an administrative regulation to amend Bylaw 30.1.1 (academic performance census—failure to submit) to specify that the Academic Requirements Committee may grant waivers of Bylaw 30.1.1 if it deems that unusual circumstances warrant such action; further, to specify that the NCAA Division II Management Council Subcommittee shall hear and act on an institution's appeal of a decision made by the Academic Requirements Committee, as specified, effective immediately.

Presidents Council. The Presidents Council approved the legislation in concept.

(c) Academic Success Rate and Federal Graduation Rate Information.

Management Council. The Management Council received a power point presentation concerning the trends in federal graduation rates and academic success rates at Division II institutions. Information

noted in the presentation related to the latest data received from the Division II Academic Success Rate indicates that Division II student-athletes are graduating at about a 70 percent rate.

Division II has collected ASR data for three years, which figures transfer and nonscholarship student-athletes into the calculation and, as a result, reveals a more accurate picture for graduation rates than the federal graduation rate. For the three-year cohort, the ASR is 15 percentage points higher than the federal rate (70 percent vs. 55 percent) and 16 points higher for the entering class of 2001 (71 percent vs. 55 percent).

Additionally, for the last 10 years, Division II student-athletes have federal graduation rates that are significantly higher than their student-body counterparts. For the entering class of 2001, the difference was nine percentage points (55 percent to 46 percent).

Participation in the Division II ASR is an obligation of membership, though a penalty structure for noncompliance will not be activated until 2011 to ensure that schools have adequate notice. The penalty for noncompliance is forfeiture of Division II enhancement funds for the next year; any school that does not submit data for any two years out of a five-year period must forgo funds for three consecutive years.

No formal action was taken.

Presidents Council. The Presidents Council reviewed an NCAA News article related to the federal graduation rate and Division II academic success rate. No formal action was taken.

(2) Budget and Finance Committee.

(a) Committee Report.

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

Presidents Council. No action was necessary.

(b) Year-to-Date Budget-to-Actual Report.

Management Council. The Management Council reviewed the 2007-08 budget-to-actual preliminary results as of August 31. The

NCAA fiscal year ends August 31, but until the books have been audited, the figures are not final. No formal action was taken.

Presidents Council. The Presidents Council reviewed the 2007-08 budget-to-actual preliminary results. No formal action was taken.

(c) Conference Grant Program Changes.

Management Council. The Management Council reviewed the general guiding principles for the Division II conference grant program. The program was recently amended to better align with the Division II strategic positioning platform. The Management Council noted that conferences will be required to allocate dollars to fund five strategic positioning outcome areas: 1) Academics and Life Skills; 2) Athletics Operations and Compliance; 3) Game Day and Conference and National Championships; 4) Membership and Positioning Initiatives; and 5) Diversity and Inclusion.

Further on an annual basis in the grant request, conferences shall be required to assess and rank their success and achievement in each of the five strategic positioning outcome areas. No formal action was taken.

Presidents Council. No action was necessary.

(3) Championships Committee.

(a) Constitution 4.7.2.3 (Organization—Division II Management Council—Duties of the Management Council Subcommittee—Appeals Regarding Decisions of Championships Committee.

Management Council. The Management Council agreed to sponsor noncontroversial legislation to amend Constitution 4.7.2.3 (appeals regarding decisions of Championships Committee) to permit any appeal of decisions originated by the Championships Committee to be heard by the Management Council Subcommittee.

Presidents Council. No action was necessary.

(b) Bylaw 31.9—National Statistics Program.

Management Council. The Management Council agreed to recommend that the Presidents Council adopt an administrative regulation that would remove Bylaw 31.9 (national statistics program)

from the Division II Manual and place it in the NCAA Division II Championships Committee Policies and Procedures Manual.

Presidents Council. The Presidents Council approved the legislation in concept.

(c) Committee Appointments.

Management Council. The Management Council ratified the appointment of Kirk Pedersen, co-head track and cross country coach at University of Central Missouri, to replace Dennis Weber, head coach at Fort Hays State University, on the men's and women's track and field committee, effective immediately.

Presidents Council. No action was necessary.

(d) Regional Advisory Committee Members.

Management Council**.** The Management Council noted that the Championships Committee had approved a policy for Regional Advisory Committee (RAC) members that specifies that a RAC member will not be replaced on the final call of the regional ranking process even if a team from his/her school is under consideration. Using new RAC members for that call only provides inconsistency in the ranking system; therefore, it was decided that all members will remain on the last ranking call, regardless of whether an RAC member's team is under consideration.

Presidents Council**.** No action was necessary.

(e) Regional Championships Sites.

Presidents Council**.** The Management Council noted that the NCAA Executive Committee Finance Committee has presented a series of travel-related recommendations to the Division II Championships Committee for review and support. As of now, no changes to any bracketing or seeding principles are being considered for the 2008-09 championship. However, if economic pressures continue to increase, all three divisions may need to address some of their administrative policies. For Division II, that may mean a review of policies that allow top seeds to host preliminary-round competition. However, a change, such as considering a more centrally geographic location when determining host sites, would require a legislative change voted on by the Division II membership.

The Division II Championships Committee already has embarked on a comprehensive review of all Division II championships for cost-efficiency purposes, and committee members stress that their review will keep the quality of the student-athlete experience as the top priority.

Presidents Council**.** No action was necessary.

[See Item 9-b of this report for further information.]

(4) Committee for Legislative Relief.

Management Council. The Management Council reviewed the committee's report, noting that the committee has discussed and made recommendations concerning the legislative concept for Bylaw 14.2.4.2. No formal action was taken.

Presidents Council. No action was necessary.

(5) Legislation Committee.

(a) Bylaw 13.4.5—Recruiting—Recruiting Materials—Electronic Transmission—De Minimis Violation**.**

Management Council. The Management Council agreed to approve in concept and adopt in legislative format a modification of wording of Bylaw 13.4.5 to specify that a violation involving electronic transmissions sent to a prospective student-athlete shall be considered an institutional violation; however, such a violation shall not affect the prospective student-athlete's eligibility, effective immediately for any violation occurring on or after August 1, 2008.

Presidents Council. No action was necessary.

(b) Committee Chair Election.

Management Council. The Management Council noted that Ann Martin, senior woman administrator, Regis University, had been elected as chair of the committee, effective immediately.

Presidents Council. No action was necessary.

(6) Membership Committee—Bylaw 20.4.2—Requesting Reclassification of a Single Sport from Division I to Division II.

Management Council. The Management Council agreed to sponsor non-controversial legislation to amend Bylaw 20.4.2 so that the Division II Membership Committee could waive any of the requirements of the reclassification process of a single sport from Division I to Division II; further, to specify that an institution reclassifying a single sport from Division I to Division II that requests a waiver of the two-year reclassification period shall provide written documentation to the Membership Committee demonstrating that the institution is meeting Division II legislation in the sport.

Presidents Council. No action was necessary.

(7) Nominating Committee.

(a) Committee Appointment.

Management Council. The Management Council agreed to recommend that the Presidents Council appoint Dean Johnson, associate director of athletics, Caldwell College, to the Division II Legislation Committee.

Presidents Council. The Presidents Council ratified the appointment.

(b) NCAA Committee Gender and Diversity Report.

Management Council. The Management Council reviewed the NCAA Committee Gender and Diversity Report, as provided by the committee. No formal action was taken.

Presidents Council. The Presidents Council reviewed the report. No formal action was taken.

5. NCAA CONVENTION AND LEGISLATION.

a. Proposed Legislation for the 2009 NCAA Convention.

Management Council. The Management Council reviewed the legislation for the 2009 NCAA Convention, contained in the Second Publication of Proposed Legislation. No formal action was taken.

Presidents Council. The Presidents Council reviewed the legislation for the 2009 NCA Convention. No action was taken.

b. Proposed Grouping of Legislative Proposals and Roll Call Votes.

Management Council. The Management Council agreed to recommend that the Presidents Council approve the proposed grouping of legislative proposals and the designated 'roll-call' votes for the purpose of production of the 2009 Convention Official Notice. With the recommended changes, there will be a total of seven proposals designated as roll-call votes [No. 4 (SPOPL 2-1); No. 5 (SPOPL 2-4); No. 6 (SPOPL 2-12); No. 8 (SPOPL 2-5); No. 11 (SPOPL 2-9); No. 12 (SPOPL 2-10); and No. 13 (SPOPL 2-11)].

Presidents Council. The Presidents Council approved the proposed grouping and the designated 'roll-call' votes, as recommended by the Management Council.

c. Suggested Speakers for 2009 NCAA Convention Legislation.

Management Council. The Management Council reviewed the speakers chart, as compiled by NCAA staff. The Council was informed of the duties that go along with being a designated or back-up speaker and was asked to advise staff of any changes individuals would like to make. No action was taken.

Presidents Council. The Presidents Council reviewed the speakers chart and was advised of duties inherent with being designated as a speaker. No action was taken.

d. Committees' Review of Membership-Sponsored Proposals.

(1) Proposal No. 2-5 (Eligibility—Hardship Waiver—Percentage Calculation).

Management Council. The Management Council agreed to take no position on this proposal.

Presidents Council. The Presidents Council agreed to take no position on this proposal.

[Note that the Committee on Student-Athlete Reinstatement also agreed to take no position with regard to this proposal.]

(2) Proposal No. 2-9 (Playing and Practice Seasons—Time Limits for Athletically Related Activities—Institutional Vacation Period—Strength and Conditioning Personnel Designing and Conducting Workout Programs.

Management Council. The Management Council agreed to take no position on this proposal.

Presidents Council. The Presidents Council agreed to oppose this proposal. The Presidents Council noted the possible additional time demands and a move toward encouraging year-round training. The Presidents Council also felt that adequate legislation is already in place that provides proper supervision for student-athletes who wish to work out in the summer. The Council requested the Legislation Committee review the current application of the legislation and issue any necessary interpretations to clarify such application related to supervision for safety purposes.

[Note that the Committee on Competitive Safeguards and Medical Aspects of Sports agreed to oppose this proposal, as it had concerns with the lack of proper safety personnel in place during the workout programs to ensure safety of the student-athletes. The committee noted that many institutional sports medicine staff in Division II are on nine- or 10-month contracts and do not work in the summer. The committee further noted that the proposal does not require any institutional staff members with cardiopulmonary resuscitation (CPR) and/or first aid certification to be present during these workout and that medical emergencies that can be triggered by exertion require immediate intervention. The committee believed that if a coach is considered the strength and conditioning coach for all teams and is conducting a voluntary workout with member of his/her athletics team, the term 'voluntary' becomes questionable.]

[Note that the Legislation Committee agreed to take no position on this proposal.]

(3) Proposal No. 2-10 (Playing and Practice Seasons—Basketball—First Contest).

Management Council. The Management Council agreed to oppose this proposal for the same reasons as the Legislation Committee. Additionally, it noted that the proposed amendment increases the length of the regular playing season, while shortening the length of the preseason practice pe-

riod. The Management Council also felt that this legislation, as written, could lead to season/sport overlap.

Presidents Council. The Presidents Council agreed to oppose this legislation, for the same reasons as the Management Council and the Legislation Committee.

[Note that the Legislation Committee agreed to oppose this proposal. The committee noted a need to preserve a consistent date for the first contest against outside competition in basketball to avoid confusion in the membership. The committee also noted that the proposed amendment increases the length of the regular playing season, while shortening the length of the preseason practice period. The committee further noted that some institutions prefer to have more campus engagements on weekdays rather than weekends because there are more campus personnel and students available to attend contests during the week.]

(4) Proposal No. 2-11 (Playing and Practice Seasons—Basketball—Number of Contests—Once-in-Three years Exemption—Conference Challenge Event.

Management Council. The Management Council agreed to take no position on this proposal.

Presidents Council. The Presidents Council agreed to take no position on this proposal.

[Note that the Legislation Committee agreed to take no position on this proposal.]

e. Noncontroversial Legislation Per Constitution 5.3.1.1.2.

Management Council. The Management Council approved in legislative format those proposals that had previously been approved in concept.

Presidents Council. No action was necessary

f. Administrative Regulations.

Management Council. The Management Council recommended that the Presidents Council approve in legislative format those administrative regulations that had previously been approved in concept.

Presidents Council. The Presidents Council approved the administrative regulations, as presented.

g. Modifications of Wording to Conform to the Intent.

Management Council. The Management Council reviewed the modifications of wording. No action was taken.

Presidents Council. No action was necessary.

h. Incorporation of Interpretations.

Management Council. The Management Council approved in legislative format those interpretations that had previously been approved in concept.

Presidents Council. No action was necessary.

i. Convention Schedule and Programs.

Management Council. The Management Council reviewed the overall Convention schedule and the educational sessions scheduled for Division II members. No action was taken.

Presidents Council. The Presidents Council reviewed the overall Convention schedule and the educational sessions scheduled for Division II members. No action was taken.

6. DIVISION II PROJECT TEAMS.

a. Project Team to Review Issues Related to Diversity.

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

Presidents Council. No action was necessary.

b. Game Environment Advisory Group.

Management Council. The Management Council received an oral report on the work of the Game Environment Advisory Group, noting that the group is in the planning stages for various tools and resources related to game environment for the membership that will be posted on the game environment Web site (www.diicommunity.org/gameenvironment). They were advised that the goal of the project team is to have every Division II president/chancellor indicate his/her support of the initiative by signing on to the game-environment pledge by the 2009 NCAA Convention. No formal action was taken.

Presidents Council. No action was necessary.

c. Identity Subcommittee.

Management Council. The Management Council received an oral report on the work of the Identity Subcommittee, to include the most recent shipments of Techno Skinz that were shipped to all active Division II member institutions.

The Management Council was also joined by the president of the Division II Sports Information Directors group to discuss the group's involvement in the strategic positioning initiative. The Management Council noted that it is important for all involved in an athletics program to have discussions on campus to determine how all parties involved can assist in communicating messages about the institution's involvement in intercollegiate athletics and what it means to be a Division II member. Additionally, it was noted that sports information directors/media relations personnel are in a unique position to communicate the messages of Division II intercollegiate athletics. No formal action was taken.

Presidents Council. No action was necessary.

d. Media Advisory Group.

Management Council. The Management Council reviewed the report on the work of the Media Advisory Group, noting that the three-year agreement with CBS College Sports will end in 2009. The Management Council was advised that the Presidents Council will make a decision concerning a future partnership for Division II with a national media entity at its January 2009 meeting. No formal action was taken.

Presidents Council. The Presidents Council reviewed the update from the Media Advisory Group, noting that a recommendation would be in front of them at the January 2009 meeting concerning action to be taken regarding continuance of an agreement with a national media partner. No action was taken.

e. Membership Fund Working Group.

(1) Guiding Principles.

Management Council. The Management Council agreed to recommend that the Presidents Council endorse the guiding principles for the Division II Membership Fund, as recommended. This fund, which is overseen by the Division II Planning and Finance Committee, is an annual line item of $250,000 in the Division II budget. The fund was approved this past spring, as a part of the biennial budget process, and is available on a biannual basis to institutions and conferences to (1) promote the identifica-

tion/encouragement of new Division II members and create opportunities for successful Division II active membership; or (2) enhance or develop additional postseason opportunities (non-NCAA championships), president/chancellor and/or Board education, assistance with conference membership or independent membership opportunities, or opportunities to increase the visibility of Division II. It will be required that all applications requested dollars from the fund include a rationale statement that demonstrates a commitment to benefit Division II and its strategic positioning initiatives. Application requesting dollars will be due in April and September, and the Membership Fund Selection Committee has the authority to approve or deny requests and may also issues certain parameter(s) and/or requirements when approving a request. The application for the Membership Fund will be available on ncaa.org.

Presidents Council. The Presidents Council endorsed the guiding principles, as presented.

(2) Communication of the Membership Fund.

Management Council. The Management Council was informed that there would be various opportunities to communicate the membership fund to the membership, to include: articles in the NCAA News and on ncaa.org; information presented at the 2009 Convention, including at the conference commissioners meeting, the issues forum and the chancellors/presidents meeting and lunch; in quarterly communiqués from the NCAA to the membership; and in monthly commissioners' updates. No formal action was taken.

Presidents Council. No action was necessary.

f. Strategic Planning Advisory Group—2009-2012 Strategic Plan.

Management Council. The Management Council endorsed the strategic plan, as presented, and agreed to recommend that the Presidents Council endorse the strategic plan.

Presidents Council. The Presidents Council endorsed the 2009-2012 strategic plan, as recommended.

g. Student-Athlete Involvement Project Team.

(1) Committee Referrals.

Management Council. The Management Council agreed to refer the following discussion items from the July 2008 Management Council/Student-

Athlete Advisory Committee Summit to the following committees for further discussion and possible action:

- Student-Athletes Becoming Game Officials—To the Championships Committee and the Student-Athlete Advisory Committee.
- Nonqualifiers Practicing and/or Receiving Athletics Aid—To the Academic Requirements Committee.
- Regional Leadership Academies—To the Management Council and the Student-Athlete Advisory Committee.
- Academic Issues—To the Academic Requirements Committee.
- Game Environment—To the Management Council and the Student-Athlete Advisory Committee.
- Community Engagement—To the Management Council and the Student-Athlete Advisory Committee.

Presidents Council. No action was necessary.

(2) Summit Survey Feedback.

Management Council. The Management Council was informed that the feedback from the 2008 Summit was, overall, positive and that the project team would use the feedback to develop the schedule for the 2009 meeting. No action was taken.

Presidents Council. No action was necessary.

7. DIVISION II MANAGEMENT COUNCIL.

a. Roundtable Discussion Topics.

Management Council. The Management Council recessed its formal meeting at 3:22 p.m. Monday to break into round table sessions to discuss Bylaw 14.2.4.2 (Eligibility—Criteria for Determining Season of Eligibility—Participation in Organized Competition Prior to Initial Collegiate Enrollment and after Discontinued Collegiate Enrollment) and enforcement penalties. Reporting out from each individual round table was completed Tuesday morning, with suggestions on both issues given to responsible NCAA staff and committee members.

Presidents Council. The Presidents Council reviewed the legislative concept for Bylaw 14.2.4.2. Initial discussion took place regarding the legislation, with comments noted for staff to take to the Legislation Committee. No formal action was taken.

b. Management Council Elections.

(1) Conference Representation.

Management Council. The Management agreed to recommend that the Presidents Council ratify the elections of the following representatives to the Management Council. All persons will begin their terms at the post-Convention Management Council meeting Saturday, January 17.

- Sandra Michael, director of athletics, Holy Family University (Central Atlantic Collegiate Conference) [2009-2013];
- Sherman Ward, faculty athletics representative, Virginia State University (Central Intercollegiate Athletic Association) [2009-2013];
- Kathleen Turner, faculty athletics representative, Oklahoma Panhandle State University (Heartland Conference) [2009-2013];
- Julie Ruppert, commissioner, Northeast-10 Conference [2009-2012]; and
- Brenda Stevens, senior woman administrator, University of Charleston (West Virginia Intercollegiate Athletic Conference) [2009-2013].

Presidents Council. The Presidents Council ratified the appointments.

c. Management Council Re-election.

Management Council. The Management Council agreed to recommend that the Presidents Council ratify the re-election of Ann Martin, senior woman administrator, Regis University, to the Council for a full four-year term, beginning January 2009

Presidents Council. The Presidents Council ratified the appointment.

d. Chair Election.

Management Council. The Management Council agreed to recommend that the Presidents Council ratify the appointment of Tim Selgo, director of athletics, Grand Valley State University, to a one-year appointment as chair of the Management Council, effective at the post-Convention Management Council meeting Saturday, January 17, 2009.

Presidents Council. The Presidents Council ratified the appointment.

e. Division II Academic Tracking System and Collection of Academic Performance Census Information.

Management Council. The Management Council discussed at length the requirement for academic performance census data that is mandatory, effective in the fall of 2008, for all active Division II institutions. The Management Council agreed to extend the deadline, for the first year only, from 12 weeks after the first day of classes of the fall term of the regular academic year, to 18 weeks after the first day of classes of the fall term of the regular academic year. In addition, the Management Council agreed to provide an incentive to those Division II institutions that complete the submission of the APC by the original deadline. This incentive will be divided among those institutions who comply with the original deadline set by the Academic Requirements Committee. The Management Council noted the importance of this data collection in developing future academic reforms, which is a critical component of the Division II strategic positioning platform.

Presidents Council. No action was necessary.

f. Central Region Commissioners Cup.

Management Council. The Management Council reviewed a document presented jointly by the Northern Sun Intercollegiate Conference and the Rocky Mountain Athletic Conference that summarized a plan to promote and assist teams within both conferences to play regional, nonconference games. No formal action was taken.

Presidents Council. No action was necessary.

8. DIVISION II PRESIDENTS COUNCIL.

a. Vice-chair Report.

Presidents Council. The vice chair updated the Council on the recent committee chairs/staff liaisons meeting; the budget to actual report for 2007-08; and a meet-

ing that was held with presidents and chancellors of schools that are in the exploratory period for Division II membership. No formal action was taken.

b. Term Extension of Committee Member—NCAA Executive Committee Subcommittee on Gender and Diversity Issues.

Presidents Council. The Presidents agreed to extend the term of Antoine Garibaldi on the Executive Committee Subcommittee on Gender and Diversity Issues so that he could serve an additional one year after his term is completed on the Presidents Council. He will serve as chair of the subcommittee until January 2010, at which time, the Presidents Council will select a current member of the Council to serve on the subcommittee.

c. Representatives' Elections.

Presidents Council. The Presidents Council agreed to elect the following presidents for the vacancies on the Council.

Region 1—**Philip Gerbino**, president, University of the Sciences in Philadelphia, replacing Eddie Moore, president, Virginia State University (January 2009-January 2013).

Region 3—**Judith Ramaley**, president, Winona State University, replacing David Danahar, president, Southwest Minnesota State University (January 2009-January 2013).

At-Large—**Carolyn Mahoney**, president, Lincoln University (Missouri) replacing Barbara Dixon, president, Truman State University (Immediate-January 2011, with eligibility for second term).

At-Large—**Mickey Burnim**, president, Bowie State University, replacing Antoine Garibaldi, president, Gannon University (January 2009-January 2013).

d. Chair Election.

Presidents Council. The Presidents Council elected Stephen M. Jordan to a second year as chair of the Council, term expiring after the January 2010 Convention.

e. President's Update.

Presidents Council. The Presidents received an update from the president of the NCAA, which updated the Council on the overall financial status of the Association and his recent visit to China. No formal action was taken.

f. Update from D.C. Office.

Presidents Council. The Presidents Council received an update on government relations from the managing director. Among topics discussed were game security, steroid use, the enforcement process, the Internet gambling act, and the tax exempt status of the NCAA. No formal action was taken.

g. Division II Gender Initiatives.

Presidents Council. The Presidents Council viewed a presentation by the NCAA director of gender initiatives on the principles of gender equity for the Association, that included Division II-specific data. The Presidents Council noted that Division II has made a commitment to gender equity and undertook those discussions in order to have a greater awareness of gender-equity issues within the division, along with the tools and resources available to member schools. The Council agreed to continue its discussions. No formal action was taken.

h. Division II Institutional Self-Study Guide.

Presidents Council. The Presidents Council received an update on modifications made to the Division II ISSG and the rollout of the electronic version. No formal action was taken.

9. NATIONAL OFFICE STAFF UPDATES.

a. Division II Purchasing Web Site.

Management Council. The Management Council viewed a presentation concerning the Division II purchasing Web site and items that will be made available to the Division II membership in 2009. The Management Council was informed that a purchasing catalog is being developed that will be made available to the membership at the 2009 Convention. The Council was also informed that an announcement will be made at the 2009 Convention concerning a $1,000 credit per active Division II institution/conference, for use on the Purchasing Web site.

Presidents Council. No action was necessary.

b. Championships Travel.

Management Council. The Management Council was presented with a supplement that was mailed to the Division II membership concerning a series of travel-related recommendations for review and support. As of now, no changes to any bracketing or seeding principles are being considered for the 2008-09 championships. However, if economic pressures continue to increase, all three divisions

may need to address some of their administrative policies. For Division II, that may mean a review of policies that allow top seeds to host preliminary-round competition. However, a change, such as considering a more centrally geographic location when determining host sites, would require a legislative change voted on by the Division II membership.

The Division II Championships Committee already has embarked on a comprehensive review of all Division II championships for cost-efficiency purposes, and committee members stress that their review will keep the quality of the student-athlete experience as the top priority. No formal action was taken.

Presidents Council. The Presidents Council received a presentation from the senior vice president for championships and the senior vice president for administration on the travel-related recommendations for review and support. No formal action was taken.

c. Division II Model Athletics Program Document.

Management Council. The Management Council endorsed the "Models for Success for a Division II Athletics Program," as presented by the Division II Athletics Directors Association, and recommended that the Presidents Council endorse the document.

Presidents Council. The Presidents Council agreed to endorse the document, as recommended.

d. Staff Liaisons/Committee Chairs Meeting.

Management Council. The Management Council was given an oral update on the staff liaisons/committee chairs meeting held in September. No formal action was taken.

Presidents Council. No action was necessary.

e. Conference Compliance Officers Meeting.

Management Council. The Management Council reviewed the agenda for the conference compliance officers meeting that was held at the national office in October. No formal action was taken.

Presidents Council. No action was necessary.

f. FAR Fellows Institute.

Management Council. The Management Council received an oral update from the FAR Fellows Institute, which was held the preceding weekend. Staff indicated that this was the fourth annual institute and, thus far, 96 different faculty athletics representatives have attended. No formal action was taken.

Presidents Council. No action was necessary.

g. Division II Community Engagement Award of Excellence.

Management Council. The Management Council was presented with a document that summarizes and gives the criteria for the community engagement award of excellence. All Division II institutions/conferences are encouraged to submit their best activity/event prior to Friday, January 30. There will be 22 conference winners, one independent winner and an overall winner, which will be announced at the annual Division II Community Engagement Workshop in April 2009. No formal action was taken.

Presidents Council. No action was necessary.

h. 2009 National Championships Festival.

Management Council. The Management Council was reminded of the invitation for the 2009 National Championships Festival, to be conducted in Houston on March 10-14, 2009. No formal action was taken.

Presidents Council. No action was necessary.

i. Division II Strategic Positioning Survey.

Management Council. The Management Council was presented with a preliminary look at the data from the Division II strategic positioning survey. 598 responses were received prior to the deadline—of those 598 responses, there were 194 conferences and institutions represented. Approximately half of the respondents were student-athletes; the response rate was approximately 25 percent. The Council will review the data in greater detail at the 2009 NCAA Convention. However, it was noted that overall, the division is aware of the various Division II initiatives (e.g., strategic positioning; community engagement; game environment) and that the NCAA Convention has been the most efficient method of communication, followed by conference meetings and the Division II newsletter.

Presidents Council. The Presidents Council also viewed a power point presentation on the preliminary results from the Division II strategic positioning survey. No action was necessary.

j. Executive Vice President's Report.

Management Council. The Management Council was joined by the executive vice president of governance, membership, education and research services. He updated the Council on several items of interest to the Executive Committee, to include the approval of the conflict of interest policy; the Jim McKay scholarship that is being initiated to assist a postgraduate student-athlete who had made significant contributions in the field of communications; and the issue of organizations outside the NCAA being able to access NCAA data for research purposes. He indicated that a working group has been formed to look at this issue and that a final report to determine the direction that the NCAA will take will come from that group at the 2009 Convention. No formal action was taken.

Presidents Council. The executive vice president provided the Presidents Council with an update on similar information. No action was taken.

k. Litigation Update.

Management Council. The Management Council received a litigation update from general counsel. No formal action was taken.

Presidents Council. The Presidents Council received a litigation update form general counsel. No formal action was taken.

10. OTHER BUSINESS.

a. Division III White Paper.

Management Council. The Management Council was provided with a white paper, which was developed by the Division III Presidents Council, on Division II as a member destination. No formal action was taken.

Presidents Council. No action was necessary.

b. Meeting Take-Backs to Conferences.

Management Council. The Management Council was asked to be sure to provide information from the meeting to their conferences/institutions. Primary topics for dissemination included:

Division II Academic Success Rate (ASR) and the Federal Graduation Rate
Academic Performance Census (APC) Data and the Academic Tracking System
Division II Community Engagement Award of Excellence

Discussions with SIDs/Media Relations Directors/Marketing Administrators
2009 NCAA Convention
Division II Membership Fund
Division II Conference Grant Program
Legislative Proposals for the 2009 NCAA Convention
Championships Issue–RAC Members
Championships Issue—Regional Championships Sites
Division II Purchasing Web site
Division II 2009-12 Strategic Plan
Division II Game Environment and Community Engagement Web Sites

No formal action was taken by the Council.

11. ADJOURNMENT.

Management Council. The Management Council adjourned at 11:58 a.m. Tuesday, October 21.

Presidents Council. The Presidents Council adjourned at 12:40 p.m. Thursday, October 30.

MINUTES OF THE

NATIONAL COLLEGIATE ATHLETIC ASSOCIATION

DIVISION II ADMINISTRATIVE COMMITTEE

Teleconference No. 3 December 3, 2008

Participants:

Debbie Chin, University of New Haven
Stephen M. Jordan, Metropolitan State College of Denver, *chair*
Beverley Pitts, University of Indianapolis *(voting by proxy)*
Megan Coyne, NCAA
Mike Racy, NCAA
Ruth Reinhardt, NCAA, *recording secretary*
Terri Steeb, NCAA

Absent:

Pat O'Brien, West Texas A&M University
David Riggins, Mars Hill College

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

The teleconference was called to order at 3:10 p.m. Eastern time. All members were present as noted above. Dr. Jordan was informed that Dr. Pitts was unable to participate on the teleconference, but had reviewed the materials for the meeting and had given her permission to have the Committee consider her as having voted affirmatively to all action items contained in the agenda and supplemental materials.

Acting for the NCAA Division II Management Council and Presidents Council, the Committee took the following actions:

1. Division II Membership Fund Selection Committee. The Committee reviewed the guiding principles for the composition of the Membership Fund Selection Committee.

   It was VOTED

   "To appoint the following Division II representatives to the selection committee, based on the composition requirements:

   Charles Dunn, President Emeritus, Henderson State University *(Chair, three-year term)*
   David Danahar, President, Southwest Minnesota State University *(two-year term)*
   Eddie Moore, President, Virginia State University *(two-year term)*
   Roberta Page, Director of Athletics, Shippensburg University *(three-year term)*
   Debbie Chin, Director of Athletics, University of New Haven *(two-year term)"*

   [Please note that in addition to the persons noted above, Roger Thomas, Director of Athletics, University of Mary, was appointed by the Division II Membership Committee; the Division II

Championships Committee will make its appointment in December, prior to the 2009 NCAA Convention.]

2. Division II Committee Appointments.

It was VOTED

"To appoint Eugene Hermitte, faculty athletics representative, Johnson C. Smith University, to the Division II Committee for Legislative Relief, effective immediately and replacing Amanda Conklin, who resigned from the committee."

3. Presidents Council Project Team and Committee Appointments.

It was VOTED

"To approve the Presidents Council committee/project team assignments, as recommended:

Drew Bogner	Division II Convention Planning Project Team Advisor to the Division II Membership Committee
Mickey Burnim	Division II Convention Planning Project Team
Philip Gerbino	NCAA Executive Committee Subcommittee on Gender and Diversity Issues
Joseph Grunenwald	Division II Planning and Finance Committee
Thomas Harden	Division II Convention Planning Project Team Division II Presidents Council Liaison to the Academic Requirements Committee
Stephen Jordan *(chair)*	Division II Administrative Committee *(chair)* Division II Planning and Finance Committee *(ex officio)* NCAA Executive Committee NCAA Executive Committee Administrative Subcommittee
Ernest McNealey	Division II Project Team to Review Issues Related to Diversity Division II Presidents Council ISSG and Compliance Advisor
Carolyn Mahoney	NCAA Executive Committee Subcommittee on Gender and Diversity Issues
Nancy Moody	Division II Convention Planning Project Team
Cheryl Norton	Division II Planning and Finance Committee
Patrick O'Brien	Division II Planning and Finance Committee Division II Administrative Committee
Beverley Pitts *(vice-chair)*	Division II Administrative Committee Division II Planning and Finance Committee *(chair)* NCAA Executive Committee NCAA Executive Committee Budget and Finance Committee
Judith Ramaley	Division II Student-Athlete Advisory Committee Liaison
David Rankin	Division II Presidents Council Championships Festival Advisor
Hamid Shirvani	NCAA Executive Committee Subcommittee on Gender and Diversity Issues Division II Media Advisory Group

4. Management Council Project Team/Committee Appointments.

It was VOTED

"To approve the Management Council committee/project team assignments, as recommended:

Darrell Axtell	NCAA Research Committee DII Convention Planning Project Team NCAA Walter Byers Scholarship Committee Division II Parliamentarian
Sallie Beard	DII Degree Completion Scholarship Committee DII Convention Planning Project Team DII Management Council Identity Subcommittee
Kathleen Brasfield	DII Planning and Finance Committee DII Management Council Identity Subcommittee (chair)
Rick Cole (Brasfield)	DII Student-Athlete Involvement Project Team DII Student-Athlete Advisory Committee DII Management Council Subcommittee
Bob Fortosis	DII Academic Requirements Committee DII Management Council Subcommittee
Tim Griggs	DII Management Council Identity Subcommittee DII Nominating Committee
Barbara Hannum (Jirkovsky)	DII Student-Athlete Involvement Project Team NCAA Committee on Women's Athletics DII Project Team to Review Issues Related to Diversity
Stephanie Harrison-Dyer	NCAA Minority Opportunities and Interests Committee DII Management Council Subcommittee+ DII Project Team to Review Issues Related to Diversity
Ann Jirkovsky	DII Academic Requirements Committee DII Management Council Subcommittee + (chair)
Ann Martin	DII Student-Athlete Advisory Committee DII Student-Athlete Involvement Project Team DII Legislation Committee (chair)
Wendy Taylor May	DII Nominating Committee DII Management Council Subcommittee (chair) DII Committee on Infractions
Sandra Michael (Beard)	DII Membership Committee

Frances Nee	DII Management Council Subcommittee DII Legislation Committee
Butch Raymond	DII Management Council/Championships Committee Appeals Subcommittee DII Budget and Finance Committee
Herb Reinhard	NCAA Olympic Sports Liaison Committee DII Convention Planning Project Team DII Identity Subcommittee
David Riggins (vice chair)	DII Administrative Committee DII Championships Committee (chair) DII Budget and Finance Committee DII Management Council/Championships Committee Appeals Subcommittee
Julie Ruppert (Sanregret)	NCAA Committee on Sportsmanship and Ethical Conduct DII Convention Planning Project Team
Suzanne Sanregret	DII Championships Committee DII Student-Athlete Reinstatement Committee
Tim Selgo (chair)	DII Administrative Committee DII Budget and Finance Committee (ex officio) DII Management Council/Championships Committee Appeals Subcommittee NCAA Executive Committee NCAA Marketing/Promotions Advisory Group DII Management Council Identity Subcommittee (ex officio)
Karen Soto	DII Project Team to Review Issues Related to Diversity
Brenda Stevens (Nee)	NCAA Committee on Competitive Safeguards and Medical Aspects of Sports DII Management Council Identity Subcommittee
Glenn Stokes	DII Membership Committee (chair) DII Management Council Subcommittee
Kathleen Turner (Soto)	NCAA Postgraduate Scholarship Committee DII Finder of Fact Group
Sherman Ward (Stokes)	DII Committee for Legislative Relief DII Management Council Identity Subcommittee
Willie Washington	DII Management Council Identity Subcommittee NCAA Honors Committee

5. Final 2007-08 Fund Balance Allocations for 2008-09 Budget. The Committee reviewed the budget-to-actual results for 2007-08.

It was VOTED

"To approve the following allocations of the 2007-08 fund balance, as recommended:

Strategic Positioning Initiatives (2008-09)	1,500,000
Funds for Future Television Broadcasts (2009-10)	1,700,000
Rollover to Championships Reserve (2008-09)	315,622
	$3,515,622"

6. Adjournment. There being no further business to be discussed, the meeting was adjourned at 3:32 p.m.

INTERIM ACTIONS TAKEN BY THE DIVISION II ADMINISTRATIVE COMMITTEE VIA E-MAIL

On October 30, an e-mail was sent to Division II Administrative Committee members asking for their approval on Division II committees and sports committees. The following appointments were made by the Committee:

1. Division II Student-Athlete Advisory Committee.

   Northeast-10 Conference—Lauren Marie Silva, American International College, field hockey and lacrosse student-athlete.

   Southern Intercollegiate Athletic Conference—Jessica Vaughn, Kentucky State University, basketball student-athlete.

2. Division II Baseball Committee—Jim Givens, associate athletics director, University of Findlay, to replace Bradley Hewitt, director of athletics, Southern Illinois University, Edwardsville.

SUPPLEMENT NO. 2
DII Mgmt Council 01/09

MINUTES OF THE

NATIONAL COLLEGIATE ATHLETIC ASSOCIATION

EXECUTIVE COMMITTEE

NCAA National Office
Indianapolis, Indiana

October 30, 2008

Participants:

Michael Adams, University of Georgia, chair
Charles Bantz, Indiana University-Purdue University at Indianapolis
James Barker, Clemson University
Debbie Chin, University of New Haven
Damon Evans, University of Georgia
John Fry, Franklin & Marshall College
Bruce Grube, Georgia Southern University
Stephen Jordan, Metropolitan State College of Denver
Robert Kustra, Boise State University
Del Malloy, Salve Regina University
Harvey Perlman, University of Nebraska, Lincoln
John Peters, Northern Illinois University
Beverley Pitts, University of Indianapolis
Thomas Powell, Mount St. Mary's University
Shirley Raines, University of Memphis
Paul Trible, Christopher Newport University
Nancy Zimpher, University of Cincinnati
Myles Brand, NCAA
Bernard Franklin, NCAA
Delise O'Meally, NCAA, recording secretary

Anthony DiGiorgio, Winthrop University, was unable to participate. Edward Ray, Oregon State University, participated via telephone.

Also in attendance were: Gary Brown, director of NCAA News; Scott Bearby, managing director of legal affairs/associate general counsel; Erik Christianson, director of public and media relations; Elsa Cole, vice president of legal affairs/general counsel; Joni Comstock, senior vice president of championships/senior woman administrator (SWA); Dennis Cryder, senior vice president of branding and communications; Jim Isch, senior vice president of administration/chief financial officer (CFO); Tom Jernstedt, executive vice president; Kevin Lennon, vice president of membership services; Tom Paskus, principal academic research scientist; Todd Petr, managing director of research; Wallace Renfro, senior advisor to the NCAA president; Bob

Williams, managing director of public and media relations; David Berst, Daniel Dutcher and Mike Racy, NCAA governance vice presidents; and Beth DeBauche, Leah Nilsson and Terri Steeb, NCAA governance directors.

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

The meeting was called to order at 3:20 p.m. by the chair, President Adams. All members were present as noted above.

1. Welcome and announcements. Adams welcomed members and staff to the meeting. He welcomed Pitts, the new Division II Presidents Council vice chair.

2. Approval of August 7, 2008, meeting minutes.

   It was VOTED

   "To approve the Executive Committee minutes of the August 7, 2008, meeting as distributed."

3. NCAA President's report.

   a. Executive session. The Executive Committee convened in executive session and received an update on the facility expansion.

   b. Football Limited Liability Company (LLC). The Committee also received a report from Jernstedt on a Football LLC established to centralize and improve football officiating. The framework of the LLC was developed in 2006 through collaboration with the Collegiate Commissioners Association (CCA) and the NCAA. A national coordinator was appointed to serve as a national spokesperson for college officiating issues; work directly with the college football community to accurately communicate officiating issues; create and develop national training programs; assign and evaluate postseason officiating crews; and coordinate national meetings of the college officiating community. Jernstedt noted positive reaction at the end of the first year. He also noted that the CCA has expressed interest in possibly establishing a similar LLC for basketball.

c. Officials' background check update. The Committee received an update on the NCAA game officials' background check program. The program has been in existence for several years and requires individuals officiating an NCAA Division I championship in the sports of baseball, men's basketball, men's ice hockey or women's basketball, or a postseason football bowl game, to agree to a background check every year. The Committee acknowledged the importance of consistency in the way background checks are conducted for all these sports and supported a recommendation that President Brand appoint a staff group to apply consistency. It also noted the need to expand the criteria used to determine eligibility to serve as an official by adding a financial element that may trigger further review. To this end, an individual's financial status and/or involvement in the casino industry may require additional review.

4. Litigation update. The Committee received a report from the NCAA general counsel regarding litigation and settlement actions.

5. NCAA Division I Board of Directors and Divisions II and III Presidents Councils reports.

a. Division I Board of Directors. The Committee received an update on the actions of the Division I Board of Directors. These included:

1. Division I Committee on Academic Performance (CAP). Received a report from the CAP that it:

a. Reviewed graduation success rate (GSR) data, which show student-athletes continue to perform well in the classroom with more student-athletes graduating from college. The GSR data indicate that 79 percent of student-athletes in the 2001 cohort graduated.

b. Learned that preliminary academic progress rate (APR) data show encouraging news. The Board of Directors discussed the importance of sharing this good news with the media.

c. Agreed to sponsor legislation in the 2008-09 legislative cycle to require a two-year college transfer student to have his/her initial academic eligibility certified by the NCAA Eligibility Center prior to the end of the student-athlete's first regular academic term of full-time enrollment at a Division I institution.

d. Agreed to grant the CAP time to develop a mechanism to track the APR performance of head coaches and to engage coaches' associations in this discussion. As part of the discussion, the Board of Directors noted there may be more pressure placed on academic support personnel.

2. Division I Men's Basketball Academic Enhancement Group. Received a brief update on the work of the Division I Men's Basketball Academic Enhancement Group, which has been charged with, not only identifying characteristics that may improve the academic performance of Division I men's basketball student-athletes, but with suggesting changes that would enhance the academic performance of those student-athletes. The Board noted that the group is expected to have recommendations by April 2009 but that much work needs to be done, especially with regard to transfer students.

3. Report of the Division I Leadership and Legislative Councils. Received a report from the Division I Leadership Council. The chair of that group noted that there is a high level of enthusiasm regarding the new Division I governance structure. All of the cabinets and Councils have met to identify issues for the Division I agenda, and there has been a great focus on enhancing levels of coordination regarding addressing issues on the Division I agenda. The Board also received a report from the Division I Legislative Council. There are 68 proposals in the annual Division I legislative cycle, and the Board used its legislative authority to sponsor two proposals in this year's cycle.

4. Championships travel. Received a presentation from Joni Comstock and Dave Schnase in which they discussed recent travel industry trends and reviewed a series of recommendations designed to address concerns related to the high cost of championships transportation and the reduction in flight capacity.

b. Division II Presidents Council. The Committee received an update on the actions of the Division II Presidents Council. These included:

1. Division II academic success rate (ASR). Recent data indicate that Division II student-athletes are graduating at about a 70 percent rate. Division II has collected ASR data for three years, which include transfer and nonscholarship student-athletes into the calculation and, as a result, reveal a more accurate picture for graduation rates than the federal graduation rate. For the three-year cohort, the ASR is 15 percentage points higher than the federal rate (70 percent versus 55 percent) and 16 points

higher for the entering class of 2001 (71 percent versus 55 percent). Additionally, for the last 10 years, Division II student-athletes have federal graduation rates that are significantly higher than their student-body counterparts. For the entering class of 2001, the difference was nine percentage points (55 percent to 46 percent).

2. 2009-12 Division II strategic plan. Endorsed the new 2009-2012 Division II strategic plan, which aligns with the Division II strategic positioning platform. As a result of that alignment, the division has developed five strategic goals for the next three years, which include (a) academics and life skills; (b) athletics operations and compliance; (c) game day and conference and national championships; (d) membership and positioning initiatives; and (e) diversity and inclusion. The updated Division II strategic plan will be distributed to the membership at the 2009 NCAA Convention.

3. Diversity issues. Division II has made a commitment to gender equity, and the Presidents Council has undertaken discussions to provide greater awareness of gender-equity issues within the division, along with the tools and resources available to member schools. The division also has spent time discussing challenges for Hispanic-serving institutions (HSI) in Division II. While the Division II Presidents Council will continue to promote gender-equity awareness among Division II chancellors and presidents and monitor Division II HSI challenges, it believes both issues deserve greater attention from an Association-wide perspective.

4. Division II elections. Jordan was re-elected to serve as chair of the Presidents Council for a second term in 2009. Additionally, the Presidents Council will have four new members in 2009: Philip Gerbino, University of the Sciences in Philadelphia; Judith Ramaley, Winona State University; Mickey Burnim, Bowie State University, and Carolyn Mahoney, Lincoln University. Tim Selgo, director of athletics, Grand Valley State University, was elected chair of the Division II Management Council. His term will begin immediately following the close of the Division II business session at the 2009 Convention.

c. Division III Presidents Council. The Committee received an update on the actions of the Division III Presidents Council. These included:

1. White papers on membership growth. Reviewed the status of its series of white papers on the future growth of the division and agreed that the themes of the first two papers – (a) presidential leadership and (b) the philosophy and identity of Division III – are especially significant. The

Presidents Council agreed to seek ways for presidents to better manage the affairs of the division, both in terms of the structure and duties of the Presidents Council, and the more focused and effective involvement of Division III presidents at the Convention. Further, it noted that after several years of examining potential criteria that could divide the division, it now is time to share the many positive aspects of Division III through a marketing and branding initiative. This effort should emphasize the Division III philosophy, which was strongly endorsed in the spring membership survey.

2. Presidents Council nominations. Formally nominated four new members for terms beginning with the close of the 2009 Convention: James Schmotter, Western Connecticut State University (Little East Conference); Ron Thomas, University of Puget Sound (Northwest Conference); James Bultman, Hope College (Michigan Intercollegiate Athletic Association); and Kendall Baker, Ohio Northern University (Ohio Athletic Conference). It also approved its 2009 leadership: Paul Trible, Christopher Newport University, chair; and Jim Harris, Widener University, vice chair.

3. Budget and strategic plan. Received a report from the Strategic Planning and Finance Committee regarding the final 2007-08 budget-to-actual, as well as 2008-09 projections. It also acknowledged that, as part of its strategic plan review, the division will engage in a comprehensive evaluation of all Division III programs supporting diversity and gender equity.

4. Drug education and testing pilot update. Received a report on its drug education and testing pilot. At the midpoint of this two-year pilot, the four emerging issues are the levels of self-reported substance use; student-athlete consensus on drug testing; differences in use patterns inside and outside of the playing season; and alignment of drug-testing results and self-reported substance abuse across terms. The pilot's final report will be issued in the fall of 2009.

6. NCAA Executive Committee Subcommittee on Gender and Diversity Issues.

a. The Committee received a report from the Executive Committee Subcommittee on Gender and Diversity Issues that included an update on the recommendations from the Diversity Leadership Strategic Planning Committee. The subcommittee noted four key areas of focus: (1) fostering the diversity of student-athletes; (2) promoting a climate of inclusion; (3) recruitment hiring and retention; and (4)

supporting, integrating, and promoting women's sports. The subcommittee noted that progress is being made in all areas of oversight.

b. It reviewed a report from the NCAA Committee on Women's Athletics. The subcommittee reviewed research reports that indicate high school participation data and preliminary NCAA Gender Equity Report statistics show fairly flat participation improvements for women, and decreases in operating and recruiting expenses for women's teams in Division I. The subcommittee also reviewed a report from the NCAA Minority Opportunities and Interests Committee (MOIC) and noted some concern related to the lack of diversity within governance committees and the overall lack of racial/ethnic minority athletics administrators at NCAA member institutions. It also discussed the issue of sudden cardiac arrest and the disparate impact this disease has on student-athletes of color. The subcommittee noted that MOIC will continue to discuss this issue.

c. The subcommittee continued its discussion on several issues surrounding gender and diversity. The subcommittee noted that data support the notion that in Division II, while the number of women participating in sports has increased, it has not increased in proportion to participation rates for men. In fact, in recent years, the trend seems to indicate a greater number of male sports being added, thus offsetting any gains for female athletes. Additionally, a demographic shift in certain regions of the country indicates an increase in the Hispanic/Latino population, and, therefore, an increasing number of Hispanic-serving institutions. This shift suggests the need for an exploration of how the NCAA can impact the Hispanic/Latino community in a way that eventually will lead to more Hispanic/Latino student-athletes, graduates, coaches and athletics administrators in the future. The subcommittee requested additional research on these issues and will continue these discussions from an Association-wide perspective during its next meeting.

d. Finally, the subcommittee noted that Antoine Garibaldi, president of Gannon University, received a waiver of Division II Presidents Council policies and procedures to continue to serve as chair of the subcommittee through 2009. Garibaldi's term on the Division II Presidents Council ends at the close of the 2009 Convention.

7. Other business. The Executive Committee reviewed a request from a Division I conference to permit absentee voting at the NCAA Convention. Pursuant to its authority to address Association-wide matters, the Committee affirmed the current policy that requires institutions to be present at the Convention in order to register a vote.

8. Future meetings. The Committee reviewed its future meetings schedule.

9. Adjournment. Adams adjourned the meeting at 4:45 p.m.

# # # # #